

Office of Environmental Quality Control

THE ENVIRONMENTAL NOTICE

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

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FEBRUARY 8, 2016

Aloha and mahalo for reading The Environmental Notice.

The Environmental Notice provides public notice for projects undergoing environmental review in Hawai'i. This is mandated under [Section 343-3, Hawai'i Revised Statutes](#) (HRS), the Environmental Impact Statement Law. Along with publishing Hawai'i's Environmental Assessments (EAs) and Environmental Impact Statements (EISs), The Environmental Notice publishes other items related to the shoreline, coastal zone, and federal activities.

OEQC has prepared revised publication forms for agencies and applicants to submit to OEQC for publication in The Environmental Notice. OEQC has a separate form for agencies and for applicants because HRS Chapter 343 has them undergo different processes. Having separate forms makes it easier for everyone to know which form to use and which steps in the process are applicable. The publication forms are included at the end of this issue of The Environmental Notice and are available as MS Word files on the OEQC SharePoint site ([Agency Form](#); [Applicant Form](#)). Please update your files to use the new forms. The 2016 Revised Calendar of Deadlines can be found at this [link](#).

The Environmental Council plans to meet on February 23. Meeting details are being finalized, so please check the OEQC website or the Lieutenant Governor's website for the agenda as the date gets closer.



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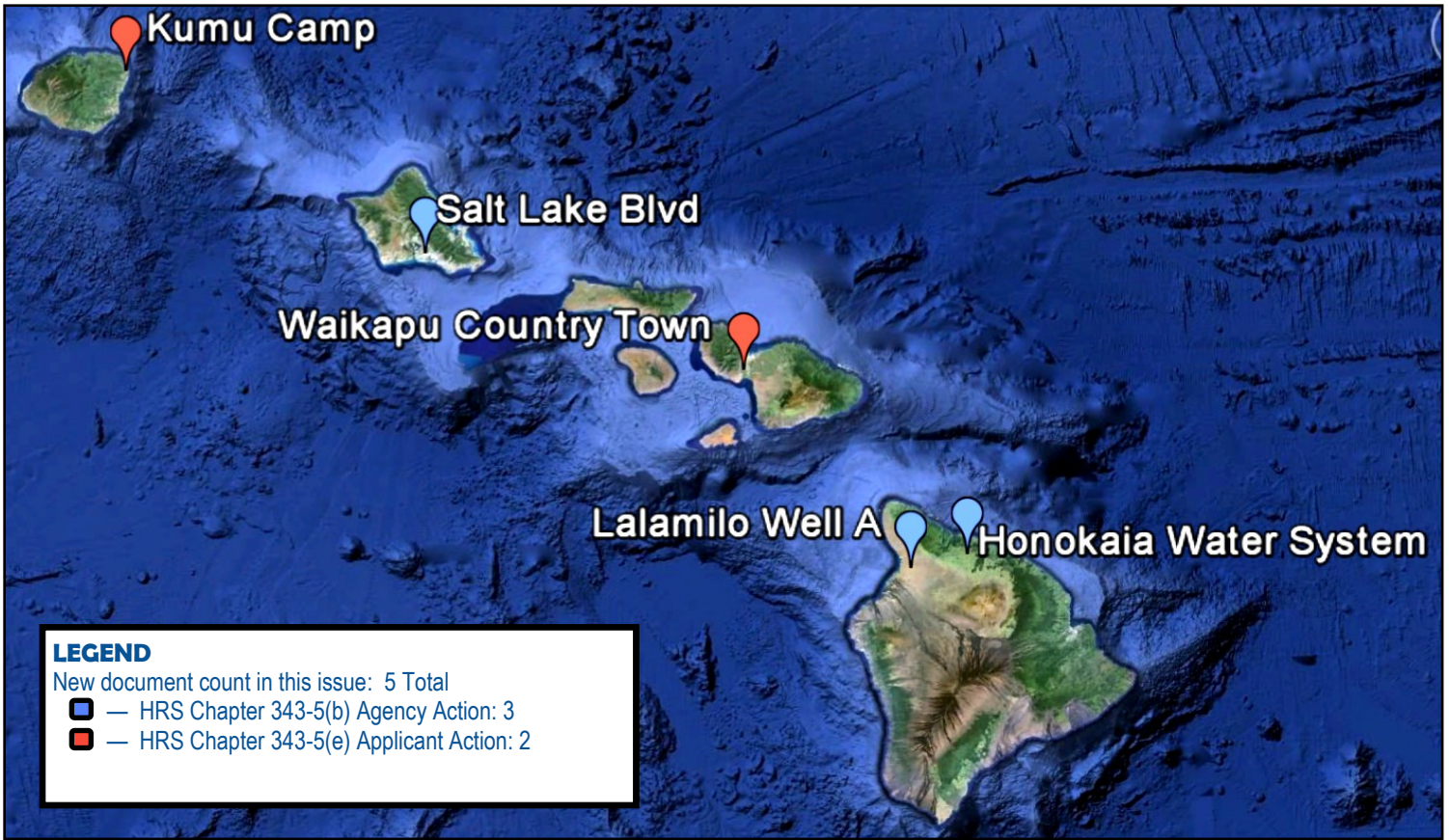
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NEW 2016 FORMS FOR PUBLICATION IN OEQC BULLETIN: AGENCY OR APPLICANT



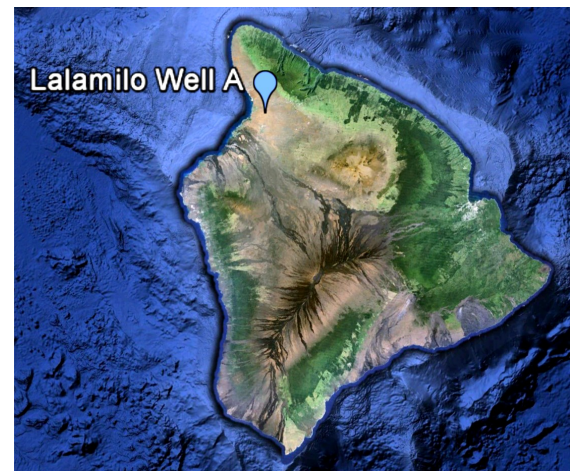
STATEWIDE MAP OF NEW HRS CHAPTER 343 PROJECTS



HAWAII (HRS Chapter 343)

1. Lālāmilo Well A Improvements FEA (FONSI)

HRS §343-5
Trigger(s) Use of County land and County funds
District: South Kohala
TMK: (3) 6-6-001:068
Permits: NPDES Permit; Grading/Building Permits
**Proposing/
 Determining
 Agency:** County of Hawai'i, Department of Water Supply
 345 Kekūanaō'a Street, Suite 20, Hilo, HI 96720
 Mr. Keith Okamoto (808) 961-8060
Consultant: PBR HAWAII, 1001 Bishop Street, Suite 650
 Honolulu, HI 96813; Ann Bouslog (808) 521-5631
Status: Finding of No Significant Impact (FONSI) Determination;
 comments are not taken on this action.



The proposed Lālāmilo Well A Improvements will be located within the Department of Water Supply's (DWS) property known as the "Lālāmilo Tract" on a 0.75-acre site. The Lālāmilo Well A will be improved to meet anticipated future water demand, which involves: 1) upsizing the well pump to the original tested capacity; 2) associated upgrades for piping and appurtenances; and 3) a new control building. Also, a solenoid control valve station will be included to keep the well pump discharge piping flooded during normal pump operations. The site will be improved to accommodate the new layout of the building and pump/piping system and improvements will be made to the existing access road, security fence, and gate. An existing 8-inch

water line will be realigned and connected to accommodate the layout of the piping system from the well pump to the transmission main.

Electrical service to the new pump station will be comprised of two sources: Hawai'i Electric Light (HEL) and wind power. Only one source will provide power to the station at any given time. Preferably, when wind power is generating and available to provide power, the station will utilize the renewable source of energy. A 480V, 3-phase electrical service will be provided by pad-mounted transformers on site.

2. Honokāia Non-Potable Water System FEA (FONSI)

HRS §343-5

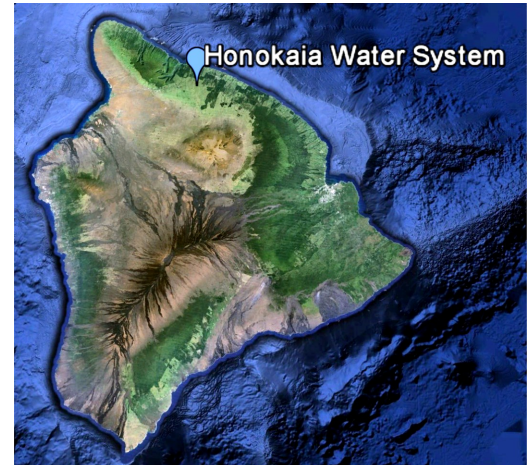
Trigger(s): Use of State land and State funds
District: Hāmākua
TMK: (3rd) 4-6-001: 001-046; 4-7-007:005
Permits: National Pollutant Discharge Elimination System Permit, State Historic Preservation Division Chapter 6e Concurrence, Grubbing and Grading

Proposing/ Determining

Agency: State of Hawai'i, Department of Hawaiian Home Lands, 91-5420 Kapolei Parkway, Room 124 I, Kapolei, HI 96707; Maryam R. Speidel (808) 620-9274

Consultant: Geometric Associates, PO Box 396, Hilo HI 96721
 Ron Terry (808) 969-7090; rterry@hawaii.rr.com

Status: Finding of No Significant Impact (FONSI) Determination; comments are not taken on this action.



DHHL is proposing a gravity fed non-potable water system consisting of a County DWS connection, a 104,600-gallon metal storage tank reservoir, 32,000 linear feet of transmission lines and laterals, submeters and appurtenant infrastructure. The benefitted properties are 46 leased pastoral lots within a DHHL pastoral subdivision near Honoka'a. For ranching needs, the project would distribute 4,800 gallons a day to the lessees, sufficient for 320 head of cattle. Beneficial effects include facilitating the subdivision's intended land use and lifestyle. Very minor short-term impacts to water quality can be mitigated to negligible levels by proper adherence to construction permits and other mitigation. No significant archaeological sites are present, cultural uses will not be adversely affected, and no threatened or endangered species will be affected, given standard mitigation for timing of removal of tall woody vegetation. The very minor level of growth facilitated by the project occurs in an existing subdivision in keeping with State and County plans.

MAUI (HRS Chapter 343)

3. Waikapū Country Town DEIS with Appendices

HRS §343-5

Trigger(s): Amendment to the Wailuku-Kahului Community Plan; Off-site Infrastructure Improvements

District: Wailuku

TMK: (2) 3-6-002:001, (2) 3-6-002:003, (2) 3-6-004:003, (2) 3-6-004:006, (2) 3-6-005:007 and (2) 3-6-006:036

Permits: (2) 3-6-002:001, (2) 3-6-002:003, (2) 3-6-004:003, (2) 3-6-004:006, (2) 3-6-005:007 and (2) 3-6-006:036

Approving

Agency: State of Hawai'i, Land Use Commission, Department of Business, Economic Development and Tourism, P.O. Box 2359, Honolulu, HI 96804-2359
 Mr. Daniel Orodener (808) 587-3822

Applicant: Waikapu Properties, LLC, 1670 Honoapi'ilani Highway Wailuku, HI 96793, Mr. Michael Atherton (209) 601-4187

Consultant: Planning Consultants Hawaii, LLC, 2331 W. Main Street Wailuku, HI 96793, Mr. Michael Summers (808) 269-6220



Status: Statutory 45-day public review and comment period starts; comments are due by March 28, 2016. Please send comments to the approving agency and consultant.

Waikapū Country Town is a mixed-use residential community proposed for development on approximately 499 acres within and around the Maui Tropical Plantation, Wailuku, Maui, Hawai'i. The project site is about 2 miles south of Wailuku and adjacent to the southern boundary of Waikapū. Four hundred eighty five (485) of the subject acres are in the State Land Use Agricultural District. Entitlement changes will be sought to bring State Land Use and County zoning designations into appropriate State and County urban and rural designations. Waikapū Country Town is designated a "Planned Growth Area" in the Maui Island Plan (MIP), December 2012. The project includes a diversity of housing types, neighborhood commercial, employment uses, an elementary school, parks and open space. The project will comprise about 1,433 residential units and nearly 200,000 square feet of commercial. The project includes an approximate 8-mile network of pedestrian and bicycle paths. The project's agricultural component encompasses about 1,077 acres which will remain in the State Agricultural District. The bulk of the agricultural lands, approximately 800 acres, will be dedicated in perpetuity to agricultural use. The Applicant desires to establish an agricultural park, a limited amount of renewable energy production and other permissible uses on these lands

O'AHU (HRS Chapter 343)

4. Salt Lake Boulevard Widening, Phase 3 DEA (AFNSI)

HRS §343-5

Trigger(s): Use of government lands and funds
Honolulu

District:

TMK: (1) 1-11-10, 1-1-17, 1-1-18, 1-1-21, and 1-1-71.

Permits: National Environmental Policy Act (NEPA); Endangered Species Act (ESA), Section 7 consultation; National Historic Preservation Act (NHPA), Section 106, consultation; U.S. Navy authorization (for use of any Navy land); Chapter 6E, HRS review; Hawai'i Coastal Zone Management (CZM) federal consistency review; Clean Water Act (CWA), Section 402, NPDES Permit; Design Exception for Federal Highway Administration approval; Construction Permits

Proposing / Determining Agency:

City and County of Honolulu, Department of Design and Construction, 650 S. King Street, 11th Floor, Honolulu, HI 96813; Jeremy-Joel Lee (808) 768-8809

Consultant: Belt Collins Hawaii LLC, 2153 N. King Street, Suite 200, Honolulu, HI 96819; John Kirkpatrick (808) 521-5361

Status: Statutory 30-day public review and comment period starts; comments are due by March 10, 2016. Please send comments to the Proposing/Determining Agency and cc: the consultant.



The City and County of Honolulu (City) is proposing to expand Salt Lake Boulevard between Maluna Street and Ala Liliko'i Street from two lanes to four lanes (2 eastbound, 2 westbound) and include a median, dedicated bike lanes, sidewalk, and on-street parking. This project would increase the capacity of the boulevard to accommodate existing and projected traffic volumes through the years ahead. It would complete the final segment section of the overall Salt Lake Boulevard widening project from Pu'uloa Road and Kahuāpā'ani Street that initially started in the late 1970s. Three alternative road widening concepts, plus a "no action" alternative, were considered for the project. Except for the "no action" alternative, all of the alternatives include basic design elements: widening from two travel lanes to four travel lanes with a median/left-turn storage lane, provision of on-street parking, addition of bike lanes and improved sidewalks, and installation of stormwater drainage systems. Alternatives A and B include underground detention basins to retain stormwater; Alternative C includes bioswales. The provision of dedicated bike lanes is consistent with the City's "complete streets" program to include public street facilities to accommodate all modes of transportation. The addition of a parking lane within the right-of-way would allow adjacent residents to continue on-street parking fronting their homes. The median could serve as a left-turn storage lane and allow eastbound vehicles to turn left into adjacent residential driveways or serve as a spatial buffer and landscaped feature between the eastbound lanes and the westbound lanes. All improvements would be constructed within the boulevard's existing right-of-way, except for some areas that require minor grading modifications at intersection approaches and drainage system connections, and, in one alternative, retaining walls in the adjacent downslope property.

KAUAʻI (HRS Chapter 343)

5. Kumu Camp FEA (FONSI)

HRS §343-5

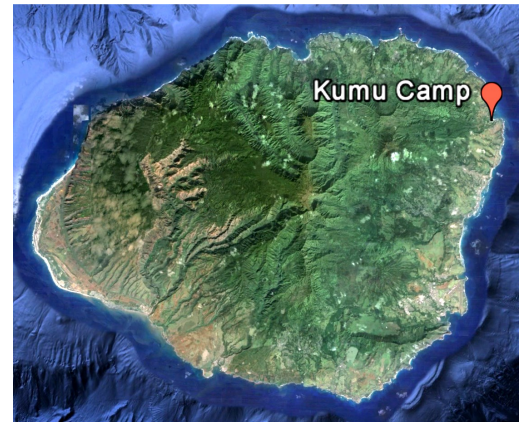
Trigger(s): Use of State lands
District: Kawaihau
TMK: (4) 4-8-007:001
Permits: HRS Chapter 343 FEA/FONSI, Individual Wastewater Management Permit

Approving Agency: State of Hawaiʻi, Department of Hawaiian Home Lands, 91-5420 Kapolei Parkway, Kapolei, HI 96707

Applicant: Homestead Community Development Corporation
 P.O. Box 646, Anahola, HI 96703,
 Robin P. Danner (808) 652-0140

Consultant: Planning Solutions, Inc., 210 Ward Avenue, Suite 330
 Honolulu, HI 96814; Makena White (808) 850-4538

Status: Finding of No Significant Impact (FONSI) Determination; comments are not taken on this action.



The proposed action consists of DHHL granting a long-term License or Lease that will allow the Homestead Community Development Corporation to continue its Kumu Camp operations in Anahola, Kauaʻi. If approved, HCDC will operate campsite facilities, including: metal-framed tent bungalows (tentalows); restrooms equipped with an Individual Wastewater System; a 24' x 36' raised wooden pavilion with temporary roof; two "yurt"-style tents used as enclosed meeting areas; and miscellaneous other facilities (storage structures, solar-powered pathway lighting, outdoor recreation areas, and an imu). It would also use approximately three acres on the eastern part of the parcel as a low impact park and picnic area (no structures). The purposes of the proposed action are to: allow HCDC to provide an outdoor camping experience close to DHHL beneficiaries; utilize DHHL-owned land in the area for its intended purpose as described in Section 207 of the Hawaiian Homes Commission Act; provide a venue for youth and cultural camps to perpetuate Hawaiian culture and values; maintain uses that are compatible with adjacent residential and recreational activities in the area; and ensure that use of the property is consistent with the objectives, policies, and guidelines of the Coastal Zone Management program (HRS Chapter 205A).

OPEN HRS CHAPTER 343 DOCUMENTS

Status: Statutory 30-day public review and comment period for these projects began January 23, 2016; comments are due by February 23, 2016. Please send comments to the relevant agency and copy any relevant applicant or consultant.

- [Black Rhinoceros Foundation Forest Stewardship Plan DEA \(AFNSI\)](#)
- [Nāpuʻu Conservation Project DEA \(AFNSI\)](#)
- [ʻĀhihi Kīnaʻu Natural Area Reserve Parking Lot Improvements DEA \(AFNSI\)](#)
- [Royal Hawaiian Groin Replacement DEA \(AFNSI\)](#)
- [Park Kalia-Waikīkī Condo-Hotel DEA \(AFNSI\)](#)
- [Kōkeʻe Timber Management Area Forest Management Plan Implementation DEA \(AFNSI\)](#)
- [Bridge 7E Replacement, Kaumualiʻi Highway DEA \(AFNSI\)](#)



CONSERVATION DISTRICT USE APPLICATIONS

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 CDUAs. However, DLNR is not obligated to notify any person not strictly complying with the above requirements. For more information, please contact the Office of Conservation and Coastal Lands staff listed.

1. Mauna Kea Recreation Area

File No.: CDUA HA-3762
Name of Applicant: County of Hawai'i, Department of Parks and Recreation
Location: Mauna Kea Recreation Area
TMKs: (3) 4-4-016:003 (por.)
Proposed Action: Various Park Improvements and Upgrades
343, HRS determination: Final EA/FONSI published in the December 8, 2008 edition of The Environmental Notice
Applicant's Contact: Ron Terry, Principal, Geometrician Associates, (808) 969-7090
OCCL Staff Contact: Lauren Yasaka (808) 587-0386

2. Mana Drag Race Strip

File No.: CDUA KA-3670
Name of Applicant: Department of Land and Natural Resources – Engineering Division
 (Adrian Chang)
Location: Waimea District, Island of Kaua'i
TMKs: (4) 1-2-002:036 & 040
Proposed Action: Mana Drag Race Strip Upgrades
343, HRS Determination: DEA Published July 8, 2015; FEA Pending
Applicant's Contact: Kyle Kaneshiro (808) 596-7790
OCCL Staff Contact: Alex J. Roy (808) 587-0316

COASTAL ZONE MANAGEMENT AREA NOTICES

Federal Consistency Review

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: john.d.nakagawa@hawaii.gov
Fax: (808) 587-2899

1. Coral Resilience Module Experiment (CReMe), Waikīkī and Hanauma Bay, O'ahu

Proposed Action: Conduct a pilot demonstration project to test the hypothesis that providing shelter for fishes and growth surfaces for corals will enhance the abundance of both fish and coral, especially if some of the fish are herbivores. The experiment will involve deploying cubic-meter concrete "coral resilience modules" (CReMs) placed on sand flats over 50 feet deep offshore Waikīkī (Halekūlani sand channel) and in Hanauma Bay, O'ahu. Three pairs of CReMs will be deployed at each study site. Each CReM consists of 48 standard 8"x8"x16" concrete blocks and bound by stainless steel bands to form a cubic-meter (1.4m x 0.8m x 0.8m = 0.9 m³) habitat for fishes as well as corals and other benthos. Following deployment, SCUBA divers will periodically

census all fishes and mobile invertebrates associated with each module. The project will test experimentally whether shelter for fishes indirectly affects coverage of live coral in both space and time.

Applicant: Dr. Mark Hixon, Department of Biology, University of Hawai'i at Mānoa
Location: Waikīkī– Halekūlani sand channel and Hanauma Bay, O'ahu
Federal Action: Federal Permit
Federal Agency: U.S. Army Corps of Engineers, Honolulu District
CZM Contact: John Nakagawa, 587-2878, john.d.nakagawa@hawaii.gov
Comments Due: February 22, 2016

2. Replacement of Two Existing Mooring Buoys within Kā'anapali Offshore Mooring Area D, Maui

Proposed Action: Replace two existing moorings within the Kā'anapali Offshore Mooring Area D, which serve two commercial vessels – Teralani 2 and Teralani 3. Each replacement mooring will consist of two manta anchors, galvanized chains, and both subsurface and surface floats. The Teralani 2 mooring is at a water depth of 31 feet and the Teralani 3 mooring is at a water depth of 43 feet.

Applicant: Mr. David Weiss, Kā'anapali Kai Charters, Inc.
Location: Kā'anapali Offshore Mooring Area D, Maui
Federal Action: Federal Permit
Federal Agency: U.S. Army Corps of Engineers, Honolulu District
CZM Contact: John Nakagawa, 587-2878, john.d.nakagawa@hawaii.gov
Comments Due: February 22, 2016

Special Management Area Permits

The SMA Minor permits below have been approved (HRS 205A-30). For more information, contact the relevant county/State planning agency. Honolulu (768-8014); Hawai'i (East 961-8288, West 323-4770); Kauai (241-4050); Maui (270-7735); Kaka'ako or Kalaeloa Community Development District (587-2841).

Location (TMK)	Description (File No.)	Applicant/Agent
Kauai: Hā'ena (5-8-008: 013)	Authorizing Construction of Guest House (SMA(M)-2016-5)	Matt Hunter
Maui: Lāhainā (4-3-006: 041)	Water Improvements (SM2 20160001)	Hale Mahina
O'ahu: Kaka'ako (2-1-058: 061 and 131)	Kewalo Basin Jetty Repairs Staging (SMA/16-1)	Hawai'i Community Development Authority/Sea Engineering, Inc.
O'ahu: Kāne'ohe (4-7-014: 051, 052 and 055)	Consolidation of Three Parcels Being All of Lots 22, 26, and P-1 of Land Court Application 1594 Maps and Resubdivision of Said Consolidation into 10 Residential Lots. Development of the Lots Includes Site Improvements (2015/SMA-56)	Wailehua I, LLC/Hida, Okamoto & Associates
O'ahu: Kapolei (9-1-014: Portion 010)	New Containment System for the Acid Plant at the Chevron Hawai'i Refinery (2015/SMA-60)	Chevron Products Company/Gerald Park
O'ahu: Hale'iwa (5-9-011: 068)	Office and Retail Buildings and Parking Lot (2015/SMA-61)	Hanapohaku, LLC/Gregory A. Quinn, Architect

FEDERAL NOTICES

As a courtesy, listed below are relevant entries from the Federal Register, gleaned from a search of Hawai'i-based entries published since the last issue of The Environmental Notice. For the PDF file click on the title link, also available at <http://www.gpo.gov/fdsys/>

[Pacific Island Fisheries; Special Coral Reef Ecosystem Fishing Permit to Kampachi Farms LLC for Offshore Aquaculture](#)

NMFS proposes to issue a Special Coral Reef Ecosystem Fishing Permit that would authorize Kampachi Farms, LLC, to stock, culture, and harvest fish that are part of the coral reef ecosystem management unit in a submerged net pen moored in Federal waters about 5.5 nm (10.2 km) off the west coast of the Island of Hawai'i. This notice informs the public that NMFS prepared a draft environmental assessment (EA) of the potential impacts of the proposed activity. **DATES:** NMFS must receive comments on the draft EA by February 16, 2016. Click [here](#) for comment instructions and further information. (See 81 FR 4021, January 25, 2016).

Record of Decision for the Schofield Generating Station Project Final Environmental Impact

The Department of the Army announces the availability of the Record of Decision (ROD) to lease land and grant easements on Schofield Barracks and Wheeler Army Airfield to Hawaiian Electric Company (Hawaiian Electric) for the construction, ownership, operation, and maintenance of a 50- megawatt (MW) capacity, biofuelcapable generating station, referred to as the Schofield Generating Station, and associated power poles, high-tension power lines, and related equipment and facilities. The ROD identifies the potential environmental and socioeconomic impacts associated with the SGSP, none of which were determined to be significant adverse effects. The selected action will provide improved energy security to the Army and citizens of O‘ahu, support renewable energy goals, and improve future electrical generation capabilities on O‘ahu by providing a new secure, firm, dispatchable, flexible, and renewable energy generation to the grid on O‘ahu, Hawai‘i. Implementation of the preferred alternative will not result in significant impacts. The Army and Hawaiian Electric will implement numerous best management practices to avoid or minimize adverse environmental effects. **ADDRESSES:** The ROD can be downloaded at <http://www.garrison.hawaii.army.mil/schofieldplant>. Click [here](#) for further information. (See 81 FR 6243 , February 4, 2016).

ANNOUNCEMENTS

Ka‘ū Community Development Plan

The County of Hawai‘i Planning Department is the process of review in the Ka‘ū Community Development Plan. The Ka‘ū Community Development Plan (CDP) Guidance to Agencies is a quick-reference guide for County, State, federal, and private agencies. It is one of several CDP Support Documents designed to make the Ka‘ū CDP accessible to the diversity of its future users. The Ka‘ū CDP planning area includes most of Judicial District 9 in the County of Hawai‘i. Eastern portions of the district near and including Volcano Village were included in the Puna CDP planning area and were therefore not incorporated into the Ka‘ū CDP. The CDP is available [here](#).

Newell’s shearwater conservation actions in Kīlauea Point National Wildlife Refuge

The U.S. Fish and Wildlife Service is considering management actions on the Kīlauea Point National Wildlife Refuge for immediate implementation to conserve the threatened ‘A‘o (Newell’s shearwater, *Puffinus newelli*). Following the recent success of the translocation of ‘Ua‘u (Hawaiian petrel, *Pterodroma sandwichensis*) chicks to the Nihoku predator-free conservation area on the Refuge, USFWS is evaluating similar conservation actions that can be implemented by the Refuge for the ‘A‘o to reduce the potential for extinction for this endemic seabird. In addition to a non-action alternative, alternatives under consideration include translocation of chicks from existing colonies, use of social attraction methods (decoys and auditory attraction), or a combination of these two. As part of the planning process they are requesting preliminary input from interested parties to ensure that an appropriate range of alternatives is considered and that any concerns or potential impacts are identified and addressed. The Environmental Assessment is planned to be released later in 2016. Updates will be posted online at : http://www.fws.gov/refuge/Kilauea_Point/. Please submit comments by March 15, 2016. Email comments to: FWIplanningcomments@fws.gov with “NESH Management Actions” in the subject line. Comments can also be mailed to :Kaua‘i

*Newell’s
Shearwater*

*Courtesy of
www.fws.gov*



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-1690	1/25/16	Lot 604 Land Court Application 1089 as shown on Map 64 situate at Kamananui, Waialua, O'ahu. Address: 67-011 Kaimanu Place. Purpose: Building setback	Wesley T. Tengan/ John Borsa Jr.	(1) 6-7-014:028
OA-1691	1/25/16	Lot11-G Land Court Application 242 as shown on Map 10 situate at Pu'uloa Beach, 'Ewa, O'ahu. Address:91-319 'Ewa Beach Road. Purpose: Building setback	Wesley T. Tengan/ Ronald R. Nagamine	(1)9-1-024:005
OA-1692	1/25/16	A Portion of Mākaha Beach Park situate at Mākaha, Wai'ānae, O'ahu. Address:84-369 Farrington Highway. Purpose: Permitting purposes	R.M. Towill Corporation/ City and County of Honolulu	(1)8-4-001:Por.012
HA-528	1/21/16	Parcel No. 6 Being a Portion of Royal Patent No. 8021 Land Commission Award No. 226-B 'Āpana 2 to Kekoa situate at Waipuna'ula, South Kona, Hawai'i. Address:82-6033 Manini Beach Road. Purpose: Setback Determination	Thomas Pattison/Lynn Tilton	(3) 8-2-005:006

Shoreline Certifications and Rejections

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.	Proposed/ Rejected	Location	Applicant/Owner	TMK
OA-1684	Proposed Shoreline Certification	Lot 98-A and 98-B (Map 35) Land Court Application 772 situate at Lā'ie, Ko'olaupua, O'ahu. Address: 55-557 & 55-559 Kamehameha Highway. Purpose: Building setback	Leaps & Boundaries, Inc./ Charity Schoenfeld & Aaron Stanton; & LRF Development III, LLC	(1) 5-5-003:018 & 205
MA-630	Proposed Shoreline Certification	Portion of Land Patent Grant 3343 to Claus Spreckels situate at Spreckelsville Beach, Wailuku Commons, Maui. Address: 314 Pā'ani Place. Purpose: Build new residence	Akamai Land Surveying, Inc./ Nononanea LLC	(2) 3-8-002:079
HA-520	Proposed Shoreline Certification	Lot 460, Block 10, Hawaiian Paradise Park Subdivision situate at Kea'au, Puna, Hawai'i. Address: 15-793 Paradise Ala Kai Drive. Purpose: Determine Makai setback	Daniel Berg/Aturo Catbagan & Julie Mack	(3) 1-5-059:062
HA-522	Proposed Shoreline Certification	Portions of R.P. 6716, L.C. Aw. 4887, Part 2 of Thomas Sams situate at Puapua'a 1 st , North Kona, Hawai'i. Address: 75-6076 Ali'i Drive. Purpose: County permits	Wes Thomas Associates/ Pacific Rim Bank	(3) 7-5-020:034
HA-525	Proposed Shoreline Certification	Portion of Grant 1279 to Kalakane situate at 'Opihikao, Puna, Hawai'i. Address: n/a. Purpose: Determine shoreline setback	Daniel Berg/ William Henry Meurer 1997 Trust	(3) 1-3-004:008
OA-1654	Rejection	Lot 2 of "Mokulē'ia Beach Tract" being portion of Grant 242 to Kaiaikawaha as shown on Map 1 of Land Court Application 609 situate at Mokulē'ia, Waialua, O'ahu. Address: 68-617 Crozier Drive. Purpose: Applying for building permit	Ace Land Surveying LLC/ Irmgard Degener	(1)6-8-002:005
MA-613	Rejection	Lot 1, Ka'ae Tract being all of R.P. 8267, L.C. Award 302 to J.A. Kuakini and L.C. Award 4452, 'Āpana 1 to H. Kalama and a portion of R.P. 7860, L.C. Award 7715, 'Āpana 3 to L. Kamehameha situate at Waiokama, Lāhainā, Maui. Address: 505 Front Street. Purpose: Determine shoreline setback	R.T. Tanaka Engineers, Inc./ FPA Lahaina Shores Associates, LLC	(2) 4-6-002:007 (por.)
HA-511	Rejection	Lot No. 32 of "Puakō Beach Lots" HTS Plat 414-A being a portion of Grant 12437 situate at Lālāmilo, North Kona, Island of Hawai'i. Address: 69-1854 Puakō Beach Drive. Purpose: Repair of pre-existing seawall	Edward S. Henrickson/ Leon A. & Dora C. Thevenin Trusts	(3) 6-9-005:007

GLOSSARY OF TERMS AND DEFINITIONS

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 the actions' environmental impact will be significant, and thus 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 proposing or approving 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 30-day review period and prepare a Final EA (FEA) that includes those responses to determine whether an environmental impact statement shall be required. If there are no significant impacts, then the Agency will issue a Finding of No Significant Impact (FONSI). An Environmental Impact Statement (EIS) will not be required and the project has cleared HRS 343 requirements. 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, Direct-to-EIS, Environmental Impact Statement Preparation Notice (with no EA)

Act 172 in 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 a 30-day period to request to be consulted parties in the preparation of the Draft EIS. Comments and responses on the EISPN must be incorporated into the subsequent Draft EIS.

Act 312-2012, Secondary Actions in the Highway or Public Right Of Way

Act 312-2012, amended HRS 343, by adding a new section (HRS 343-5.5., entitled "Exception to applicability of chapter.") HEPA now allows for a statutory exception for "secondary actions" (those that involve infrastructure in the highway or public right-of-way) provided that the permit or approval of the related "primary action" (those outside of the highway or public-right-of-way and on private property) is not subject to discretionary consent and further provided that the applicant for the primary action submits documentation from the appropriate agency confirming that no further discretionary approvals are required. An aid to understanding this is to visualize residential driveway improvements in the public right-of-way, versus, retail outlet driveway improvements in the public right-of-way.

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 non-acceptance 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.

Administrative 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).



AGENCY PUBLICATION FORM

Project Name:	
Project Short Name:	(please use no more than five succinct words; count not to include document status, e.g., EA)
HRS §343-5 Trigger(s):	
Island(s):	
Judicial District(s):	
TMK(s):	
Permit(s)/Approval(s):	
Proposing/Determining Agency:	
<i>Contact Name, Email, Telephone, Address</i>	
Accepting Authority:	(for EIS submittals only)
<i>Contact Name, Email, Telephone, Address</i>	
Consultant:	
<i>Contact Name, Email, Telephone, Address</i>	

Status (select one)	Submittal Requirements
<input type="checkbox"/> DEA-AFNSI	Submit 1) the proposing agency notice of determination/transmittal letter on agency letterhead, 2) this completed OEQC publication form as a Word file, 3) a hard copy of the DEA, and 4) a searchable PDF of the DEA; a 30-day comment period follows from the date of publication in the Notice.
<input type="checkbox"/> FEA-FONSI	Submit 1) the proposing agency notice of determination/transmittal letter on agency letterhead, 2) this completed OEQC publication form as a Word file, 3) a hard copy of the FEA, and 4) a searchable PDF of the FEA; no comment period follows from publication in the Notice.
<input type="checkbox"/> FEA-EISPN	Submit 1) the proposing agency notice of determination/transmittal letter on agency letterhead, 2) this completed OEQC publication form as a Word file, 3) a hard copy of the FEA, and 4) a searchable PDF of the FEA; a 30-day comment period follows from the date of publication in the Notice.
<input type="checkbox"/> Act 172-12 EISPN ("Direct to EIS")	Submit 1) the proposing agency notice of determination letter on agency letterhead and 2) this completed OEQC publication form as a Word file; no EA is required and a 30-day comment period follows from the date of publication in the Notice.
<input type="checkbox"/> DEIS	Submit 1) a transmittal letter to the OEQC and to the accepting authority, 2) this completed OEQC publication form as a Word file, 3) a hard copy of the DEIS, 4) a searchable PDF of the DEIS, and 5) a searchable PDF of the distribution list; a 45-day comment period follows from the date of publication in the Notice.
<input type="checkbox"/> FEIS	Submit 1) a transmittal letter to the OEQC and to the accepting authority, 2) this completed OEQC publication form as a Word file, 3) a hard copy of the FEIS, 4) a searchable PDF of the FEIS, and 5) a searchable PDF of the distribution list; no comment period follows from publication in the Notice.
<input type="checkbox"/> FEIS Acceptance Determination	The accepting authority simultaneously transmits to both the OEQC and the proposing agency a letter of its determination of acceptance or nonacceptance (pursuant to Section 11-200-23, HAR) of the FEIS; no comment period ensues upon publication in the Notice.
<input type="checkbox"/> FEIS Statutory Acceptance	Timely statutory acceptance of the FEIS under Section 343-5(c), HRS, is not applicable to agency actions.
<input type="checkbox"/> Supplemental EIS Determination	The accepting authority simultaneously transmits its notice to both the proposing agency and the OEQC that it has reviewed (pursuant to Section 11-200-27, HAR) the previously accepted FEIS and determines that a supplemental EIS is or is not required; no EA is required and no comment period ensues upon publication in the Notice.

- Withdrawal Identify the specific document(s) to withdraw and explain in the project summary section.
- Other Contact the OEQC if your action is not one of the above items.

Project Summary

Provide a description of the proposed action and purpose and need in 200 words or less.

APPLICANT PUBLICATION FORM

Project Name:	
Project Short Name:	(please use no more than five succinct words; count not to include document status, e.g., EA)
HRS §343-5 Trigger(s):	
Island(s):	
Judicial District(s):	
TMK(s):	
Permit(s)/Approval(s):	
Approving Agency:	
<i>Contact Name, Email, Telephone, Address</i>	
Applicant:	
<i>Contact Name, Email, Telephone, Address</i>	
Consultant:	
<i>Contact Name, Email, Telephone, Address</i>	

Status (select one)	Submittal Requirements
<input type="checkbox"/> DEA-AFNSI	Submit 1) the approving agency notice of determination/transmittal letter on agency letterhead, 2) this completed OEQC publication form as a Word file, 3) a hard copy of the DEA, and 4) a searchable PDF of the DEA; a 30-day comment period follows from the date of publication in the Notice.
<input type="checkbox"/> FEA-FONSI	Submit 1) the approving agency notice of determination/transmittal letter on agency letterhead, 2) this completed OEQC publication form as a Word file, 3) a hard copy of the FEA, and 4) a searchable PDF of the FEA; no comment period follows from publication in the Notice.
<input type="checkbox"/> FEA-EISPN	Submit 1) the approving agency notice of determination/transmittal letter on agency letterhead, 2) this completed OEQC publication form as a Word file, 3) a hard copy of the FEA, and 4) a searchable PDF of the FEA; a 30-day comment period follows from the date of publication in the Notice.
<input type="checkbox"/> Act 172-12 EISPN ("Direct to EIS")	Submit 1) the approving agency notice of determination letter on agency letterhead and 2) this completed OEQC publication form as a Word file; no EA is required and a 30-day comment period follows from the date of publication in the Notice.
<input type="checkbox"/> DEIS	Submit 1) a transmittal letter to the OEQC and to the approving agency, 2) this completed OEQC publication form as a Word file, 3) a hard copy of the DEIS, 4) a searchable PDF of the DEIS, and 5) a searchable PDF of the distribution list; a 45-day comment period follows from the date of publication in the Notice.
<input type="checkbox"/> FEIS	Submit 1) a transmittal letter to the OEQC and to the approving agency, 2) this completed OEQC publication form as a Word file, 3) a hard copy of the FEIS, 4) a searchable PDF of the FEIS, and 5) a searchable PDF of the distribution list; no comment period follows from publication in the Notice.
<input type="checkbox"/> FEIS Acceptance Determination	The approving agency simultaneously transmits to both the OEQC and the applicant a letter of its determination of acceptance or nonacceptance (pursuant to Section 11-200-23, HAR) of the FEIS; no comment period ensues upon publication in the Notice.
<input type="checkbox"/> FEIS Statutory Acceptance	The approving agency simultaneously transmits to both the OEQC and the applicant a notice that it did not make a timely determination on the acceptance or nonacceptance of the applicant's FEIS under Section 343-5(c), HRS, and therefore the applicant's FEIS is deemed accepted as a matter of law.
<input type="checkbox"/> Supplemental EIS Determination	The approving agency simultaneously transmits its notice to both the applicant and the OEQC that it has reviewed (pursuant to Section 11-200-27, HAR) the previously accepted FEIS and determines that a supplemental EIS is or is not required; no EA is required and no comment period ensues upon publication in the Notice.

- Withdrawal Identify the specific document(s) to withdraw and explain in the project summary section.
- Other Contact the OEQC if your action is not one of the above items.

Project Summary

Provide a description of the proposed action and purpose and need in 200 words or less.