

# The Environmental Notice

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

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## Announcing the Release of the EC Annual Report

The Hawai'i Office of Environmental Quality Control (OEQC) announces the release of the **Environmental Council Annual Report**. State law requires the Environmental Council submit to the governor and legislature a report on the state of the environment each year. This year's Annual Report identified three priority target issues for the state: **Climate Change**, **Invasive Species**, and the **2016 International Union for Conservation of Nature's World Conservation Congress** event happening here in 2016. The Annual Report also includes a **Sustainability Vision** to lay a foundation for a path toward a more sustainable future, with specific recommendations that include, for example, goals for local food production, 70% locally-generated renewable energy by 2030, and a department of sustainability. The bulk of the report focuses on the **Genuine Progress Indicator (GPI) for Hawai'i**, summarizing data and available information to provide values for ecosystem services that support the state economy. This is the third year the Annual Report includes the GPI, but this year, authors Dr. Regina Ostergaard-Klem and Dr. Kirsten L.L. Oleson, used specific data and issues related to invasive species to provide policy makers and the public with information needed to make better decisions about how we spend our money to fight and prevent the damage caused by invasive species.



The report also includes a **Sustainability Vision** to lay a foundation for a path toward a more sustainable future, with specific recommendations that include, for example, goals for local food production, 70% locally-generated renewable energy by 2030, and a department of sustainability. The bulk of the report focuses on the **Genuine Progress Indicator (GPI) for Hawai'i**, summarizing data and available information to provide values for ecosystem services that support the state economy. This is the third year the Annual Report includes the GPI, but this year, authors Dr. Regina Ostergaard-Klem and Dr. Kirsten L.L. Oleson, used specific data and issues related to invasive species to provide policy makers and the public with information needed to make better decisions about how we spend our money to fight and prevent the damage caused by invasive species.

## Aloha+ Challenge Dashboard

The OEQC fully endorses the release of the Aloha+ Challenge Dashboard, an online platform designed for decision makers and the public to track progress on achieving the Aloha+ Challenge 2030 Targets. The Dashboard currently features indicators at the state and county levels for clean energy and solid waste reduction, with data trends and narratives on Hawaii's fossil fuel use, renewable energy and energy efficiency, greenhouse gas emissions, solid waste generation and reduction and recycling. To learn more, please visit the Aloha+ Challenge Dashboard Online at <https://dashboard.hawaii.gov/aloha-challenge>.



March 19, 2015, the Standing Committee on Exemptions, Environmental Council, deliberates on pending business in Room 1500, Leiopapa A Kamehameha. Pictured: Left to Right, J. Richards; Deputy Attorney General Bohlen; S. Glenn; J. Shacat; M. Steiner; G. Teves; C. Prentiss; and M. Ambler. Those interested in serving on the Environmental Council should contact the Office of the Governor for an application form.

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## Draft Exemption List for DLNR up for Comment

A **draft exemption list** is now available for public comment for the next 30-days. Address any comments to the Chairperson of the Environmental Council through the Office of Environmental Quality Control.



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HRS 343, document\* count in this issue  
 5(b) – 02  
 5(e) – 02  
 \*(excluding administrative exemption declarations/lists)





Stanford Carr Development, LLC (SCD) is proposing the development of 128 unit affordable rental project. This 11 story high building will consist of 27 one bedroom, 72 two bedroom, and 29 three bedroom units. This project is planned as an essential component in providing critical affordable rental housing inventory within this rapidly growing population center. This project will also fulfill the reserved housing obligation for the landowner required by the Hawai'i Community Development Authority (HCDA) for other market housing projects presently under construction. The project is also integral in providing valued housing within the transit oriented development area of the Honolulu Area Rapid Transit (HART) terminus at Ala Moana Center. Within easy walking distance to the transit station, the proposed project is viewed as a beneficial and desirable workforce housing project. In addition to the 128 affordable rental units, the project will also include 77 parking stalls, a commercial space located on Waimanu Street, and other accessory uses to support the residential units. Vehicular access to the site is located on Kona Street and Waimanu Street. Pedestrian access is located along Kona Street.

### 3. Horn Single Family Residence 5(e) FEA (FONSI)

**Island:** O'ahu  
**District:** Ko'olaupoko  
**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, 5<sup>th</sup> Floor, Honolulu, HI 96813. (808) 523-5866

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



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; 3.5 bathrooms, and living areas, along with a water meter to be installed at the property entrance on Kanapu'u Drive and a two-inch diameter pipe that 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. There will be some minor agriculture (<1.0 acre) for personal use and landscaping, including the removal of invasive species and replanting of native and indigenous "canoe" plants.

### 4. Waimānalo Irrigation System Upgrade 5(b) DEA (AFNSI)

**Island:** O'ahu  
**District:** Ko'olaupoko  
**TMK:** (1) 4-1-008:080 and (1) 4-1-026:004  
**Permits:** Grading, grubbing and stockpiling permits; HRS 6-E consultation

#### Proposing/Determination

**Agency:** Hawai'i State Department of Agriculture, Agriculture Resource Management Division, 1428 South King Street, Honolulu, HI 96814. Contact: Glenn M. Okamoto, (808) 973-9436

**Consultant:** Belt Collins Hawaii LLC, 2153 North King Street, #200, Honolulu, HI 96819. Contact: John Kirkpatrick, (808) 521-5361

**Status:** Statutory 30-day public review and comment period starts; comments are due by



May 8, 2015. Please send comments to the proposing/determination agency and consultant.

The proposed action consists of upgrading a portion of the Waimānalo Irrigation System through the installation of approximately 1,800 linear feet of 8-inch irrigation line. The Irrigation System provides water from Maunawili for farm operations in Waimānalo. The project will improve the reliability of the irrigation system and reduce the water loss currently experienced in this portion of the system.

## CONSERVATION DISTRICT USE APPLICATION

Persons interested in commenting on the following Conservation District Use Application 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 CDUA. 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 Lands staff listed.

**File No.:** **CDUA KA-3724**  
**Name of Applicant:** County of Kaua'i, Department of Water  
**Location:** Kalāheo, Kaua'i  
**TMKs:** (4) 2-3-005: Portions of 002, 006, and 025  
**Proposed Action:** Installation of a New 0.5 MG Water Tank and Other Associated Improvements at the Kukuilono Park and Golf Course  
**343, HRS determination:** FONSI Published in the August 23, 2014 edition of *The Environmental Notice*  
**Applicant's Contact:** Esaki Surveying and Mapping, Inc., Wayne Wada, (808) 246-0229  
**OCCL Staff Contact:** Lauren Yasaka, (808) 587-0386

## COASTAL ZONE MANAGEMENT NOTICES

### Federal Consistency Reviews

The Hawai'i Coastal Zone Management (CZM) Program has received the following federal actions 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 consistency review. Comments may be submitted by mail, electronic mail or fax, as indicated below.

**Mail:** Office of Planning, Department of Business, Economic Development and Tourism,  
P.O. Box 2359, Honolulu, Hawai'i 96804  
**Email:** [jnakagaw@dbedt.hawaii.gov](mailto:jnakagaw@dbedt.hawaii.gov)  
**Fax:** (808) 587-2899

### Honolulu Rail Transit Project Work in Waiawa Stream and Unnamed Tributary to Waiawa Stream, Pearl City, O'ahu

**Proposed Action:** Conduct work in Waiawa Stream and an unnamed tributary to Waiawa Stream for the construction of the Honolulu Rail Transit Project guideway and guideway columns at the Pearl Highlands Station and associated rail transit features, e.g., parking structure, transit center, access ramps. The work will involve discharge of fill material into 1.04 acres of waters of the United States (U.S.), of which 0.26-

acre of non-wetland waters of the U.S. would be permanently impacted. Construction activities will occur in three phases: Phase 1 - guideway construction; Phase 2 - Pearl Highlands Station and access ramp; and Phase 3 - Pearl Highlands parking structure, bus transit center, and access ramps.

**Applicant:** Honolulu Authority for Rapid Transportation  
**Contact:** Michael Tauchen, 768-6128  
**Federal Action:** Federal Permit  
**Federal Agency:** U.S. Army Corps of Engineers, Honolulu District  
**Location:** Waiawa Stream & Unnamed Tributary to Waiawa Stream, Pearl City, O'ahu  
**CZM Contact:** John Nakagawa, 587-2878, [jnakagaw@dbedt.hawaii.gov](mailto:jnakagaw@dbedt.hawaii.gov)  
**Comments Due:** April 22, 2015

### Special Management Area (SMA) Minor Permits

The SMA Minor permit below has been approved (HRS 205A-30). For more information, contact the county/state Planning Department. Honolulu (768-8014); Hawai'i (East 961-8288, West 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
Maui: Ha'iku (2-9-002: 048)	Main Farm Dwelling and Carport (SM2 20150016)	Martin J Church
Maui: Kapālua (4-2-004: 014 and 021)	Landscape and Dune Restoration (SM2 20150017)	Alex Ahluwalia
O'ahu: Hale'iwa (5-9-011: 068)	59-712 Kamehameha – New Retail Building, Conversion of Existing Structures to an Eating and Drinking Establishment with Outdoor Dining and Site Improvements (2015/SMA-8)	Gregory A. Quinn, Architect

## 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.

File No.	Date	Location	Applicant/Owner	TMK
OA-1646	3/12/15	Portion of R.P. 4475, L.C. Aw. 7713, Ap. 33 to V. Kamāmalu situate at Kawaioloa, Waialua, O'ahu Address: 61-269 Kamehameha Highway Purpose: Building setback purposes	Jaime F. Alimboyoguen/ Mitchell McAllister	6-1-012:003
OA-1647	3/18/15	Pokai Bay Ditch situate at Lualualei, Wai'ānae, O'ahu Address: Lualualei Beach Park Purpose: Determine setback and Special Management Area permit	ControlPoint Surveying, Inc./ City and County of Honolulu	8-6-015:068
OA-1648	3/20/15	Lot 4-C Mokolēia Beach Lots situate at Mokolēia, Waialua, O'ahu Address: 68-693 Crozier Drive Purpose: Development of property	Dennis K. Hashimoto/ Donald J. & Deanna M. Butler	6-8-006:013
MA-606	3/23/15	Lot D-1 Crowell-Raymond partition portion of Lot 1, Section 4, second partition of Hamakuapoko Hui to Kalaikini situate at Kuau, Hamakuapoko, Maui Address: 62 Hana Highway Purpose: Setback for building renovation	Martina W. Jale/ Kaimana Maui LLC	2-6-010:025
HA-504	3/18/15	Lot 39 of "Kohala Makai One Subdivision" being a portion of Land Court Consolidation 129, Map 6 situate at Waikā, North Kohala, Island of Hawai'i Address: 59-112 Umaumalei Place Purpose: Future residence	Thomas Pattison/ Robert Frank & Sharon Lavon Friedman	5-9-016:027

HA-505	3/23/15	Lot No. 44 of "Milolii Beach Lots" being a portion of File Plan 789 situate at Papa 2 <sup>nd</sup> , South Kona, Island of Hawai'i Address: Kai Avenue Purpose: Future construction	Thomas Pattison/ Revocable Trust of John M. Bertsch & Stacy E. Aguiar, Bertsch/Messner Family Trust, Samaras Family Trust	8-8-006:022
HA-506	3/23/15	Lot F-3, portion of Grant 7875, L.C. Aw. 11215, Apana 1 to Aaron Keali'iahonui situate at Papaikou, South Hilo, Island of Hawai'i Address: Hawai'i Belt Road Purpose: Determine setback	Wayne Subica/ Leonard Gambla & Dawn Herron	2-7-004:142
KA-395	3/19/15	Lot 40 Land Court Application 1160, Map 7 situate at Hanalei, Halele'a, Kaua'i Address: 5060 Weke Road Purpose: Determine setback	Roger M. Caires/ Gaylord & Carol Wilcox Family Limited Partnership	5-5-001:026

### 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.

File No.	Proposed/Rejected	Location	Applicant/Owner	TMK
HA-498	Proposed Shoreline Certification	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
HA-503	Proposed Shoreline Certification	Lot 17, Honoli'i Pali Tract being portions of L.C. Aw. 4895 to Makuahine, and portions of L.C. Aw. 7715, Apana 16 to Lota Kamehameha situate at Pauka'a, South Hilo, Island of Hawai'i Address: 52 Puaka'a Drive Purpose: County permitting requirement	Daniel Berg/ Teresa Tico	2-7-015:003
HA-489	Rejection	Lot 65 of Puakō Beach Lots (H.T.S. plat 414-B) being the whole of Grant S-14349 to Alfred Andrade and Marian Jean Andrade situate at Lalamilo, Waimea, South Kohala, Island of Hawai'i Address: 69-1692 Puakō Beach Drive Purpose: Obtain County permits	Wes Thomas Associates/ Cynthia Kay Anderson	6-9-003:004
MO-167	Rejection	Lot 241 of Land Court Application 632 (Map 14) situate at Kaunakakai, Moloka'i Address: 110 Beach Place Purpose: Building permit purposes	Luigi Manera ADS/ Wendela Van Heek	5-3-001:021

## SECTION 106, NATIONAL HISTORIC PRESERVATION ACT (NHPA) NOTICE

**Project:** **Proposed Undertaking Install an Electrical Raceway Infrastructure, Building 35 at Ka'ena Point Satellite Tracking Station**

**Island:** O'ahu

**District:** Wai'ānae and Ko'olauloa

**TMKs:** Project within (1) 6-9-003:005

**Permits:** N/A

**Applicant/Proposing Agency:** United States Air Force (USAF), Ka'ena Point Satellite Tracking Station, Detachment 3, 21 Space Operations Squadron/CC, 10 Hickam Court, Unit 4, JBPHH, HI 96853-5208. Contact: Lance Hayashi, (808) 697-4314

**Approving Agency:** USAF, Ka'ena Point STS, Contact: Lance Hayashi, (808) 697-4314

**Consultant:** N/A

**Status:** Comments due no later than April 22, 2015 to:

Det 3, 21 SOPS/CC, 10 Hickam Court, Unit 4, JBPHH, HI 96853-5208. (808) 697-4314

The US Air Force (USAF), Detachment 3, 21st Space Operations Squadron (Det 3, 21 SOPS) at Ka'ena Point Satellite Tracking Station (KPSTS) proposes to install a new electrical pathway for back up redundancy for the main automatic switchgear located at the power plant, building 38. KPSTS has requested SHPD's concurrence with its conclusion that the proposed undertaking will have "no adverse effect" on Archeological, Native Hawaiian Cultural Resources, or Historic Properties. The Section 106 consultation document will also be available for review at the Wai'ānae Public Library and the Waialua Public Library during the review period ending on April 22, 2015.

## NATIONAL ENVIRONMENTAL POLICY ACT (NEPA) NOTICES

### 1. **Draft Environmental Assessment for Photovoltaic Systems**

**Island(s):** O'ahu

**District:** 'Ewa

**TMK:** (1) 9-1-010: 011, (1) 9-1-010:016, and (1) 9-1-001:031

**Permits:** N/A

**Applicant/Proposing**

**Agency:** Joint Base Pearl Harbor-Hickam, EV21 EA Project Manager, Naval Facilities Engineering Command Pacific, 258 Makalapa Drive, Suite 100, JBPHH, HI 96860-3134.  
(808) 472-1420

**Approving**

**Agency:** Commander Navy Region Hawai'i, EV21 EA Project Manager, Naval Facilities Engineering Command Pacific, 258 Makalapa Drive, Suite 100, JBPHH, HI 96860-3134.  
(808) 472-1420

**Consultant:** HHF Planners, Pacific Guardian Center, Makai Tower, 733 Bishop Street, Suite 2590, Honolulu, HI 96813. Contact: John Hagihara, (808) 457-3174

**Status:** Comment Period: April 3, 2015 – April 20, 2015

Comments may be provided via e-mail: [NFPAC-Receive@navy.mil](mailto:NFPAC-Receive@navy.mil) or by mail to: Naval Facilities Engineering Command Pacific, 258 Makalapa Drive, Suite 100, JBPHH, HI 96860-3134. Attention: EV21 EA Project Manager, (808) 472-1420

The Navy proposes to lease up to 380 acres of land to Hawaiian Electric (HE) who would retain a renewable energy contractor to build and operate the PV system for up to 37 years, when the lease may be renewed or the facility would be decommissioned. The PV system includes two phases: Phase I – up to 169 acres and producing 20 megawatts (MW) of electricity; Phase II – up to 211 acres and generating 30 MW. The electricity would be conveyed to HE's electrical grid for public use. The purpose of the proposed action is to reduce energy costs and fuel oil dependency, and increase the energy security, operational capability, strategic flexibility and resource availability of DoN installations through the development of renewable energy generating assets on Joint Base Pearl Harbor-Hickam. The proposed action is required to meet the renewable energy standards put forth by the 1 GW Initiative, Energy Policy Act of 2005, 10 U.S.C. 2911(e), the 2013 presidential memorandum, and the Secretary of the Navy, to include the requirement to produce 50 percent of the DoN's shore-based energy requirements from alternative sources. The Draft Environmental Assessment is available at the following website for download through April 20, 2015:

[https://www.navfac.navy.mil/navfac\\_worldwide/pacific/about\\_us/navysolarea-hawaii.html](https://www.navfac.navy.mil/navfac_worldwide/pacific/about_us/navysolarea-hawaii.html)

### 2. **Notice of Availability of Finding of No Significant Impact and Environmental Assessment for MV-22 Facilities Project Relocation, Marine Corps Base Hawai'i, Kāne'ohe, O'ahu, Hawai'i**

Pursuant to the Council on Environmental Quality Regulations implementing the National Environmental Policy Act (NEPA), Marine Corps Base Hawai'i gives notice that an Environmental Assessment (EA) and a Finding of No Significant Impact (FONSI) have been prepared and that an



Environmental Impact Statement is not required for the relocation of MV-22 facilities to a newly available site near the southeast end of the Marine Corps Base Hawai'i runway. This site differs from the site analyzed in the Environmental Impact Statement for the Basing of MV-22 and H-1 Aircraft in Support of III MEF Elements in Hawai'i (Department of the Navy 2012). The proposed action will construct new and renovate existing facilities for the second MV-22 squadron near the southeast end of the runway at Marine Corps Base Hawai'i (MCB Hawai'i) Kāne'ōhe Bay. This represents a relocation from the site selected in the Record of Decision (ROD) for the Basing of MV-22 and H-1 Aircraft in Support of Third Marine Expeditionary Force (III MEF) Elements in Hawai'i (2012) (MV-22 EIS). During site preparation for construction of the first MV-22 squadron facilities, archaeological Site 7411 was discovered, which led to adjustments in the site layout that imposed constraints upon the proposed location for the second squadron's facilities. At about the same time, a previously reserved aircraft parking apron became available at the southeast end of the station's runway, facilitating the relocation of the proposed project to the new location. The project would be implemented as military construction (MILCON) projects P-907 (including construction of an aircraft wash rack and supporting utility building, modification of the existing P-3 aircraft parking apron, demolition of two storage buildings, and construction or expansion of four privately-owned-vehicle (POV) parking lots, installation of new underground utility lines, and demolition and reconstruction of an existing direct-refueling-support office), and P-908 (construction of one Type II modified aircraft maintenance hangar with supporting utility building, vehicle parking, and an apron addition at the hangar entrance). The FONSI considers findings from the formal consultation conducted pursuant to Title 36 of the Code of Federal Regulations (CFR) Part 800, Protection of Historic Properties, Section 106 Regulations, regarding potential impacts to cultural resources from planned development of facilities to support the second MV-22 aircraft squadron. The Hawai'i State Historic Preservation Officer (SHPO), the National Trust for Historic Preservation, the Advisory Council on Historic Preservation (ACHP), the Historic Hawai'i Foundation, and Native Hawaiian Organizations, were provided an opportunity to comment on the Proposed Action and consulted to resolve the adverse effect. The consultation resulted in an executed Memorandum of Agreement (MOA) among MCB Hawai'i Kāne'ōhe Bay, the Hawai'i SHPO, and the ACHP, which commits the USMC to measures that mitigate the adverse effect. The MOA was executed in March 2015. Based on the EA analysis and considering the context and intensity of anticipated environmental effects, MCB Hawai'i Kāne'ōhe Bay has determined that the proposed action will have no significant impacts on the quality of the human or natural environment. The EA and FONSI addressing this action are available for download for 30 days from the publication of this notice at:

<http://www.mcbhawaii.marines.mil/UnitHome/FeaturedInformation/MV22NOA>

For further information, please contact: Naval Facilities Engineering Command Pacific, 258 Makalapa Drive, Suite 100, JBPHH, Hawai'i 96860-3134. Attention: MV-22 EA, Code EV21 Project Manager.

## FEDERAL NOTICES

### **Meeting on April 21, 2015, for Kalaupapa National Historical Park Advisory Commission**

As required by the Federal Advisory Committee Act (5 U.S.C. Appendix 1–16), the National Park Service is giving notice of the April 21, 2015, meeting of the Kalaupapa National Historical Park Advisory Commission. The public meeting of the Kalaupapa National Historical Park Advisory Commission will be held on Tuesday, April 21, 2015, at 9:45 am (Hawaii Standard Time). The meeting will be held at Paschoal Hall, Kalaupapa National Historical Park, Kalaupapa, Hawaii 96742. The Commission Agenda for the meeting will consist of the following: (1) Approval of Agenda; (2) Approval of February 1, 2013, Minutes; (3) Superintendent's Report; (4) Draft General Management Plan and Environmental Impact Statement Presentation; (5) Memorial Update; and (6) Public Comments. For more information contact Rosa Key, Acting Superintendent, Kalaupapa National Historical Park, P.O. Box 2222, Kalaupapa, Hawaii 96742, telephone (808) 567–6802, ext. 1100 (see, 80 F.R. 15806, March 26, 2015).

### **Proposed Rule for the Hawaiian Islands Humpback Whale National Marine Sanctuary**

The National Oceanic and Atmospheric Administration (NOAA) is proposing to expand the boundaries and scope of Hawaiian Islands Humpback Whale National Marine Sanctuary (HIHWNMS or sanctuary), amend the

regulations for HIHWNMS, change the name of the sanctuary, and revise the sanctuary's terms of designation and management plan. The purpose of this action is to transition the sanctuary from a single-species management approach to an ecosystem-based management approach. A draft environmental impact statement and draft revised management plan have been prepared for this proposed action. NOAA is soliciting public comment on the proposed rule, draft environmental impact statement, and draft revised management plan. DATES: Comments on this proposed rule will be considered if received by June 19, 2015. To submit comments or to request copies, please click on the link in the title above that will direct you to the PDF file for the Federal Register notice. For more information contact Malia Chow, Superintendent, Hawaiian Islands Humpback Whale National Marine Sanctuary at 808-725-5901 or hihwmanagementplan@noaa.gov. Public hearings will be held in the following locations at the locales and times indicated: (1) Hale'iwa, (O'ahu) Date: April 27, 2015. Location: Sunset Beach Recreation Center. Address: 59-540 Kamehameha Highway, Hale'iwa, HI 96712. Time: 5:30 p.m.- 8:30 p.m. (2) Honolulu, O'ahu, Date: April 28, 2015. Location: Honolulu Waldorf School. Address: 350 Ulua Street, Honolulu, HI 96821. Time: 5:30 p.m.- 8:30 p.m. (3) Kihei, Maui, Date: April 29, 2015. Location: Kihei Youth Center. Address: 131 S. Kihei Road, Kihei, HI 96753. Time: 5:30 p.m.- 8:00 p.m. (4) Lahaina, Maui, Date: April 30, 2015. Location: Kaunoa Senior Center. Address: 788 Pauoa St., Lahaina, HI 96761. Time: 5:00 p.m.- 7:30 p.m. (5) Kaunakakai, Moloka'i, Date: May 1, 2015. Location: Lanikeha Community Center. Address: 2200 Farrington Ave., Kaunakakai, HI 96748. Time: 4:00 p.m.- 6:30 p.m. (6) Lāna'i City, Lāna'i, Date: May 2, 2015. Location: Lāna'i High and Elementary School. Address: 555 Fraser Avenue, Lāna'i City, HI 96763. Time: 9:30 a.m.- 12:00 p.m. (7) Kilauea City, Kaua'i, Date: May 4, 2015. Location: Kilauea Elementary School Cafeteria. Address: 2440 Kolo Road, Kilauea, HI 96754. Time: 5:30 p.m.-8:30 p.m. (8) Ni'i'hau, Date: May 5, 2015. Location: Ni'i'hau School Cafeteria. Address: Pu'uwai Village, Ni'i'hau, HI 96769. Time: 10:00 a.m.-1:00 p.m. Please note that due to limited access to Ni'i'hau island, this is not a public meeting. This meeting is for people residing on and landowners of Ni'i'hau Island. (9) Lihu'e, Kaua'i, Date: May 6, 2015. Location: King Kaumuali'i Elementary School Cafeteria. Address: 4380 Hanama'ulu Road, Lihu'e, HI 96766. Time: 5:30 p.m.- 8:30 p.m. (10) Kailua-Kona, Hawai'i, Date: May 7, 2015. Location: Kealakehe High School Cafeteria. Address: 74-5000 Puohuluhuli Street, Kailua-Kona, HI 96740. Time: 5:30 p.m.- 8:00 p.m. (see, 80 F.R. 15224, March 26, 2015).

### **Fishing Rules for the Pacific Remote Islands Marine National Monument Expansion**

In this final rule, the National Marine Fisheries Service (NMFS) establishes requirements for fishing in the Pacific Remote Islands Marine National Monument Expansion. This final rule implements fishery management measures required by Presidential Proclamation 9173. This final rule is effective on April 24, 2015. You may review Presidential Proclamation 9173 establishing the Pacific Remote Islands Marine National Monument (PRI Monument Expansion), Presidential Proclamation 8336 (establishing the PRI Monument), and the PRI Monument fishing requirements established in Amendment 2 to the Fishery Ecosystem Plan for the Pacific Remote Island Areas published in 2013, at [www.regulations.gov](http://www.regulations.gov). Amendment 2 is also available from the Western Pacific Fishery Management Council (Council), 1164 Bishop St., Suite 1400, Honolulu, HI 96813, Telephone (808) 522-8220, facsimile (808) 522-8226, or from [www.wpcouncil.org](http://www.wpcouncil.org). For more information contact: Bob Harman, NMFS PIR Sustainable Fisheries, Telephone (808) 725-5170 (see, 80 F.R. 16593, March 25, 2015)

### **Western Pacific Fishery Management Council Meetings, April 16-17, 2015**

The Western Pacific Fishery Management Council (Council) will hold meetings of its Joint Hawaii, Marianas and American Samoa Archipelago Plan Team (Joint PT) and the Council's Fishery Data Collection and Research Committee - Technical Committee (FDCRC-TC). The Joint PT will review the status of the nearshore fisheries, data collection and research issues and improvements, evaluation of the 2014 catch and Annual Catch Limit (ACL) specifications, developing a Cooperative Research framework and review the essential fish habitat (EFH) and habitat area of particular concern criteria for the Western Pacific Region. The FDCRC-TC will review the status of the data collection projects, determine priority tasks, schedule, and assignments as well as develop an omnibus FDCRC proposal. DATES: The Joint PT meeting on April 14, 2015, and the FDCRC-TC meeting April 16-17, 2015. For specific times and agendas, click on the link in the above title that will take you to the Federal Register notice. ADDRESSES: The Joint PT and FDCRC- TC meetings will be held at the Council office, 1164 Bishop Street, Suite 1400, Honolulu, HI 96813; telephone: (808) 522-8220. For more information, contact Kitty M. Simonds, Executive Director; telephone: (808) 522-8220. These meetings are physically accessible to people with disabilities. Requests for sign language interpretation or other auxiliary aids should be directed to Kitty M. Simonds, (808) 522-8220 (voice) or (808) 522- 8226 (fax), at least 5 days prior to the meeting date (see, 80 F.R. 16630, March 30, 2015)

### **2015 Annual Determination To Implement the Sea Turtle Observer Requirement**

The National Marine Fisheries Service (NMFS) published its final Annual Determination (AD) for 2015, pursuant to its authority under the Endangered Species Act (ESA). Through the AD, NMFS identifies U.S. fisheries operating in the Atlantic Ocean, Gulf of Mexico, and Pacific Ocean that will be required to take observers upon NMFS' request. The purpose of observing identified fisheries is to learn more about sea turtle interactions in a given fishery, evaluate measures to prevent or reduce sea turtle takes, and implement the prohibition against sea turtle takes. Fisheries identified on the 2015 AD (see Table 1, by clicking on the link in the title above that will take you directly to the Federal Register notice) will be eligible to carry observers as of January 1, 2015 and will remain on the AD for a five-year period. The fisheries listed on the final determination will be required to carry observers upon NMFS' request until December 31, 2019. DATES: Effective April 18, 2015 (see, 80 F.R. 14319, March 19, 2015).

### **Notice of Availability / Public Meetings for the Draft EIS / Overseas EIS for Commonwealth of the Northern Mariana Islands Joint Military Training**

Pursuant to section 102(2)(c) of the National Environmental Policy Act of 1969, and regulations implemented by the Council on Environmental Quality (40 Code of Federal Regulations parts 1500–1508), Presidential E. O. 12114, Department of the Navy Procedures for Implementing NEPA (32 CFR part 775), and United States (U.S.) Marine Corps NEPA implementing regulations (Marine Corps Order P5090.2A), the U.S. Marine Corps Forces, Pacific (MARFORPAC) has prepared and filed with the U.S. Environmental Protection Agency a Draft Environmental Impact Statement/ Overseas Environmental Impact Statement (EIS/OEIS). The Draft EIS/ OEIS evaluates the potential environmental impacts associated with the establishment of a series of live-fire ranges, training courses and maneuver areas in the Commonwealth of the Northern Mariana Islands (CNMI) to reduce existing joint service training deficiencies and meet U.S. Pacific Command (PACOM) Service Components' unfilled unit and combined level training requirements in the Western Pacific. The Federal Aviation Administration (FAA); International Broadcasting Bureau (IBB); U.S. Army Corps of Engineers (USACE); National Marine Fisheries Service; U.S. Air Force; and U.S. Department of Interior, Office of Insular Affairs are cooperating agencies for this Draft EIS/ OEIS. MARFORPAC has also developed a Memorandum of Understanding with the PACOM Service Components regarding their support and engagement in the development of the EIS/OEIS. With the filing of the Draft EIS/OEIS, the Department of Defense (DoD) is initiating a 60-day public comment period and has scheduled three public comment meetings to receive oral and written comments on the Draft EIS/ OEIS. Federal, state and local agencies and interested parties are encouraged to provide comments in person at any of the public comment meetings, or in writing anytime during the public comment period. This Notice announces the dates and locations of the public meetings and provides supplementary information about the environmental planning effort. DATES: Three public meetings will be held, each including an informational open house followed by a public hearing. Each meeting will begin with a two-hour open house session where the public can learn more about the proposed action and potential environmental impacts from project team members and subject matter experts. A public hearing will follow the open house. The public is encouraged to attend the meetings, which will be held on the following dates, times, and locations: • Wednesday, April 29, 2015, 5:00p.m.–8:00p.m., Saipan Southern High School, Saipan • Thursday, April 30, 2015, 5:00p.m.– 8:00p.m., Tinian Junior Senior High School, Tinian • Friday, May 1, 2015, 5:00p.m.– 8:00p.m., Garapan Elementary School, Saipan Informational posters will be displayed and project team members and subject matter experts will be available during the open house portion of the meetings to discuss the proposed action, answer questions, and to accept written comments from the public. A Chamorro and Carolinian interpreter will be available. Oral comments will be recorded by a court reporter during the public hearing portion of the meetings. In the interest of available time, speakers at the public hearing will be limited to three (3) minutes to ensure all who wish to speak have an opportunity to do so. If a long statement is to be presented, it should be summarized at the public hearing and the full text submitted in writing. Full and equal consideration will be given to oral and written statements. Concurrent with the NEPA process, the DoD is conducting National Historic Preservation Act (NHPA) section 106 consultation regarding potential effects of the proposed action on historic properties. During each of the above meetings, the DoD will hold NHPA section 106 information sessions in a separate area where subject matter experts will explain the NHPA section 106 process and solicit public input on the effects of the proposed action on historic properties. Comments: Comments on the Draft EIS/OEIS may be submitted during the 60-day public comment period starting on April 3, 2015 Hawaii Standard Time (HST) (April 4, 2015 Chamorro Standard Time [ChST]). Comments should be postmarked or received by June 2, 2015 HST (June 3, 2015 ChST). For more information, please click on the link in the title above that will take you directly to the Federal Register notice (80 F.R. 18385, April 6, 2015).

### Endangered Species Recovery Permit Applications

The U.S. Fish and Wildlife Service (FWS), invites the public to comment on the following applications for recovery permits to conduct activities with the purpose of enhancing the survival of an endangered species. The Endangered Species Act of 1973, as amended (Act), prohibits certain activities with endangered species unless a Federal permit allows such activity. The Act also requires that we invite public comment before issuing such permits. DATES: To ensure consideration, please send your written comments by May 6, 2015 to Program Manager for Restoration and Endangered Species Classification, Ecological Services, U.S. Fish and Wildlife Service, Pacific Regional Office, 911 NE 11th Avenue, Portland, OR 97232-4181. Please refer to the permit number for the application when submitting comments. For more information, please click the link in the above title that will take you directly to the Federal Register Notice or call Colleen Henson, Fish and Wildlife Biologist, at the above address, or by telephone (503) 231-6131 or fax (503) 231-6243.

- TE-014497 Applicant: Haleakala National Park, Kula, Hawaii The permittee requests a permit amendment to remove and reduce to possession (survey, collect, propagate, and outplant) *Bidens campylotheca pentamera* (ko'oko'olau), *Bidens campylotheca waihoiensis* (ko'oko'olau), *Cyanea asplenifolia* (haha), *Cyanea duvalliorum* (haha), *Cyanea horrida* (nui haha), *Cyanea kunthiana* (haha), *Cyanea maritae* (haha), *Cyrtandra ferripilosa* (haiwale), *Geranium hanaense* (nohoanu), *Phyllostegia bracteata* (no common name (NCN)), *Phyllostegia haliakalae* (NCN), and *Wikstoemia villosa* (NCN) at Haleakala National Park on the island of Maui, in conjunction with scientific research and recovery actions, for the purpose of enhancing the species' survival.
- TE-42195A Applicant: U.S. Department of the Navy, Santa Rita, Guam The permittee requests a permit amendment to take (harass by survey using taped playback and monitor nests with cameras) the Mariana common moorhen (*Gallinula chloropus guami*) on Guam, in conjunction with life history studies, for the purpose of enhancing the species' survival.

**Public Availability of Comments** All comments and materials we receive in response to this request will be available for public inspection, by appointment, during normal business hours at the address listed in the ADDRESSES section of the Federal Notice (view it by clicking the link in the title above). Before including your address, phone number, email address, or other personal identifying information in your comment, you should be aware that your entire comment—including your personal identifying information—may be made publicly available at any time. While you can ask us in your comment to withhold your personal identifying information from public review, we cannot guarantee that we will be able to do so (see, 80 F.R. 18439, April 6, 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\(e\)](#), for Applicant actions. For actions for which the agency anticipates a Finding of No Significant Impact (AFNSI), a Draft EA (DEA) shall be made available for public review and comment for 30 days and public notice is published in this periodic bulletin

## Final Environmental Assessment and Finding of No Significant Impact

The Agency shall respond in writing to comments on a DEA received during the review and prepare a Final EA (FEA) to determine whether an environmental impact statement shall be required. The FEA must respond to all public comments. If there are no significant impacts, then the Agency will issue a Finding of No Significant Impact (FONSI). An Environmental Impact Statement will not be required and the project may then be implemented. The public has 30 days from the notice of a FONSI in this bulletin to ask a court to require the preparation of an EIS.

## Final Environmental Assessment and Environmental Impact Statement Preparation Notice

An EIS shall be required if the Agency finds that the proposed action may have a significant effect on the environment. The Agency shall file notice of such determination with OEQC, called an EIS Preparation Notice (EISPN) along with the supporting Final EA. After the notice of the FEA-EISPN is published in this bulletin, the public has 30 days to request to become a consulted party and make written comments. The public (including the Applicant) has 60 days from the notice of the EISPN in this bulletin to ask a court to not require the preparation of an EIS.

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

Act 172-2012, amended HRS 343, by providing for an agency to bypass the preparation of an environmental assessment for various actions that in the experience of the agency would clearly require the preparation of an EIS. Until administrative rules have been drafted, the agency must submit its determination that an EIS is required for an action (Act 172-2012, EISPN) with a completed OEQC publication form detailing the specifics of the action to enable the public to request for a period of thirty-days, to be consulted parties in the preparation of the Draft EIS. Comments and responses must be incorporated into the subsequent Draft EIS.

## Draft Environmental Impact Statement

After receiving the comments on the EISPN, the Agency or Applicant must prepare a Draft Environmental Impact Statement (DEIS). The [content requirements](#) of the DEIS shall contain an explanation of the environmental consequences of the proposed action including the direct, indirect and cumulative impacts and their mitigative measures. The public has 45 days from the first publication date in this bulletin to comment on a DEIS. The DEIS must respond to comments received during the EISPN comment period in a point-by-point manner.

## Final Environmental Impact Statement

After considering all public comments filed during the DEIS stage, the Agency or Applicant must prepare a [Final EIS](#) (FEIS). The FEIS must respond in a point-by-point manner to all comments from the draft and must be included in the FEIS. See here for [style](#) concerns. For Applicant projects, the Approving Agency is authorized to accept the FEIS and must do so within 30-days or the FEIS is accepted as a matter of law. For an Agency project, the Governor or the Mayor (or their designated representative) is the Accepting Authority, and unlike applicant actions, there is no time limit on the accepting authority reviewing the FEIS. Only after the FEIS is accepted may the project be implemented.

## Acceptability

If the FEIS is [accepted](#), notice of this action is published in this bulletin. The public has 60 days from the date of notice of acceptance to ask a court to vacate the acceptance of a FEIS. For Applicant actions, non-acceptance by the Approving Agency is cause for the Applicant to administratively appeal to the Environmental Council. For Agency actions, there is no such administrative appeal. In both instances, the Applicant or the proposing Agency can prepare a revised DEIS after a nonacceptance determination.

## National Environmental Policy Act

The National Environmental Policy Act (NEPA) requires federal projects to prepare an EA or EIS. In many ways it is similar to Hawaii's law. Some projects require both a State and Federal EIS and the public comment procedure should be [coordinated](#). OEQC publishes NEPA notices in this bulletin to help keep the public informed of important federal actions.

## Conservation District

Any use of land in the State Conservation District requires a Conservation District Use Application (CDUA). These applications are reviewed and approved by the Board of Land and Natural Resources. Members of the public may intervene in the permit process. Notices of permit applications are published in this bulletin.

## Special Management Area and Shoreline Setback Area

The Special Management Area (SMA) is along the coastline of all islands and development in this area is generally regulated by [HRS 205A](#), and county ordinance. A special subset of the SMA that is regulated by HRS 343, is the [Shoreline Setback Area](#). Most development in this area requires a Special Management Permit. This bulletin posts notice of these SMA applications to encourage public input.

## Shoreline Certifications

State law requires that Hawaii 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).