

The Environmental Notice

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

KAILAPA COMMUNITY ASSOCIATION PLAYGROUND AND PAVILION – SUPPLEMENTAL EIS IS NOT REQUIRED

The Department of Hawaiian Homelands has determined that the proposed Kailapa Community Association Playground and Pavilion at 61-4016 Kai Opae Place in Kawaihae, Hawai'i, will not cause a substantial change in the size, scope, location, intensity, use, or timing to the previously accepted Kawaihae Master Plan Final Environmental Impact Statement. DHHL further finds that implementation of the proposed action is consistent with the approved master plan, will not result in reasonably foreseeable significant effects or cumulative impacts not disclosed in the accepted FEIS, and the action will not prevent mitigation identified in the master plan from being implemented.

Therefore, DHHL has determined that a supplemental environmental impact statement is not required, pursuant to Section 11-200-27, Hawai'i Administrative Rules.

Further information can be found in the [agency determination](#), the [Master Plan Final EIS](#), and on page 7.

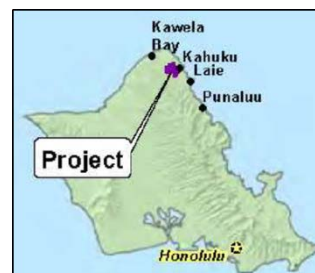


WITHDRAWAL AND REPUBLICATION OF NA PUA MAKANI WIND PROJECT EISPN

The Department of Land and Natural Resources has withdrawn the previously published Na Pua Makani Wind Project Environmental Impact Statement Preparation Notice (EISPN) that was in the December 23, 2013, issue of The Environmental Notice. New information, additional access points, and slight changes in project parameters required the withdrawal of the previously published EISPN and the republication of a new EISPN.

Champlin Hawai'i Wind Holdings, LLC, owner of Na Pua Makani Power Partners (NPMPP), LLC, has resubmitted for publication, through the Department of Land and Natural Resources, the Na Pua Makani Wind Project Environmental Impact Statement Preparation Notice (EISPN) determination.

See page 5 for further details.



GOVERNOR ACCEPTS KAPALAMA PROJECT FINAL EIS

Governor Neil Abercrombie accepted the Kapalama Container Terminal and Tenant Relocations Final Environmental Impact Statement in a memo to the Hawai'i Department of Transportation on October 30, 2014. Acceptance of the Kapalama Project Final EIS fulfills the requirements under Chapter 343, HRS and Chapter 11-200, HAR. The publication in this notice starts the 60 day statutory challenge period.

More information and details are listed on page 7.





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Genevieve Hilliard Photo

HAWAII (HRS 343)


1. Cellco Partnership dba Verizon Wireless Easement for Kona Airport Facility DEA (AFNSI)

Island:	Hawai'i	
District:	North Kona	
TMK:	(3) 7-3-049: Portion of 038	
Permits:	Board of Land and Natural Resources Approval of the Easement, Conservation District Use Permit, Hawai'i County Building Permit	
Applicant:	Cellco Partnership, dba: Verizon Wireless, c/o MP Property Services, 76-6357 Kololia Street, Kailua-Kona, HI 96740 Contact: Ms. Danette Martin, (808) 895-3569	
Approving Agency:	Hawai'i Department of Land and Natural Resources, c/o Land Division, Hawai'i District, 75 Aupuni Street, Room 204, Hilo, HI 96720 Contact: Wesley T. Matsunaga, (808) 961-9590	
Consultant:	Bureau Veritas North America, Inc., 841 Bishop Street, Suite 1100, Honolulu, HI 96813 Contact: Lori Ford, (808) 531-6708 or (808) 295-0604	
Status:	Statutory 30-day public review and comment period starts; comments are due by December 8, 2014. Please send comments to the applicant, approving agency and consultant.	

Cellco Partnership, dba: Verizon Wireless is proposing to construct its HI3 Kona Airport Telecommunication Facility upon the State parcel located at Kalaoa, North Kona, Hawai'i, Tax Map Key: (3) 7-3-049: 038 (portion). The project involves the installation of a 100-foot monopole with 12, 8-foot panel antennas mounted at the top, with approximately 30- by 40-foot (1,200 s.f.) chain link fenced area. The maximum finished height will be at approximately 104-feet above ground level. In addition, an emergency generator and equipment cabinets will be installed northwest and west adjacent to the monopole within the fenced area. Installation and operation of the proposed wireless telecommunication tower facility will provide wireless high-speed 4G Internet service to the Kona Airport and the surrounding neighborhoods. Currently, the Kona Airport is one of the few airports in the nation without 4G services. The proposed action is not expected to impact views and visual impacts, natural physical and biological resources, cultural resources, public access, traffic impacts, land use, access to the area or health and safety. The proposed action is expected to have positive impacts on socioeconomics and environmental justice.

O'AHU (HRS 343)

2. 2424 Kalākaua DEA (AFNSI)

Island:	O'ahu	
District:	Waikīkī	
TMK:	(1) 2-6-23: 9, 10, 11, 12, 77, 78, and 80	
Permits:	Waikīkī Special District Permit, Minor; Special Management Area Permit, Major; Surface Encroachment Variance; Construction Dewatering Permit; Building Permits; Drain Connection; Sewer Connection; Street Usage; Construction Plan Review; National Pollutant Discharge Elimination Permit; Construction Noise Permit.	
Applicant:	BRE Waikīkī Owner LLC, 345 Park Avenue, New York, NY 10154	

Approving

Agency: Department of Planning and Permitting, City and County of Honolulu, 650 South King Street, 7th Floor, Honolulu, HI 96813. Contact: Sery Berhanu, (808) 768-8033

Consultant: Group 70 International, Inc., 925 Bethel Street, Fifth Floor, Honolulu, HI 96813
Contact: Tracy Furuyama, (808) 523-5866

Status: Statutory 30-day public review and comment period starts; comments are due by December 8, 2014. Please send comments to the applicant, approving agency and consultant.

This is a redevelopment of a basement and levels one through three of an existing 39-story hotel. The redevelopment will entail improvement of the existing retail facilities, improvement of the pedestrian circulation experience, the inclusion of a second floor lanai shopping arcade, the addition of a new porte cochère along Koa Avenue, the addition of new elevators at the porte cochère that will take visitors directly to the hotel lobby and upper floors, and the construction of a new hotel pool deck on the third floor.

3. Kaka'ako First School DEA (AFNSI)

Island: O'ahu
District: Honolulu
TMK: (1) 2-1-060: 008 (por.)
Permits: Development Permit, Special Management Permit
Applicant: Seagull Schools, 1300 Kailua Road, Kailua, HI 96734,
Contact: Chuck Larson, (808) 261-8534,
Email: chuck@seagullschoools.com



Approving

Agency: State of Hawai'i, Hawai'i Community Development Authority, 461 Cooke Street, Honolulu, HI 96813. Contact: Daniel Simonich, (808) 594-0300, daniel.p.simonich@hcdaweb.org

Consultant: Environmental Communications, Inc., P.O. Box 236097, Honolulu, HI 96823.
Contact: Taeyong Kim T., (808) 528-4661, tkim@environcom.com

Status: Statutory 30-day public review and comment period starts; comments are due by December 8, 2014. Please send comments to the applicant, approving agency and consultant.

Seagull Schools (applicant) is a major provider of early education centers on the island of O'ahu. The applicant's campus located above the Frank F. Fasi Municipal Center will be required to close due to renovation and repairs required for the parking structure upon which the campus is presently located. Because a new campus is required, and due to the significant population increase in the Kaka'ako Improvement District, the applicant has selected the subject project site as the property having the highest and best potential to serve the community. Discussions for approval are presently under consideration by the Hawai'i Community Development Authority.

The proposed improvements will consist of the renovation of the existing maintenance building into classrooms; a new second classroom building located immediately 'Ewa of the former maintenance building; and a new two-story administration and classroom building located makai of the former maintenance building. The completed project will serve 220 preschool through 3rd grade aged children and approximately 30 staff.

Access to the school will be through the Kaka'ako Water Front Park parking lot which least used during weekday school hours. The project will not result in the loss of any park space.

4. Moi Mariculture Facility FEA (FONSI)

Island: O'ahu
District: Honolulu
TMK: Makai of (1) 1-1-003:005 (submerged lands)

Permits: DLNR Conservation District Use Permit; Army Corps of Engineers Section 10 Permit; NPDES / ZOM Permit
Applicant: Mamala Bay Seafood LLC, 24 Sand Island Access Road, Box 27, Honolulu, HI 96819
Contact: Randy Cates, catesinternational@hawaiiantel.net

Approving Agency: Office of Conservation and Coastal Lands, Hawai'i State DLNR, PO Box 621, Honolulu, HI 96809. Contact: Michael Cain, (808) 587-0048

Consultant: Aquaculture and Advocacy, c/o Mamala Bay Seafood LLC, 24 Sand Island Access Road, Box 27, Honolulu, HI 96819. Contact: John Corbin, (808) 239-8316; jscorbin@aol.com

Status: Findings of No Significant Impact Determination.



Mamala Bay Seafood (MBS) proposes to cultivate moi (*Polydactylus sexfilis*) in a 75-acre area in the Reef Runway Borrow Pit adjacent to the Honolulu International Airport. The proposed facility will consist of an anchored grid of ten submerged Aqualine cages covered by Dyneema netting. At full build-out the cages will have an enclosed volume of approximately 264,860 cubic feet (6052 m³). The mooring system connecting the cages will be anchored by 28 Danforth anchors.

A 72-foot feed barge will also be moored on the site. Stocking, feeding, harvesting, and maintenance will be carried out by surface work boats with occasional SCUBA diver assistance.

The area has been highly disturbed, and is not known to be habitat for any protected species with the exception of the green sea turtle. There are coral reefs in close proximity to the site.

MBS estimates that they can begin placing cages in January 2015, and stocking the cages by July 2015. In Phase I five cages will be deployed. Phase II deployment of the final five cages is planned for three years. Projected annual production at full grow out is estimated to be 1.5 M tons.

5. Na Pua Makani Wind Project EISPN

Island: O'ahu
District: Ko'olauloa
TMK: (1) 5-6-008: 006 (portion); (1) 5-6-006: 018, 032, 033, 034, 035, 047, 048, 049, 050, 051, 052, 054, 055, 056 (portions); and (1)05-6-005:0018 (portion)

Permits: Possible permits include: National Environmental Policy Act EIS from the U.S. Fish and Wildlife Service; Incidental Take Permit from the U.S. Fish and Wildlife Service; National Historic Preservation Act Section 106, as necessary; U.S. Army Corps of Engineers Clean Water Act 401, 402, 404, as necessary; Federal Aviation Administration Clearance; Incidental Take License from the State Department of Land and Natural Resources /Division of Forestry and Wildlife; Clean Water Act Compliance Section 401, 402, 404 from the State Department of Health, as necessary; Stream channel Alternation Permit from the State Department of Health, as necessary; National Pollution Discharge Elimination System Construction Permit from State Department of Health; Community Noise Permit for Construction Activities from State Department of Health; Air Quality Permit from State Department of Health, as necessary; Purchase Power Agreement by the Public Utilities Commission; Lease for or easement right from State Department of Land and Natural Resources for use of state land; Use and Occupancy Agreement from the State Department of Transportation, as necessary; Conditional Use Permit – Minor from City and County of Honolulu; Joint Development Permit from the City and County of Honolulu; Permit to Move Oversized/Overweight Load from State Department of Transportation and City and County of Honolulu; Construction and Building permits from City and County of Honolulu

Applicant: Champlin Hawai'i Wind Holdings, LLC, 2020 Alameda Padre Serra, Suite 105, Santa Barbara, CA 93103. Contact: Mike Cutbirth, (805) 568-0300



Approving

Agency: Board of Land and Natural Resources, Department of Land and Natural Resources, Kalanimoku Building, 1151 Punchbowl Street, Honolulu, HI 96813.
Contact: William J. Aila, Jr., (808) 587-0400

Consultant: Tetra Tech, Inc., 737 Bishop St., Ste. 2340 – Mauka Tower, Honolulu, HI 96813.
Contact: Brita Woeck, (808) 441-6600

Status: Statutory 30-day public review and comment period starts; comments are due by December 8, 2014. Please send comments to the applicant, approving agency and consultant.

Na Pua Makani Power Partners, LLC (NPMPP), a wholly owned subsidiary of Champlin Hawai'i Wind Holdings, LLC, proposes to construct and operate the Na Pua Makani Wind Project (Project) near the town of Kahuku on the island of O'ahu, Hawai'i. The Project would consist of up to 10 wind turbine generators, with a nameplate generating capacity of up to approximately 25 megawatts (MW). The turbine array could include a combination of models from a single manufacturer ranging in generating capacity and dimensions, based on site-specific conditions and setback requirements. Supporting infrastructure for the proposed Project would include access roads, wind turbine assembly lay down areas, overhead and underground transmission and collector lines, an on-site substation and an operations and maintenance building and associated storage yard and parking area.

A previous EISPN was published on December 23, 2013 in *The Environmental Notice* but was withdrawn due to the requirement to include the addition of new Tax Map Keys (TMKs) parcels to the Project Area that were not included in the original EISPN as well as modifications in the Project design. Project design changes were made to incorporate landowner input, with the intent of reducing impacts to active agriculture.

The proposed Project as described during the previous scoping period included one access point into the Project from Kamehameha Highway via the existing Malaekahana Road. The proposed Project would now be accessed at two points from Kamehameha Highway. The additional access is to the north via existing unnamed State-owned roads that leads to the Kahuku Agricultural Park which results in the addition of new TMK parcels to the Project Area. Additionally, Project components have been further refined to reduce impacts to active agricultural lands by relocating the operations and maintenance building, substation and construction laydown areas to fallow agricultural lands and adjusting turbine and internal access road locations within the Malaekahana Hui West lands.

The purpose of this EISPN is to inform interested parties of modifications to the Proposed Action since the publication of the previous EISPN and to seek agency and public input related to these changes. Comments provided during the previous public scoping period (December 23, 2013-January 22, 2014) will still be addressed and included in the Draft Environmental Impact Statement (EIS); therefore, there is no need to resubmit comments provided during the initial public scoping period. Publication of this EISPN will reinstate the EIS scoping period in compliance with HRS Chapter 343 and provide an additional opportunity for reviewing agencies and the public to provide new and/or additional input on issues and resources of concern in light of the modified Project design. Comments received on this EISPN will be considered in developing the EIS.

6. Ola Ka 'Ilima Artspace Lofts FEA (FONSI)

Island: O'ahu
District: Honolulu
TMK: (1) 2-3-003: 040
Permits: Kaka'ako Mauka Area Development Permit, Variance from Pollution Controls (Noise Permit), Building Permits, Dewatering Permit, Grading, Grubbing, Stockpiling, Trenching, Construction Dewatering Permit, Sewer Connection Permit, Street Usage Permit.

Applicant: Artspace Projects, Inc., 250 Third Avenue North, Suite 400, Minneapolis, MN 55401. Contact: Greg Handberg, (612) 333-9012



Approving

Agency: Hawai'i Housing Finance and Development Corporation (HHFDC), 677 Queen Street, Honolulu, HI 96813. Contact: Janice Takahashi, (808) 587-0639

Consultant: Bureau Veritas North America, Inc., 841 Bishop Street, Suite 1100, Honolulu, HI 96813. Contact: Lori Ford, (808) 531-6708, fax (808) 537-4084

Status: Findings of No Significant Impact Determination

The proposed action consists of an eight-level mixed-use property that will include residential, commercial, parking, and community use areas. This mixed-use development project is intended to serve the broader Hawaiian community by developing a traditional Hawaiian Cultural Center with classroom space, space for teaching and performing Hula, music and other traditional practices, as well as 84 units of affordable housing with preference for multi-ethnic artists and their families.

7. Acceptance of Kapalama Container Terminal Final EIS

Honorable Governor Neil Abercrombie has accepted the Kapalama Container Storage and Tenant Relocations Final Environmental Impact Statement in a memo to the Department of Transportation. The availability of the [Kapalama Project FEIS](#) was published in the [August 23, 2014 issue of The Environmental Notice](#).

The publication of the governor's acceptance starts the 60-day challenge period for this proposed Honolulu Harbor development.



HAR §11-200-27 DETERMINATION

8. Kailapa Community Association Playground and Pavilion Determination

Pursuant to Hawai'i Administrative Rules (HAR) Section 11-200-27, the Department of Hawaiian Home Lands (DHHL) has determined that a supplemental environmental impact statement is not required for the Kailapa Community Association's proposed playground and pavilion on a two-acre portion of the 14.33-acre TMK parcel (3) 6-1-010: 008.

The Final Environmental Impact Statement for the DHHL Kawaihae Master Plan was accepted by the Governor on March 5, 1993. The master plan has not yet been fully implemented and we have initiated a review of the FEIS with respect to the Kailapa Community Association's proposed playground and pavilion project. Our analysis determined the following:

1. The proposed playground and pavilion will not cause a substantial change in the size, scope, location, intensity, use, or timing of the Kawaihae Master Plan; and
2. The proposed playground and pavilion will not result in reasonably foreseeable significant effects or cumulative impacts not disclosed in the FEIS; and
3. The proposed playground and pavilion does not prevent the mitigating measures outlined in the FEIS from being implemented.

Please publish appropriate notice of this determination in the next available issue of the Environmental Notice. Enclosed for your convenience is a description of the proposed playground and pavilion.

If there are any questions, please contact Andrew Choy at 620-9279 or andrew.h.choy@hawaii.gov.



COASTAL ZONE MANAGEMENT NOTICES

Federal Consistency Review

The Hawai'i Coastal Zone Management (CZM) Program has received the following federal action to review for consistency with the CZM objectives and policies in Chapter 205A, Hawai'i Revised Statutes. 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 Hawai'i CZM Program at 587-2878. For neighboring islands use the following toll free numbers: Lanai & Moloka'i: 468-4644 x72878, Kaua'i: 274-3141 x72878, Maui: 984-2400 x72878 or Hawai'i: 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 by mail, electronic mail or fax, as indicated below.

Mail: Office of Planning, Department of Business, Economic Development and Tourism, P.O. Box 2359 Honolulu, Hawai'i 96804. Contact: John Nakagawa, (808) 587-2878, Fax (808) 587-2899, jnakagaw@dbedt.hawaii.gov

Hawai'i Commercial Harbors Maintenance Dredging

Location: Honolulu Harbor, O'ahu; Kalaeloa Barbers Point Harbor, O'ahu; Kahului Harbor, Maui; Nawiliwili Harbor, Kaua'i; Hilo Harbor, Hawai'i

Federal Action: Federal Agency Activity

Federal Agency: U.S. Army Corps of Engineers Hawai'i District

Contact: Ms. Athline Clark, (808) 835-4032

CZM Contact: John Nakagawa, 587-2878, jnakagaw@dbedt.hawaii.gov

Comments Due: November 24, 2014

Proposed Action: The U.S. Army Corps of Engineers Hawaii District proposes to conduct maintenance dredging of five of Hawai'i's deep-draft commercial harbors during February to May 2015. The five harbors are: Honolulu Harbor, Oahu; Kalaeloa Barbers Point Harbor, O'ahu; Kahului Harbor, Maui; Nawiliwili Harbor, Kaua'i; and Hilo Harbor, Hawai'i. The proposed action involves removing accumulated sediment with a trailing suction hopper dredge to achieve the federally-required harbor depth. Disposal of the dredged material would be disposed of at one of the five U.S. Environmental Protection Agency approved Ocean Dredge Material Disposal Sites: South O'ahu; Nawiliwili; Port Allen; Kahului; and Hilo. The estimated maximum possible dredge material for each of the harbors is: Honolulu - 151,185 cubic yards (cy); Kalaeloa Barbers Point - 63,240 cy; Nawiliwili - 194,289 cy; Kahului 156,027 cy; and Hilo - 233,171 cy.

SPECIAL MANAGEMENT AREA 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: South Hilo (2-3-009: 011)	Addition of Wooden Trellis with Retractable Canvas Awning (SMM 14-317)	Chi Ha Sung
Maui: Ka'anapali (4-4-008: 016)	Five-Lot Subdivision (SM2 20130114)	Ka'anapali Investments, LLC
Maui: Lahaina (4-4-008: 007)	Royal Lahaina Resort (SM2 20140043)	Sharon Wright, MWA, Inc.

Maui: Kihei (2-2-025: 009)	Main Dwelling Addition / Renovation (SM2 20140122)	Tiara Matsui
Maui: Lahaina (4-6-001: 009 and 010, 4-6-008: 006)	Access to Front Street (SM2 20140123)	Office of Economic Development
Maui: Lahaina (4-4-001: 042)	Install New Sewer Manhole (SM2 20140124)	Management Consults of Hawai'i
Maui: Ka'anapali (4-4-001: 097)	Temporary Tent over Pool Deck (SM2 20140125)	Maryann Arcilla
Maui: Molokai (5-7-010: 076)	Single-Family Residence (SM6 20140006)	Spalding, Michael S Trust
O'ahu: Kaka'ako (2-1-058: 126)	Installation and Relocation of Property Line Chain Like Fences and Vehicle Access Gates (SMA/14-4)	Office of Hawaiian Affairs
O'ahu: Sand Island (1-5-041: 111)	Sand Island Terminal Container Complex – Vehicle Processing Center – Temporary Office Trailer and Fence (2014/SMA-50)	Horizon Lines / Bowers & Kubota Consulting
O'ahu: Kailua (4-3-083: 011)	Kainalu Park – Gate for Private Beach Access (After-the-Fact) (2014/SMA-54)	Kainalu Park Homeowner's Association

SHORELINE NOTICES

Shoreline Certification Applications

The shoreline certification applications above are available for review at the Department of Land and Natural Resources 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.

File No.	Date	Location	Applicant/Owner	TMK
OA-1615	10/17/14	Lot A Portion of R.P. 51, L.C. Aw. 802 to Adams situate at Niu, Waikiki, O'ahu Address: 1 Pu'uikena Drive Purpose: Development of property	Dennis K. Hashimoto/ Dustin M. Shindo Trust	3-7-001:007
OA-1616	10/17/14	Lot 268 of Land court Application 505 (Map 140) situate at Kailua, Ko'olaupoko, O'ahu Address: 1064 Mokulua Drive Purpose: Permitting purposes	Towill, Shigeoka & Associates, Inc./ 1064 Mokulua LLC	4-3-006:059
OA-1617	10/17/14	Lot 269 (Map 140) of Land Court Application 505 situate at Kailua, Ko'olaupoko, O'ahu Address: 1070 Mokulua Drive Purpose: Permitting purposes	Towill, Shigeoka & Associates, Inc./ Mokulua Windward LLC	4-3-006:091
OA-1618	10/20/14	Lot 39 as shown on Map 2 Land Court Application 1810 and portion of Royal Patent Grant 338 to Hikau and Kua being Lot B also portion of railroad right of way situate at Waiialua, O'ahu Address: 68-131 & 68-1031 Farrington Highway Purpose: Obtain building permits	ControlPoint Surveying, Inc./ Kealia Farms LLC	6-8-002:010 & 014
OA-1619	10/22/14	Lot 1104 Land Court Application 677 as shown on Map 254 situate at Kailua, Ko'olaupoko, O'ahu Address: 144 Ka'apuni Street Purpose: Obtain building permit	Wesley T. Tengan/ Laura Broncato	4-3-013:039

OA-1620	10/22/14	Lot 44 Mokuleia Beach Subdivision File Plan 863 situate at Kamananui, Waialua, O'ahu Address: 68-247 Au Street Purpose: Obtain building permits	Wesley T. Tengan/ Mun Won Chang	6-8-012:044
OA-1621	10/24/14	Lot 955 of Land Court Application 1095 as shown on Map 104 situate at Kahuku, Ko'olaupua, O'ahu Address: 57-481 Kamehameha Highway Purpose: Setback purposes	Engineers Surveyors Hawaii'i, Inc./ Edward D. Sultan III Revocable Trust, Carroll Sultan Revocable Living Trust, Sultan Exemption Trust	5-7-005:003
HA-493	10/22/14	Lot F and Lot 15-B being a portion of R.P. 7844, L.C. Aw. 7715, Ap. 12 to Lota Kamehameha situate at Keauhou 2 nd , North Kona, Island of Hawaii'i Address: 78-127 & 78-128 Ehukai Street Purpose: Obtain County permits	Wes Thomas Associates/ Kona Surf Partners LLC	7-8-012:058 7- 8-010:038
KA-392	10/21/14	Lot 1 Spouting Horn Tract portion of Royal Patent 5714, Land Commission Award 7714-B Apana 2 to Moses Kekua'iwa no M. Kekuanaoa situate at Koloa, Kaua'i Address: 4546 Lawai Road Purpose: Determine building setback line	Ailana Surveying & Geomatics/ Graham MacMillan	2-6-003:006

Shoreline Certifications and Rejections

The shoreline notices below have been proposed for certification or rejection by the Department of Land and Natural Resources (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, Hawaii'i 96813.

File No.	Proposed/Rejected	Location	Applicant/Owner	TMK
OA-1611	Proposed Shoreline Certification	Lot 3 of Ward Avenue Extension Kaka'ako 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 Ka'akaukukui, Honolulu, O'ahu Address: 1125 Ala Moana Boulevard Purpose: Setback purposes	Engineers Surveyors Hawaii'i/ Hawaii Community Development Association	2-1-058:128 (por.)
MA-586	Proposed Shoreline Certification	Royal Patent Grant 2539, Apana 2 to Noholoa situate at Keawekapu, Kamaole, Kula, Maui Address: 2936 South Kihei Road Purpose: N/A	Akamai Land Surveying, Inc./ Kihei Surfside AOAO	3-9-004:028
MA-587	Proposed Shoreline Certification	Lot 13 Keanae Homesteads First Series being Land Patent Grant S-14821 to Harry Kahuhu, Jr. situate at Keanae, Hana (Ko'olau), Maui Address: Keanae Road Purpose: Obtain Land Use Boundary Interpretation	ControlPoint Surveying, Inc./ Lois E. Hiranaga	1-1-003:005

MA-589	Proposed Shoreline Certification	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
KA-387	Proposed Shoreline Certification	Lot 2 being a portion of Land Court Application 1469 Waipa Beach Lots situate at Wai'oli, Hanalei, Kaua'i Address: 5590 Weke Road Purpose: Building permit	Honua Engineering, Inc./ Waioli Surf Shack Holdings, LLC	5-5-005:009
KA-388	Proposed Shoreline Certification	Lots 3 and 4 being a portion of Land Court Application 1469 Waipa Beach Lots situate at Wai'oli, Hanalei, Kaua'i Address: 5582 & 5572 Weke Road Purpose: Building permit	Honua Engineering, Inc./ Waioli Surf Shack Holdings, LLC	5-5-005:010 & 011
MA-570	Rejection	Lots 12, 14, 15 and 16 of Land Court Application 1602 as shown on Map 2 being a portion of Royal Patents 4476 and 6983 Mahele Award 3 to A. Keohokalole situate at Hamoa, between Mokae and Hanao'o, Hana, Maui Address: Hanao'o Road Purpose: Building setback and permitting purposes	Newcomer-Lee Land Surveyors, Inc./ Hamoa Point Homestead LLC	1-4-008:007, 023, 031 & 042

FEDERAL NOTICES

1. [Navy's Low Frequency Active Sonar \(Draft SEIS/SOEIS\)](#) – November 3, 2014

The Department of the Navy (DoN) has prepared and filed with the U.S. Environmental Protection Agency (USEPA) a Draft Supplemental Environmental Impact Statement / Supplemental Overseas Environmental Impact Statement (Draft SEIS/SOEIS) to analyze the potential impact of SURTASS LFA sonar on the five common bottlenose dolphin stocks comprising the Hawaiian Islands Stock Complex (Kauai/Niihau, Oahu, 4-Islands, Hawaii Island, and Hawaii Pelagic).

Public comment period will end on **December, 8, 2014**. Written comments on the SURTASS LFA Sonar Draft SEIS/SOEIS should be addressed to: Chief of Naval Operations, Code N2/N6F24, c/o SURTASS LFA Sonar SEIS/SOEIS Program Manager, 4201 Wilson Blvd. #110-185, Arlington, Virginia 22203; or email: lfa-eis.com">eisteam@suratass-lfa-eis.com.

2. [Western Pacific Fishery Management Council Public Meetings](#) - October 27, 2014

The Western Pacific Fishery Management Council (Council) will hold advisory body meetings in Hawaii and in the Marianas Archipelago during the month of November 2014 regarding the Council's Fishery Ecosystem and Program Plans. All Marianas Fishery Ecosystem Plan Review meetings will follow the same agenda.

- The Marine Planning and Climate Change Committee will meet: Wednesday, November 12, 2014, and Thursday, November 13, 2014, 9 a.m. - 5 p.m.
- Guam Marianas Archipelago Regional Ecosystem Advisory Committee will meet: Thursday, November 13, 2014, from 9 a.m. to 12 p.m.
- Guam Plan Team, Advisory Panel, and other advisors on: Thursday, November 13, 2014, from 2 p.m. to 8 p.m.
- Commonwealth of the Northern Mariana Islands (CNMI) Plan Team, Advisory Panel, and other advisors on: Saturday, November 15, 2014, from 9 a.m. to 4 p.m.; and

- The CNMI Marianas Archipelago Regional Ecosystem Advisory Committee on: Monday, November 17, 2014, from 9 a.m. to 12 p.m.

3. [EPA Carbon Pollution Emission Guidelines](#) - October 30, 2014

The Environmental Protection Agency (EPA) is issuing this notice of data availability (NODA) in support of the proposed rule titled “Carbon Pollution Emission Guidelines for Existing Stationary Sources: Electric Utility Generating Units,” which was published on June 18, 2014. In this document, the EPA is providing additional information on several topics raised by stakeholders and is soliciting comment on the information presented. The three topic areas are the emission reduction compliance trajectories created by the interim goal for 2020 to 2029, certain aspects of the building block methodology, and the way state-specific carbon dioxide (CO₂) goals are calculated.

Comments must be received on or before **December 1, 2014**.

[Genevieve Hilliard Photo](#)



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 is

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).