



# The Environmental Notice

April 8, 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.



The Koa Butterfly (*Udara blackburni*), one of two butterflies endemic to Hawai'i (cropped from original)

Photo by [Forest and Kim Starr](#)



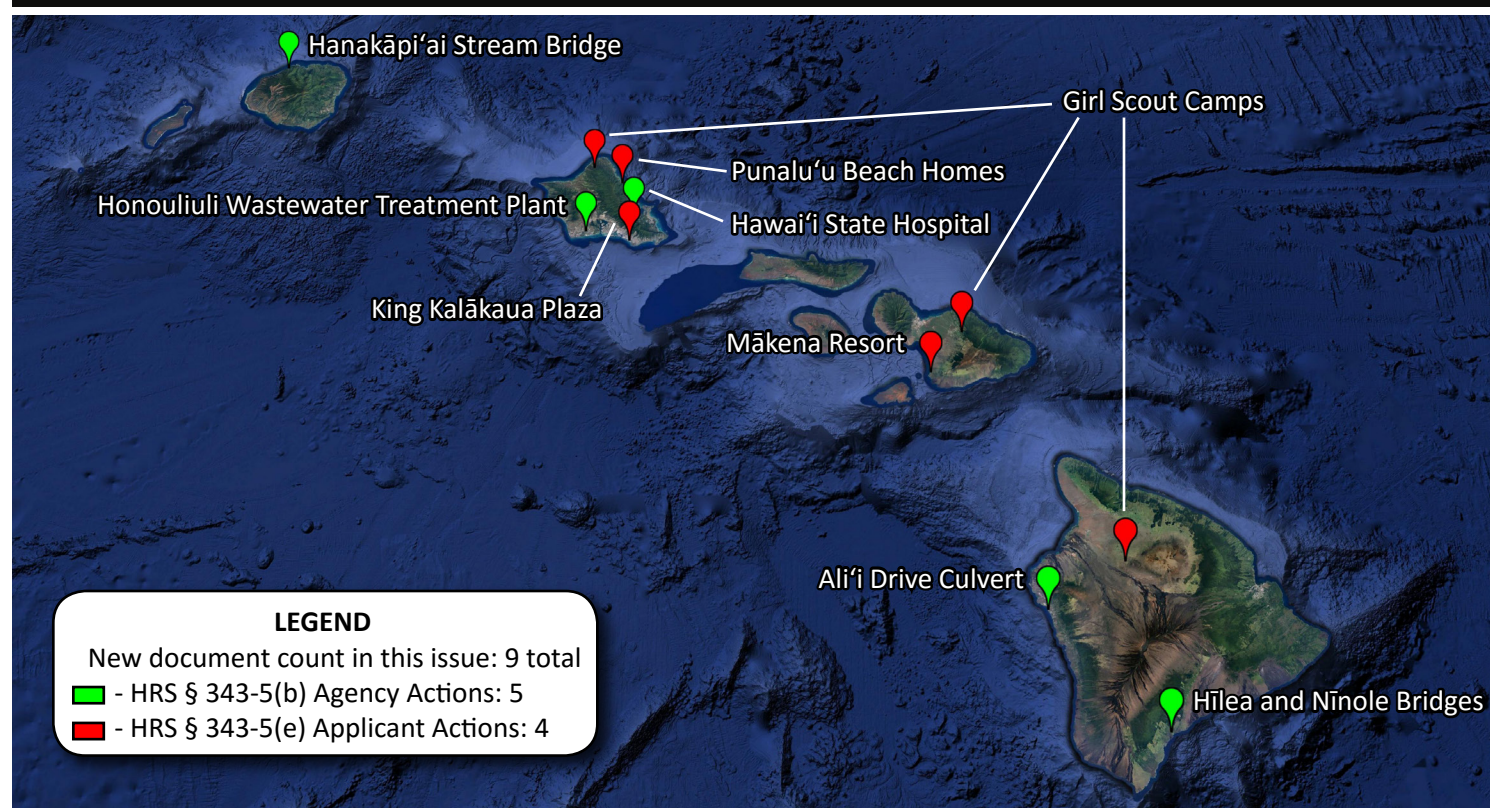
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## ANNOUNCEMENTS

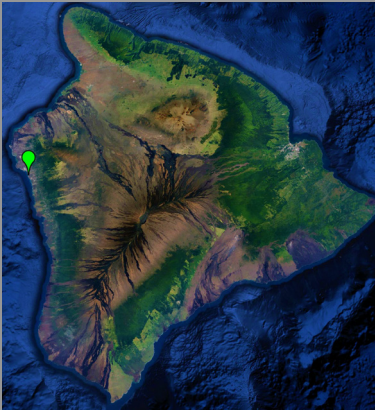
The State of Hawaii Department of Health (DOH) will hold a public hearing for the proposed repeal of Hawaii Administrative Rules Title 11 chapters 260 to 280 and adoption of chapters 260.1 to 279.1. The proposed repeals/adoption updates rules regulating businesses that generate or handle hazardous wastes and used oil in Hawaii, primarily to align state regulations with updates to the US Environmental Protection Agency's federal hazardous waste management program. Most of the changes are technical corrections to the incorporation by reference of federal regulations, typographical errors, and formatting inconsistencies. A description of the proposed changes is available online at [health.hawaii.gov/shwb/hazwaste](http://health.hawaii.gov/shwb/hazwaste). The public hearing will be in Honolulu at 9am on April 24, 2017 at 919 Ala Moana Blvd 5th floor. All interested parties may attend to present relevant information and individual opinion. Anyone unable to attend may send written testimony to Attn: HW Rules 919 Ala Moana Blvd #212 Honolulu HI 96814 or [noa.klein@doh.hawaii.gov](mailto:noa.klein@doh.hawaii.gov). Testimony must be received by 5/1/17. To request an auxiliary aid or service for the hearing (e.g. ASL interpreter, large print), call 808-586-4226 (voice/TDD) or e-mail [noa.klein@doh.hawaii.gov](mailto:noa.klein@doh.hawaii.gov) by 4/17/17.

## STATEWIDE MAP OF NEW HRS CHAPTER 343 ACTIONS



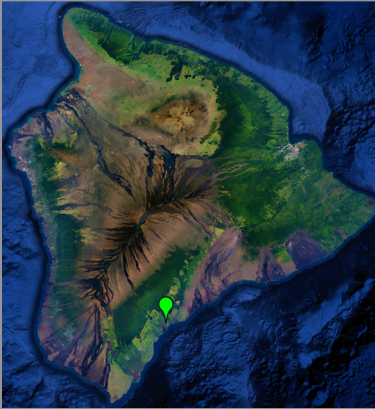
## HAWAII

**Ali'i Drive Culvert Replacement at Kahului Bay DEA (AFNSI)**

<b>HRS §343-5(a) Trigger</b>	(1) Propose the use of state or county lands or the use of state or county funds	
<b>District(s)</b>	North Kona	
<b>TMK(s)</b>	(3) 7-5-019:007, 008, 009, 016, 024 & 025 (& ROW of Ali'i Drive)	
<b>Permit(s)</b>	Various (see document)	
<b>Proposing/ Determining Agency</b>	County of Hawai'i, Department of Public Works Casey Yanagihara, (808) 961-8004, <a href="mailto:Casey.Yanagihara@hawaiiicounty.gov">Casey.Yanagihara@hawaiiicounty.gov</a> 101 Pauahi St, #7, Hilo, HI 96720	
<b>Consultant</b>	Geometrician Associates Ron Terry, (808) 969-7090, <a href="mailto:rterry@hawaii.rr.com">rterry@hawaii.rr.com</a> P.O. Box 396, Hilo, HI 96721	
<b>Status</b>	Statutory 30-day public review and comment period starts. Comments are due by May 8, 2017. Please send comments to the proposing/determining agency and copy the consultant.	

The proposing agency, in partnership with FHWA and HDOT, plans to replace an existing double-cell culvert near the ocean on the Wai'aha Drainageway on Ali'i Drive. The 1937-era structure artificially constricts the channel and occasionally floods properties and Ali'i Drive. It supports a narrow road deck with two ten-foot lanes for vehicles and inadequate shoulders for pedestrians and bicyclists. The culvert is rapidly deteriorating and is structurally and functionally obsolete. If not repaired, it may soon require closure, cutting a critical link on Ali'i Drive that would cause traffic detours of up to two miles and lead to severe traffic and socioeconomic disruption. The project would construct a new culvert structure that has a wide culvert opening and a longer, wider bridge above. The drainage channel would be widened 134 feet upstream, with a natural bottom of sand and cobbles. The roadway above would accommodate bike lanes and raised sidewalks. No significant biological, archaeological or cultural resources would be adversely affected, and beach processes would be restored to a more natural condition. Separate environmental documentation is being prepared to satisfy the requirements of NEPA and related laws, regulations and Executive Orders.

**Hilea and Nīnole Bridge Replacement Project FEA (FONSI)**

<b>HRS §343-5(a) Trigger</b>	(1) Propose the use of state or county lands or the use of state or county funds (2) Propose any use within any land classified as a conservation district (Hilea Bridge only)	
<b>District(s)</b>	Ka'ū	
<b>TMK(s)</b>	(3) 9-5-017:007 (por.), 008 (por.), and 9-5-017 Hawai'i Belt Road/Māmalahoa Highway Right-of-Way; 9-5-019:011, 016, 024, 035 (por.), 9-5-027:020 (por.), and 9-5-019, 9-5-027 Hawai'i Belt Road/ Māmalahoa Highway Right-of-Way	
<b>Permit(s)</b>	Various (see document)	
<b>Proposing/ Determining Agency</b>	State of Hawai'i, Department of Transportation Kevin Ito, (808) 692-7548, <a href="mailto:Kevin.Ito@hawaii.gov">Kevin.Ito@hawaii.gov</a> 601 Kamokila Boulevard, Room 688A, Kapolei, HI 96707	
<b>Consultant</b>	CH2M HILL (under contract to Federal Highway Administration, Central Federal Lands Highway Division [FHWA-CFLHD]) Kathleen Chu, (808) 440-0283, <a href="mailto:Kathleen.Chu@ch2m.com">Kathleen.Chu@ch2m.com</a> 1132 Bishop Street, Suite 1100, Honolulu, HI 96813	
<b>Status</b>	Finding of No Significant Impact (FONSI) determination. Comments are not taken on this action.	

The State of Hawai'i Department of Transportation proposes to replace Hilea and Nīnole Bridges on Hawai'i Island. The new single-span bridges address existing structural deficiencies by strengthening the bridges' foundations and designing their approaches, decks, and railings to meet current standards. Seven Federally-protected wildlife species (Hawaiian goose, Hawaiian hawk, Hawaiian petrel, Newell's shearwater, Hawaiian hoary bat, band-rumped storm petrel, and Blackburn's sphinx moth) have the potential to occur within the project limits, but restrictions on the timing of construction and minimization of the project footprint would preclude any long-term effects to the species. As both Hilea Bridge and Nīnole Bridge are eligible for listing on the National and Hawai'i Registers of Historic Places, the proposed project would have an "adverse effect" on historic architectural resources in accordance with Federal regulations (36 CFR 800.5) and an "effect, with proposed mitigation commitments" in accordance with State regulations (HAR §13-13-275-7). Impacts would be mitigated to the extent that they are expected to be less than significant.



## MAUI


### Mākena Resort Project FEA (FONSI)

<b>HRS §343-5(a) Trigger</b>	(1) Propose the use of state or county lands or the use of state or county funds (3) Propose any use within a shoreline area
<b>District(s)</b>	Makawao
<b>TMK(s)</b>	(2) 2-1-008:080, 098, 099, 100, and 106
<b>Permit(s)</b>	Various (see document)
<b>Approving Agency</b>	Maui Planning Commission, County of Maui, Department of Planning Ann Cua, (808) 270-7735, <a href="mailto:ann.cua@co.maui.hi.us">ann.cua@co.maui.hi.us</a> 2200 Main Street, Suite 315, Wailuku, HI 96793
<b>Applicant</b>	ATC Makena Holdings, LLC c/o Trinity Investments, LLC Ryan Donn, (808) 529-0909, <a href="mailto:rdonn@trinityinvestments.com">rdonn@trinityinvestments.com</a> 55 Merchant Street, Suite 1500, Honolulu, HI 96813
<b>Consultant</b>	Munekiyo Hiraga Mark Alexander Roy, AICP, (808) 244-2015, <a href="mailto:planning@munekiyohiraga.com">planning@munekiyohiraga.com</a> 305 High Street, Suite 104, Wailuku, HI 96793
<b>Status</b>	Finding of No Significant Impact (FONSI) determination. Comments are not taken on this action.

The applicant intends to develop a 158-unit mixed-use project involving single-family, multi-family, resort commercial, transient vacation rental components and related improvements on three development parcels in Mākena, Maui. A mix of multi-family and single-family units as well as single-family custom estates and recreational amenities are proposed for Parcels M-5 and M-6/S-7, while a resort-oriented commercial village consisting of condominium units, retail/commercial space, and transient vacation rental units are proposed for Parcel B-2. The 47.15-acre project site is located between Mākena Alanui Road and Mākena-Keoneʻōʻio Road. The site is currently vacant and undeveloped. The applicant plans various improvements to Mākena Alanui Road, Honoiki Street, and Mākena-Keoneʻōʻio Road, which are owned and maintained by the County of Maui. Some improvements to Mākena-Keoneʻōʻio Road will occur within the shoreline setback area.

## OʻAHU


### Hawaiʻi State Hospital, New Patient Facility and Campus Master Plan Development FEIS

<b>HRS §343-5(a) Trigger</b>	(1) Propose the use of state or county lands or the use of state or county funds (6) Propose any amendments to existing county general plans where the amendment would result in designations other than agriculture, conservation, or preservation (7) Propose any reclassification of any land classified as a conservation district	
<b>District(s)</b>	Koʻolaupoko	
<b>TMK(s)</b>	(1) 4-5-023:002, (1) 4-5-023:016 (remnant) and (1) 4-5-023:017 (remnant)	
<b>Permit(s)</b>	Various (see document)	
<b>Proposing Agency</b>	Hawaiʻi Department of Accounting and General Services Keith S. Kogachi, Acting Administrator, Division of Public Works, (808) 586-0526, <a href="mailto:Keith.S.Kogachi@Hawaii.Gov">Keith.S.Kogachi@Hawaii.Gov</a> Kalanimoku Building, 1151 Punchbowl Street, Room 426, Honolulu, HI 96813	
<b>Accepting Authority</b>	Governor, State of Hawaiʻi The Honorable David Ige, (808) 586-0034, <a href="http://governor.hawaii.gov/contact-su/contact-the-governor">http://governor.hawaii.gov/contact-su/contact-the-governor</a> Hawaiʻi State Capitol, 5th Floor, 415 South Beretania Street, Honolulu, HI 96813	
<b>Consultant</b>	Brown and Caldwell Mike Nishimura, P.E., LEED AP, (808) 533-0226, <a href="mailto:MNishimura@BrwnCald.Com">MNishimura@BrwnCald.Com</a> Pacific Guardian Center—Mauka Tower, 737 Bishop Street, Suite 3000, Honolulu, HI 96813	
<b>Status</b>	FEIS has been submitted and is pending acceptance by the accepting authority. Comments are not taken on this action.	

The State of Hawaiʻi Department of Health plans to improve its primary adult behavioral health (ABH) facility, Hawaiʻi State Hospital (HSH), on the windward side of Oʻahu to address the growing number of patient admissions from across the state while maintaining safe and secure operations for staff, visitors, and the surrounding community. The facility is currently at full capacity and in urgent need of a new patient care facility to meet the anticipated increasing need for ABH patient beds that can provide the appropriate treatment and security for patients. The proposed action includes both a short-term planned project-level New Patient Facility (NPF) on the former Goddard building site (demolished under a separate project in December 2016) and a long-term programmatic-level campus master development plan, of which the NPF is the first phase.

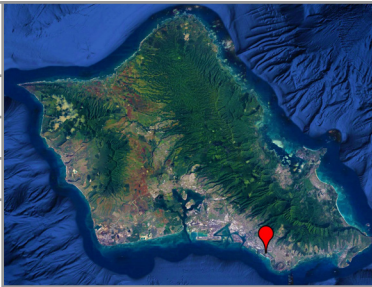
## O'AHU (CONTINUED)

Honouliuli Wastewater Treatment Plant Secondary Treatment and Support Facilities FEIS and Acceptance

<b>HRS §343-5(a) Trigger</b>	(1) Propose the use of state or county lands or the use of state or county funds (3) Propose any use within a shoreline area (9)(A) Propose any wastewater treatment unit, except an individual wastewater system or a wastewater treatment unit serving fewer than fifty single-family dwellings or the equivalent (9)(B) Propose any waste-to-energy facility	
<b>District(s)</b>	‘Ewa	
<b>TMK(s)</b>	(1) 9-1-013:007 and 9-1-069:003	
<b>Permit(s)</b>	Various (see document)	
<b>Proposing Agency and Accepting Authority</b>	City and County of Honolulu, Department of Environmental Services Lori Kahikina, (808) 768-3486, <a href="mailto:lkahikina@honolulu.gov">lkahikina@honolulu.gov</a> 1000 Uluohia Street, Suite 308, Kapolei, HI 96707	
<b>Consultant</b>	AECOM, 1001 Bishop St. Suite 1600, Honolulu, HI 96813 Matthew Stimpson, (808) 529-7266, <a href="mailto:Matthew.Stimpson@aecom.com">Matthew.Stimpson@aecom.com</a> 1001 Bishop Street, Suite 1600, Honolulu, HI 96813	
<b>Status</b>	The FEIS was submitted and accepted on March 28, 2017. Comments are not taken on this action.	

This project proposes to upgrade and expand the existing Honouliuli WWTP to provide secondary treatment and accommodate projected wastewater flows. Regardless of which treatment alternative is selected, additional improvements at the Honouliuli WWTP are proposed for the following: Central Laboratory, Ocean Team Facilities, Administration Building, Operations Building, Leeward Region Maintenance, Central Shops, Warehouse, truck wash, central supervisory control and data acquisition operations, septage receiving station, odor control, grounds keeping, janitorial service and security, and Honouliuli Water Recycling Facility. This FEIS also addresses the potential siting of new facilities at the Honouliuli WWTP to help consolidate island-wide wastewater system administrative services. Improvements to the Honouliuli major sewer conveyance system will be the subject of separate, subsequent environmental review documents.

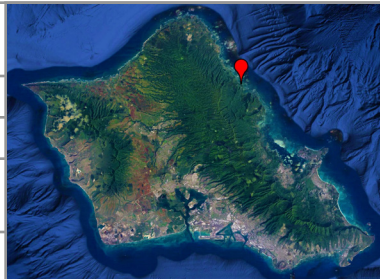
King Kalākaua Plaza Renovation DEA (AFNSI)

<b>HRS §343-5(a) Trigger</b>	(5) Propose any use within the Waikīkī area of O'ahu	
<b>District(s)</b>	Honolulu	
<b>TMK(s)</b>	(1) 2-6-016:023 and 2-6-016:026	
<b>Permit(s)</b>	Various (see document)	
<b>Approving Agency</b>	City and County of Honolulu – Department of Planning and Permitting Joette Yago, Urban Design Branch, (808) 768-8020, <a href="mailto:jyago@honolulu.gov">jyago@honolulu.gov</a> 650 S. King Street, 7th Floor, Honolulu, HI 96813	
<b>Applicant</b>	Kalaimoku-Kuhio Development Corp. John M. Manavian, (310) 855-8484, <a href="mailto:tschnell@pbrhawaii.com">tschnell@pbrhawaii.com</a> 120 N. Robertson Boulevard, Los Angeles, CA 90048	
<b>Consultant</b>	PBR HAWAII & Associates, Inc. Tom Schnell, Principal, (808) 521-5631, <a href="mailto:tschnell@pbrhawaii.com">tschnell@pbrhawaii.com</a> 1001 Bishop Street, Suite 650, Honolulu, HI 96813	
<b>Status</b>	Statutory 30-day public review and comment period starts. Comments are due by May 8, 2017. Please send comments to the approving agency and copy the applicant and the consultant.	

Kalaimoku-Kuhio Development Corp. intends to renovate the existing building for use as a hotel and hotel-related retail uses on the ground floor. As part of the renovation up to three new floors may be added, for a total of up to seven floors. The renovations represent an investment in the long-term well-being of the surrounding community, and ensure that the building is a sustainable improvement to Waikīkī. By renovating and adaptively reusing an existing building, King Kalākaua Plaza provides a substantially reduced environmental impact compared to demolition and new construction. The building footprint will not be enlarged, with the additional floor area coming from the possible addition of up to three new floors. As much of the existing grounds will be retained as feasible and per code, and renovations will include landscape improvements for all planting areas surrounding the building.

## O'AHU (CONTINUED)


Punalu'u Beach Homes Shoreline Protection Project DEA (AFNSI)

<b>HRS §343-5(a) Trigger</b>	(3) Propose any use within a shoreline area	
<b>District(s)</b>	Ko'olauloa	
<b>TMK(s)</b>	(1) 5-3-002:032, 033, 034, 035, 041, 046, 051	
<b>Permit(s)</b>	Certified Shoreline Survey, Shoreline Setback Variance, Building Permits, Grading, Grubbing, Trenching, and Stockpiling	
<b>Approving Agency</b>	City and County of Honolulu, Department of Planning and Permitting Steve Tagawa, (808) 768-8024, <a href="mailto:stagawa@honolulu.gov">stagawa@honolulu.gov</a> 650 South King Street, 7th Floor, Honolulu, HI 96816	
<b>Applicant</b>	Punaluu Beach Lots Business Management Association Douglas Johnson, (808) 531-7541, <a href="mailto:punaluubeachlots@gmail.com">punaluubeachlots@gmail.com</a> 1308 Lusitania St. #401, Honolulu, HI 96813	
<b>Consultant</b>	Group 70 International, Inc. (dba G70) Jeff Overton, AICP, LEED AP, (808) 523-5866, <a href="mailto:punaluu@g70.design">punaluu@g70.design</a> 925 Bethel Street, 5th Floor, Honolulu, HI 96813	
<b>Status</b>	Statutory 30-day public review and comment period starts. Comments are due by May 8, 2017. Please send comments to the approving agency and copy the applicant and the consultant.	

The applicant proposes to construct a 634-foot-long concrete rubble masonry shore protection structure on seven beachfront lots along Kamehameha Highway in Punalu'u. Most of the proposed structure will be a grouted sloped revetment consisting of two- to-three-foot diameter (0.8 - 1.4-ton) boulders set in a slope of 1:2 (1 vertical to 2 horizontal), with a small vertical section at the top. Segments at the west (Kahuku) and east (Kāne'ohe) end of the structure will be nearly vertical (12:1). The structure will range in height between four to six feet above the existing sandy beach, and will be between 12 and 14 feet wide. A geotextile fabric will line the back of the structure, which will be set on sand wrapped in a heavy-duty geotextile fabric. The Project site is in the R-5 Residential District. All of the lots but one (Parcel 32), are developed with existing dwellings, which range between 5 and 30 feet from the current shoreline (not certified). The Department of Land and Natural Resources has issued a citation for the placement of boulders and concrete debris along the shoreline fronting Parcel 33. Parcels 34, 35, 46, and 51 are currently protected by sandbags or a combination sandbags and material blankets, which were authorized by DLNR on an emergency basis.

## KAUA'I

Hanakāpī'ai Stream Bridge Project FEA (FONSI)

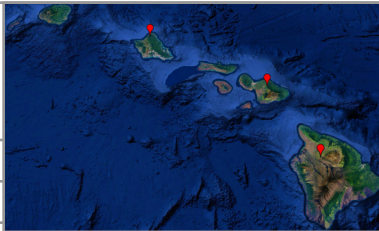
<b>HRS §343-5(a) Trigger</b>	(1) Propose the use of state or county lands or the use of state or county funds (2) Propose any use within any land classified as a conservation district	
<b>District(s)</b>	Hanalei	
<b>TMK(s)</b>	(4) 5-9-001:001	
<b>Permit(s)</b>	SMA Major Use Permit, Conservation District Use Permit	
<b>Proposing/ Determining Agency</b>	State of Hawai'i, Department of Land and Natural Resources Lauren Tanaka, Division of State Parks, Planning & Development Branch, (808) 587-0293, <a href="mailto:lauren.a.tanaka@hawaii.gov">lauren.a.tanaka@hawaii.gov</a> 1151 Punchbowl Street, Room 310, Honolulu, HI 96813	
<b>Consultant</b>	Tetra Tech, Inc. Alison Andrews, (808) 441-6651, <a href="mailto:ali.andrews@tetrattech.com">ali.andrews@tetrattech.com</a> 737 Bishop Street, Suite 2340, Honolulu, HI 96813	
<b>Status</b>	Finding of No Significant Impact (FONSI) determination. Comments are not taken on this action.	

The Department of Land and Natural Resources, through the Division of State Parks and the Engineering Division, proposes to install a 4-foot wide, 82-foot long aluminum truss pedestrian bridge across Hanakāpī'ai Stream and construct approximately 50 feet of new trail to connect the bridge to the existing Kalalau Trail in the Nāpali Coast State Wilderness Park, on Kaua'i Island, Hawai'i.



## STATEWIDE

Girl Scout Camp Improvements FEA (FONSI)

<b>HRS §343-5(a) Trigger</b>	(1) Propose the use of state or county lands or the use of state or county funds (9)(A) Propose any wastewater treatment unit, except an individual wastewater system or a wastewater treatment unit serving fewer than fifty single-family dwellings or the equivalent	
<b>District(s)</b>	Statewide	
<b>TMK(s)</b>	(1) 5-9-006:012, (3) 4-4-015:005, (2) 2-4-013:074	
<b>Permit(s)</b>	Camp Paumalū: Conditional Use Permit (Minor), Special Use Permit (SUP), National Pollutant Discharge Elimination System (NPDES), Wastewater System Approvals to Construct and Operate, Water System Approval, Building Permits, and Grading, Grubbing and Stockpiling Permit. Camp Kilohana: Wastewater System Approvals to Construct and Operate. Camp Pi'iholo: Maui County Special Use Permit, SUP, Wastewater System Approvals to Construct and Operate.	
<b>Approving Agency</b>	State of Hawai'i Department of Land and Natural Resources Russel Kumabe, AICP, Division of State Parks, (808) 587-0305, <a href="mailto:russell.p.kumabe@hawaii.gov">russell.p.kumabe@hawaii.gov</a> P.O. Box 621, Honolulu, HI 96809	
<b>Applicant</b>	Girl Scouts of Hawai'i Shari Chang, (808) 675-5502, <a href="mailto:schang@gshawaii.org">schang@gshawaii.org</a> 410 Atkinson Drive, Suite 2E1 Box 3, Honolulu, HI 96814	
<b>Consultant</b>	G70 Christine Mendes Ruotola, AICP, LEED AP, (808) 523-5866, <a href="mailto:christiner@g70.design">christiner@g70.design</a> 925 Bethel Street, Fifth Floor, Honolulu, HI 96813	
<b>Status</b>	Finding of No Significant Impact (FONSI) determination. Comments are not taken on this action.	

Girl Scouts of Hawai'i is improving their camp facilities statewide. The key elements of the Camp Paumalū Master Plan include constructing a new lodge at the center of Camp Paumalū, new Staff Cabins, replacing the existing swimming pool, and relocating mechanical equipment for the pool and showers to a consolidated structure. The project will add three new campsites with associated new cabins, pavilions, and restroom facilities. Common area facilities will be upgraded to meet minimum building code and permitting requirements. Infrastructure improvements will include roadways, parking, water systems, additional water distribution lines, modified wastewater systems for one-to-one replacement with code compliant systems, and added capacity and service connections for gas/propane and electrical and renewable systems.

The project also proposes to abandon the existing large-capacity cesspools at Camp Kilohana and Camp Pi'iholo and construct onsite wastewater treatment systems. The proposed individual wastewater systems will require re-routing the existing building sewer lines to discharge into an onsite septic tank for treatment, and constructing an absorption bed for disposal. The existing cesspool and pit toilets at Camp Kilohana, and the existing cesspools at Camp Pi'iholo, will be abandoned and plugged in compliance with HAR 11-23-19 following construction of wastewater system upgrades.

## PREVIOUSLY PUBLISHED DOCUMENTS OPEN FOR COMMENT

**Status:** Public review and comment period for these projects began previously. Comments are due April 24, 2017 unless specified otherwise. Please send comments to the relevant agency and copy any relevant applicant and/or consultant.

## HAWAII

[Kealakehe Wastewater Treatment Plant R-1 Upgrade EISPN](#)

[Meurer Single-Family Residence in the Conservation District at 'Opihikao DEA \(AFNSI\)](#)

## MAUI

[Maui Electric's Central Maui Transmission and Distribution Project EISPN](#)

## O'AHU

[HECO Kahe Generating Station: 10-year Various Non-Character Altering Improvement Projects DEA \(AFNSI\) \(Chapter 25, Revised Ordinances of Honolulu\)](#)

[Kalaeloa Barbers Point Harbor Fuel Pier & Harbor Improvements DEIS](#) (comments due April 10, 2017)

## SHORELINE NOTICES

## APPLICATIONS FOR SHORELINE CERTIFICATION

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, HI 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
MA-674	3/23/17	Shoreline along Honoapi'ilani Highway Federal Aid Project No. HI STP SR 30(1) Lahaina Bypass 1B-2 situate at Launiupoko, Lahaina, Maui Address: Honoapi'ilani Highway Purpose: Permitting purposes	Control Point Surveying, Inc./ State of Hawai'i	(2) 4-7-001:003
HA-541	3/17/17	Lot 1969, Hawaiian Shores Subdivision, a portion of L.C.Aw. 11216, 'Āpana 40 to M. Kekauonohi situate at Waiakahiula, Puna, Hawai'i Address: Welea Road Purpose: Determine Makai building setback	Daniel Berg/ Bo Browne	(3) 1-5-088:014
HA-542	3/23/17	Lot A being a portion of R.P. 6716, L.C. Aw. 4887 to Sam Thomas situate at Puapua'a 1st, North Kona, Hawai'i Address: 75-107 Kai'olu Drive Purpose: Obtain county permits	Wes Thomas Associates/ John Edwards	(3) 7-5-020:047

## 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
MA-669	Proposed Shoreline Certification	Lot 29 Land Court Application 360 (Map 4) situate at Pu'unoa 1st, Lahaina, Maui Address: 1177 Halepaka Place Purpose: Shoreline setback	Arthur P. Valencia/ Vito Enterprises	(2) 4-5-004:026
MA-670	Proposed Shoreline Certification	Lot 55 of Land Court Application 1744 (Map 19) situate at Kā'anapali, Maui Address: 2365 Kā'anapali Parkway Purpose: Shoreline setback	Arthur P. Valencia/ Westin Maui, LLC	(2) 4-4-008:019
OA-1713	Rejection	Portion of Lot 4019-A-2 (Map 732) of Land Court Application 1069 situate at Honouliuli, 'Ewa, O'ahu Address: 92-1101 Aliinui Drive Purpose: Permitting	R.M. Towill Corporation/ James Campbell Company, LLC	(1) 9-1-057:por. 029



Windward Coast of O'ahu

Photo by [AJ Schroetlin](#)



## COASTAL ZONE MANAGEMENT NOTICES

### FEDERAL CONSISTENCY REVIEWS

The following federal actions are being reviewed for consistency with the enforceable policies of the Hawai'i Coastal Zone Management (CZM) Program, including the CZM objectives and policies in Hawai'i Revised Statutes, Chapter 205A. Federal consistency, pursuant to Section 307 of the Coastal Zone Management Act of 1972 (CZMA), as amended, generally requires that federal actions, within and outside of the coastal zone, which have reasonably foreseeable effects on any coastal use (land or water) or natural resource of the coastal zone be consistent with the enforceable policies of a state's federally approved coastal management program. Federal actions include federal agency activities, federal license or permit activities, and federal financial assistance activities. This public notice is being provided in accordance with § 306(d)(14) of the CZMA, and federal regulations at 15 CFR § 930.2, § 930.42, and § 930.61. General information about federal consistency is available at the [Hawai'i CZM Program web site](#), or call (808) 587-2878.

For specific information or questions about an action listed below, contact the CZM staff person identified for each action. The CZM Program is required to adhere to federal review deadlines, therefore, comments must be received by the date specified. Comments may be submitted by mail or electronic mail, to the addresses below.

**Mail:** Office of Planning  
Department of Business, Economic Development and Tourism  
P.O. Box 2359, Honolulu, HI 96804

**Email:** [john.d.nakagawa@hawaii.gov](mailto:john.d.nakagawa@hawaii.gov)

#### Hīlea Bridge and Nīnole Bridge Replacement Project on Māmalahoa Highway, Ka'ū District, Hawai'i

**Proposed Action:** The Federal Highway Administration (FHWA) is proposing to replace the existing Hīlea Bridge and Nīnole Bridge, with new single-span bridges to address structural and functional deficiencies. In each bridge location, the highway section would be closed during the construction period and a two-way bypass bridge would be provided mauka of the highway. Upon completion, there would be no changes in highway operations. For Hīlea Bridge, the single-span bridge will be 100 feet long with the project limits extending approximately 900 feet along Māmalahoa Highway, and extending approximately 75 feet beyond the existing right-of-way on the makai side and 150 feet beyond the proposed temporary bypass crossing on the mauka side. For Nīnole Bridge, the single-span bridge will be 65 feet long with the project limits extending approximately 900 feet along Māmalahoa Highway, and extending approximately 50 feet beyond the existing right-of-way on the makai side and 50 feet beyond the proposed temporary bypass crossing on the mauka side. The new bridges will both accommodate two 11-foot travel lanes, a 9-foot shoulder on each side, and a guardrail on each side. The Final Environmental Assessment for the project is published on [page 3](#) of this notice.

**Location:** Māmalahoa Highway, Milepost 57.7 and 56.6, Ka'ū District, Hawai'i  
**TMK(s):** Hīlea Bridge (3) 9-5-17:7, 8  
Nīnole Bridge (3) 9-5-19:11, 16, 24, 35; 9-5-27:20  
**Federal Action:** Federal Agency Activity  
**Federal Agency:** Federal Highway Administration, Central Federal Lands Highway Division  
**Contact:** Mr. Thomas Parker, (720) 963-3688, [thomas.w.parker@dot.gov](mailto:thomas.w.parker@dot.gov)  
**CZM Contact:** John Nakagawa, 587-2878, [john.d.nakagawa@hawaii.gov](mailto:john.d.nakagawa@hawaii.gov)  
**Comments Due:** April 24, 2017

#### Lahaina Harbor Offshore Commercial-Use Mooring Buoy, Lahaina, Maui

**Proposed Action:** Authorize an existing single-point commercial-use mooring buoy located offshore approximately 0.72 mile southwest of Lahaina Harbor in a sandy bottom area at a depth of 95 feet. The mooring consists of a military surplus fuel bladder as the mooring buoy, connected to a 5-ton anchor with 95-foot long wire rope and 90-foot long chain, with 3 midline buoys attached to the anchor rope and chain. The existing mooring has been in place for 25 years.

**Location:** Offshore - 0.72 mile southwest of Lahaina Harbor, Lahaina, Maui  
**Applicant:** Atlantis Submarines Hawaii, LLC  
**Contact:** Jim Walsh, (808) 667-6604  
**Federal Action:** Federal Permit  
**Federal Agency:** U.S. Army Corps of Engineers  
**CZM Contact:** John Nakagawa, 587-2878, [john.d.nakagawa@hawaii.gov](mailto:john.d.nakagawa@hawaii.gov)  
**Comments Due:** April 24, 2017

## COASTAL ZONE MANAGEMENT NOTICES (CONTINUED)

### 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: North Kona (7-6-015: 015)	Placement of Gazebo, Patio Tables, Chairs, and Shade Umbrellas (Amendment to SMM 15-330)	Jaelyn Rockman
Hawai'i: Puna (1-4-027: 009)	2-Lot Subdivision (SMM 17-370)	Dennis Barry Letvin
Maui: Kihei (3-9-001: 146)	Maui Electric Company Ka'ono'ulu Transition and Distribution Line (SM2 20150042)	Maui Electric Company
Maui: Kihei (3-9-005: 010)	Install Rooftop Photovoltaic System (SM2 20170033)	Royal Mauian AOA
Maui: Wailea (2-1-008: 067)	Construct a Pool Pavilion (SM2 20170034)	Wailea Beach Resort and Residences
Maui: Lahaina (4-4-013: 008)	Hyatt Maui Emergency Protection (SM2 20170035)	Chris Conger
O'ahu: Kaka'ako (2-1-060: 017)	Installation of Antennas, Outdoor Equipment and an Emergency Generator (SMA/17-2)	Cellco Partnership, dba Verizon / General Dynamics
O'ahu: Diamond Head (3-1-042: 020 and Portion of 009)	Hawaii Film Studio – Various Improvements (2017/SMA-6)	State of Hawai'i Department of Accounting and General Services / G70
O'ahu: Hau'ula (5-4-002: 003)	Vehicle Safety Inspection Carport (2017/SMA-11)	Kekoa Gallant

### CONSERVATION DISTRICT USE APPLICATIONS

Persons interested in commenting on the following Conservation District Use Application(s) or 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 for each project. CDUAs can be found on the OCCL website at [dlnr.hawaii.gov/occl](http://dlnr.hawaii.gov/occl).

**File No.:** CDUA HA-3790  
**Name of Applicant:** Blake McNaughton  
**Location:** Pepe'ekeo Point Shoreline Subdivision, Lot #4, Shoreline Easement Area, Kaupākuea, South Hilo, Hawai'i  
**TMK(s):** (3) 2-8-008: 003(por.)  
**Proposed Action:** Installation of a Fence and Tree Removal  
**343, HRS determination:** Exempt  
**Applicant's Contact:** Blake McNaughton, (808)756-1054  
**OCCL Staff Contact:** Lauren Yasaka (808) 587-0386



The Nā Pali Coast, Kaua'i

Photo by [Scott](#)



## 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](http://www.federalregister.gov).

**Proposed Rule:** [Review of the Standards of Performance for Greenhouse Gas Emissions From New, Modified, and Reconstructed Stationary Sources: Electric Generating Units](#) (published 4/4/2017)

The U.S. Environmental Protection Agency (EPA) announces that it is reviewing and, if appropriate, will initiate proceedings to suspend, revise or rescind the Standards of Performance for Greenhouse Gas Emissions From New, Modified, and Reconstructed Stationary Sources: Electric Generating Units.

**Proposed Rule:** [Review of the Clean Power Plan](#) (published 4/4/2017)

The U.S. Environmental Protection Agency (EPA) announces that it is reviewing and, if appropriate will initiate proceedings to suspend, revise or rescind the Clean Power Plan.

**Proposed Rule:** [Standards for New, Reconstructed, and Modified Sources](#) (published 4/4/2017)

The U.S. Environmental Protection Agency (EPA) announces it is reviewing the 2016 Oil and Gas New Source Performance Standards and, if appropriate, will initiate reconsideration proceedings to suspend, revise or rescind this rule.

**Rule:** [Safety Zone; Pacific Ocean, Kilauea Lava Flow Ocean Entry on Southeast Side of Island of Hawaii, HI](#) (published 4/3/2017)

The Coast Guard is establishing a temporary safety zone for the navigable waters surrounding the entry of lava from Kilauea volcano into the Pacific Ocean on the southeast side of the Island of Hawai'i. The safety zone will encompass all waters extending 300 meters (984 feet) in all directions around all entry points of lava flow into the ocean. The entry points of the lava vary, and the safety zone will vary accordingly. The safety zone is needed to protect persons and vessels from the potential hazards associated with molten lava entering the ocean resulting in explosions of large chunks of hot rock and debris upon impact, collapses of the sea cliff into the ocean, hot lava arching out and falling into the ocean, and the release of toxic gases. Entry of persons or vessels into this safety zone is prohibited unless specifically authorized by the Captain of the Port (COTP) Honolulu or his designated representative. **This rule is effective without actual notice from April 3, 2017, through 8 a.m. (HST) on September 28, 2017.**

**Proposed Rule:** [Safety Zone; Pacific Ocean, Kilauea Lava Flow Ocean Entry on Southeast Side of Island of Hawaii, HI](#) (published 4/3/2017)

The Coast Guard proposes to establish a permanent safety zone for the navigable waters surrounding the entry of lava from Kilauea volcano into the Pacific Ocean on the southeast side of the Island of Hawai'i. The safety zone will encompass all waters extending 300 meters (984 feet) in all directions around all entry points of lava flow into the ocean. The entry points of the lava vary, and the safety zone will vary accordingly. The safety zone is needed to protect persons and vessels from the potential hazards associated with molten lava entering the ocean resulting in explosions of large chunks of hot rock and debris upon impact, collapses of the sea cliff into the ocean, hot lava arching out and falling into the ocean, and the release of toxic gases. Entry of persons or vessels into this safety zone is prohibited unless specifically authorized by the Captain of the Port (COTP) Honolulu or his designated representative. We invite your comments on this proposed rulemaking. **Comments and related material must be received by the Coast Guard on or before June 2, 2017** and can be submitted at <http://www.regulations.gov>.

**Notice:** [Western Pacific Fishery Management Council; Public Meetings](#) (published 4/3/2017)

The Western Pacific Fishery Management Council will convene a meeting of its Archipelagic Fishery Ecosystem Plan Team (FEP) and the Fishery Data Collection and Research Committee—Technical Committee (FDCRC-TC). The Archipelagic FEP Team will review the fishery performance, ecosystem consideration, and data integration chapter of the Stock Assessment and Fishery Evaluation Report for the Western Pacific region, conduct the evaluation of the 2016 catches to the 2016 Annual Catch Limits for the coral reef, crustacean, and Territory bottomfish fisheries, review of the ecosystem component analysis, monument expansion area regulations, aquaculture, and essential fish habitat. The FDCRC-TC will review the status of the data collection improvement efforts in the Western Pacific region, identify gaps in the non-commercial data collection and conduct a writing workshop to develop the Marine Recreational Information Program—Pacific Islands Regional Implementation Plan.

**The Archipelagic FEP Team meeting will be held between 8:30 a.m. and 5 p.m. on April 18-19, 2017 and the FDCRC-TC will be held on April 20-21, 2017** at the Western Pacific Regional Fishery Management Council Conference Room, 1164 Bishop St., Suite 1400, Honolulu, HI 96813; phone: (808) 522-8220.

## 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

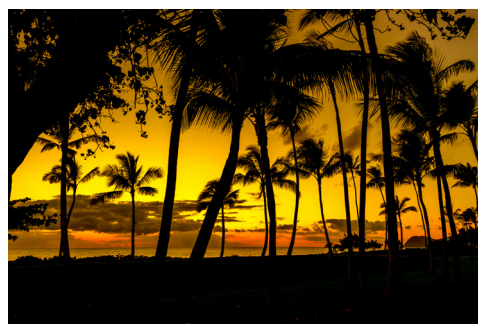
After receiving the comments on the EISPEN, the Agency or Applicant must prepare a Draft Environmental Impact Statement (DEIS). The content requirements of the DEIS shall contain an explanation of the environmental consequences of the proposed action including the direct, indirect and cumulative impacts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