A MESSAGE FROM THE DIRECTOR

*Aloha kākou.* Thank you for receiving our notice and taking the time to look at some of the latest proposals in Hawai‘i nei, some of which have public comment periods that will end soon.

The Office of Environmental Quality Control continues to serve the public and work for you by publishing these notices; advising agencies and applicants (private industry) to help them comply with the Hawai‘i Environmental Policy Act, HRS Chapter 343; and processing all the resulting documents and plans. Our mission is also to serve the public under Hawai‘i Revised Statutes Chapter 341, a broad authorizing mandate, which requires that we educate the public about matters related to the environment.

In the spirit of that mandate, we share with you a link to a [video](http://example.com), live with Mr. Jay Fidell, that discusses why the public is critical to the HRS Chapter 343, Hawai‘i Environmental Policy Act. This Video was made possible by ThinkTech and the Department of Health, Office of Planning, Policy, and Program Development. Mahalo to everyone who made this educational video possible, we hope people find it useful. Please click on the link above (on the word video).

Finally, if you love π (3.1415927…), don’t forget, Saturday, March 14th is π day. Happy π Day. Also, have a happy St. Patrick’s Day.

For a unit circle (of diameter equal to one), the circumference of the circle is the number pi.

Also, please note that the Environmental Council has a tentative meeting scheduled for March 19, 2015. The venue and meeting agenda have not been set yet. Please go to the [State Calendar website](http://example.com) six days prior to the meeting date to review the agenda. For more information, Contact the Council at [oeqchawaii@doh.hawaii.gov](mailto:oeqchawaii@doh.hawaii.gov) or call (808) 586-4185.
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HAWAI‘I (HRS 343)

1. Pi‘ihonua-Kukuau Reservoir and Transmission Improvements, 5(b) FEA (FONSI)

Island: Hawai‘i
District: South Hilo
TMK: (3) 2-5-065:037; Various County Road Rights-of-way (ROW) (3) 2-5-060 (Hokulani Street), (3) 2-5-035 (Hokulani Street), and (3) 2-5-011 (Kaumana Drive); Easements Over (3) 2-5-006:061, 142 and 149, and (3) 2-4-075:049

Permits: County of Hawai‘i, Department of Public Works: Grubbing and Grading Permits, Permit for Work in County ROW, Building Division Authorization and Building Permit; County of Hawai‘i, Planning Department Plan Approval; Department of Health, National Pollutant Discharge Elimination System Permit

Proposing/Determination Agency: County of Hawai‘i, Department of Water Supply, 345 Kekūanāo‘a Street, Suite 20, Hilo, HI 96720. Contact: Larry Beck, (808) 961-8070, ext. 260

Consultant: Geometrician Associates, P.O. Box 396, Hilo HI 96721. Contact: Ron Terry, (808) 969-7090, email: rterry@hawaii.rr.com


The County of Hawai‘i, Department of Water Supply (DWS) prepared an EA and issued a FONSI in 1996 for a water system improvements project in upper Hilo. Since then, only one segment of the transmission waterline was installed. Upon re-evaluation, DWS determined that the planned reservoir required upsizing. Because of this, as well as changes in the project area and permit requirements, DWS has decided to prepare another EA. In addition to the reservoir, which will be 25 feet high and about 130 feet in diameter, improvements on the reservoir property include flow control valves and piping for water level control, paving and fencing. The length of new transmission line is 6,500 feet. The Project promotes public health and safety by improving water storage capacity for the Hilo area. The contractor will implement Best Management Practices that minimize the impact of sediment, storm water runoff and construction materials on receiving waters. Most parts of the Project site have already been heavily disturbed through sugar cane agriculture, subdivision, paving and previous waterline infrastructure projects. No archaeological sites are present, but archaeological monitoring will be conducted in one undeveloped section. Biological surveys found mainly alien organisms and no threatened or endangered species. There will be vegetation removal timing and/or nest survey restrictions to minimize impacts to Hawaiian hoary bats and Hawaiian hawks. No cultural resources are present and there are no traditional and customary practices that require protection. Landscaping in conformance with requirements will be installed.

2. Waimea Middle School New Eight Classroom Building, 5(b) DEA (AFNSI)

Island: Hawai‘i
District: South Kohala
TMK: (3)-6-7-002:015

Permits: National Pollutant Discharge Elimination System (NPDES) Permit; Individual Wastewater System (IWS) Permit; Underground Injection Control (UIC) Permit; Plan Review Approval; Grading Permit; Building Permit

Proposing/Determination Agency: State of Hawai‘i, Department of Education, 1151 Punchbowl Street, Room 431, Honolulu, HI 96813. Contact: Ronald Hagino, (808) 586-0434
Consultant: Wilson Okamoto Corporation, 1907 South Beretania Street, Suite 400, Honolulu, HI 96826. Contact: John L. Sakaguchi, (808) 946-2277
Status: Statutory 30-day public review and comment period starts; comments are due by April 7, 2015. Please send comments to the proposing/determination agency and consultant.

Waimea Middle School is part of the Waimea Elementary and Middle School campus located east of Māmalahoa Highway, in an approximately 25.796 acre parcel identified as Tax Map Key: 6-7-002:015. The new eight classroom building project site is located in the southeast portion of the campus, between the Mala'ai community garden and four existing portable classroom buildings. The portable classrooms are to remain with no changes. Although it was cleared at one time, the project site is currently undeveloped and contains no structures. Vegetation consists of grass cover, similar to other open areas of the campus.

The purpose of the new classroom building is to replace existing science classrooms with modern classrooms and laboratories and to provide spaces designed as computer laboratories. The spaces currently used for these classes are not adequate to meet the teaching needs of the current enrollment. Although identified as 8 classrooms, during the planning process, by downsizing some of the original planned spaces, a total of 9 classrooms are planned for the building. Preliminary plans show a 2-story rectangular building to contain: 1) four general classrooms; 2) three science laboratories; 3) two computer laboratories; 4) one teacher planning room, one office, one student services room, a faculty center, a conference room, and restroom facilities. The building foot-print will be approximately 12,659 square feet. The 2-story building will contain about 25,177 square feet and will be approximately 42 feet high at the ridge. The design will be similar to the other buildings on campus. In addition, the one way inbound gravel driveway access from Lindsey Road will be paved. Usage of this driveway will remain with no changes.

MAUI (HRS 343)

3. Trailered Vessel Facility, 5(e) DEA (AFNSI)

Island: Maui
District: Wailuku
TMK: (2) 3-7-001:023 and 021
Permits: Conservation District Use Permit (CDUP)
Applicant: Maui Dry Dock and Storage LLC, P.O. Box 1119, Lahaina, HI. 96761. Contact: Jeff Strahn, (808) 270-9813
Approving Agency: Office of Conservation and Coastal Lands, P.O. Box 621, Honolulu, HI 96809. Contact: Michael Cain, (808) 587-0048
Consultant: Coastal Planners LLC, 3993 Mā'alaea Bay Place, Wailuku, HI 96793. Contact: Thorne Abbot, (808) 344-1595
Status: Statutory 30-day public review and comment period starts; comments are due by April 7, 2015. Please send comments to the applicant, approving agency, and consultant.

The intent of the project is to provide secured trailered vessel parking for the public and to support vessel repair, maintenance, and inspections. The project involves installation of two concrete pads, two grassy swales, and attendant subsurface drainage and treatment system.

Vinyl coated chain link fencing along the site’s perimeter and key card access for convenience would help create a secure parking area for boats, trailers, and tow vehicles on the 1.453 acre, vacant, unimproved, barren site. Two key card operated electric gates would afford boaters 24-hour access and convenient trailer turning, ingress and egress from the facility. No price or rental period has been determined; the rate would be determined in consultation with DOBOR.
Landscape plantings would surround both the perimeter fencing and be planted along the edge of two grassy swales located next to area. Plantings of hau and naupaka would provide visual screening, attenuate storm water runoff, and serve as a wind break.

The proposal does not include any above ground buildings or structures beyond installation of a fence, gates, key card readers and concrete maintenance pads.

The applicant will pursue a lease with the Department should they secure a Conservation District Use Permit (CDUP).

O‘AHU (HRS 343)

4. Renovation of the Historic Ala Moana Pump Station, 5(e) FEA (FONSI)

Island: O‘ahu
District: Honolulu
TMK: (1) 2-1-015:063
Permits: State of 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: Amy Mutart, (808) 594-0334, email: amy.mutart@hcdaweb.org
Consultant: Townscape, Inc., 900 Fort Street Mall, Suite 1160, Honolulu, HI 96813. Contact: Gabrielle Sham, (808) 536-6999, email: gabrielle@townscapeinc.com

Plans for the renovation of the historic Ala Moana Pump Station (AMPS) are being prepared by the Pacific Gateway Center (PGC) for use as a community resource center, Nā Kūpuna Makamae Center, primarily serving senior citizens with educational and cultural programs.

The PGC is a non-profit community based organization that has received a $1,000,000 appropriation of capital improvement grand-in-aid by the Legislature of the State of Hawai‘i to conduct planning, design, and renovation for a community resource center. The project is being administered by the State of Hawai‘i, Hawai‘i Community Development Authority (HCDA).

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.

5. Sand Island WWTP UV-EPS Odor Control System, 5(b) DEA (AFNSI)

Island: O‘ahu
District: Honolulu
TMK: (1) 1-5-041:005
Permits: Special Management Area Permit, Air Permit Modification, National Pollutant Discharge Elimination Permit, Building Permit, Grading and Stockpiling Permit

Proposing/Determination Agency: Department of Design and Construction, City and County of
The City and County of Honolulu, Department of Design and Construction proposes to construct improvements to the existing Ultraviolet Disinfection and Effluent Pump Station (UV/EPS) at the Sand Island Wastewater Treatment Plant (WWTP) with the installation of an Odor Control System (OCS) facility. The proposed OCS improvements consist of covering all channels and sealing all openings, constructing fans and ductwork to convey airflow, constructing new carbon scrubbers to treat foul air, and constructing new exhaust stacks to discharge treated air. A condition assessment study of the facility conducted in 2012 concluded that a dedicated UV/EPS OCS be installed to contain and treat foul air being released by this facility. The purpose of the proposed improvements is as follows:

1) Ensure continued compliance with Hawai‘i State Non-covered Source Permit (NSP) No. 0216-05-N.
2) Increase the reliability of the Sand Island WWTP by reducing hydrogen sulfide odor and odor-related corrosion impacts.
3) Improve operating conditions at the Sand Island WWTP by reducing foul air.

6. Spurgat-Waterhouse Residence, 5(e) DEA (AFNSI)

Island: O‘ahu
District: Honolulu
TMK: (1) 2-5-018:016
Permits: State of Hawai‘i: Conservation District Use Permit; City and County of Honolulu: Building Permit, Grading Permit
Applicant: Adam Spurgat and Jacey Waterhouse, 3826 Round Top Drive, Honolulu, HI 96822. (808) 217-5377
Approving Agency: Office of Conservation and Coastal Lands, Department of Land and Natural Resources, Kalanikou Building, 1151 Punchbowl Street, Room 131, Honolulu, HI 96813. Contact: Samuel J. Lemmo, (808) 587-0377
Consultant: N/A
Status: Statutory 30-day public review and comment period starts; comments are due by April 7, 2015. Please send comments to the applicant, approving agency, and consultant.

The applicants propose to construct a Single Family Residence (SFR) at Tantalus, island of O‘ahu, TMK (1) 2-5-018:016. The approximately 1.534-acre parcel lies within the State Land Use Conservation District, Subzone Resource. The 2,922-ft² proposed SFR is a linear post on pier construction with a lower garage area. Design features include: 3 bedrooms, 2 baths, a kitchen/dining/living room, and a lanai area. Other improvements include three 6,000-gallon above ground water storage tanks, an individual wastewater system and a 12-ft wide gravel driveway.

The proposed SFR will provide a primary residence for Adam Spurgat, Jacey Waterhouse, and their children.
**HABITAT CONSERVATION PLAN (HRS 195D)**

**Nā Pua Makani Wind Energy Project**

- **Island:** O'ahu
- **District:** Ko'olauloa
- **TMK:** (1) 5-6-006:018 and (1) 5-6-008:006
- **Permits:** Incidental Take License
- **Applicant:** Na Pua Makani Power Partners, LLC, Chaplin Hawai'i Wind Holdings, LLC, P.O. Box 540, Santa Barbara, CA 93102. Contact: Mike Cutbirth, (805) 568-0300, ext. 23
- **Approving Agency:** Department of Land and Natural Resources, Division of Forestry and Wildlife, 1151 Punchbowl Street, Room 325, Honolulu, HI 96813. (808) 587-0166
- **Consultant:** Tetra Tech, Inc., 1750 SW Harbor Way, Suite 400, Portland, OR 97201. Contact: Alicia Oller, (503) 727-8072

Nā Pua Makani Power Partners LLC proposes to construct and operate a wind farm (Project) with a net generating capacity of up to 25 megawatts, on the island of O'ahu. In addition of up to 10 wind turbine generators, the proposed Project would include an electrical collection system, an operations and maintenance facility, an approximately 0.9 mile (1.5 km) transmission line, a permanent meteorological tower, and approximately 5.2 miles (8.4 km) of permanent roads.

The purpose of the draft Habitat Conservation Plan (HCP) is to mitigate for potential injury and death to the threatened and endangered 'ā'o or Newell’s shearwater (*Puffinus auricularis newelli*), koloa maoli or Hawaiian duck (*Anas wyvilliana*), ae'o or Hawaiian stilt (*Himantopus mexicanus knudseni*), 'ālea ke'oke'o or Hawaiian coot (*Fulica ala*), ‘ālea ‘ula or Hawaiian moorhen (*Gallinula chloropus sandvicensis*), pueo or Hawaiian short-eared owl (*Asio flammeus sandvicensis*), nēnē or Hawaiian goose (*Branta sandvicensis*), and the ōpe'ape'a or Hawaiian hoary bat (*Lasiurus cinereus semotus*) due to construction and operation of the Project. The HCP outlines provisions for net benefit to the covered species and environment, and contributes to the recovery of each of these species.

The public is encouraged to comment on the draft HCP. Please send comments to: Department of Land and Natural Resources, Division of Forestry and Wildlife, 1151 Punchbowl Street, Room 325, Honolulu, HI 96813. Attention: HCP Coordinator Afsheen Siddiqi. Or email comments to: Afsheen.A.Siddiqi@hawaii.gov

Public comment should be received by **May 8, 2015**.

An EISP has already been published for this action, and a Draft EIS is expected to be available soon. The Division of Forestry and Wildlife will also hold a public hearing on O'ahu to receive public comments on the draft Habitat Conservation Plan. The date and location of the public hearing will be made available to the public via legal notice.

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**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: Lāna'i & 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
Kā'anapali Beach Mooring Buoy, Maui

Proposed Action: After-the-fact authorization for the continued use and maintenance of a commercial mooring buoy located approximately 200 yards offshore at Whaler’s Village, Kā'anapali Beach, Maui. The commercial buoy was installed in 2007. The mooring consists of a 3-foot by 3-foot cement block anchor with a 2-inch steel shackle secured through the middle and a 100-foot long galvanized chain, which is attached to a surface buoy. Water depth at the mooring buoy location is 28 feet.

Applicant: Wake Maui LLC
Contact: Mr. Ryan Hickey, (808) 269-5645
Federal Action: Federal Permit
Federal Agency: U.S. Army Corps of Engineers, Honolulu District
Location: 200 yards offshore at Whaler’s Village, Kā’anapali Beach, Maui
CZM Contact: John Nakagawa, 587-2878, jnakagaw@dbedt.hawaii.gov
Comments Due: March 23, 2015

Special Management Area Minor Permits

<table>
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<th>Location (TMK)</th>
<th>Description (File No.)</th>
<th>Applicant/Agent</th>
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<tbody>
<tr>
<td>Hawai‘i: Hilo (2-3-004: 015)</td>
<td>Repairs and Alteration of the Existing Building (SMM 15-326)</td>
<td>Sai Baba Hawai‘i LLC, Mohan Magora</td>
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<tr>
<td>Maui: Kihei (3-9-006: 004)</td>
<td>Main Dwelling Addition and Alteration (SM2 20120157)</td>
<td>Melott, Stanley Edward</td>
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<tr>
<td>Maui: Kihei (3-9-006: 004)</td>
<td>Main Dwelling Addition and Alteration (SM2 20120159)</td>
<td>Melott, Stanley Edward</td>
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<td>Maui: Paia (2-6-002: 010)</td>
<td>Exterior Repairs (SM2 20140140)</td>
<td>Paia Bay Properties, LLC</td>
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<tr>
<td>Maui: Lahaina (4-6-008: 006)</td>
<td>Lahaina Second Friday Events - 2015 (SM2 20150008)</td>
<td>Lahaina Town Action Committee</td>
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<tr>
<td>Maui: Kihei (3-9-008: 031)</td>
<td>Concrete Wall, Shower Enclosure, Lanai (SM2 20150009)</td>
<td>Kihei Beachfront Resort, LLC, Mimi Hu</td>
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<tr>
<td>Maui: Kihei (3-9-004: 005)</td>
<td>New Telecom Facility (SM2 20150010)</td>
<td>Cascadia PM</td>
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<tr>
<td>Maui: Kihei (3-9-051: 045)</td>
<td>Pave Lot, Build Parking Structure (SM2 20150011)</td>
<td>Eskimo Candy</td>
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<tr>
<td>Maui: Lahaina (4-3-006: 007)</td>
<td>Seaway and Walkway Repairs (SM2 20150012)</td>
<td>Nohonani Condominium AOAO</td>
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## SHORELINE NOTICES

### Shoreline Certification Applications

The shoreline certification applications below 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 (808) 587-0420.

<table>
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<th>File No.</th>
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<tbody>
<tr>
<td>MA-804</td>
<td>2/17/15</td>
<td>Limited Common Element 10 (Apartment No. 10) of the “Maluhia at Wailea” Condominium (Condominium Map No. 1384) being a portion of Lot 216 of Land Court Application 1804 (Map 31) situate at Honua‘ula, Makawao, Maui</td>
<td>Akamai Land Surveying, Inc./Lori Huang</td>
<td>2-1-008:062 (por.)</td>
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<tr>
<td>HA-502</td>
<td>2/13/15</td>
<td>Lots 1-A, 3-A-1 and 2-A-1 being a portion of L.P. Grant 9967 to Annie Paulo being also a portion of L.P. Grant 10798 to Annie Paulo situate at Puakō, Lalalilo, South Kohala, Island of Hawai‘i</td>
<td>Pai Pai Partners LLC/Pai Pai Partners LLC</td>
<td>6-9-002:024</td>
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<tr>
<td>HA-503</td>
<td>2/23/15</td>
<td>Lot 17, Honoluli Pali Tract being portions of L.C. Aw. 4895 to Makauahine, and portions of L.C. Aw. 7715, Apana 16 to Lota Kamehameha situate at Puau‘a, South Hilo, Island of Hawai‘i</td>
<td>Daniel Berg/Teresa Tico</td>
<td>2-7-015:003</td>
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<tr>
<td>KA-393</td>
<td>2/20/15</td>
<td>Lot 5 Land Court Application 1469 (Map 1) situate at Waipā, Halele‘a, Kaua‘i</td>
<td>Honua Engineering, Inc./Waioli Surf Shack Holdings LLC</td>
<td>5-5-005:012</td>
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<tr>
<td>KA-394</td>
<td>2/20/15</td>
<td>Lot 1 Land Court Application 1469 (Map 1) situate at Waipā, Halele‘a, Kaua‘i</td>
<td>Honua Engineering, Inc./Waioli Surf Shack Holdings LLC</td>
<td>5-5-005:008</td>
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### 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 Resources, 1151 Punchbowl Street, Room 220, Honolulu, Hawai‘i 96813.

<table>
<thead>
<tr>
<th>File No.</th>
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<tr>
<td>OA-1627</td>
<td>Proposed Shoreline Certification</td>
<td>Lot 34-A as shown on Land Court Application 722 Map 8 situate at Lā‘e, Ko‘olaupoko, O‘ahu</td>
<td>Hawaii Land Consultants/Property Reserve, Inc.</td>
<td>5-5-002:011</td>
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<td>OA-1631</td>
<td>Proposed Shoreline Certification</td>
<td>Lots 7-1-2-A, 7-H and 6-G-1 of Land Court Application 323 Map 26 situate at Pueo‘aha, Kalua, Ko‘olaupoko, O‘ahu</td>
<td>Dennis K. Hashimoto/Gareth Kim</td>
<td>4-3-015:018</td>
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<tr>
<td>MA-594</td>
<td>Proposed Shoreline Certification</td>
<td>Lots A-7-C-1 and A-7-C-2 of the Kapalua Development Subdivision being a portion of Royal Patent 2236, Land Commission Award 8522-B, Apana 1 to Kale Davis situate at Honokohau, Lahaina, Maui</td>
<td>Austin, Tsutsumi &amp; Associates, Inc./Honolua Associates, LLC &amp; Honokahua Beach Hotel</td>
<td>4-2-004:014 &amp; 021 (por.)</td>
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<tr>
<td>MA-596</td>
<td>Proposed Shoreline Certification</td>
<td>Limited Common Element 10 of Lot 10-A-2-C-1 of Land Court Application 1846, Map 6 situate at Papa'anui, Waipao, Kaliihi, Honolulu, Makawao, Maui Address: 4950 Makena Road, Unit No. 10 Purpose: N/A Akamai Land Surveying, Inc./ Makena 10, LLC 2-1-007:096</td>
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<tr>
<td>MA-599</td>
<td>Proposed Shoreline Certification</td>
<td>Lot 49, Land Court Application 1744 (Map 12) situate at Hanaka'o'o, Lahaina, Maui Address: 2481 Kā'anapali Parkway Purpose: Determine shoreline setback R.T. Tanaka Engineers, Inc./ The Whaler at Kā'anapali Beach 4-4-008:002</td>
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<tr>
<td>HA-497</td>
<td>Proposed Shoreline Certification</td>
<td>Lot 94, Block 11, Hawaiian Paradise Park Subdivision situate at Keaau, Puna, Island of Hawai'i Address: 15-1099 Ala Heiau Road Purpose: Establish building setback Daniel Berg/ Richard &amp; Deborah Koval Trust 1-5-031:064</td>
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<tr>
<td>MA-580</td>
<td>Rejection</td>
<td>Lots C, D and E of Section B of the Puamana Planned Unit Development, Unit 1 File Plan 1056 situate at Makia &amp; Pahoa, Lahaina, Maui Address: 34 Pualima Place Purpose: Building and other permitting purposes Newcomer-Lee Land Surveyors, Inc./ Puamana Community Association 4-6-028:001</td>
<td></td>
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**NATIONAL ENVIRONMENTAL POLICY ACT (NEPA) NOTICE**

National Aeronautics and Space Administration (NASA) Low Density Supersonic Decelerator Technology Demonstration Mission Pacific Missile Range Facility (PMRF) Supplemental EA

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<thead>
<tr>
<th>Island:</th>
<th>Kaua‘i</th>
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<tbody>
<tr>
<td>District:</td>
<td>N/A</td>
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<td>TMK:</td>
<td>N/A</td>
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<tr>
<td>Permits:</td>
<td>Papahānaumokuākea Marine National Monument - Conservation and Management Permit</td>
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<tr>
<td>Proposing Agency:</td>
<td>National Aeronautics and Space Administration, Steve Slaten, Jet Propulsion Laboratory Facilities and Environmental Manager, <a href="mailto:sslaten@nasa.gov">sslaten@nasa.gov</a></td>
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<tr>
<td>Approving Agency:</td>
<td>N/A</td>
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<td>Consultant:</td>
<td>N/A</td>
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<tr>
<td>Status:</td>
<td>Provide any written comments by March 27, 2015. Comments can be e-mailed to <a href="mailto:sslaten@nasa.gov">sslaten@nasa.gov</a></td>
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The Proposed Action (Alternative 1—Preferred Alternative) incorporates all activities described in the No-action Alternative, with clarification that some recovery aids discussed in the 2013 EA may or may not be employed and provides for additional splashdown area and test opportunities for the SFDT. This would require approved entry into the easternmost part of the Open Ocean Area of PMNM; therefore, NASA has requested authorization for entry into PMNM through a Conservation and Management hardware and potential fly-over of Nihoa Island and its surrounding Special Management Area from scheduled SFDTs beginning in 2015. NASA could have up to two technology testing launches each year for the next 5 years (June 2015 through August 2019). These additional test opportunities would increase the probability of successful test flights and lower the risk of a scenario for an unplanned (i.e., anomalous) termination of the test flight.

NASA proposes to use an additional 37,600 km² (10,950 nm²) of splashdown area for future SDFT test flights. Of the approximately 37,600 km² (10,950 nm²), approximately 28,730 km² (8,370 nm²) is Open Ocean Area within PMNM and the other approximately 8,875 km² (2,600 nm²) of Open Ocean Area is north of PMNM.

This additional splashdown area excludes the 70 hectares (170 acres) of Nihoa Island and the approximately 128.5 km² (37.5 nm²) Special Management Area within 5.5 km (3 nautical miles) surrounding Nihoa Island. To ensure the excluded area waters and/or island will not be entered, one of two scenarios would occur: (1) the LDSD Program would initiate the SFDT in such a manner that expended flight hardware would be recovered before drifting into the excluded area; or (2) the flight system would overfly the excluded area and the Test Vehicle would be dropped outside 5.5 km (3 nautical miles) from Nihoa Island. Therefore, expended flight hardware would not be deposited on Nihoa Island or within the Special Management Area surrounding the island.
Western Pacific Fishery Management Council; Teleconference / Webconference Public Meetings

The Western Pacific Fishery Management Council (Council) will hold meetings of its American Samoa, Hawai‘i, and Mariana Archipelago Fishery Ecosystem Plan (FEP) Advisory Panels (AP) by teleconference and webconference to discuss and make recommendations on fishery management issues in the Western Pacific Region. The Mariana Archipelago FEP AP will meet on March 10, 2015, between 5 p.m. and 7 p.m.; The Hawaii Archipelago FEP AP will meet on March 12, 2015, between 4 p.m. and 6 p.m.; and The American Samoa Archipelago FEP AP will meet on March 13, 2014, between 4 p.m. and 6 p.m. All times listed are local island times. Location: All meetings will be held by teleconference and webconference. For specific times and agendas, click on the link in the title of this notice. The teleconference will be conducted by telephone and by web. The teleconference numbers are: U.S. toll-free: 1–888–482–3560 or International Access: +1 647 723–3959, and Access Code: 5228220. The webconference can be accessed at https://wprfmc.webex.com/join/ info.wpcouncilnoaa.gov. FOR FURTHER INFORMATION CONTACT: Kitty M. Simonds, Executive Director; telephone: (808) 522–8226. Public comment periods will be provided throughout the agendas. The order in which agenda items are addressed may change. The meetings will run as late as necessary to complete scheduled business (see, 80 F.R. 9701, February 24, 2015).

Western Pacific Fishery Management Council; Public Meetings

The Western Pacific Fishery Management Council (Council) will hold meetings of its 118th Scientific and Statistical Committee (SSC), SSC subworking group and its 162nd Council meeting to take actions on fishery management issues in the Western Pacific Region. The Council will also convene meetings of the Pelagic and International Standing Committee and Executive and Budget Standing Committee. DATES: The SSC sub-working group will be held on Monday, March 9, between 1 p.m. and 4 p.m. The SSC meeting will be held between 8:30 a.m. and 5 p.m. on March 10–12, 2015. The Council’s Pelagic and International Standing Committee meeting will be held between 1 p.m. and 3 p.m. on March 14, 2015; Executive and Budget Standing Committee meeting will be held between 3 p.m. and 5 p.m. on March 14, 2015; and the 162nd Council meeting will be held between 8:30 a.m. and 5 p.m. on March 16–18, 2015. In addition, the Council will host a Fishers Forum on March 17, 2015, between 6 p.m. and 9 p.m. For specific times and agendas, click on the link in the title of this notice. The SSC Sub-working group on March 9, 2015, 118th SSC on March 10–12, 2015, Pelagic and International Standing Committee and Executive and Budget Standing Committee on March 14, 2015 will be held at the Council office, 1164 Bishop Street, Suite 1400, Honolulu, HI 96813, telephone: (808) 522–8220; The 162nd Council meeting on March 16–18, 2015 will be held at the Lanikea YWCA-Fuller Hall, 1040 Richards Street, Honolulu, HI 96813, telephone: (808) 538–7061; and The Fishers Forum on March 17, 2015 will be held at the Harbor View Center, Pier 38, 1129 North Nimitz Highway, Honolulu, HI 96817, telephone: (808) 983–1200. Background documents will be available from, and written comments should be sent to Mr. Edwin Ebisui, Chair, Western Pacific Fishery Management Council, 1164 Bishop Street, Suite 1400, Honolulu, HI 96813, telephone: (808) 522–8220 or fax: (808) 522–8226. FOR FURTHER INFORMATION CONTACT: Kitty M. Simonds, Executive Director; telephone: (808) 522–8220 (see, 80 F.R. 9440, February 23, 2015).

90-Day Finding on a Petition To List the Common Thresher Shark as Threatened or Endangered Under the Endangered Species Act

The National Marine Fisheries Service (NMFS), announced the 90- day finding for a petition to list the common thresher shark (Alopias vulpinus) as either endangered or threatened under the U.S. Endangered Species Act (ESA) either worldwide or as one or more distinct population segments (DPSs) identified by the petitioners. The NMFS finds that the petition presents substantial scientific or commercial information indicating that the petitioned action may be warranted for the species worldwide. NMFS further finds that the petition fails to present substantial scientific or commercial information to support the identification of DPSs of the common thresher suggested by the petitioners, and, as such, NMFS finds that the petitioned action of listing one or more of these DPSs is not warranted. Accordingly, NMFS will initiate a review of the status of the common thresher shark at this time. To ensure that the status review is comprehensive, NMFS is soliciting scientific and commercial information regarding this species. DATES: Information and comments on the subject action must be received by May 4, 2015. ADDRESSES: You may submit comments, information, or data, identified by “NOAA-NMFS–2015–0025” by either of the following methods: • Electronic Submissions: Submit all electronic public comments via the Federal eRulemaking Portal. Go to www.regulations.gov/#!docketDetail;D=NOAA-NMFS-2015-0025. Click the “Comment Now” icon, complete the required fields, and enter or attach your comments. • Mail or hand-delivery: Office of Protected Resources, NMFS, 1315 EastWest Highway, Silver Spring, MD 20910. Instructions: You must submit comments by one of the above methods to ensure that we receive, document, and consider them. Comments sent by any other method, to any other address or individual, or received after the end of the comment period, may not be considered. All comments received are a part of the public record and will generally be posted for public viewing on http://www.regulations.gov without change. All personal identifying information (e.g., name,
address, etc.), confidential business information, or otherwise sensitive information submitted voluntarily by the sender will be publicly accessible. We will accept anonymous comments (enter “N/A” in the required fields if you wish to remain anonymous). Attachments to electronic comments will be accepted in Microsoft Word, Excel, or Adobe PDF file formats only. FOR FURTHER INFORMATION CONTACT: Chelsey Young, NMFS, Office of Protected Resources (OPR), (301) 427–8491 or Marta Nammack, NMFS, OPR, (301) 427–8469 (see, 80 F.R. 11379, March 3, 2015).

Importation of Tomato Plantlets in Approved Growing Media From Mexico: Animal and Plant Health Inspection Service

The Animal and Plant Health Inspection Service (APHIS) of the U. S. Department of Agriculture (USDA) proposes rules governing the importation of plants for planting to authorize the importation of tomato plantlets from Mexico in approved growing media, subject to a systems approach. The systems approach would consist of measures currently specified for tomato plants for planting not imported in growing media, as well as measures specific to all plants for planting imported into the United States in approved growing media. Additionally, the plantlets would have to be imported into greenhouses in the continental United States and the importers of the plantlets from Mexico or the owners of the greenhouses in the continental United States would have to enter into compliance agreements regarding the conditions under which the plants from Mexico must enter and be maintained within the greenhouses. This proposed rule would allow for the importation into the continental United States of tomato plantlets from Mexico in approved growing media, while providing protection against the introduction of plant pests. The proposed rule would also allow the imported greenhouse plantlets to produce tomato fruit for commercial sale within the United States. DATES: We will consider all comments that we receive on or before May 4, 2015. ADDRESSES: You may submit comments by either of the following methods: • Federal eRulemaking Portal: Go to http://www.regulations.gov/#!docketDetail;D=APHIS-2014-0099. • Postal Mail/Commercial Delivery: Send your comment to Docket No. APHIS–2014–0099, Regulatory Analysis and Development, PPD, APHIS, Station 3A–03.8, 4700 River Road, Unit 118, Riverdale, MD 20737–1238. Supporting documents and any comments we receive on this docket may be viewed at http://www.regulations.gov/#!docketDetail;D=APHIS-2014-0099 or in our reading room, which is located in room 1141 of the USDA South Building, 14th Street and Independence Avenue SW., Washington, DC. Normal reading room hours are 8 a.m. to 4:30 p.m., Monday through Friday, except holidays. To be sure someone is there to help you, please call (202) 799–7039 before coming. FOR FURTHER INFORMATION CONTACT: Ms. Lydia E. Colón, PPQ, APHIS, 4700 River Road, Unit 133, Riverdale, MD 20737–1236; (301) 851–2302 (see, 80 F.R. 11946, March 5, 2015).
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 and Anticipated Finding of No Significant Impact (DEA-AFNISI)
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 (FEA-FONSI)
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 (FEA-EISPN)
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 (DEIS)
After receiving the comments on the DEISPN, 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 include comments received during the DEISPN comment period in a point-by-point manner.

Final Environmental Impact Statement (FEIS)
After considering all public comments filed during the DEIS stage, the Agency or Applicant must prepare a Final EIS (FEIS). The FEIS shall 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 of 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 appeal administratively 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 (NEPA)
The National Environmental Policy Act (NEPA) requires federal projects to prepare an EA or EIS. In many ways it is similar to Hawai’i’s law. Some projects require both a State and Federal EIS and the public comment procedure should be coordinated. OEQC publishes NEPA notices in this bulletin to help keep the public informed of important federal actions.

Conservation District
Any use of land in the State Conservation District requires a Conservation District Use Application (CDUA). These applications are reviewed and approved by the Board of Land and Natural Resources. Members of the public may intervene in the permit process. 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 Hawai’i shorelines be surveyed and certified when necessary to clearly establish the shoreline setback from the certified shoreline. The public may participate in the process to help assure accurate regulatory boundaries. Private land owners often petition to have their shoreline certified by the State surveyor prior to construction. This bulletin publishes notice from the Department of Land and Natural Resources of shoreline certification applicants and final certifications or rejections.

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

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

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