

# The Environmental Notice

A Semi-Monthly Bulletin pursuant to Section 343-3, Hawai'i Revised Statutes

## Hawai'i Environmental Policy Act Citizen's Guide

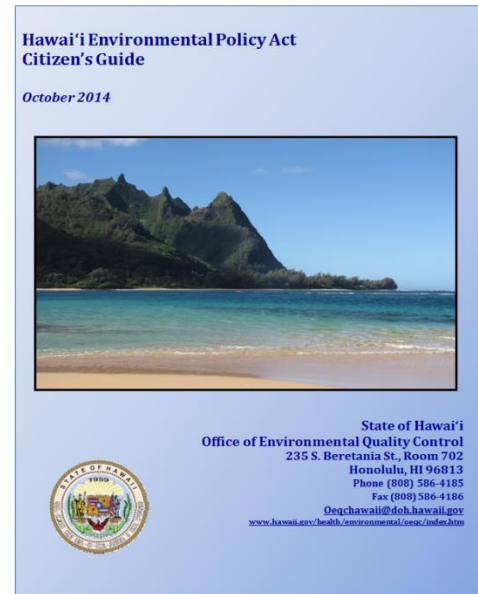
The Office of Environmental Quality Control (OEQC) released: [The Hawai'i Environmental Policy Act Citizen's Guide](#).

As OEQC aims to increase transparency, this Citizen's Guide is an effort to explain the state's environmental review process in a simple manner with understandable terms.

The intent of the Hawai'i Environmental Policy Act (HEPA) is to:

- Ensure that the environmental consequences of actions proposed within our state are appropriately considered; and
- Increase public participation in the decision making process.

OEQC hopes this new [Citizen's Guide](#) will assist the public in understanding and participating in the environmental review process.



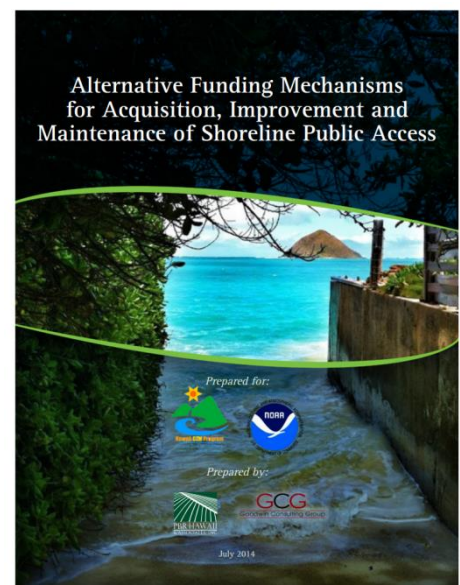
## Alternative Funding Mechanisms Identified for Shoreline Public Access

The Hawai'i Coastal Zone Management (CZM) Program is responsible for protecting, creating, and enhancing public access to the coast. Recognizing that is imperative to ensure stewardship of the coastal resources and public safety, CZM released a report that contains a number of recommendations for a collaborative system.

“The report focuses on alternative means to finance the acquisition, improvement, and maintenance of both mauka-makai and lateral access ways so that the public can access the shoreline from the nearest public road and move along the shoreline continuously (pg.5).”

An advisory committee was formed to identify new and creative techniques to finance the acquisition along with the needed improvements and maintenance for safe and responsible access.

Please read [the report](#) to find out more about this important work.



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## HAWAI'I (HRS 343)

### 1. Capacity Increase at Blue Ocean Mariculture Facility FEA (FONSI)

**Island:** Hawai'i  
**District:** North Kona  
**TMK:** makai of (3) 7-4-043:000, (submerged lands)  
**Permits:** DLNR Conservation District Use Permit;  
Army Corps of Engineers §10 Permit  
**Applicant:** Blue Ocean Mariculture LLC, 74-429 Kealakehe  
Parkway, Kailua-Kona, Hawai'i 96740.  
Contact: Jennica Lowell, 808-557-2233,  
jennica.lowell@bofish.com  
**Approving  
Agency:** Department of Land and Natural Resources, Office of  
Conservation and Coastal Lands, PO Box 621,  
Honolulu, Hawai'i 96809.  
Contact: Michael Cain, 808-587-0048  
**Status:** Finding of No Significant Impact Determination.



Blue Ocean proposes to expand the production capacity of their existing mariculture facility by increasing the maximum growing volume from 24,000 m<sup>3</sup> to 64,000 m<sup>3</sup>, increasing the number of allowable pens from five to eight, and increasing the maximum size of individual pens from 7000 m<sup>3</sup> to 8000 m<sup>3</sup>, and the use of marine-grade copper alloy mesh netting material. The proposal will require a small modification to the existing mooring grid.

The existing permit allows for the cultivation of kāhala (almaco jack, *Seriola rivoliana* and amberjack, *S. dumerili*), moi (Pacific threadfin, *Polydactylus sexifilis*), mahi mahi (*Coryphaena hippurus*) and ulua (giant trevally, *Caranx ignobilis*). The only species currently cultured in the ocean pens is *S. rivoliana*. No expansion of the lease area is being proposed, and no change in the types of net pens is being proposed.

The applicant states that the extensive monitoring they have conducted over the past eight years of water quality and benthic parameters has indicated that the facility has had no significant environmental impact. Per the tests that the applicant has conducted on water quality parameters and benthic parameters, the proposed action is well within the nutrient assimilation capacities of the local water column and benthos.

### 2. Farrington High School Long Range Development FEA (FONSI)

**Island:** O'ahu  
**District:** Honolulu  
**TMK:** (1) 1-6-021:005 and (1) 1-6-003:047, 048, 082, 083,  
and 999  
**Permits:** Chapter 6E, State Historic Preservation Law, National  
Pollutant Discharge Elimination System, Building  
Permit, Grading/Trenching Permit, Zoning Waiver,  
Sewer Connection Application, Street Usage Permit  
**Proposing/Determination  
Agency:** Department of Education, Facilities Development  
Branch, P.O. Box 2360, Honolulu, Hawai'i 96804.  
Contact: Jonathan Weintraub, (808) 586-0439  
**Consultant:** Wilson Okamoto Corporation  
1907 S. Beretania Street, Suite 400, Honolulu, Hawai'i 96826  
Contact: Milton Arakawa, (808) 946-2277  
**Status:** Finding of No Significant Impact Determination.



The proposed action pertains to the implementation of the master plan which provides a roadmap for the campus' future physical development over a 9 phase 15 year time frame. Many of the existing facilities are aging, outdated, overused, and in poor condition. The master plan takes a broad look at solving inadequate facilities of aging schools by renovating and reconfiguring campus buildings creating a flexible suite of classrooms and adjoining open spaces. The intent is to advance 21st Century Learning by implementing the concepts of "college and career readiness" and smaller learning communities. The master plan retains significant buildings and landmarks along North King Street, including Building "A" which was designed by noted Territorial architect C.W. Dickey. Slightly higher buildings are proposed near the mauka portion of campus. The amphitheater, which is encircled by Building "A" will be enhanced by an adjacent new Student Quad area. A new track and field, gymnasium, swimming pool and tennis courts would be located on the Diamond Head half of the campus. The master plan includes enhancing of pedestrian pathways, activating open spaces through seating, shading, and passive recreational opportunities, and beautifying campus edges and entries.

3. [Hālau Kū Māna Public Charter School Improvement FEA \(FONSI\)](#)

**Island:** O'ahu  
**District:** Honolulu  
**TMK:** (1) 2-5-019:008 (portion); (1) 2-5-020:003;  
 (1) 2-5-020:004; (1) 2-5-020:005 (portion);  
 (1) 2-5-020:008 (portion)  
**Permits:** Wastewater Permit; Grubbing, Grading and  
 Stockpiling Permit; Building Permits; NPDES  
**Applicant:** Mana Maoli, c/o Hālau Kū Māna,  
 2101 Makiki Heights Dr, Honolulu, Hawai'i 96822  
 Contact: Mahina Duarte (808) 945-1600



**Approving Agency:** Department of Land and Natural Resources,  
 Board of Land and Natural Resources  
 1151 Punchbowl St., Honolulu, Hawai'i 96813  
 Contact: Stephen Soares; (808) 587-0505; Fax: (808) 587-0311  
**Consultant:** PBR Hawaii & Associates, Inc. 1001 Bishop Street, Suite 650, Honolulu, Hawai'i 96813  
 Contact: Catie Cullison; (808) 521-5631; Fax (808) 523-1402  
**Status:** Finding of No Significant Impact Determination.

Hālau Kū Māna Public Charter School will utilize State lands to construct improvements to existing facilities at the school. The school is comprised mainly of ten portable classroom and administrative and support trailers, a 40-foot by 50-foot canopy tent, parking areas and landscaping. This arrangement was appropriate when the school first located at the site, but no longer fits the needs of the student body. The primary purpose for the Hālau Kū Māna Public Charter School Improvements is to provide adequate educational facilities for the existing student population and establish compliance with environmental requirements for new and existing facilities. The improvements will include the renovation of existing structures, installation of a permanent wastewater system, and addition of new classroom facilities.

4. [He'eia Elementary School Covered Play Court FEA \(FONSI\)](#)

**Island:** O'ahu  
**District:** Ko'olaupoko  
**TMK:** (1) 4-6-031: 020  
**Permits:** Variance from Pollution Controls (Noise Permit),  
 Grubbing, Grading, and Stockpiling, Building Permit,  
 Certificate of Occupancy, Waiver (Building Height)



## Proposing/Determination

**Agency:** Department of Education, Facilities Development Branch, 1151 Punchbowl Street, Room 501, Honolulu, Hawai'i 96813. Contact: Dean Mizumura, (808) 586-0457

**Consultant:** Gerald Park Urban Planner, 95-595 Kaname'e Street No. 324, Mililani, Hawaii 96789. (808) 625-9626

**Status:** Finding of No Significant Impact Determination.

The Department of Education proposes to construct a covered play court at He'eia Elementary School. The project will provide a covered facility where students can engage in outdoor play with minimal exposure to potential accidents caused by inclement weather. The structure also will serve as a covered, multi-purpose center for school activities and functions protected from frequent rain events.

The single-story structure will be located in an open area on the south side of the school grounds adjacent to an existing uncovered play court. The approximately 8,125 square foot structure will provide one regulation basketball court, one regulation volleyball court, four half-court basketball courts, and two side volleyball courts. The cost of the project is estimated at \$2.0 million. Construction is projected to commence in spring 2015 and completed by spring 2016.

## 5. [Waikīkī Beach Walk SEISPN](#)

**Island:** O'ahu  
**District:** Honolulu  
**TMK:** (1) 2-6-002:014, 027;  
(1) 2-6-003:001, 030, 056, 060, 061; 2-6-004:010  
**Permits:** Special Management Area Use Permit (Major), Shoreline Setback Variance, Planned Development-Resort Permit Major Modification, Zoning Variance, Waikīkī Special District (Major), Various Site, Grading, Building and Infrastructure Approvals for Construction  
**Applicant:** Outrigger Enterprises, Inc., 2375 Kuhio Avenue, Honolulu, Hawai'i 96815  
Contact: Edward Case, (808) 921-6600



**Approving Agency:** Department of Planning and Permitting, City and County of Honolulu, 650 S. King Street, 7<sup>th</sup> Floor, Honolulu, Hawai'i 96813. Contact: Elizabeth Krueger, (808) 768-8017  
**Consultant:** Group 70 International, Inc., 925 Bethel Street, 5<sup>th</sup> Floor Honolulu, Hawai'i 96813. Contact: Christine Ruotola, (808) 523-5866  
**Status:** Statutory 30-day public review and comment period starts; comments are due by November 7, 2014. Please send comments to the approving agency, applicant, and consultant

Outrigger is undertaking a revitalization of its Outrigger Reef Waikīkī Beach Resort (Outrigger Reef) located in Waikīkī O'ahu, Hawai'i. Envisioned in the revitalization of the Outrigger Reef is a new 350-foot high hotel tower along the mauka, Kalia Road edge of the property, providing the first new beachfront hotel rooms in Waikīkī in 30 years. The redesign will bring a new conferencing center to support small to medium size meetings, including the corporate and incentive meeting market. Completing the transformation will be the demolition of the five-story Diamond Head tower and dated pool deck, which will be replaced with a resort pool, dining, and lounging area. The revitalization of the Outrigger Reef will be the capstone of Waikīkī Beach Walk, from Kalakaua Avenue to the sands of Waikīkī Beach. Implementation of the proposed project improvements will update and expand Outrigger's offering of shopping, dining, entertainment, and hospitality options. The SIES will evaluate construction and operational impacts on natural environmental, archaeological, and cultural resources; utility, infrastructure, roadway, and traffic conditions; and projected socio-economic benefits and costs.

6. [Waikīkī Parc Hotel Renovations Project FEA \(FONSI\)](#)

**Island:** O'ahu  
**District:** Waikīkī  
**TMK:** (1) 2-6-002: 011, 012, and 013  
**Permits:** Special Management Area Use Permit, Variance, Waikīkī Special District Permit, Zoning Adjustment for a Sign Master Plan, and Building Permit  
**Applicant:** Halekulani Corporation, 2222 Kalakaua Avenue, Suite 900, Honolulu, Hawai'i 96815  
Contact: Peter Shaindlin, (808) 526-1186  
**Approving Agency:** City and County of Honolulu, Department of Planning and Permitting, 650 South King Street, 7<sup>th</sup> Floor, Honolulu, Hawai'i 96813,  
Contact: Malynne Simeon, (808) 768-8023  
**Consultant:** Kusao & Kurahashi, Inc., 2752 Woodlawn Drive, Suite 5-217, Honolulu, Hawai'i 96822  
Contact: Keith Kurahashi, (808) 988-2231  
**Status:** Finding of No Significant Impact Determination.



A Finding of No Significant Impact (FONSI) has been issued for the proposed renovation work at Parc Hotel. The proposed work includes providing streetscape enhancements, including landscaping, special roadway paving, and improvements at pedestrian hotel entrances, drop off along Kalia Road and porte cochere on Helumoa Road; renovating ground floor lobby, restrooms, and back-of-house facilities; renovating the 8<sup>th</sup> floor pool deck including existing pool, new pool, landscaped wind screen, furniture, and existing pool bar; renovate 8<sup>th</sup> floor by removing guest rooms and providing new kitchen, dining room, fitness center, and hospitality room; renovating the 8<sup>th</sup> floor outdoor gathering area with landscaped wind screens, retractable roof awning, and create a garden with furniture; consolidating the existing 297 rooms into all one-bedroom and two-bedroom rooms (reducing unit count to 126 rooms); providing new roof top open-air terrace and extending one elevator and stairs to roof top; providing façade improvement to the face of the parking garage and enhancing existing architectural treatment such as post and beam articulation, trellises and canopy extensions; and replacing exterior glazing of building façade and change out all hand rails and guard rails. The reduction in units will result in a reduction on infrastructure requirements and traffic. A Zoning Variance will allow an awning to encroach into the front yard and street setback on Kalia Road and landscape improvements in the City's right-of-way. The proposed work would have no indirect, secondary, or cumulative impacts to any environmental resource areas. A FONSI has been issued.

**FEDERAL NOTICES**

1. [Kalaeloa Barbers Point Harbors Lawsuit](#) - September 24, 2014

On September 18, 2014, the Department of Justice lodged a proposed Consent Decree within the lawsuit entitled United States et al. v. Hawaii Department of Transportation, Civil Case. No. 14-00408 (D. Hi.). The United States alleges that the Hawaii Department of Transportation ("Defendant"), failed to comply of the Hawaii National Pollutant Discharge Elimination System ("NPDES") in municipal storm water discharges at Honolulu and Kalaeloa Barbers Point Harbors. The complaint further alleges that Defendant violated an administrative order issued by EPA in 2009 requiring correction of deficiencies in the harbors' storm water management plans. The proposed Consent Decree requires the Hawaii Dept. Of Transportation to implement a comprehensive storm water management plan and pay a civil penalty of \$1.2 million. All comments must be submitted via email at [pubcomment-ees.enrd@usdoj.gov](mailto:pubcomment-ees.enrd@usdoj.gov) by **October 24, 2014**.

2. [Species from Mariana Islands to be Listed as Endangered](#) - October 1, 2014

The U.S. Fish and Wildlife Service proposes to list 21 plant and animal species from the Mariana Islands (the U.S. Territory of Guam and the U.S. Commonwealth of the Northern Mariana Islands) as “endangered” species under the Endangered Species Act (ESA). It has also been proposed to list two plant species from these same areas as “threatened”. If implemented, this regulation would raise public awareness of the importance of these species, as well as provide them with additional protection under the ESA. The public is encouraged to comment before **December 1, 2014**.

Comments may be submitted online at <http://www.regulations.gov>. In the Search box, enter FWS-R1-ES-2014-0038, which is the docket number for this rulemaking. Then, in the Search panel on the left side of the screen, under the Document Type heading, click on the Proposed Rules link to locate this document.

**Contact:** Loyal Mehrhoff, Field Supervisor, Pacific Islands Fish and Wildlife Office; (808) 792-9400.

COASTAL ZONE MANAGEMENT NOTICES		
Special Management Area (SMA) Minor Permits		
The SMA Minor permits below have been approved (HRS 205A-30). For more information, contact the county/state Planning Department. Honolulu (768-8014); Hawai'i (East HI 961-8288, West HI 323-4770); Kaua'i (241-4050); Maui (270-7735); Kaka'ako or Kalaeloa Community Development District (587-2841).		
Location (TMK)	Description (File No.)	Applicant/Agent
Hawai'i: Ka'u (9-5-016: 006 and 030)	Removal of Non-Native Vegetation from Kāwā Estuary (SMM 14-309)	Hawai'i Wildlife Fund
Hawai'i: North Kona (7-5-006: 019)	Construction of Second Single-Family Dwelling (SMM 14-310)	Harry and Sandy McDonald
Hawai'i: North Kona (7-8-010: 035)	Cell on Wheels and Related Improvements (SMM 14-311)	Cellco Partnership dba Verizon Wireless
Hawai'i: Puna (1-3-008: 034)	Subdivision of One Lot into Two Lots (SMM 14-295)	County of Hawai'i
Hawai'i: Puna (1-5-010: 023, 024, 042 and 043)	Consolidation of Four Parcels and Resubdivision into Four Parcels (SMM 14-313)	David C. Bangert, Clifford B. Caldwell & Ann Oliverio-Caldwell
Hawai'i: South Hilo (2-1-003: 001)	Construct a New Pavilion at Lili'uokalani Gardens (SMM 14-312)	County of Hawai'i, Department of Parks and Recreation
Kaua'i: Hanalei (5-4-004: 054)	Farm Stand (SMA(M)-2014-22)	Ed Ben-Dor
Kaua'i: Kapaa (4-3-009: 003)	Landscaping on Shoreline Property (SMA(M)-2015-01)	Yandell Molz, LLC
Kaua'i: Poipu (2-8-027: 029)	After-the-Fact Deck Addition (SMA(M)-2015-07)	Arthur M. Saunders
Kaua'i: Poipu (2-8-027: 030)	After-the-Fact Deck Addition (SMA(M)-2015-08)	RD Lee Holdings
Kaua'i: Poipu (2-8-027: 031)	After-the-Fact Deck Addition (SMA(M)-2015-09)	RD Lee Holdings

Kaua'i: Poipu (2-8-027: 032)	Ground Mount Photovoltaic System (SMA(M)-2015-10)	RD Lee Holdings
Kaua'i: Princeville (5-4-004: 039)	After-the-Fact Improvements Involving Placement of Boulders and Pre-fabricated Cabana (SMA(M)-2015-04)	Brian Hover
Kaua'i: Princeville (5-4-013: 031)	Swimming Pool and Associated Landscaping (SMA(M)-2015-12)	Thomas May
Kaua'i: Wailua (4-1-003: 013)	After-the-Fact Dust Fencing (SMA(M)-2015-02)	Coco Palms Hui, LLC
Maui: (2-2-002: 072)	Electric Vehicle Charging Stations (SM2 20140104)	HNU-Energy
Maui: Hana (1-4-004: 034)	Install New Leach Field (SM2 20140097)	County of Maui, Department of Parks and Recreation
Maui: Kaanapali Beach (4-4-008: 002)	Site Utilities, Parking Improvements (SM2 20140099)	Sharon Wright, MWA, Inc.
Maui: Kahana (4-3-005: 029)	Replace Chain Link with Rock Wall (SM2 20140107)	Kahana Village
Maui: Kahului (3-8-007: 040)	Utility Installation Site #2 (SM2 20140105)	Jared Chang
Maui: Kahului (3-8-079: 012)	Replace Two Ground Signs (SM2 20140112)	Peterson Sign Company
Maui: Kahului (3-8-079: 012)	New Walk-in Freezer (Exterior) (SM2 20140113)	R Charles Vowell Chuck
Maui: Kauhale Makai (3-9-001: 075)	Installation of Sewer Manhole (SM2 20140096)	Michelle Cockett
Maui: Kihei (3-9-001: 044)	Ground Sign (SM2 20140110)	Aloha Property Management
Maui: Kihei (3-9-008: 017)	Exterior Renovations / Rebranding (SM2 20140004)	McDonalds of Hawai'i
Maui: Kihei (3-9-008: 028)	Commercial Addition (SM2 20140111)	Tessmer, Jean
Maui: Kihei (3-9-012: 013)	Air Conditioner Replacement (SM2 20140102)	Andrew Petersen
Maui: Kuau (2-5-005: 021)	Kuau Substation Improvements (SM2 20140103)	Maui Electric Co., LTD
Maui: Lahaina (4-3-010: 011)	New Antenna and Equipment (SM2 20140101)	Verizon Wireless
Maui: Lahaina (4-4-008: 019)	Installation of Two Trellises (SM2 20140108)	Westin Maui LLC
Maui: Lahaina (4-6-005: 009)	Pool Deck Addition / Alteration - Spa (SM2 20140109)	Peter Jacobsen
Maui: Molokai (5-3-001: 065)	Soil Boring and Groundwater Testing (SM6 20140005)	Chevron EMC, Karl Bewley
Maui: Paia (2-6-008: 007)	CMU Retaining Wall (SM2 20140098)	Naniloa Revoc Trust



Mau: Paia (3-8-002: 023)	Schettewi Ohana and Storage Building (SM2 20140106)	Jeffrey A. Lundahl
Mau: Wailea (2-1-008: 105)	Yoga Deck (SM2 20140114)	Eric S Taniguchi
Mau: Wailuku (3-2-015: 041)	Main Dwelling (SM2 20140100)	Tanno, Michelle Angel
O'ahu: Diamond Head (3-1-042: 039)	Diamond Head Baseyard – New Structure (2014/SMA-35)	State of Hawai'i Department of Education / Robert Freeburg
O'ahu: Kailua (4-3-005: Portions of 068 and 070)	Utility Installation Type A: AT&T Lanikai (2014/SMA-31)	New Cingular Wireless PCS, LLC / Alii Wireless Specialist, LLC
O'ahu: Kapolei (9-1-026: 048)	Soil Stockpiling and Dust Barrier (2014/SMA-28)	R.H.S. Lee, Inc / Hida, Okamoto & Associates, Inc.
O'ahu: Koolauloa (5-7-001: 029)	Addition to Existing Maintenance Building (2014/SMA-37)	TN Design Associate (Tim Newberry)
O'ahu: Kuliouou (3-8-002: 005 and 006)	McMillan Residence – Two-Story Single-Family Dwelling (2014/SMA-44)	Heidi Malia K. Wong / Mathew M.F. Lum
O'ahu: Moanalua (1-1-072: 034)	Island Movers Liquid Propane Gas Tank (2014/SMA-41)	Hawai'i Gas
O'ahu: Waipahu (9-4-001: 029)	Waipahu Intermediate School – Drainage Improvements (2014/SMA-49)	State of Hawai'i, Department of Education / SEY Engineers

## SHORELINE NOTICES

### Shoreline Certification Applications

The shoreline certification applications below are available for review at the DLNR Offices on Kauai, Hawaii, 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, HI 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.

File No.	Proposed/Rejected	Location	Applicant/Owner	TMK
HA-491	8/28/14	Portions of Lot 1 as shown on Map 1 of Ld. Ct. App. 1854, Lot 8, R.P. 1930 to Asa Thurston on a Portion of L.C. Aw. 387, Part 4, Section 2 to American Board of Commissioners for Foreign Missions and Grant 3083 to Manuel Gomes situate at Waiaha 1 <sup>st</sup> , North Kona, Island of Hawaii Address: 75-5888 Alii Drive Purpose: Obtain County permits	Wes Thomas Associates/ Kona Reef	7-5-018:071
HA-492	9/12/14	Lot 25, Honolii Pali Tract being portions of L.C. Aw. 4895 to Makuahine, and portions of L.C. Aw. 7715, Apana 16 to Lota Kamehameha situate at Paukaa, South Hilo, Island of Hawaii Address: 75 Honolii Place Purpose: Permitting purposes cliff stabilization	Stephen Lazaro/ Stephen Lazaro	2-7-015:008

KA-391	9/12/14	Lot 109 Haena Hui Lands being a portion of R.P. 3596, L.C. Aw. 10,613, Ap. 6 to A. Paki situate at Haena, Halelea, Kauai Address: Hui Road "L" Purpose: Building permit	Honua Engineering, Inc./ K. Robert Watchous	5-9-003:047
MA-589	9/5/14	Lot 23 of the Waiohuli-Keokea Beach Lots Second Series (H.T.S. Plat 1071) (Grant 12,575 to Fumio & Betty Tsuji) situate at Waiohuli-Keokea, Kula, Maui Address: 1536 Halama Street Purpose: New residential construction	Alexander Macdonald II & Augusta G. Macdonald/ Alexander Macdonald II & Augusta G. Macdonald	3-9-010:011
MA-590	9/8/14	Portion of Honoapiilani Highway Right-of-Way (Olowalu-Pali Section) at Ukumehame, Lahaina, Maui Address: Honoapiilani Highway Purpose: Determine shoreline setback	R.T. Tanaka Engineers, Inc./ State of Hawaii	4-8-002:003 & 034 (por.)
MA-591	9/11/14	Lot 1 of the Michael Ruben Subdivision being a portion of Grant 3343 to Claus Spreckels situate at Spreckelsville, Wailuku Commons, Maui Address: 598 Spreckelsville Beach Road Purpose: Building setback & other permitting purposes	Newcomer-Lee Land Surveyors, Inc./ Puka Lani Kai LLC	3-8-002:026
MA-592	9/16/14	Royal Kahana being all of Lot 2 and a portion of Lot 1 of the Bechert Estate Subdivision Address: 4365 Lower Honoapiilani Road Purpose: Setback purposes	Arthur Valencia/ Royal Kahana AAO	4-3-010:007
OA-1610	8/25/14	Parcel 14 Filled Land of Kaneohe Bay Fronting Lot 90 Land Court Application 979 situate at Kahaluu, Koolaupoko, Oahu Address: 47-123 Kamehameha Highway Purpose: Building permit	Walter P. Thompson, Inc./ Beverly Hoversland & David Knox	4-7-019:078
OA-1611	9/10/14	Lot 3 of Ward Avenue Extension Kakaako Improvement District 6 as shown on File Plan 2351 portions of Royal Patent 4483, Land Commission Award 7712, Apana 6, Part 1 to M. Kekuanaoa (No V. Kamamalu), The Former Sea Fishery of Kukuluaoe situate at Kaakaukui, Honolulu, Oahu Address: 1125 Ala Moana Boulevard Purpose: Setback purposes	Engineers Surveyors Hawaii/ Hawaii Community Development Association	2-1-058:128 (por.)
OA-1612	9/16/14	Lot 592 of Map 63 Land Court Application 1089 situate at Kamananui, Waialua, Oahu Address: 67-397 Waialua Beach Road Purpose: Building setback line	Gil P. Bumanglag/ William Richard Deuchar	6-7-014:020

### Shoreline Certification and Rejections

The shoreline notices below have been proposed for certification or rejection by 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 Resource, 1151 Punchbowl Street, Room 220, Honolulu, HI 96813.

File No.	Proposed/Rejected	Location	Applicant/Owner	TMK
KA-384	Rejection	Lot 9 Wainiha Hui Land R.P. 7194 L.C. Aw. 11216 Ap. 5 to M. Kekauonohi situate at Wainiha, Halelea, Kauai Address: 7292 Alamoo Road Purpose: Building permit	Honua Engineering, Inc./ Nat Goldhaber	5-8-008:046

KA-386	Proposed Shoreline Certification	Unit 2 "Hale O Noeau" being portion of Allotment 49-A Moloaa Hui Land situate at Aliomanu, Kauai Address: Aliomanu Road Purpose: Building permit	Honua Engineering, Inc./ Cadeddu-Duke Family Trust	4-9-004:015-002
KA-390	Proposed Shoreline Certification	Lot 2-B Land Court App. 956 situate at Koloa, Kauai Address: 2185 Hoone Road Purpose: Building permit	Honua Engineering, Inc./ Evan M. & Cynthia M. Goldberg	2-8-017:021
MA-577	Proposed Shoreline Certification	Lot 1-B-4 of Land Court Application 1846 situate at Papaanui, Honuaula, Makawao, Maui Address: 5000 Makena Road Purpose: Planning for future use of parcel	Warren S. Unemori Engineering, Inc./ Mountain Seas Development, Inc.	2-1-007:109
MA-578	Proposed Shoreline Certification	Lots 2, 3, 4, 5 and portion of Lot 6 of Kihei Beach Lots portions of Grant 3152 to Henry Cornwell and R.P. 8140, L.C. Aw. 5230 to Keaweamahi situate at Pulehunui & Waikapu, Kihei, Maui Address: 145 North Kihei Road Purpose: SMA application approval	ControlPoint Surveying, Inc./ Association of Apartment Owners of Sugar Beach Resort	3-8-013:014
MA-581	Proposed Shoreline Certification	Portion of Grant 548 to J.Y. Kanehoa situate at Paeahu, Honoula, Maui Address: 3200 South Kihei Road Purpose: N/A	Akamai Land Surveying, Inc./ Thomas Weisel	2-1-010:023
MA-585	Proposed Shoreline Certification	Lot 38-A The Kuau Sunset Beach Lots (File Plan 302) situate at Kuau, Hamakuapoko, Makawao, Maui Address: 35 Maile Place Purpose: N/A	Steven E. Jackson/ Steven E. Jackson	2-6-011:028
OA-1590	Proposed Shoreline Certification	Lot 228 Land Court Application 828 situate at Waialae-Iki, Honolulu, Oahu Address: 5000 Kahala Avenue Purpose: Building setback	Walter P. Thompson, Inc./ Kahala Hotel Investors, LLC	3-5-023:039
OA-1594	Proposed Shoreline Certification	Lots 10383, 10384, 10385 and 10386 as shown on Land Court Application 1069, Map 793 situate at Honouliuli, Ewa, Oahu Address: 91-153 and 91-175 Kaimi Loop Purpose: Satisfy ALTA survey criteria	Hawaii Land Consultants/ Watumull Ethanol LLC	9-1-026:046, 047, 048, 050
OA-1595	Proposed Shoreline Certification	Portion of Lots 3 and 4 of Paa Haa Lots being a portion of Royal Patent 4498, Land Commission Award 6175, Apana 1 to Kamiha No Malaea situate at Waikiki, Honolulu, Oahu Address: 5415 and 5435 Kalaniana'ole Highway Purpose: Setback purposes	Austin, Tsutsumi & Associates, Inc./ Outrigger Canoe Club	3-6-003:004 & 005
OA-1602	Proposed Shoreline Certification	Lot 56 as shown on Map 1 of Land Court Application 609 situate at Mokuleia, Waialua, Oahu Address: 68-287 Crozier Loop Purpose: Building setback requirement	Jaime F. Alimboyoguen/ William Angel & Michael Montgomery	6-8-005:018

## 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 actions for which the agency anticipates a Finding of No Significant Impact (AFNSI), 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

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

The Agency shall respond in writing to comments on a DEA 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) along with the supporting Final EA. After the notice of the FEA-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.

### Act 172-2012, Environmental Impact Statement Preparation Notice (with no EA)

Act 172-2012, amended HRS 343, by providing for an agency to bypass the preparation of an environmental assessment for various actions that in the experience of the agency would clearly require the preparation of an EIS. Until administrative rules have been drafted, the agency must submit its

determination that an EIS is required for an action (Act 172-2012, EISPN) with a completed OEQC publication form detailing the specifics of the action to enable the public to request for a period of thirty-days, to be consulted parties in the preparation of the Draft EIS. Comments and responses must be incorporated into the subsequent Draft 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 and must do so within 30-days or the FEIS is accepted as a matter of law. For an Agency project, the Governor or the Mayor (or their designated representative) is the Accepting Authority, and unlike applicant actions, there is no time limit on the accepting authority reviewing the FEIS. 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, non-acceptance by the Approving Agency is cause for the Applicant to administratively appeal to the Environmental Council. For Agency actions, there is no such administrative appeal. In both instances, the Applicant or the proposing Agency can prepare a revised DEIS after a nonacceptance determination.

### 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. Notices 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's 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).