THE ENVIRONMENTAL NOTICE
A semi-monthly periodic bulletin published by the Office of Environmental Quality Control pursuant to Section 343-3, Hawai’i Revised Statutes
March 23, 2012

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The Environmental Notice informs the public of environmental assessments, impact statements, determinations and other documents that are available for review and comment per HRS 343-3 and is issued on the 8th and 23rd of each month on the Office of Environmental Quality Control’s website. If you would like to be notified as each issue is published, please send us your email address and we’ll put you on our mailing list.

Neil Abercrombie, Governor · Gary Hooser, Director · Office of Environmental Quality Control · 235 South Beretania Street, Suite 702 · Honolulu, Hawai‘i 96813
Tel: 586-4185 · Fax: 586-4186 · Email: oeqc@doh.hawaii.gov · Website: http://hawaii.gov/health/environmental/oeqc/index.html/
Toll Free: Kaua‘i: 274-3141 ext. 64185 · Maui: 984-2400 ext. 64185 · Molokai/Lāna‘i: 1-800-468-4644 ext. 64185
Hawai‘i: 974-4000 ext. 64185
HAWAI’I

1. Miloli’i Community Center (HRS 343 DEA-AFONSI)

   District: South Kona
   TMK: (3) 8-9-014: 038, 039, 040, and 041.
   Permits Required: State of Hawai’i, HRS Chapter 343, Environmental Impact Statements; State Conservation District Use Permit; Special Management Area Use Permit (SMA); Building Permits; Grading and Grubbing Permits
   Applicant: Pa’a Pono Miloli’i (501c3), PO Box 7715, Hilo, Hawai’i, 96720. Contact: Kaiali’i Kahele, (808) 783-4069. Electronic mail: paaponoinc@gmail.com
   Approving Agency: County of Hawai’i Planning Department, Bobby Jean Leithead-Todd, Director, 101 Pauahi Street, Suite 3, Hilo, Hawai’i 96720. Phone (808) 961-8288.
   Consultant: Joseph Farber, Farber & Associates, 2722 Ferdinand Ave., Honolulu, Hawai’i 96822. Contact: Joe Farber, (808) 988-3486. Electronic mail: joefarber@hotmail.com.

   Pa’a Pono Miloli’i, a non-profit 501(c)(3) organization, has been awarded Federal Housing and Urban Development (HUD) Economic Development Initiative funds to design and construct a multi-purpose community center in Miloli’i to address the community’s need for a permanent, covered community center and gathering space for public meetings, cultural activities, and educational and recreational programs.

   The proposed project site is located within Miloli’i Village on four State-owned parcels which total 40,000 square feet, are adjacent to the shoreline, and where the remnants of an abandoned desalinization plant currently stand. The shoreline in this area is very rocky and allows very limited and difficult access to the ocean.

   The community center features a 4,000 square foot (80 ft. x 50 ft.) community center which features a large central covered lanai, an enclosed office, a visitor reception center, a library, kitchen, and a classroom, two detached 400 square foot guest quarters with restrooms, and unpaved parking for fifteen vehicles. The buildings would be constructed on concrete slab foundations surrounded by tile and concrete flooring, with plaster-finished walls and exterior stone veneers. The three structures would total 4,800 square feet and would be designed and constructed to meet Americans with Disabilities Act Accessibility Guidelines (ADAAG).

2. Ho’okena Beach Park Pavillon (HRS 343 DEA-AFONSI)

   District: South Kona
   TMK: (3) 8-6-013: 021
   Permits Required: State of Hawai’i, HRS Chapter 343, Environmental Impact Statements; Special Management Area Use Permit (SMA); Building Permits; Grading and Grubbing Permits
   Applicant: Pa’a Pono Miloli’i (501c3) & Friends of Ho’okena Beach Park (501c3), PO Box 7715, Hilo, Hawai’i, 96720. Contact: Kaiali’i Kahele, (808) 783-4069. Electronic mail: paaponoinc@gmail.com
   Approving Agency: County of Hawai’i Planning Department, Bobby Jean Leithead-Todd, Director, 101 Pauahi Street, Suite 3, Hilo, Hawai’i 96720. Telephone (808) 961-8288
   Consultant: Joseph Farber, Farber & Associates, 2722 Ferdinand Ave., Honolulu, Hawai’i 96822. Contact: Joe Farber, (808) 988-3486. Electronic mail: joefarber@hotmail.com.
   Status: Thirty-day public comment period ending April 23, 2012. Send original letter to proposing agency, with copies to the consultant and OEQC.

   The Friends of Ho’okena Beach Park and their partner Pa’a Pono Miloli’i, both non-profit 501(c)(3) organizations, have been awarded Federal Housing and Urban Development (HUD) funds to create a multi-purpose community center at Ho’okena Beach Park on County-owned lands. The proposed Park Pavilion is intended to serve as a hub for community meetings, cultural activities, education programs, and recreation.
MAUI

3. County of Maui, Employee Parking Lot at Wailuku Union Church (HRS 343 DEA-AFONSI)

District: Wailuku
TMK: (2) 3-4-014:005
Permits: Historic District Approval and Setback variance
Proposing Agency: County of Maui, Department of Public Works, 200 South High Street, Wailuku, Hawaii 96793. Contact: David Goode, Director (808) 270-7845.
Consultant: Joseph Alueta, Administrative Planning Officer, 250 South High Street, Wailuku, Hawaii 96793, telephone (808) 270-7743
Status: Thirty-day public comment period ending April 23, 2012, Send original letter to proposing agency, with copies to the consultant and OEQC.

Maui County is requesting necessary land use entitlements as an “applicant” to be able to develop the property as an employee parking lot located at Wailuku, further identified as 2307 Main Street Wailuku, Maui, TMK: (2) 3-4-014:005. The applicant is seeking to develop the parking lot on approximately 25,800 square feet of the subject 115,843 sq.ft parcel. The Applicant is a lessee of Wailuku Union Church. Related improvements include the construction of improved driveway connections to the adjacent streets, internal roadway and aisles, and a pedestrian path and stairs to Aupuni Street. The parking lot will be gravel with asphalt curbing. To implement the proposed employee parking lot as envisioned by the Applicant, Historic District Approval and a variance from setback and landscaping requirements. Since the project is located within a Historic District and the Applicant is the County of Maui and County funds will be expended for the project, the preparation of Environmental Assessment (EA) consistent with the provisions within Chapter 343, HRS.

4. Kahului Airport Access Road, Phase I Pu‘unene Avenue to Hana Highway (NEPA EA)

District: Wailuku
TMK: (2) 3-8-006:075 and (2) 3-8-080:999
Permits: County of Maui, Grading and Grubbing Permit
Applicant: State of Hawaii, Department of Transportation, 650 Palapala Drive, Kahului, Hawaii 96732, Contact: Robert Spilker, (808) 873-3376
Approving Agency: Federal Highway Administration, P.O. Box 50206, Honolulu, Hawaii 96950, Contact: Abraham Wong, telephone (808) 541-2700
Consultant: Munekiyo & Hiraga, Inc., 305 High Street, Suite 104, Wailuku, Hawaii 96793, Contact: Karlynn Fukuda, (808) 244-2015
Status: NEPA Thirty-day comment period beginning on March 23, 2012, and ending on April 23, 2012. Please send comments to Robert Spilker at State Department of Transportation (SDOT) with copy to Munekiyo & Hiraga, Inc.

The NEPA EA documents the anticipated land use impacts of the construction approximately 4,700 lineal feet for the Kahului Airport Access Road, Phase I from the intersection of Puunene Avenue to the Hana Highway intersection. The project purpose is to provide additional capacity and alleviate traffic congestion from existing routes to the Kahului Airport (Keolani Place and Dairy Road) by providing an alternate route which would redistribute vehicles and provide a more direct route to the airport. The proposed road will also address existing service deficiencies on Keolani Place and Dairy Road. Three (3) alternatives (including the No-Build and road widening) are evaluated. Additionally three (3) alternatives are evaluated for the Hana Highway intersection. The Proposed Action (Alternative 2) and the Simple At-Grade Hana Highway intersection (Alternative 1) will not have significant impacts based on criteria specified in NEPA 42 U.S.C. 4332(2)(c). A copy of the EA document is available for review at the Kahului Public Library.
5. **Ma‘ili Beach Park Improvements (HRS 343 FEA-FONSI)**

District: Waianae  
TMK: 8-7-16:01  
Permits Required: Special management area  
Proposing Agency: Department of Design and Construction, City and County of Honolulu, 650 South King Street, Honolulu, Hawai‘i 96813  
Determination agency: Department of Design and Construction, City and County of Honolulu, 650 South King St, Honolulu, Hawai‘i, 96813. Contact: Dan Takamatsu, electronic mail - dtakamatsu@honolulu.gov, telephone 768-8401  
Consultant: Eugene Dashiell, AICP, 728 Nunu Street, Kailua, Hawai‘i 96734. Contact: Eugene Dashiell, telephone (808) 254-4522  
Status: Finding of No Significant Impact (FONSI); project may proceed.

This Environmental Assessment addresses proposed improvements at Ma‘ili Beach Park. The proposed improvements would add: children’s play apparatus, fitness equipment, and expand a parking lot by adding 60 standard stalls, two compact and two ADA stalls to the existing 56 standard stalls and three ADA stalls. The total number of stalls after the project is completed would be 116 standard stalls, two compact and 5 ADA stalls. The improvements are within a 0.9 acre area and include appropriate landscaping, irrigation and utilities as well as improvements at the St. John’s Road intersection at Farrington Highway with a new pocket left turn lane to a new driveway to the park and closure of the driveway to the park at Palakamana Street and Farrington Highway. During construction the two bus stops on both sides of the Highway nearest to St. John’s Road will be temporarily relocated nearby by the contractor who will coordinate with the Department of Transportation Services. There are no known historic or prehistoric sites affected.

6. **Keoniana Apartments (HRS 343 FEA-FONSI)**

District: Honolulu  
TMK: 2-6-015: 067, 068  
Permits Required: Special District (Major), Building, Grading, Construction Dewatering, Excavate Public Right-of-Way, Sewer Connection, Certificate of Occupancy, Water and Water System Requirements, Street Usage, Variance from Pollution Controls, NPDES, Historic Site Review  
Applicant: Keoniana Partnership Limited, c/o 2702 Pali Highway, Honolulu, Hawai‘i 96817. Contact: Stanford Lee, telephone (808) 440-2780  
Approving Agency: City and County of Honolulu, Department of Planning and Permitting, 650 South King Street, Honolulu, Hawai‘i 96813. Contact: Lin Wong, telephone (808) 768-8033  
Consultant: Gerald Park Urban Planner, 95-595 Kanamee Street #324, Mililani, Hawai‘i 96789. Contact: Gerald Park, telephone (808) 625-9626  
Status: Finding of No Significant Impact (FONSI); project may proceed.

The applicant proposes to demolish two existing single-family dwellings and construct a new three-story, 12-unit multifamily dwelling on four jointly developed lots (two parcels) in Waikiki. Site work including demolition and construction will raise dust, generate noise, alter the existing landform, contribute to traffic on nearby streets, and create temporary traffic delays on Keoniana Street when material are unloaded and utility connections made in the road right-of-way. Existing tenants of the two buildings will have to vacate the premises. Construction dewatering may be required because of the high water table. The structure will be supported on concrete piles thus pile driving noise will be audible for a minimum of one month. Long-term impacts include adding twelve rental apartment units to the housing and rental apartment inventory in Waikiki. The municipal sewer system is at capacity but will be able to accommodate direct and delayed discharge during non-peak hours. Surface runoff in excess of existing runoff will be directed into open space and landscaped areas and allowed to evaporate or percolate into the ground. The three-story building is comparable in height to adjoining walk-up apartment buildings. Its pitched roof, overhangs on four sides, and absence of exterior walkways and apartment entries on the exterior will make the structure appear to be a large dwelling rather than an
apartment building. Trees and palms and colorful shrubs will be installed on site. The proposed project is not anticipated to adversely impact the environment. A Findings of No Significant Impact has been issued.

7. **Kailua District Park Softball Field Lighting System Replacement (HRS 343 DEA-AFONSI)**

District: Ko'olaupoko  
TMK: 4-3-056: 009  
Permits: Building Permits  
Proposing Agency: City and County of Honolulu, Department of Design and Construction, 650 South King Street, 11th Floor, Honolulu, Hawai'i 96813.  
Consultant: Environmental Communications, Inc., 1188 Bishop Street, Suite 2210, Honolulu, Hawai'i 96813. Contact: Taeyong Kim (808-528-4661)  
Status: Thirty-day public comment period ending April 23, 2012. Address comments to proposing agency with copies to consultant and OEQC.

The project site is in current use as one of three softball fields located within the Kailua District Park complex. The park service as the primary municipal recreational complex in the central Kailua Town area. The project site is located immediately north of Kailua Road, and across the street from commercial properties and the Kailua Town retail district. To the west lie more commercial areas. The District Park office, swimming pool, tennis courts and parking lot and additional play fields lie to the north and northwest. The Kailua Intermediate School lies to the northeast of the site. Southeast of the project site lies residential areas.  
The proposed project consists of the replacement of the existing softball field lighting system. The proposed scope of work will include the removal of the existing system, the installation of new poles and luminaries, new control systems, and a new accessible walkway.

8. **Saint Augustine by-the-Sea Church Master Plan Project (HRS 343 FEA-FONSI)**

District: Honolulu  
TMK: 2-06-026: 012 and 015  
Permits Required: Special Management Area Use Permit (Major), Waikiki Special District Permit (Major), Conditional Use Permit (Minor) – Joint Development, NPDES Permit (Construction Activities), Construction Noise Permit, Building and other Ministerial Permits.  
Applicant: Roman Catholic Church in Hawai'i, St. Augustine by-the-Sea Church, 130 ‘Ohua Avenue, Honolulu, Hawai'i 96815. Contact: Father Lane Akiona  
Telephone: (808) 973-9788  
Approving Agency: Department of Planning and Permitting, City and County of Honolulu, 650 South King Street, 7th Floor, Honolulu, Hawai'i 96813. Contact: Lin Wong, telephone (808) 768-8033  
Consultant: Helber Hastert & Fee, Planners, 733 Bishop Street, Suite 2590, Honolulu, Hawai'i 96813. Contact: Ronald A. Sato, AICP, Senior Planner, phone (808) 545-2055  
Status: Thirty-day public comment period ending April 23, 2012. Address comments to applicant/approving agency with copies to consultant and OEQC.

The Roman Catholic Church in Hawai'i is proposing to implement improvements to their St. Augustine by-the-Sea Church property in accordance with a new master plan that considered the existing condition of their facilities and future needs for their parish. The master plan has identified repair and renovation improvements to existing facilities (such as roofing, parking, security, exterior accessibility, and signage) and also has included new facilities consisting of: (1) a new two-story St. Damien Museum located along their Kalakaua Avenue frontage; and (2) a new four-story multi-purpose building with one floor devoted to a parish hall and office space, and the remaining floors used for parking and storage. The existing parish hall building will be demolished under this project. Construction-related traffic, air, and noise impacts will be short-term in nature. No significant adverse impacts, cumulative impacts, and secondary impacts are anticipated from the proposed improvements.
9. **Waimanalo Bay Beach Park Master Plan (HRS 343 DEA-AFONSI)**

**District:** Ko‘olaupoko  
**TMK:** 4-1-015:015  
**Permits Required:** Special Management Area Use Permit; Shoreline Setback Determination; Compliance with Chapter 6E, HRS (Historic Preservation); Conditional Use Permit-minor; Public Infrastructure Map Amendment  
**Proposing Agency:** City and County of Honolulu, Department of Design and Construction, Facilities Division, Planning Branch, 650 S. King Street, 11th floor, Honolulu, Hawai‘i 96813.  
**Contact:** Terry Hildebrand, Planner telephone (808) 768-8401  
**Determination Agency:** City and County of Honolulu, Department of Design and Construction, 650 S. King Street, 11th floor, Honolulu, Hawai‘i 96813. Contact: Lori M.K. Kahikina, P.E., Director (808) 768-8480  
**Consultant:** PBR Hawaii & Associates, Inc., 1001 Bishop Street, Suite 650, Honolulu, Hawai‘i 96813-3484.  
**Contact:** Catie Cullison, Project Manager (808) 521-5631  
**Status:** Thirty-day public comment period ending April 23, 2012. Address comments to determination agency with copies to consultant and OEQC.

The Waimanalo Bay Beach Park Master Plan includes sports fields, an increase in the number of camp sites, two group camping/gathering areas, walking trails, picnic areas along with new comfort stations and parking areas.

The Master Plan is compliant with land use controls of the City, State and Federal government and not expected to have a significant impact on the natural or social environment. The primary mitigation measure proposed is to avoid construction in sensitive areas, including: areas of known archaeological resources; intact sand dunes; large trees; and the floodplain. In the areas where earth movement is proposed, Archaeological Inventory Survey prior to action and archaeological monitoring alongside best management practices during construction are recommended. The Master Plan anticipates the possibility of lighting one sports field. Proposed mitigation includes shielding light fixtures and incorporating automatic timers for shut off. To mitigate against the impacts to water resources, the Master Plan proposes the use of pervious materials for parking areas, landscaped bioswales and use of treated, recycled water from the Waimanalo Waste Water Treatment Plant for landscape irrigation. Traffic mitigation measures include widening the on-site access drive to allow for a left turn lane out of the Park.
## SHORELINE NOTICES

### SHORELINE - Certifications and Rejections

The shoreline notices below have been proposed for certification or rejection by the Department of Land and Natural Resources (DLNR) (HRS 205A-42 and HAR 13-222-26). Any person or agency who wants to appeal shall file a notice of appeal in writing with DLNR no later than 20 calendar days from the date of this public notice. Send the appeal to the Board of Land and Natural Resources, 1151 Punchbowl Street, Room 220, Honolulu, Hawai‘i 96813.

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<thead>
<tr>
<th>File No.</th>
<th>Proposed/Rejected</th>
<th>Location</th>
<th>Applicant/Owner</th>
<th>TMK</th>
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<tbody>
<tr>
<td>OA-1473</td>
<td>Proposed Shoreline Certification</td>
<td>Lot 6-B, R.P. 7984, L.C. Aw. 4452, Ap.13 to H. Kalama and Parcel 6-B-1 of Reclaimed (Filled) Land of Kaneohe Bay, situate at Kaneohe, Ko‘olaupoko, O‘ahu</td>
<td>Walter P. Thompson, Inc./ Sherryl Beucher</td>
<td>4-4-007:017</td>
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<tr>
<td>MA-498</td>
<td>Proposed Shoreline Certification</td>
<td>Exclusion ‘D’ of Land Court Application 1846 (Map 1) being a portion of Grant 234 to Linton L. Torbert and William Wilcox situate at Papaanui, Honua‘ula, Makawao, Maui</td>
<td>Akamai Land Surveying, Inc./ State of Hawai‘i</td>
<td>2-1-007:083</td>
</tr>
<tr>
<td>MO-158</td>
<td>Proposed Shoreline Certification</td>
<td>Royal Patent 2993, Land Commission Award 134-B, Apana 1 to Kamakahi at Kalua‘aha, Moloka‘i. Address: 7616 Kamehameha V Highway Purpose: Building permit for new dwelling</td>
<td>Russell N.J. Higa/ George Apau Ching Revocable Living Trust &amp; Zorelinda Ching Revocable Living Trust</td>
<td>5-7-011:047</td>
</tr>
<tr>
<td>MA-482</td>
<td>Rejection</td>
<td>Lot A of the Waiohuli-Keokea Beach Lots situate at Kihei, Kula, Maui</td>
<td>Leslie K.T. Lau/ Passon Family Trust</td>
<td>3-9-009:008</td>
</tr>
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</table>

### SHORELINE – Certification Applications

The shoreline certification applications above are available for review at the DLNR Offices on Kaua‘i, Hawai‘i, Maui, and Honolulu, 1151 Punchbowl Street, Room 220 (HRS 205A-42 and HAR 13-222-12). All comments shall be submitted in writing to the State Land Surveyor, 1151 Punchbowl Street, Room 210, Honolulu, Hawai‘i 96813 and postmarked no later than 15 calendar days from the date of the public notice of the application. For more information, call Ian Hirokawa at 587-0420.

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<tr>
<td>OA-1481</td>
<td>3/9/12</td>
<td>Lots 158 to 162, inclusive of Land Court Application 1069 (Map 26) situate at Honolulu, Ewa, O‘ahu. Address: 91-333, 91-329, 91-317, 91-309 and 91-303 Papipi Road Purpose: Shoreline determination</td>
<td>Park Engineering/ Haseko (Ewa), Inc.</td>
<td>9-1-011:001-005</td>
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<tr>
<td>OA-1482</td>
<td>3/9/12</td>
<td>Lot 157 as shown on Map 26 and Lot 297 as shown on Map 45 of Land Court Application 1069 situate at Honolulu, Ewa, O‘ahu. Address: 91-295 Papipi Road Purpose: Shoreline determination</td>
<td>Park Engineering/ Haseko (Ewa), Inc.</td>
<td>9-1-011:006 &amp; 007</td>
</tr>
<tr>
<td>OA-1483</td>
<td>3/9/12</td>
<td>Lot 2697 as shown on Map 274 of Land Court Application 1069 situate at Honolulu, Ewa, O‘ahu. Address: Oneula Beach Park Purpose: Shoreline determination</td>
<td>Park Engineering/ City and County of Honolulu</td>
<td>9-1-134:006</td>
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</tbody>
</table>
COASTAL ZONE MANAGEMENT NOTICES

The SMA Minor permits below have been approved or are pending approval (HRS 205A-30). For more information, contact the county/state Planning Department. Honolulu (523-4131); Hawai‘i (961-6288); Kaua‘i (241-6677); Maui (270-7735); Kaka‘ako or Kalaeloa Community Development District (587-2840).

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<td>Hawai‘i: Waiakea (2-1-007: 011 &amp; 025)</td>
<td>Heiau Preservation and Documentation (SMM 12-206)</td>
<td>Don Pakele and Department of Land and Natural Resources, State Historic Preservation Division</td>
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<tr>
<td>Maui: Kihei (3-8-077: 009)</td>
<td>Strengthening Roof Structure (SM2 20120016)</td>
<td>Darin Fukunaka</td>
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<tr>
<td>Maui: Wailea (2-1-023: 006)</td>
<td>Apartment Alteration: Building 3-C, Unit 301 &amp; 303 (SM2 20120017)</td>
<td>Satish K Gholkar</td>
</tr>
<tr>
<td>Maui: Wailea (2-1-023: 006)</td>
<td>Apartment Alteration: Unit 102 (SM2 20120019)</td>
<td>Satish K Gholkar</td>
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<tr>
<td>Maui: Maalaea (3-8-014: 021)</td>
<td>Outdoor Wall Mount Lights (SM2 20120021)</td>
<td>JDC Design &amp; Consulting SVC</td>
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<tr>
<td>Maui: (3-9-005: 024)</td>
<td>Wood Wall at Makai Boundary (SM2 20120022)</td>
<td>Alyce Haines</td>
</tr>
<tr>
<td>Maui: Hana (1-3-002: 002)</td>
<td>Install 30,600 Water Tank (SM2 20120023)</td>
<td>Wayne Arakaki</td>
</tr>
<tr>
<td>Maui: (3-7-005: 012)</td>
<td>Farmer’s Market/Crafters/Tents/Umbrellas (SM2 20120024)</td>
<td>BDG, Inc.</td>
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<tr>
<td>O‘ahu: Kaneohe (4-7-014: 014)</td>
<td>New Office Building (2012/SMA-5)</td>
<td>Reduce Reuse Recyclers Services Hawaii LLC</td>
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FEDERAL NOTICES

AES Hawaii, Inc.; Notice of Petition for Temporary Waiver

Take notice that on March 5, 2012, pursuant to section 292.205(c) of the Federal Energy Regulatory Commission’s (Commission) Rules of Practice and Procedure, 18 CFR 292.205(c), AES Hawaii, Inc. (AES Hawaii) filed a Request for Temporary Waiver, for calendar year 2011, of the five percent operating standard set forth in 18 CFR 292-205(a)(1) of the Commission’s Regulations for the topping-cycle cogeneration facility located on the island of O‘ahu, Hawai‘i. AES Hawaii makes such a request because of a forced boiler outage in the fourth quarter of 2011. Any person desiring to intervene or to protest this filing must file in accordance with Rules 211 and 214 of the
Commission’s Rules of Practice and Procedure (18 CFR 385.211, 385.214). Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a notice of intervention or motion to intervene, as appropriate. Such notices, motions, or protests must be filed on or before the comment date. On or before the comment date, it is not necessary to serve motions to intervene or protests on persons other than the Applicant. The Commission encourages electronic submission of protests and interventions in lieu of paper using the “eFiling” link at http://www.ferc.gov. Persons unable to file electronically should submit an original and 14 copies of the protest or intervention to the Federal Energy Regulatory Commission, 888 First Street NE., Washington, DC 20426. This filing is accessible on-line at http://www.ferc.gov, using the “eLibrary” link and is available for review in the Commission’s Public Reference Room in Washington, DC. There is an “eSubscription” link on the web site that enables subscribers to receive email notification when a document is added to a subscribed docket(s). For assistance with any FERC Online service, please email FERCOntlineSupport@ferc.gov, or call (866) 208–3676 (toll free). For TTY, call (202) 502–8659 (see, 77 FR 15099, March 14, 2012)

POLLUTION CONTROL PERMITS

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<td>Clean Air Branch, Covered Source Permit</td>
<td>CHRRV/H-POWER Renewal Application No. 0255-07, CSP No. 0258-01-CT</td>
<td>Located at 91-174 Hanua Street, Kapolei, O‘ahu</td>
<td>Comments due on April 09, 2012</td>
<td>H-Power Refuse Derived Fuel (RDF) Facility</td>
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<tr>
<td>Clean Air Branch, Covered Source Permit</td>
<td>CHRRV/H-POWER Renewal Application No. 0255-07, CSP No. 0258-02-CT</td>
<td>Located at 91-174 Hanua Street, Kapolei, O‘ahu</td>
<td>Comments due on April 09, 2012</td>
<td>H-Power Mass-burn Facility</td>
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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 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.

Draft Environmental Impact Statement
After receiving the comments on the EISPN, the Agency or Applicant must prepare a Draft Environmental Impact Statement (DEIS). 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 Hawai'i'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 Hawai'i 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).