



The Environmental Notice

May 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.



Road to Hāna, Maui (cropped from original)

Photo by paul bica

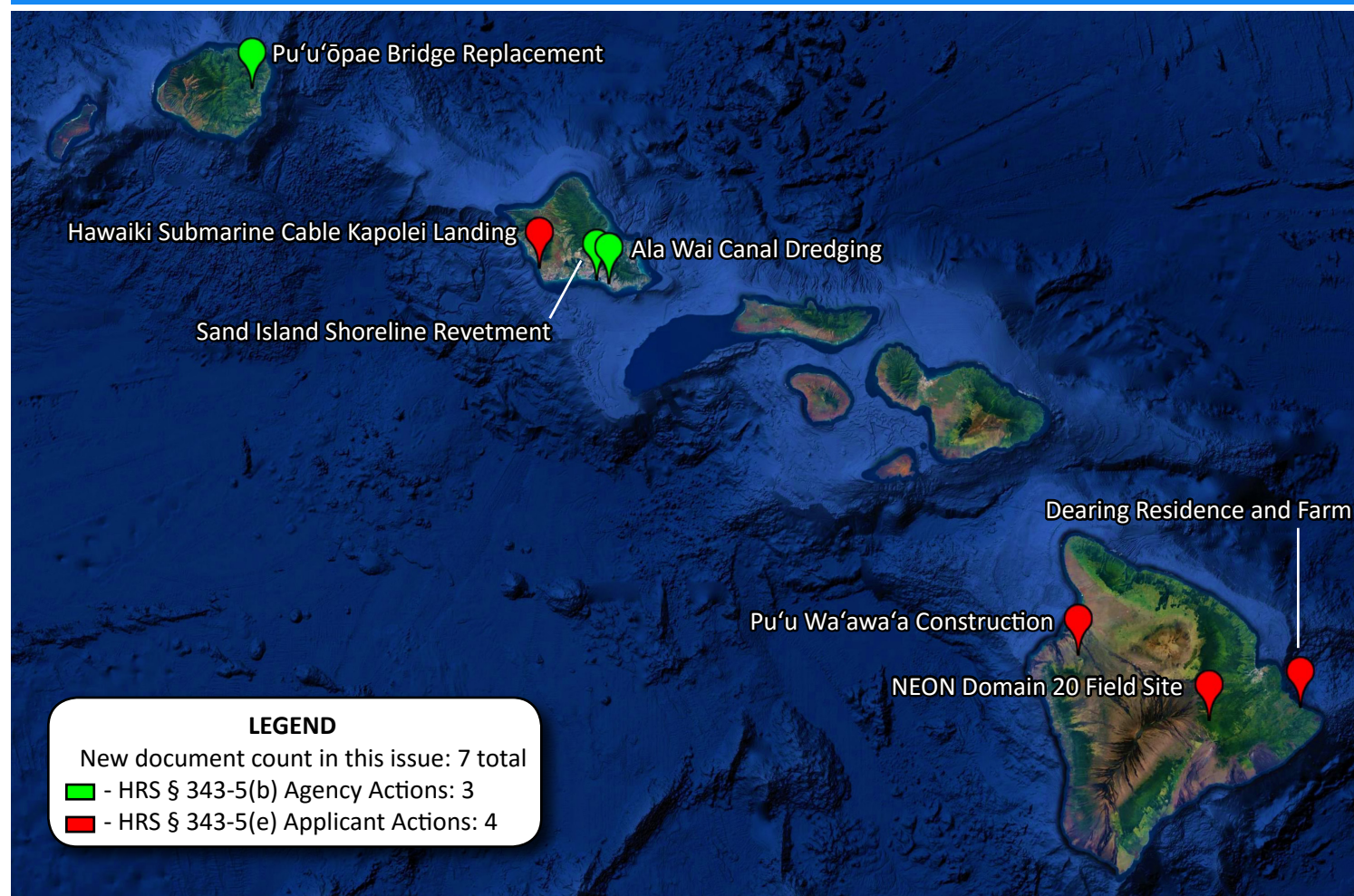
TABLE OF CONTENTS

ANNOUNCEMENTS	2	REVISED ORDINANCES OF HONOLULU, CHAPTER 25	
STATEWIDE MAP OF NEW HRS CHAPTER 343 ACTIONS	2	New 7-Eleven Hau'ula Store DEA (AFNSI)	6
HAWAII		PREVIOUSLY PUBLISHED DOCUMENTS OPEN FOR COMMENT	7
Dearing Single-Family Residence and Farm (AFNSI)	3	CONSERVATION DISTRICT USE APPLICATIONS	7
Domain 20 Field Site for NEON DEA (AFNSI)	3	FEDERAL NOTICES	7
Pu'u Wa'awa'a Construction Project FEA (FONSI)	4	COASTAL ZONE MANAGEMENT NOTICES	
O'AHU		Federal Consistency Reviews	8
Ala Wai Canal Dredging and Improvements DEIS	4	Special Management Area (SMA) Minor Permits	8
Hawaiki Submarine Cable Kapolei Landing FEA (FONSI)	5	SHORELINE NOTICES	
Sand Island Shoreline Revetment Project DEA (AFNSI)	5	Applications for Shoreline Certification	9
KAUA'I		Proposed Shoreline Certifications and Rejections	9
Pu'u'ōpae Bridge Replacement FEA (FONSI)	6	GLOSSARY OF TERMS AND DEFINITIONS	10

ANNOUNCEMENTS

As announced on May 8, 2017, the Office of Environmental Quality Control (OEQC) is transitioning its online library of EAs, EISs, issues of *The Environmental Notice*, guidance, forms, and all related files from its [SharePoint 2003 site](#) to a [new SharePoint 2013 site](#) with enhanced search functionality, a more intuitive organizational structure, and other features. The new site is a work in progress. It is currently available on an "as is" basis to the public as a "soft rollout." The OEQC continuously adds new content to it so please be sure to check it frequently. The SharePoint 2003 site will no longer be available after June 8, 2017 and all links to it will be redirected to the SharePoint 2013 front page. Links on [the OEQC's website](#) will continue to direct users to the online library, which is now hosted on the new SharePoint 2013 site. If you see any errors or omissions, please contact the OEQC at oeqchawaii@doh.hawaii.gov or (808) 586-4185.

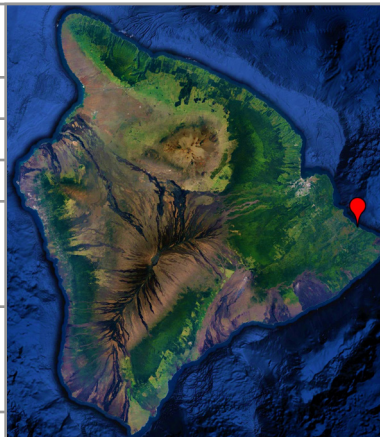
STATEWIDE MAP OF NEW HRS CHAPTER 343 ACTIONS



HAWAII

Dearing Single-Family Residence and Farm in the Conservation District at Keonepoko DEA (AFNSI)

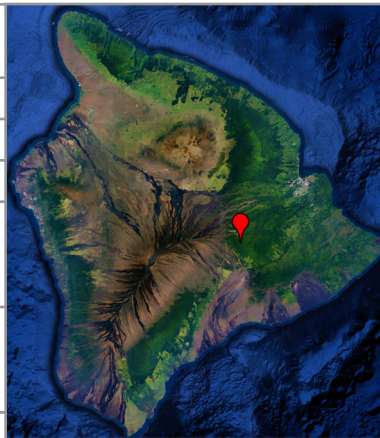
HRS §343-5(a) Trigger	(2) Propose any use within any land classified as a conservation district
District(s)	Puna
TMK(s)	3-1-5-009-055
Permit(s)	Various (see document)
Approving Agency	Hawai'i State Department of Land and Natural Resources Lauren Yasaka, Staff Planner, OCCL, (808) 587-0386, lauren.e.yasaka@hawaii.gov 1151 Punchbowl Street, Room 131, Honolulu, HI 96813
Applicant	Garrett B. Dearing 801 Kakala St. #42, Kapolei, HI 96707 C/O James Leonard, (808) 896-3459, jmleonard.mac.com
Consultant	Geometrician Associates LLC Ron Terry, (808) 969-7090, rterry@hawaii.rr.com P.O. Box 396, Hilo, HI 96721
Status	Statutory 30-day public review and comment period starts. Comments are due by June 22, 2017. Please send comments to the approving agency and copy the applicant and the consultant.



Garrett Dearing plans a single-family residence and fruit-tree farm on his 6.79-acre Conservation District property near the Hawaiian Shores subdivision. Associated features include a swimming pool, lānais, wells, a drainage retention/irrigation pond, a barn, an IWS, and a driveway. The property was almost fully bulldozed decades ago during previous farming, which left many ornamental and fruit trees. A primarily alien forest with some hala trees is now present, and the Dearings have planted fruit trees and ornamentals near the driveway. Hala trees would be preserved as much as feasible and integrated into the farm. Banana, mango, coconut, durian, and lychee would be planted in holes with minimal ground disturbance. Archaeological survey found one site, a mid-20th century wall used as a camping windbreak, which has been sufficiently studied and will be removed.

Domain 20 Field Site for the National Ecological Observatory Network DEA (AFNSI)

HRS §343-5(a) Trigger	(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
District(s)	South Hilo
TMK(s)	Various (see document)
Permit(s)	Various (see document)
Approving Agency	Department of Land and Natural Resources Tiger Mills, (808)587-0382, kimberly.mills@hawaii.gov 1151 Punchbowl St., Room 131, Honolulu, HI 96813
Applicant	National Science Foundation Montona Futrell-Griggs, (703) 292-7162, mfutrell@nsf.gov 4201 Wilson Blvd, Arlington, VA 22230
Consultant	CH2M Lisa Kettley, (808) 440-0275, lisa.kettley@ch2m.com 1132 Bishop Street, Suite 1100, Honolulu, HI 96813
Status	Statutory 30-day public review and comment period starts. Comments are due by June 22, 2017. Please send comments to the approving agency and copy the applicant and the consultant.

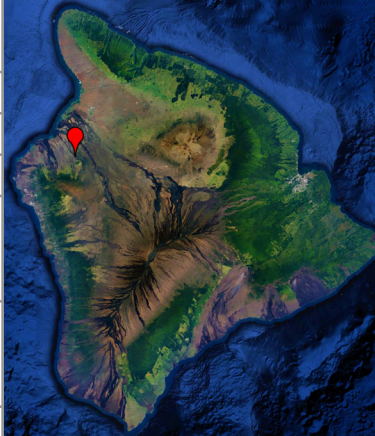


The National Ecological Observatory Network (NEON) is a continental-scale ecological observation facility designed to gather and synthesize data needed to study the impacts of climate change, land use change and invasive species on natural resources and biodiversity. NSF is proposing to establish a NEON field study site within the Pu'u Maka'ala Natural Area Reserve. The proposed field study site would provide data for NEON's Pacific Tropical domain (Domain 20), and would be the only site representing this domain for the continental-wide network. Similar to other NEON core sites, the Domain 20 site in Hawaii would include a standard set of scientific infrastructure and equipment to collect biological, biophysical, biogeochemical, and land use data. The proposed scientific infrastructure and equipment would include a tower, a panelized modular enclosure (i.e. instrument hut), an array of soil plots with soil sensors, a precipitation gauge, electrical equipment, and a suite of distributed terrestrial sampling protocols. The site would be operated for 30 years, and the resulting data would be made available to the scientific community and general public through the online NEON portal.

HAWAII (CONTINUED)

Hawai'i Experimental Tropical Forest: Pu'u Wa'awa'a Construction Project FEA (FONSI)

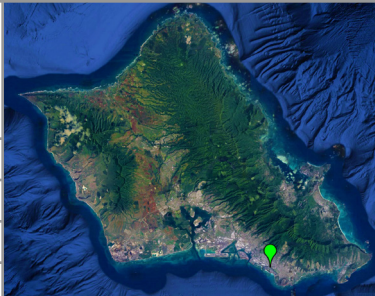
HRS §343-5(a) Trigger	(1) Propose the use of state or county lands or the use of state or county funds
District(s)	North Kona
TMK(s)	(3) 7-1-001:006 (portion)
Permit(s)	Various (see document)
Approving Agency	Department of Land and Natural Resources Elliott W.R. Parsons, (808) 333-0084, elliott.w.parsons@hawaii.gov 19 E. Kawili Street, Hilo, HI 96720
Applicant	USDA Forest Service, Pacific Southwest Research Station Cary Pence, Acting Station Engineer, (970) 556-4144, cjpence@fs.fed.us 800 Buchanan Street, Albany, CA 94710
Consultant	USDA Forest Service, Enterprise Program John R. Slown, Biologist/Planner, (406) 329-3749, jslown@fs.fed.us 24 Fort Missoula Road, Missoula, MT 59804
Status	Finding of No Significant Impact (FONSI) determination. Comments are not taken on this determination.



The Pacific Southwest Research Station in Hilo, USDA Forest Service, proposes to develop research and education facilities on land leased from the DLNR, Division of Forestry and Wildlife, on the Pu'u Wa'awa'a Forest Reserve. Facilities would include a bunkhouse for 10 visiting students or researchers, a sanitary building with vault toilets and shower, an education pavilion, camping space for up to 15 visiting students, and ten parking spaces. Facility access would include grading and minor improvement of approximately 2,500 linear feet of existing roadways. Sanitary waste water would be stored and periodically hauled to licensed disposal facilities off-site. Electrical power would be solar with generator back-up.

O'AHU

Ala Wai Canal Dredging and Improvements DEIS

HRS §343-5(a) Trigger	(1) Propose the use of state or county lands or the use of state or county funds (4) Propose any use within any historic site as designated in the National Register or Hawai'i Register (5) Propose any use within the Waikīkī area of O'ahu	
District(s)	Honolulu	
TMK(s)	(1) 2-3, 2-6, and 2-7	
Permit(s)	Various (see document)	
Proposing Agency	State of Hawai'i, Department of Land and Natural Resources Gayson Ching, (808) 587-0232, gayson.y.ching@hawaii.gov 1151 Punchbowl Street, Room 221, Honolulu, HI 96813	
Accepting Authority	Governor, State of Hawai'i The Honorable David Y. Ige, (808) 586-0034, http://governor.hawaii.gov/contact-us/contact-the-governor/ Executive Chambers, State Capitol, 415 South Beretania Street, Honolulu, HI 96813	
Consultant	R. M. Towill Corporation (RMTTC) Brian Takeda, Planning Project Coordinator, (808) 842-1133, briant@rmtowill.com 2024 North King Street, Suite 200, Honolulu, HI 96819-3494	
Status	Statutory 45-day public review and comment period starts. Comments are due by July 7, 2017. Please send comments to the accepting authority and copy the proposing agency and the consultant.	

The DLNR proposes maintenance dredging of the Ala Wai Canal and Mānoa-Pālolo Drainage Canal, repairs to deteriorating sections of the canal walls, and an assessment of appropriate treatment of the stairs leading into the canal that have become a safety concern. The project also includes coordination with Hawaiian Electric Company's Ala Wai 46kV Underground Cable Relocation project. The project purpose is to remove accumulated silt and sediments, improve protection of nearshore State marine waters and aquatic life, improve public health and safety, decrease the potential for property damage from flooding and a deteriorating canal structure, and improve aesthetics along the canal. The removal of accumulated silt and sediments, and repair of the walls are needed to restore sediment and water holding capacities, decrease the risk of flooding in surrounding areas during high intensity storm events, and improve conditions for recreational use along the canal.


O'AHU (CONTINUED)

Hawaiki Submarine Cable Kapolei Landing FEA (FONSI)

HRS §343-5(a) Trigger	(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 (3) Propose any use within a shoreline area		
District(s)	'Ewa		
TMK(s)	(1) 9-2-049:005, (1) 9-2-049:002, (1) 9-2-049:001, (1) 9-2-051:011, and (1) 9-2-051:001; (1) 9-2-051:010		
Permit(s)	Various (see document)		
Approving Agency	State of Hawai'i Department of Natural Resources Alex Roy, Planner, Office of Conservation and Coastal Lands, (808) 587-0316, alex.j.roy@hawaii.gov Kalanimoku Building, 1151 Punchbowl Street, Room 131, P.O. Box 621, Honolulu, HI 96809-0621		
Applicants	Hawaiki Submarine Cable USA Richard Howarth, (602) 309-9274, richard.howarth@hawaikicable.co.nz 2/A 3 Ceres Court, Rosedale, Auckland, 0632, New Zealand	TE SubCom Dan Walsh, dpwalsh@subcom.com 250 Industrial Way West, Eatontown, New Jersey 07724	
Consultant	Tetra Tech, Inc. Megan Higgins, (808) 441-6600, Megan.higgins@tetratech.com 737 Bishop St., Suite 2340, Mauka Tower, Honolulu, HI 96813		
Status	Finding of No Significant Impact (FONSI) determination. Comments are not taken on this determination.		

The project includes installation of subsea fiber optic cable and associated telecommunications infrastructure at Kapolei. The fiber optic cable would be landed via construction of one subterranean horizontal directionally drilled conduit extending from a beach manhole on land to a subsea punch-out exit point, located approximately 2,520 feet seaward from the shoreline, into which the fiber optic cable would be installed. Onshore infrastructure include the beach manhole, a cable landing station building, two diesel generators, and a parking area. The purpose of the project is to provide direct and affordable telecommunications connectivity between Hawai'i, the mainland U.S., Australia, New Zealand and other Pacific islands.

Sand Island Wastewater Treatment Plant Outfall Shoreline Revetment Project DEA (AFNSI)


HRS §343-5(a) Trigger	(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 (3) Propose any use within a shoreline area	
District(s)	Honolulu	
TMK(s)	(1) 1-5-041:006; (1) 1-5-041:003	
Permit(s)	Various (see document)	
Proposing/ Determining Agency	City and County of Honolulu, Department of Design and Construction Cindy Masuoka, Wastewater Division, (808) 768-8761, cmasuoka@honolulu.gov 650 South King Street, 11th floor, Honolulu, HI 96813	
Consultant	SSFM International Jennifer M. Scheffel, (808) 356-1273, jscheffel@ssfm.com 501 Sumner Street, Suite 620, Honolulu, HI 96817	
Status	Statutory 30-day public review and comment period starts. Comments are due by June 22, 2017. Please send comments to the proposing/determining agency and copy the consultant.	

The City and County of Honolulu Department of Design and Construction Wastewater Division proposes to construct a new revetment structure at the location of the Sand Island Wastewater Treatment Plant (WWTP) Outfall structure along the shoreline on the southwest point of Sand Island in Honolulu. The proposed revetment would be approximately 450 feet long and would armor the shoreline to prevent further erosion. The revetment is proposed to extend from the approximate location where the outfall extends into the ocean northward along the shoreline to the dredged channel. The revetment structure would be an un-cemented rock rubble mound that would be built using boulder size rocks.

The revetment is needed to protect the Sand Island WWTP outfall, which is critical infrastructure for the City of Honolulu. The Sand Island WWTP outfall is the only wastewater outfall servicing the Honolulu area. Failure of or damage to the outfall could have catastrophic health, environmental, and economic consequences. The progressive shoreline erosion is a serious potential threat that could eventually expose and compromise the outfall pipeline.

KAUAI

Pu'u'ōpae Bridge Replacement FEA (FONSI)

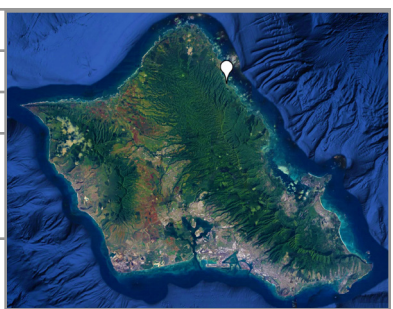
HRS §343-5(a) Trigger	(1) Propose the use of state or county lands or the use of state or county funds	
District(s)	Kawaihau	
TMK(s)	(4): 4-4-02	
Permit(s)	Various (see document)	
Proposing/ Determining Agency	County of Kaua'i, Department of Public Works Troy Tanigawa, (808) 241-4154, ttanigawa@kauai.gov 4444 Rice Street, Suite 275, Līhu'e, Kaua'i, HI 96766-1340	
Consultant	Geometrician Associates Ron Terry, (808) 969-7090, rterry@hawaii.rr.com PO Box 396, Hilo, HI 96721	
Status	Finding of No Significant Impact (FONSI) determination. Comments are not taken on this determination.	

The project would replace Pu'u'ōpae Bridge by implementing structural and safety improvements that retain the bridge's original one-lane width, length and basic appearance. It would provide a safe bridge accommodating any legal weight of truck or bus, maximize safety for motor vehicles, pedestrians and bicycles, be practical to maintain, and preserve the bridge's historic character. New concrete abutments will be created behind the existing ones, with no alteration to the stream bank. A new concrete deck will rest on three girders extended to the new abutments and hidden behind an end wall. The deck will have an asphalt pavement overlay. For bicycle safety, the deck will be marked with a bicycle "sharrow" symbol to indicate a shared lane and promote driver awareness. The historic character of the bridge is being preserved through a number of design elements that help retain the existing appearance. Extensive mitigation to prevent erosion and sedimentation and impacts to water quality and wildlife will be implemented.

REVISED ORDINANCES OF HONOLULU, CHAPTER 25

Use of the Special Management Area (SMA) is not a trigger under Chapter 343, but developments in O'ahu's SMA are required to go through an environmental review process that mirrors the procedural requirements of HRS Chapter 343, pursuant to Revised Ordinances of Honolulu, Chapter 25. Developments being reviewed under Chapter 25 but not Chapter 343 appear here.

New 7-Eleven Hau'ula Store DEA (AFNSI)

District(s)	Ko'olaupoko	
TMK(s)	1-5-4-002:008	
Permit(s)	Special Management Permit, Grading Permit, Building Permit	
Approving Agency	Department of Planning and Permitting Malyne Simeon, (808) 768-8023, msimeon@honolulu.gov 650 South King Street, 7th Floor, Honolulu, HI 96813	
Applicant	7-Eleven Hawaii, Inc. C.A. Jones, (808) 447-7216 1755 Nu'uuanu Avenue, Honolulu, HI 96817	
Consultant	Byrce E. Uyehara, AIA., Inc. Bryce Uyehara, (808) 947-9704, Bryce@beuaia.com 1259 South Beretania Street, Suite 21, Honolulu, HI 96814	
Status	Statutory 30-day public review and comment period starts. Comments are due by June 22, 2017. Please send comments to the approving agency and copy the applicant and the consultant.	

7-Eleven Hawaii, Inc. proposes to redevelop its existing 7-Eleven store located at Hau'ula. The existing rectangular-shaped 3,025-square-foot structure will be demolished and replaced with a square-shaped 3,025-square-foot structure. The single-story building will be 17 feet 8 inches in height measured from existing grade. Two existing driveways at the north and south ends of the property will remain in place. Off-street parking will be increased from 11 to 17 stalls. An existing cesspool will be back-filled and abandoned. A new individual wastewater system consisting of a septic tank and percolation field (492 square feet) will be installed on the western side of the lot. Gasoline and fuel will not be dispensed on the premises. The new store will be open 24 hours a day, 7 days a week. The cost of the proposed improvements is estimated at \$0.5 million and will be funded by 7-Eleven Hawaii, Inc. A six month construction period is projected.

PREVIOUSLY PUBLISHED DOCUMENTS OPEN FOR COMMENT

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

HAWAII

Saddle Road Extension DEIS

MAUI

Kā'anapali Golf Courses Revitalization EISPN

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.

File No.:	CDUA OA-3799
Name of Applicant:	Hawaiki Submarine Cable USA, LLC
Location:	ʻEwa District, Island of Oʻahu
TMK(s):	Submerged lands seaward of (1) 9-2-049:001
Proposed Action:	Submarine Fiber Optic Telecom Cable Landing
343, HRS determination:	FEA-FONSI Published May 23, 2017
Applicant's Contact:	Leslie McClain, (503) 222-4546
OCCL Staff Contact:	Alex J. Roy (808) 587-0316

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.

Notice: Marine Mammals; File No. 20311 (published 5/16/2017)

The National Marine Fisheries Service (NMFS) Pacific Islands Fisheries Science Center (PIFSC), has applied for a permit to conduct scientific research on marine mammals. The PIFSC requests a five-year permit to permit to monitor the abundance, stock structure, distribution, movement patterns, and ecological relationships of cetaceans occurring in United States and international waters of the Pacific Islands Region. The study area includes the Hawai'i archipelago. Up to 34 cetacean species may be targeted for research, including the following endangered or threatened species/stocks: Blue, fin, sei, humpback, North Pacific right, sperm, and main Hawaiian Insular false killer whales. Research activities include aerial surveys with the use of manned and unmanned aircraft systems, vessel surveys, behavioral observations, photo-identification, acoustic recordings, biological sample collection, and dart and suction cup tagging/telemetry studies. **Comments must be received on or before June 15, 2017** 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.

Notice: Review of Certain National Monuments Established Since 1996; Notice of Opportunity for Public Comment (published 5/11/2017)

The U.S. Department of the Interior is conducting a review of certain National Monuments designated or expanded since 1996 under the Antiquities Act of 1906 in order to implement Executive Order 13792 of April 26, 2017. The Secretary of the Interior will use the review to determine whether each designation or expansion conforms to the policy stated in the Executive Order and to formulate recommendations for Presidential actions, legislative proposals, or other appropriate actions to carry out that policy. This notice identifies twenty-seven National Monuments under review - including Papahānaumokuākea Marine National Monument - and invites comments to inform the review. To ensure consideration, **written comments relating to the Bears Ears National Monument must be submitted before May 26, 2017 and those relating to all other National Monuments must be submitted before July 10, 2017**. You may submit written comments online at <http://www.regulations.gov> or by mail to Monument Review, MS-1530, U.S. Department of the Interior, 1849 C Street NW., Washington, DC 20240.

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

Saddle Road Extension Project, South Kohala and North Kona, Hawai'i

Proposed Action: The Federal Highway Administration (FHWA), Central Federal Lands Highway Division, in cooperation with the State of Hawai'i Department of Transportation, is proposing to extend the western terminus of Daniel K. Inouye (DKI) Highway (State Route 200, formerly known as Saddle Road) from its current intersection with Māmalahoa Highway to the intersection of the Queen Ka'ahumanu Highway with Waikoloa Beach Drive, saving drivers up to 6.6 minutes per one-way trip and reducing fuel costs, energy use and congestion. The purposes of the project are to: provide a modern state highway link for motorists travelling between Hilo and coastal South Kohala/Kona; improve the general efficiency and operational level of traffic movement between East and West Hawai'i; support special traffic needs, including commercial truck traffic and military traffic between Kawaihae and the Pōhakuloa Training Area; and improve safety for all users. Three alternative routes are proposed. For detailed information on the proposed project, refer to [the Draft EIS](#), previously published in *The Environmental Notice* on April 23, 2017. The federal EIS may be viewed at: <https://flh.fhwa.dot.gov/projects/hi/saddle-ext/>

Location: South Kohala and North Kona Districts, Hawai'i
TMK(s): Various - see [DEIS](#) (April 23, 2017)
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
CZM Contact: John Nakagawa, 587-2878, john.d.nakagawa@hawaii.gov
Comments Due: June 7, 2017

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
Kaua'i: Kīlauea (5-2-004: 049)	Wireless Antenna (SMA(M)-2017-17)	Cingular Wireless
Kaua'i: Kapa'a (4-3-002: 012)	Swimming Pool Upgrades (SMA(M)-2017-20)	Coconut Coast Partners, LP
Maui: Lahaina (4-5-007: 004)	Install Property Line Manhole (SM2 20160097)	HIONE, LLC
Maui: Lahaina (4-6-008: 054)	Repairs at 117 Prison Street (SM2 20170042)	Susan Kuwada
Maui: Ha'ikū (2-8-006: 025)	Workshop/Barn/Water Tank (SM2 20170043)	Michael Conway
Maui: Lahaina (4-6-010: 002)	Carport Photovoltaic Structure (SM2 20170044)	Snehal Patel
Maui: Lahaina (4-6-001: 009)	Mele Mei Festival (SM2 20170045)	Lahaina Town Action Committee

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
OA-1755	4/28/17	Addition to Pacific War Memorial Site (H. T. S. Plat 2157) situate at Kaliawa, Honolulu, O'ahu Address: Ke'ehi Lagoon Purpose: Determine building setback line	Centerline Solutions/ State of Hawai'i, Department of Land and Natural Resources	(1) 1-1-003:003, 207, 211
OA-1756	5/10/17	Portion of Laniākea Beach situate at Kawailoa, Waialua, O'ahu Address: Kamehameha Highway, Laniākea Beach Park Purpose: State of Hawai'i, DOT to establish appropriate jurisdiction for permitting and environmental requirements	WSP Parsons Brinckerhoff, on behalf of State of Hawai'i DOT/ State of Hawai'i, Department of Transportation	(1) 6-1-009:021 & 022; (1) 6-1-010:019 & 020; (1) 6-1-005:023
OA-1757	5/3/17	Lot 1144 as shown on Map 264 of Land Court Application 677 situate at Kailua, Ko'olaupoko, O'ahu Address: 22 Kaiholu Place Purpose: Building setback purposes	Jaime F. Alimboyoguen / Flying Fish Properties 22 LLC	(1) 4-3-020:028

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-1747	Proposed Shoreline Certification	Parcel 5 (C.S.F. 14,238) and Lots 81-A and 81-B (Map 7) of Land Court Application 979 situate at Kahalu'u, Ko'olaupoko, O'ahu Address: 47-99 Kamehameha Highway Purpose: Shoreline setback	Gavin Hirano/ Mae N. Lum	(1) 4-7-019:063
OA-1751	Proposed Shoreline Certification	Portion of Lot 361 (Map 61) of Land Court Application 1069 situate at Honouliuli, 'Ewa, O'ahu Address: 92-301 Farrington Highway Purpose: Permit for proposed underground fiber optic submarine cable easement	Engineers Surveyors Hawaii, Inc./ City and County of Honolulu, Department of Parks and Recreation	(1) 9-2-049:001
MA-674	Proposed Shoreline Certification	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 Hawaii	(2) 4-7-001:003
HA-541	Proposed Shoreline Certification	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
OA-1726	Rejection	Being Lots 87 & 88 (Map 4) of Land Court Application 979 and Parcels 11 (C.S.F. 14244) and 12 (C.S.F. 14245) of Filled Area of Kāne'ohe Bay situate at Kahalu'u, Ko'olaupoko, O'ahu Address: 47-115 Kamehameha Highway Purpose: Setback purposes	Austin, Tsutsumi & Associates, Inc./ Dynasty Coachwork International, Inc.	(1) 4-7-019:073

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

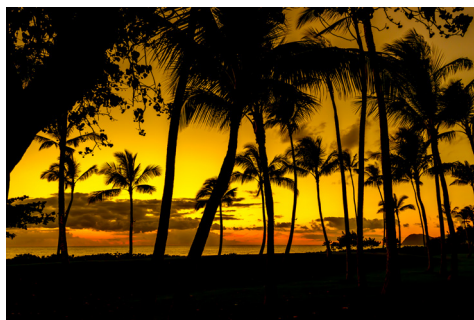
After receiving the comments on the EISPEN, the Agency or Applicant must prepare a Draft Environmental Impact Statement (DEIS). The content requirements of the DEIS shall contain an explanation of the environmental consequences of the proposed action including the direct, indirect and cumulative impacts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