



# The Environmental Notice

December 23, 2009

## OAHU (HRS 343)

- 1. [Kalaeloa Airport Development \(DEA\)](#) ..... 2
- 2. [Meleana Place Drainage Improvements \(DEA\)](#) ..... 2

## LANAI (HRS 343)

- 3. [Lanai Senior Center \(FEA\)](#) ..... 3

## MAUI (HRS 343)

- 4. [Ohana Kai Village Affordable Housing Project and Related Improvements \(DEIS\)](#) ..... 3
- 5. [Lahainaluna High School Cafeteria \(FEA\)](#) ..... 4

## HAWAII (HRS 343)

- 6. [Queen Liliuokalani Village Off-Site Sewer Line \(FEA\)](#) ..... 5

## CONSERVATION DISTRICT USE PERMITS (HRS 183C)

- Kalakaua Marine Education Center Consolidation and Subdivision Hawaii ..... 5

## COASTAL ZONE NOTICES (HRS 205A)

### Federal Consistency Reviews

- Kona Ocean View Properties Subdivision Water System Upgrade, Hawaii ..... 6

- Special Management Area Minor Permits** ..... 6

### Shoreline Notices

- Shoreline Certification Applications ..... 7

- Shoreline Certifications and Rejections ..... 7

- POLLUTION CONTROL PERMITS (HRS 342B)** ..... 8

- GLOSSARY** ..... 9

**Paperless Update:** In July 2008, OEQC went paperless by discontinuing all hardcopy mailings of *The Environmental Notice*. By putting *The Environmental Notice* on our website, we reach a greater audience and save about \$7,000 per year in postage. We recently changed our distribution list requirements to allow for agencies and other interested parties to review environmental assessments and impact statements on CD rather than a hardcopy. Doing so has saved thousands of pages of paper per month, as well as, the time and cost of printing and distributing hardcopies. MAHALO to everyone for making a difference!

*The Environmental Notice* informs the public of environmental assessments and other documents that are available for review and comment per HRS §343-3 and is updated on the 8<sup>th</sup> and 23<sup>rd</sup> of each month on the Office of Environmental Quality Control's website. If you would like to be notified when it is updated, send us your email address and we'll put you on our mailing list.

Katherine Puana Kealoha, Esq., Director · Office of Environmental Quality Control · 235 South Beretania Street, Suite 702 · Honolulu, HI 96813  
 Tel: 586-4185 · Fax: 586-4186 · Email: [oeqc@doh.hawaii.gov](mailto:oeqc@doh.hawaii.gov) · Website: <http://hawaii.gov/health/environmental/oeqc/index.html/>  
 Toll Free: Kauai: 274-3141 ext. 64185 · Maui: 984-2400 ext. 64185 · Molokai/Lanai: 1-800-468-4644 ext. 64185 · Hawaii: 974-4000 ext. 64185

**OAHU (HRS 343)**

**1. Kalaeloa Airport Development (DEA)**

**Island:** Oahu  
**District:** Ewa  
**TMK:** 9-1-13:32 and 66  
**Proposing Agency:** State Dept of Transportation, Airports Division, 400 Rodgers Boulevard, Suite 700, Honolulu, HI 96819, Lynette Kawaoka, 838-8818  
**Approving Agency:** Same  
**Consultant:** Wilson Okamoto Corporation, 1907 South Beretania Street, Suite 400, Honolulu, HI 96826. John Sakaguchi, AICP, Project Manager, 946-2277  
**Comments:** DEA 30-day comment period starts from the date of this Notice. Address comments to the Proposing Agency and Consultant  
**Permits:** FAA Form 7460-1 Notice of Proposed Construction or Alteration, NPDES, Underground Injection Control, Chapter 6E, HRS Historic Preservation Review, Grading, Trenching, Building, Sewer Connection

The State Department of Transportation, Airports Division, is proposing to construct T-hangars at Kalaeloa Airport in the Ewa district on the island of Oahu. Kalaeloa Airport occupies approximately 753 acres in the central portion of the former U.S. Naval Air Station Barbers Point. Within Kalaeloa Airport, DOT proposes to construct 144 T-Hangars, eight (8) lease lots, and related access roads for use by lessees on about 54.5 acres (about 1,800 feet by 1,470 feet). The project site was previously cleared and paved by the U.S. Navy and used as an aircraft parking apron. The project site is generally bounded by Midway Road on the north, the Airport boundary on the west, Taxiway C on the south, and Taxiway C-2 on the east.

The 144 T-hangars would be constructed in a series of eight (8) rows with 18 T-hangars in each row. Each hangar would be about 1,500 square feet and would accommodate a single aircraft. An office area would be located at one end of each row and restrooms at the other end. The finished floors of the T-hangars will match the grade of the surrounding apron/taxilane area to allow entry of the aircraft without a change in elevation. In addition to the T-hangars, eight (8) lease lots would be developed south of the existing parking lots and buildings on Midway Road. Accessory improvements include access roads, sewer, water, fire, and drainage improvements.

**2. Meleana Place Drainage Improvements (DEA)**

**Island:** Oahu  
**District:** Honolulu  
**TMK:** Right-of-Way surrounded by (1)1-9-03:02-10, 26, 31, 37 & 38  
**Proposing Agency:** Dept of Design and Construction, City and County of Honolulu, 650 South King Street, Honolulu, HI 96813. Scott Nakamatsu, PE, 768-8812  
**Approving Agency:** Same  
**Consultant:** Gray, Hong, Nojima & Associates, Inc., 841 Bishop Street, Suite 1100, Honolulu, HI 96813. Sheryl E. Nojima, PhD, PE, 521-0306  
**Comments:** DEA 30-day comment period starts from the date of this Notice. Address comments to the Proposing Agency and Consultant  
**Permits:** Building, Street Usage, Excavate (Trenching), Community Noise, Connection to Storm Drain System

The City and County of Honolulu proposes to construct an underground drainage system to alleviate flooding that occurs in private residential areas at the downhill side at the end of Meleana Place in Nuuanu, Honolulu. Property owners have reported that during periods of heavy rainfall, storm water generated from adjacent hillside traverses across the roadway and ends up in their lots. The proposed system will include installation of the following infrastructure: 130 LF 12- to 36-inch diameter reinforced concrete pipe; 9 catch basins; 5 storm drain manholes;

100 LF of trench drains; and 2' x 4' box culvert connection to existing drainage ditch at the intersection of Meleana Place and Waokanaka Street.

Direct temporary impacts resulting from construction activities include increased traffic congestions, noise, and dust. There should be no impacts to endangered species, archaeological resources, or cultural practices. No longer-term adverse indirect, secondary and cumulative impacts are anticipated. Beneficial long-term impacts include reduced flooding in the vicinity of Meleana Place. The project construction cost has been estimated at \$411,000 and will be funded by the City and County of Honolulu. Construction is expected to begin early to mid 2011 and should be completed within 9 months.

### **LANAI (HRS 343)**

#### **3. Lanai Senior Center (FEA)**

**Island:** Lanai  
**District:** Lanai  
**TMK:** 4-9-09:06  
**Proposing Agency:** Dept of Housing and Human Concerns, County of Maui, 2200 Main Street, Suite 546, Wailuku, HI 96793. Robin Tanaka, 270-7313  
**Approving Agency:** Same  
**Consultant:** Gerald Park Urban Planner, 95-595 Kanamee Street #324, Mililani, HI 96789. Gerald Park, 625-9626  
**Comments:** FEA accepted by the Approving Agency. There is no comment period  
**Permits:** Demolition, Building, Electrical and Plumbing, Grading and Grubbing, Variance, Certificate of Occupancy, Variance from Pollution Controls (Noise), Chapter 6E Review

Direct impacts resulting from construction include fugitive dust, noise, erosion, vehicle traffic, loss of vegetation except for the Cook Island pine trees which will be retained, and temporary relocation of senior citizen programs and community uses to another in-town location. In the long-run the new Senior Center will provide a safe, clean, and building code compliant setting for senior citizens and the community. The site plan provides ADA accessible walkways, elevator, and a parking stall, a drop off area, and open space areas for landscaping, gardening, and outdoor functions. Office space for the Department of Housing and Human Services and Division of Motor Vehicles continues decentralizing some County of Maui functions into the community.

Impacts on archaeological and cultural resources, groundwater resources, protective services, and adjoining land uses are not anticipated. Impacts on land uses are not anticipated and the architectural design of the structure will sustain and promote the architectural design themes established for properties surrounding Dole Park and Lanai City in general. A modest increase in domestic water consumption, wastewater flow, and electrical usage can be expected. Runoff is expected to marginally increase because of the increase in impervious surface area (primarily because of the enlarged roof area) but drainage improvements will help to positively drain the site. Off-street parking will not be provided (except for one accessible parking stall) but adverse impacts are not anticipated.

### **MAUI (HRS 343)**

#### **4. Ohana Kai Village Affordable Housing Project and Related Improvements (DEIS)**

**Island:** Maui  
**District:** Wailuku  
**TMK:** (2) 3-6-01:18, (2) 3-6-04:03(por.), and 08(por.)  
**Applicant:** MVI, LLC, 4372 West Waiola Street, Kihei, HI 96753. Jesse Spencer, 298-7708  
**Accepting Authority:** Dept of Housing and Human Concerns, County of Maui, 2200 Main Street, Suite 546, Wailuku, HI 96793. Jo-Ann Ridao, Deputy Director, 270-7805  
**Consultant:** Munekiyo & Hiraga, Inc., 305 High Street, Suite 104, Wailuku, HI 96793. Mark Alexander Roy, AICP, Project Manager, 244-2015  
**Comments:** DEIS 45-day comment period starts from the date of this Notice. Address comments to the Applicant, with copies to the Accepting Authority and Consultant

**Permits:** County Section 201H HRS Approval, District Boundary Amendment (pursuant to Section 15-15-97 of the State Land Use Commission Rules), Subdivision Approval, Construction, Special Management Area (as applicable), Section 404 Department of Army (as applicable), Section 401 Water Quality Certification (as applicable), Coastal Zone Management Consistency Determination (as applicable), Underground Injection Control (as applicable), NPDES (as applicable)

The applicant (MVI, LLC) proposes the development of a residential subdivision on approximately 257 acres of land in Maalaea, Maui. The subdivision would contain approximately 1,100 affordably-priced single-family dwellings. Sixty (60) percent (660 units) of these units will be made available to qualified individuals in Below Moderate to Above Moderate (81 percent to 140 percent) median income groups. To maintain the affordability of the remaining forty (40) percent (440 units) of units that would be offered for sale in accordance with market demand, the applicant will set prices for those homes at or below the upper threshold of pricing for the Gap Income (141 to 160 percent) median income group. In addition to the residential component, the project will also include a neighborhood-oriented village town center, parks, open space, as well as lands for public/quasi-public use. The project is anticipated to have a beneficial impact on the local economy both during construction and in the long term. Tax revenues generated by the project will support the ability of the State and County to provide enhanced regional public services over time. Project implementation will result in increased stormwater runoff and the creation of demand for infrastructure and associated services. To address these concerns, water conveyance, drainage and wastewater systems will be engineered and installed by the applicant, including a new onsite Wastewater Treatment Plant and an offsite private drinking water system utilizing groundwater wells. As reflected by the existing designation (Project District 12) in the Kihei-Makena Community Plan, the project site is considered to be a suitable location for the development of much needed affordable housing for Maui's working families. See also the [Appendices](#).

#### 5. [Lahainaluna High School Cafeteria \(FEA\)](#)

**Island:** Maui  
**District:** Lahaina  
**TMK:** (2) 4-6-18:12 (por.)  
**Proposing Agency:** State Dept of Education, P.O. Box 2360, 1390 Miller Street, Honolulu, HI 96804. Ben Miura, Project Coordinator, 586-0429  
**Approving Agency:** Same  
**Consultant:** Chris Hart & Partners, Inc., 115 N. Market Street, Wailuku, HI 96793. Chris Hart, President, 242-1955  
**Comments:** FEA accepted by the Approving Agency. There is no comment period  
**Permits:** Building, grading

The State of Hawaii, Department of Education (DOE) proposes the construction of a new, approximately 21,000 square foot cafeteria building on the existing Lahainaluna High School campus. The school's existing cafeteria facility is inadequate to serve the current enrollment of 977 students.

The size of the proposed facility is based on the DOE Facility Assessment and Development Schedule for a design enrollment of 1,400 students. The facility will include a kitchen, dining area with stage and back-of-house provisions, restrooms, faculty dining room, and custodial center. The cafeteria will be constructed on a previously developed site at the northwest corner of the campus, adjacent to existing cafeteria and classroom buildings. Site improvements will include connections to existing power, water, and sewer service; grading, retaining, and drainage improvements; and paving, walkways and landscape planting.

The proposed action is not anticipated to produce significant impacts to surrounding properties, nearshore waters, natural resources, scenic resources, and/or archaeological and historic resources on the site or surrounding properties. Public infrastructure and services are adequate to serve the project and are not anticipated to be significantly impacted by the proposed project.

**HAWAII (HRS 343)**

**6. Queen Liliuokalani Village Off-Site Sewer Line (FEA)**

**Island:** Hawaii  
**District:** North Kona  
**TMK:** (3) 7-4-13:123, 7-4-21:20, and 7-4-21:21  
**Proposing Agency:** Dept of Environmental Management, County of Hawaii, 25 Aupuni Street, Hilo, HI 96720. Dora Beck, 961-8083  
**Approving Agency:** Same  
**Consultant:** Belt Collins Hawaii Ltd., 2153 North King Street, Suite 200, Honolulu, HI 96819. Glen Koyama, 521-5361  
**Comments:** FEA accepted by the Approving Agency. There is no comment period  
**Permits:** Right-of-Entry, Work Within County Right-of-Way, NPDES, Grading

The County of Hawaii Department of Environmental Management is proposing to construct an approximately 3,800 linear-foot, off-site sewer line to connect Queen Liliuokalani Village's sewer system with an existing County sewer line in Keahuolu, North Kona, Hawaii. The proposed 8-inch diameter gravity line will cross Palani Road, Department of Hawaiian Home Lands property, and Hawaii Housing Finance & Development Corporation property before following the planned Keanalehu Drive extension to the existing Keanalehua Drive and Manawalea Street intersection to connect with the County system.

The new sewer line will occur as a temporary application across primarily undeveloped land. Its proposed alignment has been planned to avoid impacting existing archaeological sites. No federally-listed "threatened" or "endangered" botanical or fauna species, as recorded by current surveys, will be affected. Construction of the sewer line across Palani Road would involve installation by either the traditional open-trench method or micro-tunneling method. A decision on the method will be made during the contractor selection and award process and include provisions that will provide mitigation measures to maintain safe through-traffic while construction is occurring.

Estimated construction cost for the project ranges from \$1.7 to \$2.1 million (2008 estimate). Construction is expected to start in the first quarter of 2010 or after all government approvals are secured. Construction is projected to be completed approximately one year thereafter.

**CONSERVATION DISTRICT USE PERMITS (HRS 183C)**

Persons interested in commenting on the following Conservation District Use Application (CDUA) must submit comments to the Department of Land and Natural Resources (HRS 183C and HAR §13-5). Both comments and requests for notification of determinations must be submitted to DLNR within thirty days from the initial date that the notice was published in the Environmental Notice. Please include the following: (1) name and address of the requestor; (2) the permit for which the requestor would like to receive notice of determination; and (3) the date the notice was initially published in the Environmental Notice. Send comments and requests to: Department of Land and Natural Resources, Office of Conservation and Coastal Lands, P.O. Box 621, Honolulu, HI 96809. DLNR will make every effort to notify those interested in the subject CDUA. However, it is not obligated to notify any person not strictly complying with the above requirements. For more information, contact Kimberly Tiger Mills at 587-0382.

**Kalakaua Marine Education Center Consolidation and Subdivision**

**File No.:** CDUA HA-3532  
**Applicant:** University of Hawaii at Hilo  
**Landowner:** State of Hawaii  
**Location:** Puako, Lalamilo, Island of Hawaii  
**TMK:** (3) 6-6-02:31; (3) 6-9-01:01  
**343, HRS determination:** The Final Environmental Assessment was published in OEQC's Environmental Notice on March 23, 2009, and the University of Hawaii at Hilo was the approving agency  
**Applicant's Contact:** Thomas A. Fee of Helber Hastert & Fee, 545-2055

**COASTAL ZONE NOTICES**

**Federal Consistency Reviews**

The Hawaii Coastal Zone Management (CZM) Program has received the following federal actions to review for consistency with the CZM objectives and policies (HRS 205A). This public notice is being provided in accordance with Section 306(d)(14) of the National Coastal Zone Management Act of 1972, as amended. For general information about CZM federal consistency please call John Nakagawa with the Hawaii CZM Program at 587-2878. For neighboring islands use the following toll free numbers: Lanai & Molokai: 468-4644 x72878, Kauai: 274-3141 x72878, Maui: 984-2400 x72878 or Hawaii: 974-4000 x72878. For specific information or questions about an action listed below please contact the CZM staff person identified for each action. Federally mandated deadlines require that comments be received by the date specified for each CZM consistency review. Comments may be submitted to: Office of Planning, Department of Business, Economic Development and Tourism, P.O. Box 2359, Honolulu, HI 96804. Email: [jnakagaw@dbedt.hawaii.gov](mailto:jnakagaw@dbedt.hawaii.gov) or Fax: (808) 587-2899.

**1. Kona Ocean View Properties Subdivision Water System Upgrade, Hawaii**

Applicant: County of Hawaii Department of Water Supply  
Contact: Ryan Quitoriano, 961-8070, ext 256  
Consultant: Ron Terry, 969-7090  
Federal Action: Federal Funds  
Federal Agency: U.S. Department of Agriculture, Rural Utility Service  
Location: Puukala, North Kona, Hawaii  
TMK: (3) 7-2-9:41  
CZM Contact: John Nakagawa, 587-2878, [jnakagaw@dbedt.hawaii.gov](mailto:jnakagaw@dbedt.hawaii.gov)

Proposed Action: Construct a permanent water system for the Kona Ocean View Properties Subdivision that meets current Department of Water Supply (DWS) standards by connecting to a water main at the intersection of the subdivision road with Mamalahoa Highway. Water pipelines will be installed through trenching within the existing paved roadway and adjacent right-of-way on the subdivision's roads. County water service was not available for the subdivision when it was developed in 1959 and residences initially relied on individual rainwater catchment systems. In the mid-1990s, 20 5/8-inch meters were installed to serve some of the homes in the subdivision. The proposed project will provide a 5/8-inch meter for each lot, involving relocating the existing 20 meters and installing an additional 47 meters to service residences lacking direct DWS service.

Comments Due: January 6, 2010

**Special Management Area (SMA) Minor Permits**

The following is a list of SMA Minor permits that have been approved or are pending by the respective county/state agency (HRS §205A-30). For more information, please contact the appropriate county/state Planning Department. Honolulu (523-4131); Hawaii (961-8288); Kauai (241-6677); Maui (270-7735); Kakaako (Honolulu) or Kalaeloa Community Development District (587-2840).

Location (TMK)	Description (File No.)	Applicant/Agent
Hawaii: South Hilo (2-1-06:02)	Alteration/Addition to the Existing Warehouse/Retail Building (SMM 09-133)	Kwai Chang Publico
Maui: (3-7-03:09)	Maui Beach Hotel Relocate Trailer (SM2 20010056)	Yano, Masashi
Maui: (2-6-13:11)	Two Dwellings, Wood Frame Carport & Trellis Patios (SM2 20090085)	Sak, Joshua
Maui: (4-6-01:09)	Banyan Tree Holiday Celebration (SM2 20090086)	Lahaina Town Action Committee
Maui: (3-7-02-17)	Wind Turbines on Roof (SM2 20090087)	Gholkar, Satish
Maui: (3-9-35-126)	After-the-fact Wall Addition (SM2 20090088)	Fong, Roderick
Maui: (3-8-79-07)	Install Gridtied Photovoltaic (SM2 20090089)	Lampshire, Bryan

**Shoreline Notices - Certification Applications**

The following shoreline certification applications (HRS §205A-42 and HAR §13-222-12) are available for inspection at the DLNR District Land Offices on Kauai, Hawaii and Maui and in Honolulu, 1151 Punchbowl Street, Room 220, (ph. 587-0414). All comments shall be submitted in writing to the State Land Surveyor, 1151 Punchbowl Street, Room 210, Honolulu, HI 96813 and postmarked no later than 15 calendar days from the date of the public notice of the application. If there are any questions, please call Ian Hirokawa at 587-0420.

File No.	Date	Location	Applicant/Owner	TMK
OA-1343	12/9/09	Lot 9 in Section B of Kawaihoa Beach Lots as shown on Bishop Estate Map 4210-H situate at Kawaihoa, Waialua, Oahu Address: 61-529 Kamehameha Highway Purpose: Building setback requirement	Jaime F. Alimboyoguen/ Marlu West	6-1-09:13
MO-146	12/8/09	Lot 338, Ld. Ct. App. 1683, Map 19, and Easement 182, Map 23, Molokai Ranch. Grant 3146 (por.) to Charles P. Bishop situate at Kaluakoi, Molokai Address: 4260 Pohakuloa Road Purpose: Building setback	Raymond Turner/ Thomas & Kerri Lether	5-1-08:50
HA-415	11/25/09	Portion of Lot 108 of the Shores of Kohanaiki Resort Subdivision (F.P. 2463) being a portion of Grant 3086 to Kapena situate at Kohanaiki, North Kona, Island of Hawaii Address: N/A Purpose: Determine setback for building construction	Sam O. Hirota, Inc./ Kohanaiki Shores LLC	7-3-09:03, 16 & 18

**Shoreline Notices - Certifications and Rejections**

The following shorelines have been proposed for certification or rejection by DLNR (HRS §205A-42 and HAR §13-222-26). Any person or agency wishing to appeal shall file a notice of appeal in writing with DLNR no later than 20 calendar days from the date of the public notice. The notice of appeal shall be sent to the Board of Land and Natural Resource, 1151 Punchbowl Street, Room 220, Honolulu, HI 96813.

File No.	Proposed/Rejected	Location	Applicant/Owner	TMK
OA-1320	Proposed Shoreline Certification	Lot D "Kimo Subdivision" being a por. of Lot 83 of Pupukea-Paumalu Beach Lots and being also a por. of Grant 8645 to Joseph B. Lightfoot situate at Pupukea, Koolauloa, Oahu Address: 59-165 D Ke Nui Road Purpose: Development of property	Dennis K. Hashimoto/ Glen Wachtel	5-9-02:17
OA-1321	Proposed Shoreline Certification	Lot 44 Mokuleia Beach Subdivision File Plan 863 situate at Kamananui, Waialua, Oahu Address: 68-247 Au Street Purpose: Obtain building permit	Wesley Tengan/ Mun Won Chang	6-8-12:44
OA-1336	Proposed Shoreline Certification	Lot 2697 as shown on Map 274 of Land Court Application 1069 situate at Honouliuli, Ewa, Oahu Address: N/A Purpose: Shoreline determination	Park Engineering/ City and County of Honolulu	9-1-134:06
OA-1337	Proposed Shoreline Certification	Lot 11729 as shown on Map 846 and Lot 17865 as shown on Map 1376 of Land Court Application 1069 situate at Honouliuli, Ewa, Oahu Address: 91-101 Papipi Road Purpose: Shoreline determination	Park Engineering/ Haseko (Ewa), Inc.	9-1-134:07 & 14

MA-431	Proposed Shoreline Certification	Lot 5 of the subdivision of Lot 14-B, Waiohuli-Keokea Beach Lots being a portion of Grant 9664 to A. Akina situate at Kihei, Maui Address: 83 Kapu Place Purpose: Building setback determination	Raymond Turner/ Broadfoot Maui Property Trust	3-9-09:07
MA-438	Proposed Shoreline Certification	Portion of Lot 6 of the Kihei Beach Lots Subdivision (por. of Grant 3152 to Henry Cornwell & R.P. 8140, L.C. Aw. 5230 to Keaweamahi) situate at Kihei, Wailuku, Maui Address: 115 N. Kihei Road Purpose: Building permit	Steve Hiller/ Kihei Sands AOA	3-8-13:13
KA-328	Rejection	Portion Princeville Hotel Property, situate at Hanalei, Halelea, Kauai Address: 5520 Ka Haku Road Purpose: Building permit	Walter P. Thompson, Inc./ Princeville Hotel LP	5-4-04:35 5-4-11:04
MA-427	Withdrawal of Rejection	Land Court Application 404 (Map 1) situate at Kooka and Alio, Lahaina, Makawao, Maui Address: 455 Front Street Purpose: N/A	Akamai Land Surveying, Inc./ Joe Fedele	4-6-02:06

**POLLUTION CONTROL PERMITS**

The following is a list of some pollution control permits currently before the State Department of Health (HRS 342B and HAR §11-60.1). For more information, please contact the number below.

Branch Permit Type	Applicant and Permit Number	Project Location	Date	Proposed Use
Clean Air Branch, 586-4200, Covered Source Permit	E.M. Rivera & Sons, Inc. CSP No. 0476-01-CT Renewal Application No. 0476-03	Located at: Temporary Sites, State of Hawaii	Issued: 11/30/09	170 TPH Portable Crushing Plant with 362 HP Diesel Engine Generator
Clean Air Branch, 586-4200, Covered Source Permit	Tesoro Hawaii Corp. CSP No. 0212-01-C Application for Renewal No. 0212-21 Minor Modification Nos. 0212-27 and 0212-28	Located at: 91-325 Komohana Street Kapolei, Oahu	Comments Due: 1/07/2010	Petroleum Refinery
Clean Air Branch, 586-4200, Non-Covered Source Permit	Big Island Landscaping NSP No. 0706-01-NT Initial Application No. 0706-01	Located at: 55-326 Hoesa Rd., Hawi 61-3285 Maluokalani St., Kamuela	Issued: 12/4/09	125 TPH Horizontal Grinder and 300 cu- yd/hr Screen
Clean Air Branch, 586-4200, Non-Covered Source Permit	Blue Cross Animal Hospital NSP No. 0412-01-N Renewal Application No. 0412-03	Located at: 1318 Kapiolani Blvd., Honolulu, Oahu	Issued: 12/8/09	75 lb/hr Pathological Waste Incinerator
Clean Air Branch, 586-4200, Non-Covered Source Permit	Cellana, LLC NSP No. 0697-01-N Application for Modification No. 0697-02	Located at: North Kona, Hawaii	Issued: 12/9/09	Three (3) 160 kW Diesel Engine Generators



## **GLOSSARY**

### **Agency Actions**

Any department, office, board, or commission of the state or county government which is part of the executive branch of that government per [HRS §343-2](#).

### **Applicant Actions**

Any person who, pursuant to statute, ordinance, or rule, requests approval for a proposed action per [HRS §343-2](#).

### **Draft Environmental Assessment**

When an Agency or Applicant proposes an action that [triggers](#) [HRS 343](#), an Environmental Assessment shall be prepared at the earliest practicable time to determine whether an environmental impact statement shall be required per [HRS §343-5\(b\)](#), for Agency actions and [HRS §343-5\(c\)](#), for Applicant actions. For environmental assessments for which a Finding of No Significant Impact is anticipated, a Draft EA (DEA) shall be made available for public review and comment for 30 days and public notice is published in this periodic bulletin per ([HRS §343-3](#)), also known as The Environmental Notice.

### **Final Environmental Assessment and Finding of No Significant Impact**

The Agency shall respond in writing to comments received during the review and prepare a Final EA (FEA) to determine whether an environmental impact statement shall be required. The FEA must respond to all public comments. If there are no significant impacts, then the Agency will issue a Finding of No Significant Impact (FONSI). An Environmental Impact Statement will not be required and the project may then be implemented. The public has 30 days from the notice of a FONSI in this bulletin to ask a court to require the preparation of an EIS.

### **Final Environmental Assessment and Environmental Impact Statement Preparation Notice**

An EIS shall be required if the Agency finds that the proposed action may have a significant effect on the environment. The Agency shall file notice of such determination with OEQC, called an EIS Preparation Notice (EISPN). After the notice of the EISPN is published in this bulletin, the public has 30 days to request to become a consulted party and make written comments. The public (including the Applicant) has 60 days from the notice of the EISPN in this bulletin to ask a court to not require the preparation of an EIS.

### **Draft Environmental Impact Statement**

After receiving the comments on the EISPN, the Agency or Applicant must prepare a Draft Environmental Impact Statement (DEIS). The [content requirements](#) of the DEIS shall contain an explanation of the environmental consequences of the proposed action including the direct, indirect and cumulative impacts and their mitigative measures. The public has 45 days from the first publication date in this bulletin to comment on a DEIS. The DEIS must respond to comments received during the EISPN comment period in a point-by-point manner.

### **Final Environmental Impact Statement**

After considering all public comments filed during the DEIS stage, the Agency or Applicant must prepare a [Final EIS](#) (FEIS). The FEIS must respond in a point-by-point manner to all comments from the draft and must be included in the FEIS. See here for [style](#) concerns. For Applicant projects, the Approving Agency is authorized to accept the FEIS. For an Agency project, the Governor or the Mayor (or their designated representative) is the Accepting Authority. Only after the FEIS is accepted may the project be implemented.

### **Acceptability**

If the FEIS is [accepted](#), notice of this action is published in this bulletin. The public has 60 days from the date of notice of acceptance to ask a court to vacate the acceptance of a FEIS. For Applicant actions, the Approving Agency must make a determination on acceptance within 30 days of receipt of the FEIS or the FEIS is deemed accepted. For Applicant actions, the law provides for an administrative appeal of a non-acceptance to the Environmental Council.

### **National Environmental Policy Act**

The [National Environmental Policy Act](#) (NEPA) requires federal projects to prepare an EA or EIS. In many ways it is similar to Hawaii's law. Some projects require both a State and Federal EIS and the public comment procedure should be [coordinated](#). OEQC publishes NEPA notices in this bulletin to help keep the public informed of important federal actions.

### **Conservation District**

Any use of land in the State Conservation District requires a Conservation District Use Application (CDUA). These applications are reviewed and approved by the Board of Land and Natural Resources. Members of the public may intervene in the permit process. Notice of permit applications are published in this bulletin.

### **Special Management Area and Shoreline Setback Area**

The Special Management Area (SMA) is along the coastline of all islands and development in this area is generally regulated by [HRS 205A](#), and [county ordinance](#). A special subset of the SMA that is regulated by [HRS 343](#), is the [Shoreline Setback Area](#). Most development in this area requires a Special Management Permit. This bulletin posts notice of these SMA applications to encourage public input.

### **Shoreline Certifications**

State law requires that Hawaii shorelines be surveyed and certified when necessary to clearly establish the shoreline setback from the certified shoreline. The public may participate in the process to help assure accurate regulatory boundaries. Private land owners often petition to have their shoreline certified by the State surveyor prior to construction. This bulletin publishes notice from the Department of Land and Natural Resources of shoreline certification applicants and final certifications or rejections.

### **Environmental Council**

The [Environmental Council](#) is a 15-member citizen board appointed by the Governor. They serve as a liaison between the Director of OEQC and the general public concerning ecology and environmental quality. The Council makes the rules that govern the Environmental Impact Statement process ([HRS 343](#)). [Agendas](#) of their regular meetings are posted on the Internet and the public is invited to attend.

### **Exemption Lists**

Government agencies must keep a list describing the minor activities they regularly perform that are [exempt](#) from the environmental review process. These lists and any amendments shall be submitted to the Council for review and concurrence ([HAR §11-200-8\(d\)](#)). This bulletin will publish an agency's draft exemption list for public comment prior to Council decision making, as well as notice of the Council's decision on the list.

### **Endangered Species**

This bulletin is required by [HRS §343-3\(c\)](#), to publish notice of public comment periods or public hearings for Habitat Conservation Plans (HCP), Safe Harbor Agreements (SHA), or Incidental Take Licenses (ITL) under the federal Endangered Species Act, as well as availability for public inspection of a proposed HCP or SHA, or a proposed ITL (as a part of an HCP or SHA).