



The Environmental Notice

January 23, 2017

David Y. Ige, Governor
Scott Glenn, Director

The Environmental Notice provides public notice for projects undergoing environmental review in Hawai'i as mandated under Section 343-3, Hawai'i Revised Statutes, the Environmental Impact Statement Law. Along with publishing Environmental Assessments and Environmental Impact Statements for projects in Hawai'i, *The Environmental Notice* also includes other items related to the shoreline, coastal zone, and federal activities.



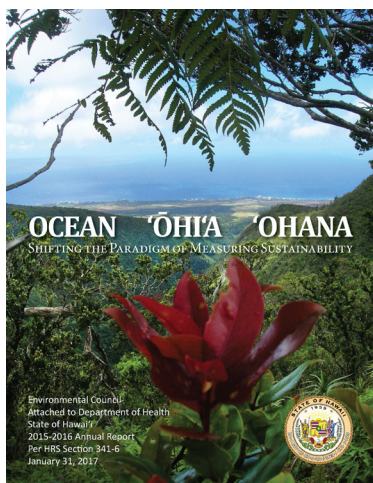
Kilauea Volcano lava flow, Pāhoa, Hawai'i (cropped from original)

Photo by [Greg Bishop](#)

TABLE OF CONTENTS

TABLE OF CONTENTS	2	PREVIOUSLY PUBLISHED DOCUMENTS OPEN FOR COMMENT	4
ANNOUNCEMENTS	2	SHORELINE NOTICES	
STATEWIDE MAP OF NEW HRS CHAPTER 343 ACTIONS	2	Proposed Shoreline Certifications and Rejections	4
O'AHU		COASTAL ZONE MANAGEMENT NOTICES	
Waiāhole Reservoir System Improvements DEA (AFNSI)	3	Special Management Area (SMA) Minor Permits	5
KAUA'I		FEDERAL NOTICES	6
Kapaia Bridge Replacement DEA (AFNSI)	3	GLOSSARY OF TERMS AND DEFINITIONS	8

ANNOUNCEMENTS

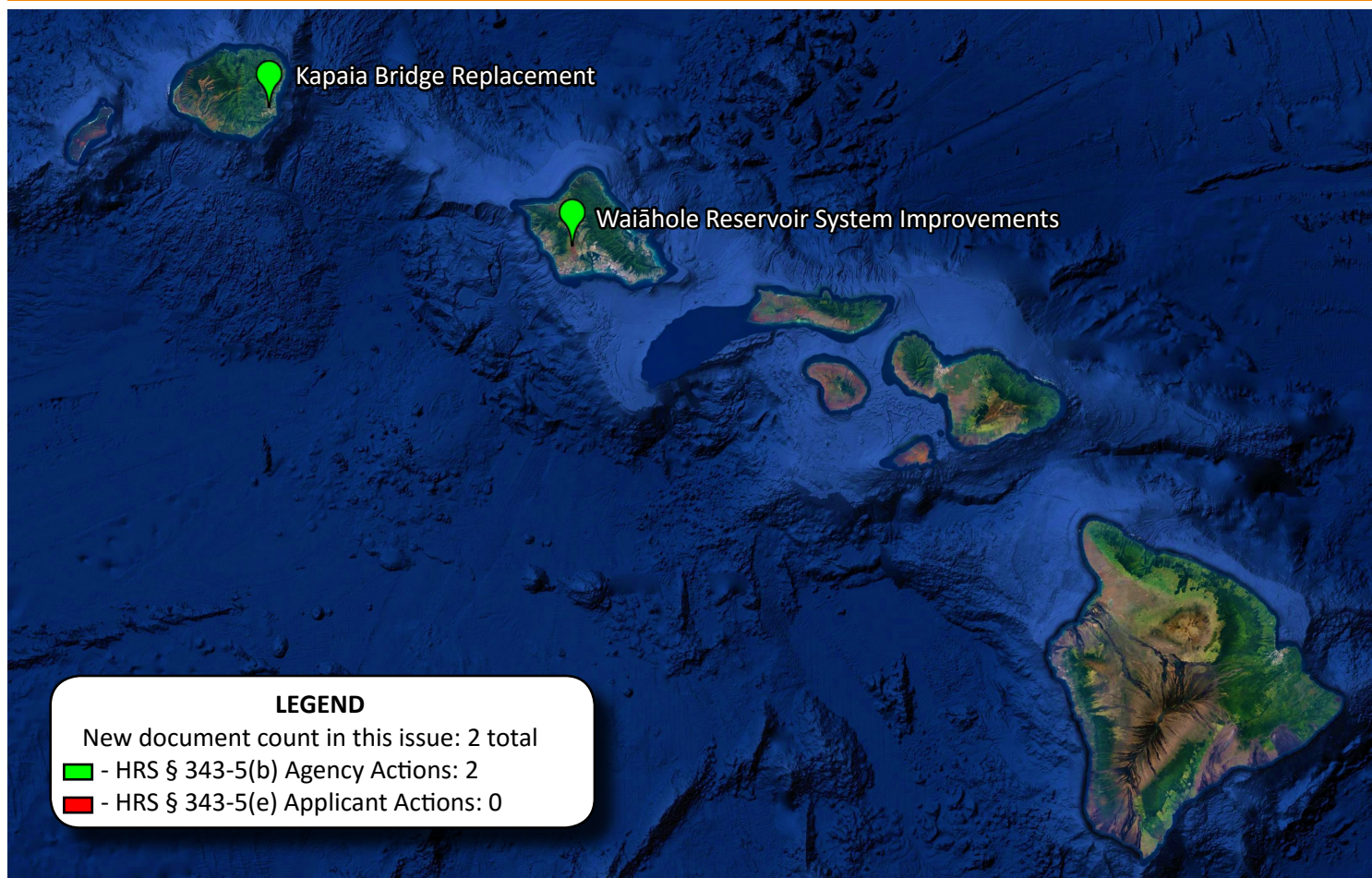


[2015-2016 Environmental Council Annual Report](#)

The Environmental Council released their annual report covering 2015 and 2016 on January 20, 2017. The report highlights how various approaches to sustainability at all levels interrelate to each other – including the State Environmental Policy, Governor Ige's Sustainable Hawai'i Initiative, the *Aloha+ Challenge*, the Promise to Pae'Āina, the World Conservation Congress, and the UN Sustainable Development Goals – and examines a path forward for measuring progress using the Island Style Genuine Progress Indicator (GPI). The Council endorses GPI as an alternative to Gross Domestic Product (GDP), which is a simple measurement of goods and services sold. GPI is a more holistic measurement because it takes into account over two dozen social, economic, and environmental indicators, such as greater pollution, longer commutes, and increased volunteerism.


The report also includes selected issues examined by the Council in 2015 and 2016, as well as OEQC publication data, broken down by agency and judicial district, for the same time period.

STATEWIDE MAP OF NEW HRS CHAPTER 343 ACTIONS



O'AHU


Waiāhole Reservoir System Reservoirs 155 and 225 Improvements DEA (AFNSI)

HRS §343-5 Trigger(s)	Propose the use of state or county lands or the use of state or county funds.		
District(s)	'Ewa		
TMK(s)	TMK (1) 9-2-001:001, TMK (1) 9-4-003:001		
Permit(s)	Department of Health Water Quality Certification, NPDES General Construction Permit; City and County of Honolulu Department of Planning and Permitting Grading, Grubbing and Stockpiling Permit		
Proposing/ Determining Agency	State of Hawai'i, Agribusiness Development Corporation Ken Nakamoto, (808) 586-0087, ken.t.nakamoto@hawaii.gov 235 S. Beretania St., Room 205, Honolulu, HI 96813	Co-Proponent: U.S. Army Corps of Engineers Derek Chow, (808) 835-4026, derek.j.chow@usace.army.mil Fort Shafter, Building 230, Honolulu, HI 96858	
Consultant	HDR, Inc. Statutory Linda Fisher, (916) 817-4962, linda.fisher@hdrinc.com 1132 Bishop Street, Suite 1200, Honolulu, HI 96813		
Status	Statutory 30-day public review and comment period starts. Comments are due by February 22, 2017. Please send comments to the proposing/determining agency and copy the consultant.		

Reservoirs 155 and 225, within the Waiāhole Ditch Irrigation System, have lost holding capacity due to years of sediment accumulation. Both reservoirs are unlined, earthen storage basins used to store irrigation water for adjacent farmers. The 1999 Dam Safety Inspection of Reservoir 155 Report summarized a Phase 1 inspection by USACE to determine the current state of the reservoir in meeting the State of Hawai'i criteria. The results showed deficiencies associated with erosion at the stop logs, intakes, and spillway, excessive vegetation on the slopes and crown, and oversteepened slopes. Reservoir 225 is assumed to have similar deficiencies as Reservoir 155 due to the proximity, size, and common history of both reservoirs. In order to increase safety and reduce risk of failure, the Proposed Action would lower the reservoirs to eliminate erosion sites at the dam crest, remove vegetation and fill any existing holes with compacted fill, and flatten the slopes. The Proposed Action would include excavation of the existing embankments, removal of sediment from the interior of the reservoirs, reconstruction of the embankments, reduction in water storage capacities of both reservoirs, and lining the reservoirs to reduce water losses and leakage in the system.

KAUA'I

Kapaia Bridge Replacement DEA (AFNSI)

HRS §343-5 Trigger(s)	State lands and funds	
District(s)	Līhu'e	
TMK(s)	Kūhiō Highway right-of-way (por.), TMK: 3-7-001:001 (por.), 3-7-004:009 (por.), 3-8-002:001 (por.), 012	
Permit(s)	Various (see document)	
Proposing/ Determining Agency	State of Hawai'i Department of Transportation Raymond J. McCormick, P.E., (808) 241-3015, Raymond.J.McCormick @hawaii.gov 1720 Haleukana Street, Līhu'e, HI 96766	
Consultant	Wilson Okamoto Corporation Milton Arakawa, (808) 946-2277, marakawa@wilsonokamoto.com 1907 South Beretania Street, Suite 400, Honolulu, HI 96826	
Status	Statutory 30-day public review and comment period starts. Comments are due by February 22, 2017. Please send comments to the proposing/determining agency and copy the consultant.	

The State of Hawai'i Department of Transportation (HDOT) proposes to replace the existing Kapaia Bridge that crosses Hanamā'ulu Stream. The replacement bridge will be designed to meet current standards for lane widths and load-carrying capacity. Proposed improvements include two twelve foot travel lanes for vehicular traffic along with an eight foot shoulder lane on each side of the bridge to accommodate pedestrian traffic. The existing approaches will also be improved to provide a smooth transition to the new replacement bridge. Alternative 3, a new single-span replacement bridge along the existing alignment with a mauka detour bridge is the preferred alternative.

PREVIOUSLY PUBLISHED DOCUMENT OPEN FOR COMMENT

Status: Public review and comment period for this project began previously. Comments are due February 7, 2017. Please send comments to the relevant agency and copy any relevant applicant and/or consultant.

STATEWIDE

[Girl Scout Camp Improvements DEA \(AFNSI\)](#)

SHORELINE NOTICES

PROPOSED 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
OA-1732	Proposed Shoreline Certification	R. P. 2907, L. C. Aw. 2766, Ap. 2 to Nanoloa situate at Waiale'e, Ko'olauloa, O'ahu Address: 58-207 H Kam Hwy Purpose: Building setback	Leaps & Boundaries, Inc./ Waialea Surf LLC	(1) 5-8-001:021
MA-657	Proposed Shoreline Certification	Lot 2 of the Lawrence Tam Ho Subdivision (LUCA File No. 2.647) being a portion of Lot 3, Section 4, Hamakuapoko Hui Lands situate at Hamakuapoko, Makawao, Maui Address: 115 Aleiki Place Purpose: Building permit	Hunton Conrad/ Tatiana Botton	(2) 2-6-012:073
MA-662	Proposed Shoreline Certification	Lot 33 The Kū'au Sunset Beach Lots (File Plan 302) situate at Kū'au, Hamakuapoko, Maui Address: 61 Aleiki Place Purpose: Permit	Akamai Land Surveying, Inc./ Wesly A. Stauffer	(2) 2-6-011:012
MA-663	Proposed Shoreline Certification	Lot 1-A Berlin Consolidation Subdivision No. 3.1179 situate at Ukumehame, Wailuku, Maui Address: 4005 Mā'alaea Bay Place Purpose: Building setback	Arthur P. Valencia/ David and Susan Devries	(2) 3-6-001:024
MA-665	Proposed Shoreline Certification	Lot 54 as shown on Map 19 of Land Court Application 1744 situate at Hanaka'ō'ō, Lahaina, Maui Address: 2435 Kā'anapali Parkway Purpose: Shoreline setback purposes	Austin, Tsutsumi & Associates, Inc./ Whalers on Kaanapali Beach c/o Whalers Village Fine Shops & Restaurants	(2) 4-4-008:001
HA-537	Proposed Shoreline Certification	Lot 331 of Kona Paradise Subdivision being a portion of Mahele Aw. 25, R.P. 7739 to Nāhua situate at Ka'ohe 4th, South Kona, Hawai'i Address: n/a Purpose: Obtain county permits	Wes Thomas Associates/ James Baker	(3) 8-7-019:030
MA-644	Rejection	A Portion of Royal Patent Grant 3343 to Claus Spreckels situate at Spreckelsville, Pā'ia, Maui Address: 318 Pā'ani Place Purpose: County requirement for permit	Akamai Land Surveying, Inc./ Seaview 2004, Inc.	(2) 3-8-002:001

COASTAL ZONE MANAGEMENT NOTICES

SPECIAL MANAGEMENT AREA (SMA) MINOR 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); Kaua'i (241-4050); Maui (270-7735); Kaka'ako or Kalaeloa Community Development District (587-2841).

Location (TMK)	Description (File No.)	Applicant/Agent
Hawai'i: South Hilo (2-8-008: 003 (Por.) and 062)	Removal of Six Ironwood Trees (SMM 16-365)	Frank R. and Karen Kishimoto White
Maui: Hāna (1-5-004: 010)	Build a Driveway and Fence (SM2 20160133)	Wayne Arakaki Engineer LLC
Maui: Kihei (3-9-051: 019)	Concrete Masonry Unit (CMU) Retaining Wall (SM2 20160134)	Tae Murray
Maui: Nāpili (4-3-002: 029)	Install Sewer Manhole (SM2 20160138)	Napili Kai Ltd
Maui: Kihei (3-9-003: 006 and 007)	New Electrical Service and Pole (SM2 20160140)	Luigi Manera
Maui: Lahaina (4-6-001: 009)	Front Street Christmas Parade (SM2 20160141)	Church on the Go
Maui: Kahului (2-1-024: 107)	Replace with Aluminum Gate (SM2 20160142)	Wailea Kialoa Homesites Association
Maui: Pā'ia (2-6-008: 013)	Repair Bell Tower (SM2 20170001)	Minatoishi Architects
Maui: Kihei (3-9-036: 019)	Accessory and Cottage Dwelling (SM2 20170002)	Robert Wuthrich
Maui: Lahaina (4-4-008: 001)	Interior Exterior Renovations (SM2 20170003)	Leilani's Restaurant, LLC
Maui: Ha'ikū (2-8-004: 115)	Thistle Agricultural Barn (SM2 20170004)	Thistle, Stephen
O'ahu: Kaka'ako (2-1-015: 052)	Archaeological Inventory Survey, Soil Borings and Installation of Monitoring Wells (SMA/16-3)	Hawai'i Community Development Authority
O'ahu: Kahe Point (9-2-049: 006)	Solar Office in a Converted Shipping Container at the Kahe Generating Station (2016/SMA-60)	Hawaii Electric Company
O'ahu: Wai'ālae-Nui (3-5-059: 006 and 008)	Ocampo Residence Driveway (2016/SMA-68)	Ocampo Family Trust / Island Engenuity
O'ahu: Ko Olina (9-1-057: 013)	Remove and Add Antennas and Ancillary Equipment at an Existing Telecommunication Facility (2016/SMA-75)	Verizon Wireless / Eukon Group



Pounders Beach, O'ahu

Photo by [Floyd Manzano](#)

FEDERAL NOTICES

As a courtesy, listed below are relevant entries from the Federal Register published since the last issue of *The Environmental Notice*. For more information, click on the title link, also available at www.federalregister.gov.

[Requested Administrative Waiver of the Coastwise Trade Laws: Vessel SHAUN T](#) (published 1/19/2017)

The Maritime Administration has received a request to waive the U.S.-build requirement of the coastwise laws for vessel SHAUN T. The vessel's intended commercial use is an un-inspected 6-passenger commercial tour/cruising vessel. **Comments must be submitted by 2/21/17** and can be submitted at <http://www.regulations.gov> or to Docket Clerk, U.S. Department of Transportation, Docket Operations, M-30, West Building Ground Floor, Room W12-140, 1200 New Jersey Avenue SE., Washington, DC 20590.

[Requested Administrative Waiver of the Coastwise Trade Laws: Vessel HAVORN](#) (published 1/19/2017)

The Maritime Administration has received a request to waive the U.S.-build requirement of the coastwise laws for vessel HAVORN. The vessel's intended commercial use is carrying passengers. **Comments must be submitted by 2/21/17** and can be submitted at <http://www.regulations.gov> or to Docket Clerk, U.S. Department of Transportation, Docket Operations, M-30, West Building Ground Floor, Room W12-140, 1200 New Jersey Avenue SE., Washington, DC 20590.

[2016-17 Annual Catch Limit; Main Hawaiian Islands Deep 7 Bottomfish](#) (published 1/18/2017)

The National Marine Fisheries Service specifies an annual catch limit of 318,000 lb of Deep 7 bottomfish in the main Hawaiian Islands for the 2016-17 fishing year. **The final specifications are effective from February 17, 2017, through August 31, 2017.**

[2016 Annual Catch Limits and Accountability Measures](#) (published 1/18/2017)

The National Marine Fisheries Service proposes annual catch limits for Pacific Island bottomfish, crustacean, precious coral, and coral reef ecosystem fisheries, and accountability measures to correct or mitigate any overages of catch limits. **Comments must be received by 2/2/17** and can be submitted at <http://www.regulations.gov/#!docketDetail;D=NOAA-NMFS-2016-0049> or to Michael D. Tosatto, Regional Administrator, NMFS Pacific Islands Region, 1845 Wasp Blvd., Bldg. 176, Honolulu, HI 96818.

[2017 and 2018 Commercial Fishing Restrictions for Pacific Bluefin Tuna in the Eastern Pacific Ocean](#) (published 1/18/2017)

The National Marine Fisheries Service is proposing regulations under the Tuna Conventions Act to implement Resolution C-16-08 (Measures for the Conservation and Management of Bluefin Tuna in the Eastern Pacific Ocean). This Inter-American Tropical Tuna Commission (IATTC) Resolution establishes annual and trip catch limits on commercial catch of Pacific bluefin tuna (*Thunnus orientalis*) in waters of the eastern Pacific Ocean for 2017 and 2018. This action is necessary for the United States to satisfy its obligations as a member of the IATTC. **Comments must be submitted by 2/17/17** and can be submitted at www.regulations.gov/#!docketDetail;D=NOAA-NMFS-2016-0141 or to Celia Barroso, NMFS West Coast Region Long Beach Office, 501 W. Ocean Blvd., Suite 4200, Long Beach, CA 90802.

[Application to Conduct Research on Marine Mammals in Hawai'i](#) (published 1/17/2017)

The applicant requests a five-year permit to investigate the population dynamics and behavior of cetaceans around Hawai'i and the Pacific, to study: (1) The behavior and use of the acoustic environment by large whales, and (2) the effects of noise on behavior of cetaceans around Hawai'i. The applicant proposes to use genetic sampling, suction-cup acoustic recording tags, high frequency pinger tags, biopsy sampling, darted satellite tags, acoustic recording, underwater video recording, behavioral observation, photo-identification, and acoustic playbacks. **Comments must be received by 2/16/17** and can be submitted to NMFS.Pr1Comments@noaa.gov or to the Chief, Permits and Conservation Division, Office of Protected Resources, NMFS, 1315 East-West Highway, Room 13705, Silver Spring, MD 20910.

[12-Month Finding on a Petition To List Giant and Reef Manta Rays as Threatened or Endangered Under the Endangered Species Act \(ESA\)](#) (published 1/12/2017)

The National Marine Fisheries Service (NMFS) announces a 12-month finding on a petition to list the giant manta ray (*Manta birostris*) and reef manta ray (*Manta alfredi*) as threatened or endangered under the ESA. The NMFS has completed a comprehensive status review of both species in response to this petition and determined that the giant manta ray is likely to become an endangered species within the foreseeable future throughout a significant portion of its range. Therefore, the NMFS proposes to list the giant manta ray as a threatened species under the ESA. Additionally, the NMFS has determined that the reef manta ray is not currently in danger of extinction and does not warrant listing under the ESA at this time. **Comments must be received by 3/13/17** and can be submitted at www.regulations.gov/#!docketDetail;D=NOAA-NMFS-2016-0014 or to Maggie Miller, NMFS Office of Protected Resources (F/PR3), 1315 East West Highway, Silver Spring, MD 20910, USA.

FEDERAL NOTICES (CONTINUED)

[Federal Plan Requirements for Commercial and Industrial Solid Waste Incineration Units](#) (published 1/11/2017)

This action proposes the federal plan for existing commercial and industrial incineration units. This proposed action implements the Environmental Protection Agency's emission guidelines adopted on 2/7/13, as amended on 6/23/16, in states that do not have an approved state plan implementing the emission guidelines in place by the effective date of this federal plan. The federal plan will result in emissions reductions of certain pollutants from all affected units covered. **Comments must be received by 2/27/17** and can be submitted at <http://www.regulations.gov>.

[Protection of Visibility: Amendments to Requirements for State Plans](#) (published 1/10/2017)

The Environmental Protection Agency is finalizing revisions to requirements under the Clean Air Act for state plans for protection of visibility in mandatory Class I Federal areas in order to continue steady environmental progress while addressing administrative aspects of the program. **This final rule is effective on 1/10/17.**

[Taking Marine Mammals Incidental to Long Range Strike Weapons Systems Evaluations Program](#) (published 1/6/2017)

The Air Force is requesting authorization to take marine mammals incidental to conducting munitions testing for their Long Range Strike Weapons Systems Evaluation Program over the course of five years, from 9/1/17 through 8/31/22, in the Barking Sands Underwater Range Expansion area of the Pacific Missile Range Facility off Kaua'i. **Comments must be received by 2/6/17** and can be sent to ITP.McCue@noaa.gov or by mail to Jolie Harrison, Chief, Permits and Conservation Division, Office of Protected Resources, National Marine Fisheries Service. 1315 East-West Highway, Silver Spring, MD 20910-3225.



Tunnels reef break on the north shore of Kaua'i between Hanalei Bay and the Nāpali Coast

Photo by [Brodie Guy](#)

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 (EISPEN) along with the supporting Final EA. After the notice of the FEA-EISPEN 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 EISPEN 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, EISPEN) 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 EISPEN 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

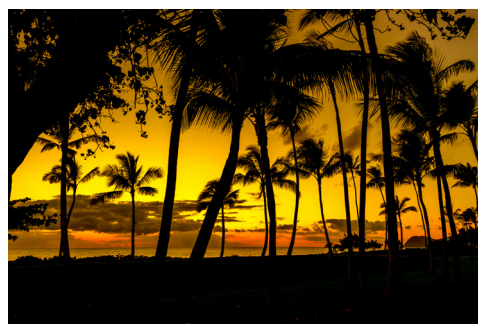
After receiving the comments on the EISPEN, the Agency or Applicant must prepare a Draft Environmental Impact Statement (DEIS). The [content requirements](#) of the DEIS shall contain an explanation of the environmental consequences of the proposed action including the direct, indirect and cumulative impacts and their mitigation 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 EISPEN 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.



Ko Olina Bay, O'ahu

Photo by [Floyd Manzano](#)

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 Hawai'i's law. Some projects require both a State and Federal EIS and the public comment procedure should be [coordinated](#). OEQC publishes NEPA notices in this bulletin to help keep the public informed of important federal actions.

Conservation District

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

Special Management Area and Shoreline Setback Area

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

Shoreline Certifications

State law requires that Hawai'i shorelines be surveyed and certified when necessary to clearly establish the shoreline setback from the certified shoreline. The public may participate in the process to help assure accurate regulatory boundaries. Private land owners often petition to have their shoreline certified by the State surveyor prior to construction. This bulletin publishes notice from the Department of Land and Natural Resources of shoreline certification applicants and final certifications or rejections.

Environmental Council

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

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).