

The Environmental Notice

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

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As we come to the last notice of the year, the number of environmental studies submitted for each notice has not fluctuated much from last year. However, the level of activity seems to rise as we close out the year. For this last notice of 2014, there are four interesting subdivision projects which include mixed uses with residential development. The Pā'ia Courtyard (Maui), Dillingham Ranch Agricultural Subdivision (O'ahu), Kunia Agribusiness Project (O'ahu), and the HoKua Place Project (Kaua'i) provide an interesting cross section of the different development alternatives for each project. The important aspect of all these developments is the residential units which each will provide to the community.

This notice also includes two Act 172 Environmental Impact Statement Preparation Notices (EISPNs) for projects that have been predetermined by the approving agencies that the impacts will be significant. The PVT Integrated Solid Waste Management Facility is the only construction and demolition (C&D) waste management facility on O'ahu. Operations include recycling, materials recovery and a C&D landfill with asbestos disposal and liquids solidification areas. The other Act 172 EISPN is the HoKua Place Project mentioned above.

All together, the proposed developments reflect a positive closure for 2014 and a good outlook for new developments in 2015. Please review the projects in the following pages for details.

In addition, the Federal Notices at the end includes President Obama's emergency declaration to address the impacts of Kilauea Volcano lava flow to the Pahoia community. The revision of the Flood Insurance Rate Maps and Base Floor Elevations under the Federal Emergency Management Administration (FEMA) for Hawai'i County is also included in the Federal Notices.

Enjoy the last notice of the year and Happy Holidays!!!



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MAUI (HRS 343)

1. Pā'ia Courtyard DEA (AFNSI)

Island: Maui
District: Pā'ia-Haiku
TMK: (2) 2-5-005:063
Permits: Chapter 343 Environmental Review; State District Boundary Amendment; Community Plan Amendment; Change in Zoning; Special Management Area Use Permit; Country Town Business District Design Review; Work to Perform in the County Right-of-Way

Applicant: Paia 20202, LLC, P.O. Box 790478, Pa'ia, HI 96779. Contact: David Spee

Approving Agency: Maui Planning Commission, c/o Maui Planning Department, 2200 Main Street, Suite 619, Wailuku, HI 96793. Contact: Erin Wade, (808) 270-8205

Consultant: None

Status: Statutory 30-day public review and comment period starts; comments are due by January 22, 2015. Please send comments to the applicant and approving agency.



The Applicant, Paia 2020, LLC is proposing a new mixed-use development project on a nine (9) acre parcel in Paia Town. Included in the proposed improvements are the following:

- i. Six (6) two-story mixed-use retail and office buildings and nine (9) upper story residential units;
- ii. Sixty-four (64) independent senior living apartments and support facilities including a pool, exercise facility and social hall.
- iii. Grading, installation of underground utilities and other related improvements to support the above improvements.
- iv. Site improvements including an approximately 340 stall parking lot containing enough stalls to support the proposed uses, with up to 172 stalls designated for public use; roadway improvements, a County bus stop, sidewalks, a multi-use path, landscape improvements and retaining walls.

Over the last few decades the demand for Pā'ia commercial retail space has grown. Because most existing buildings in Pā'ia provide no parking, there has been pressure on the County parking lots and on-street parking with a tremendous need for additional parking. The senior housing will provide housing that is not available anywhere else on the north Shore.

O'AHU (HRS 343)

2. Dillingham Ranch Agricultural Subdivision DEA (AFNSI) Volume I & Volume II

Island: O'ahu
District: Waialua
TMK: (1) 6-8-003:006 and 015
Permits: Building and Grading Permits, Department of Planning and Permitting, City and County of Honolulu; Approval of Construction Plans & Specifications, Department of Transportation, State of Hawai'i; Permit to Perform Work Upon State Highways, Department of Transportation, State of Hawai'i; Notice of Intent for General Permit for Treatment Works, Department of Health, Wastewater Branch, State of Hawai'i

Applicant: Dillingham Ranch Aina, LLC, 9701 Wilshire Boulevard, Suite 700, Beverly Hills, CA 90212. Contact: Clifford Smith, (310) 887-3438



Approving

Agency: Department of Planning and Permitting, Land Use Permits Division, City and County of Honolulu, 650 South King Street, 7th Floor, Honolulu, HI 96813.
Contact: Joette Yago, (808) 768-8034

Consultant: Hart Howerton, 1 Union Street, Third Floor, San Francisco, CA 94111.
Contact: Daniel Bucko, (415) 439-2282

Status: Statutory 30-day public review and comment period starts; comments are due by January 22, 2015. Please send comments to the applicant, approving agency and consultant.

Dillingham Ranch Aina, LLC proposes an Agricultural Subdivision on approximately 934 acres of the 2,742-acre Dillingham Ranch. The proposed agricultural subdivision includes 91 lots for sale each with a minimum size of 5.0 acres. Each subdivided lot will host agricultural activities including orchard crops, pasturage, or ranch activities. Two subdivided lots will be for an agricultural cluster with approximately 15 farm dwellings. The future operation of the Working Ranch will be focused on a new core activity of cultivation and marketing high quality orchard crops, primarily for the O'ahu market. The proposed agricultural feasibility plan and subdivision will be a continuation of agricultural uses on the Dillingham Ranch dating back to the 1900s.

Subdivision lot owners will be able to build a farm dwelling and non-agricultural accessory uses with a development area not to exceed 5,000 square feet on a single lot per the Land Use Ordinance. New roads will be developed to access the subdivided lots and agricultural operations. The remaining acreage of 1,808 acres will be re-subdivided into seven bulk parcels. Additional bulk lots will serve the pasturage and equestrian operations, agricultural and ranch operations, and protected open space.

Dillingham Ranch Aina, LLC requests a review of the submitted Draft Environmental Assessment (DEA) and anticipated finding of no significant impact (FONSI). The "trigger" projects associated with the Agricultural Subdivision are; Connection to Farrington Highway and a Wastewater Treatment Plant to serve the Agricultural Subdivision.

3. Horn Single Family Residence DEA (AFNSI)

Island: O'ahu
District: Ko'olauloa
TMK: (1) 4-2-004:001
Permits: State of Hawai'i, Conservation District Use Permit, City and County of Honolulu, Grading Permit
Applicant: Dawn R. Horn, 129 South Kalaheo Drive, Kailua, HI 96734. (805) 225-7873



Approving

Agency: Office of Conservation and Coastal Lands, Department of Land and Natural Resources, Kalanimoku Building, 1151 Punchbowl Street, Room 131, Honolulu, HI 96813.
Contact: Samuel J. Lemmo, (808) 587-0377

Consultant: Group 70 International, Inc., 925 Bethel Street, 5th Floor, Honolulu, HI 96813.
(808) 523-5866

Status: Statutory 30-day public review and comment period starts; comments are due by January 22, 2015. Please send comments to the applicant, approving agency and consultant.

The applicants propose to construct a two-story Single Family Residence (SFR) on an approximately 37 acre parcel located in Kailua, in the Ko'olaupoko District on the Island of O'ahu. The proposed project will consist of constructing a 3,800 square-foot SFR with a garage, lanai, small pool and access driveway. The SFR will include: 3 bedrooms; 3 bathrooms, and living areas, along with a water meter to be installed at the property entrance on Kanapu'u Drive; a two-inch diameter pipe will convey water to the home. Wastewater flows generated at the home site will be transmitted to the existing City and County 8-inch main through a 6-inch gravity sewer lateral along the driveway connection at Kanapu'u Drive. Some minor agriculture (<1.0 acre) for personal use and landscaping, including the removal of invasive species is also being proposed.

4. Kalihi-Palama Bus Facility Improvements FEA (FONSI)

Island: O'ahu
District: Honolulu
TMK: (1) 1-2-015:006 and (1) 1-2-017:002
Permits: U.S. Army Corps of Engineers Section 404 and Section 10, Section 401 Water Quality Certification, National Pollutant Discharge Elimination System NOI G permit, Stream Channel Alteration Permit, Coastal Zone Management Federal Consistency Review, City and County of Honolulu Grading permit



Applicant: Department of Transportation Services, City and County of Honolulu, 650 South King Street, 3rd Floor, Honolulu, HI 96813. (808) 768-8378

Approving Agency: Department of Transportation Services, City and County of Honolulu, 650 South King Street, 3rd Floor, Honolulu, HI 96813. (808) 768-8378

Consultant: R. M. Towill Corporation, 2024 North King Street, Honolulu, HI 96819. Contact: Brian Takeda, (808) 842-1133

Status: Finding of No Significant Impact Determination.

The City and County of Honolulu (CCH), Department of Transportation Services (DTS), proposes to install stream stabilization measures to prevent further erosion of the west bank of Kalihi Stream, located along the eastern boundary of the Kalihi-Palama Bus Facility. Past storm events have significantly eroded the Kalihi Stream bank, specifically near the western curve of the stream bend, to the extent that a portion of the Kalihi-Palama Bus Facility's parking lot is in danger of being structurally undermined. Therefore, DTS proposes to install stream bank protection and stabilization measures along the western bank of Kalihi Stream to prevent further erosion, scour and loss of the Kalihi-Palama Bus Facility.

The proposed Project includes the improvement of approximately 18,000 square feet of the west bank of Kalihi Stream (approximately 620 linear feet in length, and 29 feet in width). The Project site and area of disturbance is primarily within the CCH's parcel containing the west bank of Kalihi Stream and the Kalihi-Palama Bus Facility, identified by Tax Map Key (TMK) (1): 1-2-015:006. A portion of the Project site within the banks of Kalihi Stream is also within the neighboring, privately-owned parcel identified as TMK (1):1-2-017:002.

5. Kunia Village and Agribusiness Complex Affordable Housing Redevelopment DEA (AFNSI)

Island: O'ahu
District: 'Ewa
TMK: (1) 9-2-005:023
Permits: HRS 201-H, Building, Soil Conservation Plan
Applicant: Kunia Village Title Holding Corporation, P.O. Box 100, Kunia, HI 96759. Contact: David Robichaux, (808) 368-5352



Approving Agency: City and County of Honolulu, Department of Planning and Permitting, 650 S. King Street, 7th floor, Honolulu, HI 96813. Contact: Jamie Peirson, (808) 768-6743

Consultant: North Shore Consultants, 2333 Kapiolani Blvd., Suite 3017, Honolulu, HI 96826. Contact: David Robichaux, (808) 368-5352

Status: Statutory 30-day public review and comment period starts; comments are due by January 22, 2015. Please send comments to the applicant, approving agency and consultant.

The Kunia Village is a former Del Monte Plantation Camp in Central Oahu, Hawai'i. The Kunia Village Title Holding Corporation (KVTHC) has assumed ownership and operation of the housing and agribusiness infrastructure with the objective of providing affordable rental units to farm workers and farmers in Central O'ahu. The housing and commercial infrastructures in the Village are allowed on land

zoned for restricted agriculture (AG-1) only under a Variance to the Land-Use Ordinance. KVTHC intends to apply for a permit under Hawai'i Revised Statute 201-H, which replaces the existing variance and allows certain exemptions to the County LUO requirements including height limits, setbacks and would permit public service buildings to be located on Ag-1 land. The 201-H application will also seek to expand the allowable number of housing units from 121 to 200 in order to meet the increasing demand for affordable housing for farm workers and farmers in Central Oahu's farm belt. HRS 343 compliance is triggered because Kunia Village is on both the State and National Historic Registers. Pending receipt of comments the applicant anticipates a finding of no significant impact.

6. PVT Integrated Solid Waste Management Facility EISPN

Island: O'ahu
District: Wai'anae
TMK: (1) 8-7-009:025 and (1) 8-7-021:026
Permits: City and County of Honolulu Conditional Use Permit; The State of Hawai'i Department of Health Solid Waste Management Permit; Notice of General Permit Coverage National Pollutant Discharge Elimination System Permit for Stormwater Associated with Industrial Activities; Air Pollution Control Covered and Noncovered Source Permits



Applicant: PVT Land Company, Ltd., 87-2020 Farrington Highway, Wai'anae, HI 96792.
 Contact: Stephen E. Joseph, (808) 668-4561

Approving Agency: City and County of Honolulu, Department of Planning and Permitting, 7th Floor, 650 South King Street, Honolulu, HI 96813. Contact: Mark Taylor, (808) 768-8020

Consultant: LYON Associates Inc., 45 North King Street, Suite 501, Honolulu, HI 96817.
 Contact: Karl Bromwell, (808) 536-6621

Status: Environmental Impact Statement Preparation Notice, pending 30-day public comment. Please send comments to the applicant, approving agency and consultant.

The PVT Land Company (PVT) Integrated Solid Waste Management Facility is the only construction and demolition (C&D) debris facility on O'ahu. Operations include: recycling and materials recovery and a C&D landfill with asbestos disposal and liquids solidification areas. The purpose of the proposed project is to: (i) expand PVT recycling and materials recovery operations; (ii) to allow the site grade to reach a maximum elevation of up to 255 feet above mean sea level at the mauka portion of the site; and (iii) to install renewable energy capabilities to provide power to recycling operations. This project will enable PVT to continue to provide essential services to O'ahu's construction industry during a period of extended activity. With expanded recycling operations, which include equipment to support renewable energy providers, PVT will be able to process up to 1,500 tons of feedstock per day, enough to supply 20,000 homes with electricity. The proposed grading of the project site will provide additional landfill capacity of approximately 4,500,000 cubic yards over the remaining life of the landfill as well as space for recycling and materials recovery. Supporting renewable energy, PVT plans to install a gasification unit and/or photovoltaic panels to power its recycling operations.

7. Renovation of the Historic Ala Moana Pump Station DEA (AFNSI)

Island: O'ahu
District: Honolulu
TMK: (1)2-1-015: 063
Permits: State Hawai'i Community Development Authority: Development Permit. State SHPD: Historic Site Review. Office of Planning: Special Management Area Permit. City Department of Transportation Services: Street Usage Permits



for Construction. City & County DPP: Building Permit, Grading and Grubbing Permit, Building Permit, Sewer Connection.

Proposing/Determination

Agency: Hawai'i Community Development Authority, 461 Cooke Street Honolulu HI 96813.
Contact: Ms. Amy Mutart, (808) 594-0334, amy.mutart@hcdaweb.org

Consultant: Townscape, Inc., 900 Fort Street Mall, Suite 1160, Honolulu HI 96813.

Contact: Gabrielle Sham, (808) 536-6999, E-mail: gabrielle@townscapeinc.com

Status: Statutory 30-day public review and comment period starts; comments are due by January 22, 2015. Please send comments to the proposing/determination agency and consultant.

The Hawai'i Community Development Authority is planning to renovate the historic Ala Moana Pump Station (AMPS) for use as a community resource center primarily serving senior citizens. Pacific Gateway Center, a non-profit community based organization, plans to transform the historic AMPS into Na Kūpuna Makamae Center. It is envisioned that the Center will serve as a gathering place that provides educational and cultural programs to seniors.

The AMPS is listed on the National and State Register of Historic Places. It is located on the western side of the Kaka'ako Community Development District Makai area; bordered by Ala Moana Boulevard to the north and Keawe Street to the east. Proposed improvements to the 1900 Pump Station building include site work, architectural improvements, and interior improvements. The building has severely deteriorated over the years and restoration of this iconic and historic structure is needed for its preservation.

While the proposed project is not expected to have a significant cumulative effect upon the environment, it will result in the renovation and preservation of a historic structure. The primary impacts would result from construction activities, such as dust, noise, traffic and erosion. However, these short term impacts will be mitigated through the use of Best Management Practices to minimize and mitigate potential negative impacts.

8. [Souza Residence After-the-Fact Shoreline Setback Variance FEA \(FONSI\)](#)

Island: O'ahu

District: Kahalu'u

TMK: (1) 4-7-019: 049

Permits: After-the-fact Shoreline Setback Variance

Applicant: Joseph and Kristen Souza, 47-079 Kamehameha Highway, Kane'ohe, HI 96744

Approving

Agency: Department of Planning and Permitting, City and County of Honolulu, 650 South King Street, 7th Floor, Honolulu, HI 96813.

Contact: Steve Tagawa, (808)768-8024

Consultant: Structural Hawaii, 1255 Kuala Street Number 2, Pearl City, HI 96782.

Contact: Karen Nakagawa, (808)488-5000

Status: Finding of No Significant Impact Determination.



The Applicant seeks an after-the-fact shoreline setback variance (SV) to retain an existing 5.5-foot high concrete deck (9 feet with posted railings) and stairway built without necessary approvals and to be allowed to construct a new lightweight (wood) stairway that continues to the shoreline.

The deck and railing consists of a concrete masonry unit retaining wall with a coralline rock fascia and backfill in the 40-foot shoreline setback. The deck extends 19 feet makai of an existing dwelling and spans the 74-foot width of the 9,000 square-foot parcel located at 47-079 Kamehameha Highway. The shoreline parcel is zoned R-10 Residential District and varies in elevation from 35 feet at the street, to mean sea level.

In August 2003, the Department of Planning and Permitting (DPP) issued the applicant a citation (No. 2003/NOV-09-021) for the construction of the concrete deck, railing, and stairs without obtaining an SV.

In November 2003, DPP issued a Notice of Order (No. 2003/NOO-223), which included an initial fine of \$500 and subsequent daily fines of \$50 per day after September 3, 2007.

On January 28, 2010, DPP denied the Applicant's previous SV application (No. 2009/SV-18), which included a proposal to add 2 new retaining walls and a seawall. This EA is being prepared for the submission on another SV application without the addition of more retaining wall and seawalls.

Because these improvements are accessory to the existing single-family use, they are exempt from Special Management Area requirements.

KAUA'I (HRS 343)

9. HoKua Place EISPN

Island: Kaua'i
District: Kawaihau
TMK: (4) 4-3-003: 001 (portion)
Permits: LUC Boundary Amendment; County Class IV Zoning & Use Permits; County Council Approval for Zoning Change; Subdivision Approval; Building Permits
Applicant: HoKua Place, HG Kaua'i Joint Venture, 9911 S. 78th Avenue, Hickory Hills, IL 60457
Approving Agency: State of Hawai'i Land Use Commission, Contact: Scott A.K. Derrickson, (808) 587-3822
Consultant: Ho'okuleana LLC, 1539 Kanapu'u Drive, Kailua, HI 96734. Contact: Peter T. Young, (808) 226-3567, www.Hookuleana.com, info@Hookuleana.com
Status: Environmental Impact Statement Preparation Notice, pending 30-day public comment. Please send comments to the applicant, approving agency and consultant.



HoKua Place will consist of a mix of lots, single-family and multi-family residences, with market and affordable rates with complementary uses, located mauka of Kapa'a town. This 97-acre development seeks to fill the housing needs of Kapa'a within the Urban Center, consistent with the Kaua'i General Plan. HoKua Place is proposed to be a sustainable community that preserves the rural-like character of Kapa'a while meeting its growing housing needs.

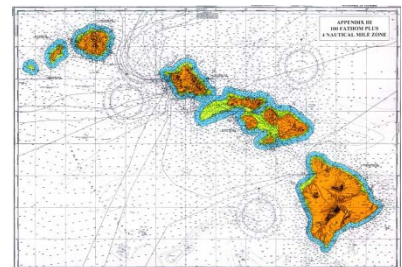
Approximately 97-acres of a larger 163 acre parcel will be subdivided into single family and multifamily lots providing for an approximate total of 683-multi-family units and 86-single family lots and homes. Affordable housing will be integrated in the project on-site and will conform to Kaua'i County Ordinance. In addition, the HoKua Farm Lots share some of the project infrastructure and are included in this analysis.

The project includes 14.3-acres of open space, with a 3.1-acre park adjacent to the existing Kapa'a Middle School and an area for the county's proposed relocation of the Kapa'a County swimming pool. A 1.4-acres parcel will be set aside for commercial use. Transportation improvements will include a channelized intersection on Kapa'a Bypass Road, bus stops, sidewalks and bicycle and walking paths to the Kapa'a Middle School.

STATEWIDE (HRS 343)

10. Hawai'i Fish Aggregating Device System FEA (FONSI)

Island: Statewide offshore
Proposing/Determination Agency: State of Hawai'i; Department of Land and Natural Resources, Division of Aquatic Resources, 1151 Punchbowl Street, Room 330, Honolulu, HI 96813. Contact: William Aila, Jr., (808) 587-0100 or Alton Miyasaka, (808) 587-0092 or email Alton.K.Miyasaka@hawaii.gov.



Consultant: Kim N. Holland, Hawaii Institute of Marine Biology, PO Box 1346, Kane'ohe, HI 96744.
(808) 236-7410

Status: Finding of No Significant Impact Determination.

This Environmental Assessment (EA) was prepared in response to concerns that the previous PEA (which was submitted and approved under State of Hawai'i regulations in 2012), did not sufficiently address the issue of the impact of drifting, grounded or beached FAD buoys. This EA expands on the 2012 EA by specifically focusing on the issues of FAD mooring longevity and frequency of stranding of FAD buoys and presenting the possible environmental impacts of these events and ways of mitigating them. This EA describes assessment and mitigation options regarding Hawai'i FADs that break loose and/or become grounded. FAD floats occasionally break free from their moorings and some of these drift onshore. Over the past 10 years, the number of recovered FAD floats has averaged about 5 per year. Of these, 2 to 4 FADs per year become grounded or beached on Hawai'i's shorelines while the others are recovered while still adrift. This EA determines that, based on current data and past performance, the 54 FADs in waters around the main Hawaiian Islands will have no significant negative impact on the quality of the environment or cultural resources.

CHAPTER 25, REVISED ORDINANCES OF HONOLULU

Kahe Photovoltaic Facility Project FEA (FONSI)

Island: O'ahu

District: 'Ewa

TMK: (1) 9-2-049:006

Permits: Special Management Area Use Permit (Major), National Pollutant Discharge Elimination System – Notice of Intent [Construction] (NPDES-NOI[C]), Modification to Existing Conditional Use Permit, Noise Permit, Grubbing, Grading, and Stockpiling Permit, Building Permits

Applicant: Hawaiian Electric Company, Inc., P.O. Box 2750, Honolulu, HI 96840-0001.
Contact: John Luuwai, (808) 543-4283

Approving Agency: Department of Planning and Permitting, 650 South King Street, Honolulu, HI 96813.
Contact: Malynne Simeon, (808) 768-8023

Consultant: Planning Solutions, Inc., 210 Ward Avenue, Suite 330, Honolulu, HI 96814.
Contact: Perry White, (808) 550-4483

Status: Finding of No Significant Impact Determination.



Hawaiian Electric proposes to construct and operate an 11.5 megawatt (AC) photovoltaic (PV) electric power project on approximately 41 acres of its land in Kahe Valley immediately north of the existing Kahe Generating Station (KGS). Access will be through KGS. It will produce an estimated 23,000 megawatt-hours (MWh) of electricity per year, allowing the Company to reduce CO2 emissions by an estimated 19,000 tons per year.

The proposed Kahe Utility-Scale Photovoltaic Project includes PV panels, inverters, transformers, conduits, new substation, and a 46 kV line interconnection with the existing KGS switchyard. The PV panels will be set back from Farrington Highway and screened by landscape vegetation. The proposed project is planned for the 2014-2015 period and will have an estimated cost of \$42.4 million. Hawaiian Electric expects construction activities to take less than a year.

The Proposed Action is not anticipated to result in significant impacts to environmental resource areas. The implementation of standard Best Management Practices will ensure no significant impacts occur.

COASTAL ZONE MANAGEMENT NOTICES

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: Puna (1-4-011: 020)	Construction of an Second Dwelling (SMM 14-321)	Mohammad Yunis, DVM
Hawai'i: South Hilo (2-1-014: 043)	Construction of a 3-story Duplex Dwelling Structure (SMM 14-322)	Christopher Owens
Kaua'i: Kekaha (1-3-010: 033)	To Allow Construction of a Wooden Fence, Work Shed and Relocation of Driveway (SMA(M)-2015-17)	Patricia Brooks
Maui: Lahaina (4-4-008: 001)	Various Dates Farmers Market (SM2 20130096)	Ka'anapali Beach Resort Association
Maui: Kahului (3-8-007: 127)	Drill for Irrigation Well (SM2 20140133)	Maui Arts & Cultural Center
Maui: Kihei (3-9-011: 007)	Replace Windows, Doors and Steps (SM2 20140134)	Satish K. Gholkar
Maui: Hana (1-1-007: 003; 1-4-007: 001 and 009)	Civil Defense Emergency Warning Siren Replacements (SM2 20140135)	County of Maui
Maui: Kapalua (4-2-004: 037)	Temporary 10 x 10 Tent (SM2 20140136)	PGA Tour Inc.
Maui: (2-7-004: 044)	Single-Family Ohana (SM2 20140137)	Satish K. Gholkar
Maui: West Maui (4-4-006: 042 and 4-5-005: 021)	Civil Defense Emergency Warning Siren Replacements (SM2 20140138)	County of Maui
Maui: Lahaina (4-2-001: 024)	Partial Enclosure of Lanai (SM2 20140139)	James E. Harris

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-1630	11/26/14	Lot 12 of Land Court Consolidation 31 situate at Mikiola, Kane'ohe, Ko'olaupoko, O'ahu Address: 44-259 Mikiola Drive Purpose: Obtain permits	Technical Field Data Services, Inc./ Hitoshi Yoshikawa	4-4-018:072
OA-1631	12/1/14	Lots 7-1-2-A, 7-H and 6-G-1 of Land Court Application 323 Map 26 situate at Pu'eohala, Kailua, Ko'olaupoko, O'ahu Address: 152 G N. Kalaheo Avenue Purpose: Development of property	Dennis K. Hashimoto/ Gareth Kim	4-3-015:018
OA-1632	12/5/14	Lot 34 of Pupukea-Paumalu Beach Lots and portions of R.P. 1450, L.C. Aw. 7420 to Kaiwi and R.P. 1449, L.C. Aw. 2905 to Kailialoha situate at Pupukea, Ko'olaupoko, O'ahu Address: 59-417 Ke Nui Road Purpose: Building setback purposes	Jaime F. Alimboyoguen/ Stephen McGillin	5-9-020:050

OA-1633	12/11/14	Lot 39 of La'ie Beach Lots being a portion of R.P. 7494, L.C. Aw. 8559B, Apanas 35 and 36 to W.C. Lunalilo as shown on Map 1 of Land Court Application 772 situate at La'ie, Ko'olaupoko, O'ahu Address: 55-473 Kamehameha Highway Purpose: Determine setback	Ace Land Surveying LLC/ Lance M. Inouye Trust	5-5-002:021
MA-598	12/4/14	Lot 48-A-3 of the Mailepai Hui Partition Subdivision (L.U.C.A. Subdivision No. 4-805) situate at Alaehoa, Ka'anapali, Lahaina, Maui Address: 20 Hui Road E Purpose: Obtain permits	James Lecron/ Eugene Roddenberry	4-3-015:058
MA-599	12/11/14	Lot 49, Land Court Application 1744 (Map 12) situate at Hanakao'o, Lahaina, Maui Address: 2481 Ka'anapali Parkway Purpose: Determine shoreline setback	R.T. Tanaka Engineers, Inc./ The Whaler at Ka'anapali Beach	4-4-008:002
HA-496	12/1/14	Lot 2 being a portion of R.P. 8217, L.C. Aw. 3660 to John P. Munn situate at Holualoa 1 st and 2 nd , North Kona, Island of Hawai'i Address: 76-6206 Ali'i Drive Purpose: Obtain County permits	Wes Thomas Associates/ Rocky Genter	7-6-016:030
HA-497	12/4/14	Lot 94, Block 11, Hawaiian Paradise Park Subdivision situate at Kea'au, Puna, Island of Hawai'i Address: 15-1099 Ala Heiau Road Purpose: Establish building setback	Daniel Berg/ Richard & Deborah Koval Trust	1-5-031:064
HA-498	12/5/14	Lot 513, Block 10, Hawaiian Paradise Park Subdivision situate at Keaau, Puna, Island of Hawai'i Address: Ala Kai Road Purpose: Establish building setback	Daniel Berg/ Stehula Family Trust	1-5-057:070

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, Hawai'i 96813.

File No.	Proposed/Rejected	Location	Applicant/Owner	TMK
OA-1620	Proposed Shoreline Certification	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-1581	Rejection	Lot 21 Land Court Application 1059 as shown on Map 3 situate at Kapahulu, Honolulu, O'ahu Address: 4312 Kaiko'o Place Purpose: N/A	Wesley T. Tengan/ Walter Jamitowski	3-1-041:025
OA-1582	Rejection	Lot 11-G Land Court Application 242 as shown on Map 10 situate at Pu'uloa Beach, 'Ewa, O'ahu Address: 91-319 Ewa Beach Road Purpose: Calculate building potential and obtain building permit	Wesley T. Tengan/ Ronald Nagamine	9-1-024:005
OA-1584	Rejection	Lot C being a portion of R.P. 481, L.C. Aw. 3056, Ap. 1 to Kailihewa situate at Kualoa, Ko'olaupoko, O'ahu Address: 49-723A Kamehameha Highway Purpose: Building setback requirement	Jaime F. Alimboyoguen/ Curtis & Pauline Harada	4-9-007:002
OA-1586	Rejection	Lot 341 of Map 62 Land Court Application 616 situate at Kailua, Ko'olaupoko, O'ahu Address: 1326 Mokulua Drive Purpose: Slope Stabilization	Gil P. Bumanglag/ Davis Trust No. 1	4-3-004:077
HA-481	Rejection	Lot 6 of Kapoho Beach Lots Subdivision together with a portion of former Kapoho Land and Development Co., Ltd. Lands being portions of R.P. 4497 and L.P. 8177, L.C. Aw. 8559, Apana 5 to C. Kanaina, situate at Kapoho, Puna, Island of Hawai'i Address: 14-4712 Alapaki Lane Purpose: Required for SMA application to facilitate property improvements	Ann Koshy/Ann Koshy	1-4-010:026

OA-1606	Withdrawal	Lot 551-E of Land Court Application 242 Map 59 situate at Pu'uuloa, 'Ewa, O'ahu Address: 91-633 Pohakupuna Road Purpose: Development of property	Dennis K. Hashimoto/ Anthony & Verena Hernandez	9-1-028:031
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CONSERVATION DISTRICT USE APPLICATIONS

Persons interested in commenting on the following Conservation District Use Applications or interested in receiving notification of determinations on Conservation District Use Applications must submit comments and requests to the Department of Land and Natural Resources. Notification requests must include the following information: 1) Name and address of the requestor; 2) The application for which the requestor would like to receive notice of determination; and 3) The date the notice was initially published in The Environmental Notice. Send comments and requests to: Department of Land and Natural Resources, Office of Conservation and Coastal Lands, P.O. Box 621, Honolulu, HI, 96809. DLNR will make every effort to notify those interested in the subject CDUAs. However, DLNR is not obligated to notify any person not strictly complying with the above requirements. For more information, please contact the Office of Conservation and Coastal Land's staff listed for each project.

1. **File No.:** CDUA OA-3736
Name of Applicant: Ronald Rickman; USGS
Location: Ewa District, Island of O'ahu
TMKs: (1) 9-9-011:002
Proposed Action: Stream Flood Warning Gauge Upgrade
343, HRS Determination: Exempt
Applicant's Contact: Ronald Rickman; 808-690-9603
OCCL Staff Contact: Alex J. Roy (808) 587-0316

2. **File No.:** CDUA KA-3729
Name of Applicant: Richard Carlson
Location: Hanalei District, Island of Kaua'i
TMKs: (4) 5-4-004:032
Proposed Action: Rock Wall, Entrance Gate, and Minor Landscaping
343, HRS Determination: Exempt
Applicant's Contact: Richard Carlson; 213-393-3007
OCCL Staff Contact: Alex J. Roy (808) 587-0316

FEDERAL NOTICES

1. [Hawaiian Flowering Plants & Ferns Identified as Endangered/Threatened Species Candidates](#) - December 5, 2014

The U.S. Fish and Wildlife Service (Service), present an updated list of plant and animal species native to the United States that are regarded as candidates for or have proposed for addition to the Lists of Endangered and Threatened Wildlife and Plants under the Endangered Species Act of 1973. Twenty three new candidate species are discussed in this notice, including:

Eighteen Hawaiian flowering plants and four Hawaiian ferns that are endemic to one or more islands in the State of Hawaii and each are negatively affected by nonnative animals and plants.

Introduced, nonnative animals damage and destroy plants and seeds, modify habitat, create habitat more conducive to nonnative plant introductions, and spread nonnative plant seeds. Nonnative plants displace and out-compete native species. Introduced nonnative plants and animals are serious and

ongoing threats to these species range wide, and these threats are increased by the continued inadequacy of existing protective regulations. In addition, small population size is a serious and ongoing threat to some of these species because

- I. They may experience reduced reproductive vigor due to ineffective pollination or inbreeding depression;
- II. They may experience reduced levels of genetic variability, leading to diminished capacity to adapt and respond to environmental changes, thereby lessening the probability of long-term persistence;
- III. And a single catastrophic event may result in extirpation of remaining populations and extinction of the species. Climate change may pose a threat to the ecosystems that support these species, thus exacerbating the effects of the aforementioned threats.

There are varying degrees of conservation efforts ongoing for these species. Species that are listed on the Hawaii Plant Extinction Prevention Program (PEPP) species list are prioritized for monitoring, surveys, collection and storing of seeds, propagation, and outplanting. The threats to each of these species are imminent and of high magnitude, leading to a relatively high likelihood of extinction.

2. [Major Disaster Declaration for Pu'u o'o Volcanic Eruption and Lava Flow](#) - December 16, 2014

On November 3, 2014, the president issued a major disaster declaration as follows:

"I have determined that the emergency conditions in certain areas of the State of Hawaii resulting from the Pu'u o'o volcanic eruption and lava flow beginning on September 4, 2014, and continuing, is of sufficient severity and magnitude to warrant a major disaster declaration under the Robert T. Stafford Disaster Relief and Emergency Assistance Act. Therefore, I declare that such a major disaster exists in the State of Hawaii.

In order to provide Federal assistance, you are hereby authorized to allocate from funds available for these purposes such amounts as you find necessary for Federal disaster assistance and administrative expenses.

You are authorized to provide assistance for emergency protective measures (Category B) under the Public Assistance program and Hazard Mitigation in the designated area. Consistent with the requirement that Federal assistance be supplemental, any Federal funds provided under the Stafford Act for Hazard Mitigation will be limited to 75 percent of the total eligible costs. Federal funds provided under the Stafford Act for Public Assistance also will be limited to 75 percent of the total eligible costs, with the exception of projects that meet the eligibility criteria for a higher Federal cost-sharing percentage under the Public Assistance Alternative Procedures Pilot Program for Debris Removal implemented pursuant to section 428 of the Stafford Act.

Further, you are authorized to make changes to this declaration for the approved assistance to the extent allowable under the Stafford Act".

The Federal Emergency Management Agency (FEMA) then gave notice that pursuant to the authority vested in the Administrator, under Executive Order 12148, as amended, Kenneth K. Suiso, of FEMA is appointed to act as the Federal Coordinating Officer for this major disaster.

The following area of the State of Hawaii has been designated as adversely affected by this major disaster:

- Hawaii County for emergency protective measures (Category B) under the Public Assistance program.
- Hawaii County is eligible for assistance under the Hazard Mitigation Grant Program.

3. [Changes in Flood Hazard Determinations for Hawaii County](#) - December 16, 2014

This notice lists communities where the addition or modification of Base Flood Elevations (BFEs), base flood depths, Special Flood Hazard Area (SFHA) boundaries or zone designations, or the regulatory floodway (hereinafter referred to as flood hazard determinations), as shown on the Flood Insurance Rate Maps (FIRMs), and where applicable, in the supporting Flood Insurance Study (FIS) reports, prepared by the Federal Emergency Management Agency (FEMA) for each community, is

appropriate because of new scientific or technical data. The FIRM, and where applicable, portions of the FIS report, have been revised to reflect these flood hazard determinations through issuance of a Letter of Map Revision (LOMR), in accordance with Title 44, Part 65 of the Code of Federal Regulations (44 CFR part 65). The LOMR will be used by insurance agents and others to calculate appropriate flood insurance premium rates for new buildings and the contents of those buildings. Included in this list is the revised flood hazard information for Hawaii County, effective February 9, 2015.



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).