



The Environmental Notice

June 23, 2018

David Y. Ige, Governor
Scott Glenn, Director

This periodic bulletin 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.



Ke'e Beach and Hā'ena State Park (modified from original)

Photo by [Wally Gobetz](#)

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ANNOUNCEMENTS


- The Environmental Council (EC) has concluded the 9 public hearings and comment period for their revisions to Chapter 11-200, Hawai'i Administrative Rules, which governs the environmental review process. Submitted written comments are available [here](#) for your information. Transcriptions of the verbal comments from the public hearings will be posted to the Rule Update [webpage](#) as soon as they are available.
- House Bill 2106 , which has been signed into effect by the Governor as [Act 17](#) and which takes effect immediately, requires all Environmental Assessments and Environmental Impact Statements to include consideration of sea level rise based upon the best available scientific data. To help implement this Act, the EC is incorporating sea level rise considerations in their on-going revisions of Chapter 11-200, HAR.

STATEWIDE MAP OF NEW HRS CHAPTER 343 ACTIONS



HAWAII


Kealakehe Elementary School New Classroom Building--Final EA (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)	South Kona	
TMK(s)	(3) 7-4-019:044 (por.)	
Permit(s)	various (see document)	
Proposing/Determining Agency	Department of Education, State of Hawai'i John Chung, Acting Public Works Administrator Office of School Facilities & Support Services, 3363 Wai'ala'e Ave., Honolulu, HI 96816 (808) 784-5040, john_ch_chung@notes.k12.hi.us	
Consultant	PBR HAWAII & Associates, Inc.; 1001 Bishop Street, Suite 650, Honolulu, HI 96813 Greg Nakai, (808) 521-5631, gnakai@pbrhawaii.com	
Status	Finding of No Significant Impact (FONSI) determination.	

The Department of Education's Kealakehe Elementary School (KES) New Classroom Building is proposed to be located in the Kealakehe Ahupua'a, North Kona District of the Island of Hawai'i. The Project site is located on an approximately 7,056 square foot portion of TMK (3) 7-4-019:044. The entire parcel is 29.681 acres and is the location of the existing KES, as well as Kealakehe Intermediate School. The campus is a landscaped school with open lawns and mostly non-native trees and shrubs. The proposed classroom building would be located between the Cafeteria and Building G. Not only will the new classroom building provide additional classrooms to support the expected increase in student enrollment at Kealakehe, but it will also be able to improve access to 21st century technologies for elementary school students and will be designed to meet the Hawai'i Collaborative for High Performance Schools (HI-CHPS) Criteria for New Construction and Major Modernizations.

MAUI


Kaiwahine Village--Final EA (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)	Wailuku	
TMK(s)	(2) 3-8-004: 028	
Permit(s)	various (see document)	
Approving Agency	Hawai'i Housing Finance and Development Corporation, State of Hawai'i 677 Queen Street, Suite 300, Honolulu, HI 96813 Janice Takahashi, (808) 587-0639, Janice.n.takahashi@hawaii.gov	
Applicant	Ikaika Ohana/A0578 Kihei L.P. and Ikaika Ohana/A0688 Kihei L.P. 2000 E. Fourth Street, Suite 220, Santa Ana, CA 92705 Douglas Bigley, (714) 492-1588, dbigley@uhcllc.net	
Consultant	Environmental Risk Analysis, LLC 905A Makahiki Way, Honolulu, HI 96826 Russell Okoji, (808) 425-0968, russellokoji@enviroriskhawaii.com	
Status	Finding of No Significant Impact (FONSI) determination	

Ikaika Ohana proposes the development of Kaiwahine Village, comprised of 19 two-story residential buildings on approximately 9.3 acres in Kihei, Maui. Kaiwahine Village will provide a total of 120 two- and three-bedroom rental units for families with incomes at or below 60% of the area median income. The Project also includes a Community meeting room, laundry facilities, playground/tot lots, and picnic areas.

MOLOKA'I

Moloka'i Library Improvements--Final EA (FONSI)


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 Hawai'i Register	
District(s)	Moloka'i	
TMK(s)	(2) 5-3-005:012 (por.)	
Permit(s)	various (see document)	
Proposing/ Determining Agency	Department of Accounting and General Services, State of Hawai'i Office of the Comptroller, 1151 Punchbowl Street, Honolulu, HI 96813 Daniel Jandoc, (808) 586-0400, daniel.jandoc@hawaii.gov	
Consultant	Munekiyo Hiraga; 305 High Street, Suite 104, Wailuku, HI 96793 Yukino Uchiyama, (808) 244-2015, planning@munekiyohiraga.com	
Status	Finding of No Significant Impact (FONSI) determination.	

The Department of Accounting and General Services proposes to develop a new, stand-alone (approximately 1,875 square foot) building and related improvements at the rear of the existing Moloka'i Public Library in Kaunakakai. The Moloka'i Public Library was developed in 1937 by the State of Hawai'i and located on Ala Malama Avenue. The existing library building is listed in the Hawai'i State Register of Historic Places. The purpose of the project is to provide needed space while not adversely impacting the historic character of the library in order to enhance the overall level of service that is provided to users at the library.

Pursuant to the recommendations of a 2011 Development Plan, which was prepared to evaluate existing conditions and guide ongoing improvements at the site, as well as consultation with library staff, the new building will accommodate a workroom, staff lounge, and a new community room that can be used for various library activities as well as by the public. Further, the existing carport for a mobile library vehicle will be rebuilt at 700 square foot to relocate and provide more square footage to the new building.

O'AHU

The Central Ala Moana--Final EA (FONSI)


HRS §343-5(a) Trigger	(6) Propose any amendments to existing county general plans where the amendment would result in designations other than agriculture, conservation, or preservation	
District(s)	Honolulu	
TMK(s)	(1) 2-3-039:011	
Permit(s)	various (see document)	
Approving Agency	Hawai'i Housing Finance & Development Corporation (HHFDC), State of Hawai'i Ken Takahashi, (808) 587-0547, ken.t.takahashi@hawaii.gov 677 Queen Street, 3rd Floor, Honolulu, HI 96813	
Applicant	SamKoo Hawaii, LLC; 1391 Kapi'olani Boulevard, Suite 103, Honolulu, HI 96814 Timothy Yi, President, (808) 941-2300, timyi@samkooCorp.com	
Consultant	Pacific Catalyst, LLC; 1296 Kapi'olani Boulevard, Ste. 1907, Honolulu, HI 96814 Lowell K.W. Chun, (808) 386-9596, pacificcatalyst@gmail.com	
Status	Finding of No Significant Impact (FONSI) determination.	

SamKoo Hawaii, LLC proposes to construct a 513-unit residential project on a 1.43 acre (62,528 square feet) site located along the makai side of Kapi'olani Boulevard at its intersection with Kona Iki Street. The intent of the project is to provide a mix of quality affordable and market-rate homes at a premium location in convenient proximity to essential urban lifestyle support services, facilities, and amenities, including shopping, dining, professional and family services, business and employment opportunities, and multiple transportation choices.

The Central Ala Moana will be developed as a HHFDC project 201H Affordable Housing project. 60% of its units will be affordable units targeting households earning 100 - 140% Area Median Income (AMI), and will consist of a residential tower fronting Kapi'olani Boulevard and a supporting parking garage fronting Kona Street. The tower will front Kapi'olani Boulevard and feature mauka and makai-facing residential units on its upper floors while its ground floor will feature commercial spaces for enterprises and services oriented to serve the local community. It will also feature widened sidewalks to accommodate projected increases in future commuter and localized pedestrian traffic.

O'AHU (CONTINUED)


Pau Street Multi-family Dwelling--Final EA (FONSI)

HRS §343-5(a) Trigger	(5) Propose any use within the Waikiki area of O'ahu	
District(s)	Honolulu	
TMK(s)	(1) 2-6-015: 055	
Permit(s)	Special District Permit (Major), Building Permit	
Approving Agency	Department of Planning and Permitting, City and County of Honolulu Alex D. Beatty, (808) 768-8032, abeatty@honolulu.gov 650 South King Street, 7th Floor, Honolulu, HI 96813	
Applicant	West Waikiki Properties LLC; 4348 Wai'ala'e Avenue, No. 560, Honolulu, HI 96816 Rollin Wong, (808) 532-8886, wongr2100@gmail.com	
Consultant	Roy K. Yamamoto Architect AIA, Inc.; 1580 Makaloa Street, Suite 788, Honolulu, HI 96814 Lorena Yamamoto, (808) 942-3666 ext. 16, lorena@rkyarchitect.com	
Status	Finding of No Significant Impact (FONSI) determination.	

The Applicant, West Waikiki Properties LLC, proposes to demolish the existing single-family dwelling located at 419 Pau Street and construct a new 4-story, 6-unit multi-family dwelling. The ground floor of the proposed building will be an open parking garage with residential units on the second through fourth floors. Each residential floor will have two units each and an elevator will service all floors of the building.

KAUA'I

Hā'ena State Park Master Plan--Final EIS

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 (4) Propose any use within any historic site as designated in the Hawai'i Register (8) Propose the modification of existing helicopter facilities that may affect conservation district land, a shoreline area, or any historic site	
District(s)	Hanalei	
TMK(s)	(4) 5-9-008: 001, 5-9-001: 025 and 5-9-001: 022 (por.)	
Permit(s)	various (see document)	
Proposing Agency	Department of Land and Natural Resources, State of Hawai'i Curt Cottrell, Administrator, Division of State Parks, (808) 587-0300, curt.a.cottrell@hawaii.gov P.O. Box 621, Honolulu, HI 96809	
Accepting Authority	The Honorable David Y. Ige, Governor, State of Hawai'i (808) 586-0034, http://governor.hawaii.gov/contact-us/contact-the-governor/ Executive Chambers, State Capitol, 415 South Beretania Street, Honolulu, HI 96813	
Consultant	PBR HAWAII & Associates, Inc.; 1001 Bishop Street, Suite 650, Honolulu, HI 96813 Ms. Kimi Yuen, Principal, (808) 521-5631, kyuen@pbrhawaii.com	
Status	FEIS has been submitted and is pending acceptance by the accepting authority.	

Hā'ena, the storied place of Pele, Hi'iaka, and Lohi'au on Kaua'i's North Shore, is also home to one of the State of Hawai'i's busiest state parks, Hā'ena State Park. Over 68 acres in area, the park contains significant cultural and ecological resources, as well as the trailhead to Kalalau Trail and the Nāpali Coast State Wilderness Park.

The Hā'ena State Park Master Plan emphasizes the restoration and revitalization of various cultural, historic, and natural resources including the ancient agricultural complex, hula complex, sand dunes, and stream ecosystem. Only a few new structures are proposed including a Welcome Hale that is envisioned as an open traditional Hawaiian hale, new restrooms, pedestrian paths, a hālau wa'a and cultural gathering area, and an improved main parking lot with entry turnaround and shuttle stop. Key management recommendations include: 1) the establishment of a Cultural Advisory Committee and a Community Advisory Committee; 2) adaptive management principles with regards to all management issues at the park; 3) an initial limit of 900 visitors entering the park during peak park hours and calculated on an average daily basis as opposed to a hard limit; 4) required staff and volunteer education; and 5) visitor orientation prior to park entry.

PREVIOUSLY PUBLISHED DOCUMENTS OPEN FOR COMMENT

Status: Public review and comment period for these projects began previously. Comments are due **July 9, 2018** unless specified otherwise. Please send comments to the relevant agency and copy any relevant applicant and/or consultant.

HAWAI‘I

[Project Kamoleao Community-Based Master Plan--Draft EA \(AFNSI\)](#)

O‘AHU

[Homeland Defense Radar - Hawaii--\(EISPN\)](#) Comments due July 23, 2018

EXEMPTION LIST CONCURRENCE

A 30-day public comment period has begun for the following draft Exemption List, prior to potential concurrence by the Environmental Council. Upon concurrence, the listed types of actions may be exempt from the requirement to prepare an EA. Please send comments to oeqchawaii@doh.hawaii.gov.

[State of Hawai‘i Department of Defense](#) Comments due July 9, 2018

COASTAL ZONE MANAGEMENT NOTICES

FEDERAL CONSISTENCY REVIEWS

None this issue

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: 051 and 003)	Construction of a Fence (SMM 18-389)	Amr Mohamed and Kathleen Maher
Hawai‘i: North Hilo (3-5-008: Por. of 006 and Por. of 009)	Temporary Construction Easements (SMM 18-390)	State of Hawai‘i, Department of Transportation, Highways Division
Kaua‘i: Hanalei (5-5-010: 083)	Pool and Surfboard Rack (SMA(M)-2018-21)	Papio PI, LLC
Maui: Kapalua (4-2-004: 028)	Wine Festival (SM2 20180034)	KB Beverage LLC
Maui: Kihei (3-9-004: 081)	Parking Lot (SM2 20180035)	HNU Energy, LLC
Maui: Lahaina (4-2-004: 036)	Consolidation of Lots (SM2 20180036)	Maui Land and Pineapple Company, Inc.
Maui: Lahaina (4-5-001: 024)	Repair Lanais on South Side of Building (SM2 20180037)	Jurg Munch
Maui: Lahaina (4-4-008: 002)	Exterior Renovations (SM2 20180038)	Sharon Wright, MWA, Inc.
Maui: Lahaina (4-6-001: 007)	Yacht Race/Banner (SM2 20180039)	Amy Richards
O‘ahu: Wai‘anae (8-7-008: 012)	Pacific Shopping Mall Utility Installation, Type B – Equipment Addition (2018/SMA-24)	AT&T Mobility/Wireless Network Support, LLC



Hā‘ena Beach, Kaua‘i (modified from original)

Photo by [JamesZ Flickr](#)

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 this public notice of the application. For more information, call (808) 587-0420.

File No.	Location	TMK	Applicant	Owner	Purpose
OA-1811	58-009 Makanale Street, O'ahu 96812	158003010	Austin, Tsutsumi & Associates, Inc.	Scott W. Gurney and Deirdre A. Gurney	Setback
OA-1812	68-483 Crozier Drive, O'ahu 96791	168004021	Walter P. Thompson, Inc.	Stephanie Fitzpatrick	Building permit
MA-700	399 Front Street, Maui 96761	246002001	Arthur P. Valencia	Lahaina Restoration Foundation	Building permit
MA-701	1000 Kapalua Dr, Maui 96761	242006001	Arthur P. Valencia	The Coconut Grove on Kapalua Bay	Permit
MA-702	4950 Makena Place, Maui 96753	221007096	Akamai Land Surveying, Inc.	Mark and Stacy Egide	Remodel of existing house
HA-558	59-114 Uma'umalei Place, Hawai'i 96743	359016028	Anne H. Rediske	Umaumalei Oceanfront LLC	Establish setback

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.	Status	Location	TMK	Applicant	Owner	Purpose
MA-690	Proposed	33 Hāna Highway, Maui	226002013	CDF Engineering LLC	Parker A. Ferguson	Establish shoreline
MA-696	Proposed	2920 S. Kīhei Road, Maui	239004001por & 061	Sam O. Hirota, Inc.	State of Hawaii	Construction of new facility
KA-429	Proposed	5242 Weke Road, Kaua'i 96714	455002107	Honua Engineering, Inc.	3 Palms, LLC	Building setback
LA-018	Proposed	State Highway #44, Lāna'i	249003010 & 249002001 por	R.M. Towill	Lanai Resorts, LLC	Permitting
HA-553	Rejection	14-5011 Wai Opae Road, Hawai'i 96778	314068051	Daniel Berg	Sanford Schmidt, Heather Schmidt	Determine setback SMA application



Hā'ena shoreline (modified from original)

Photo by [JamesZ Flickr](#)

FEDERAL NOTICES

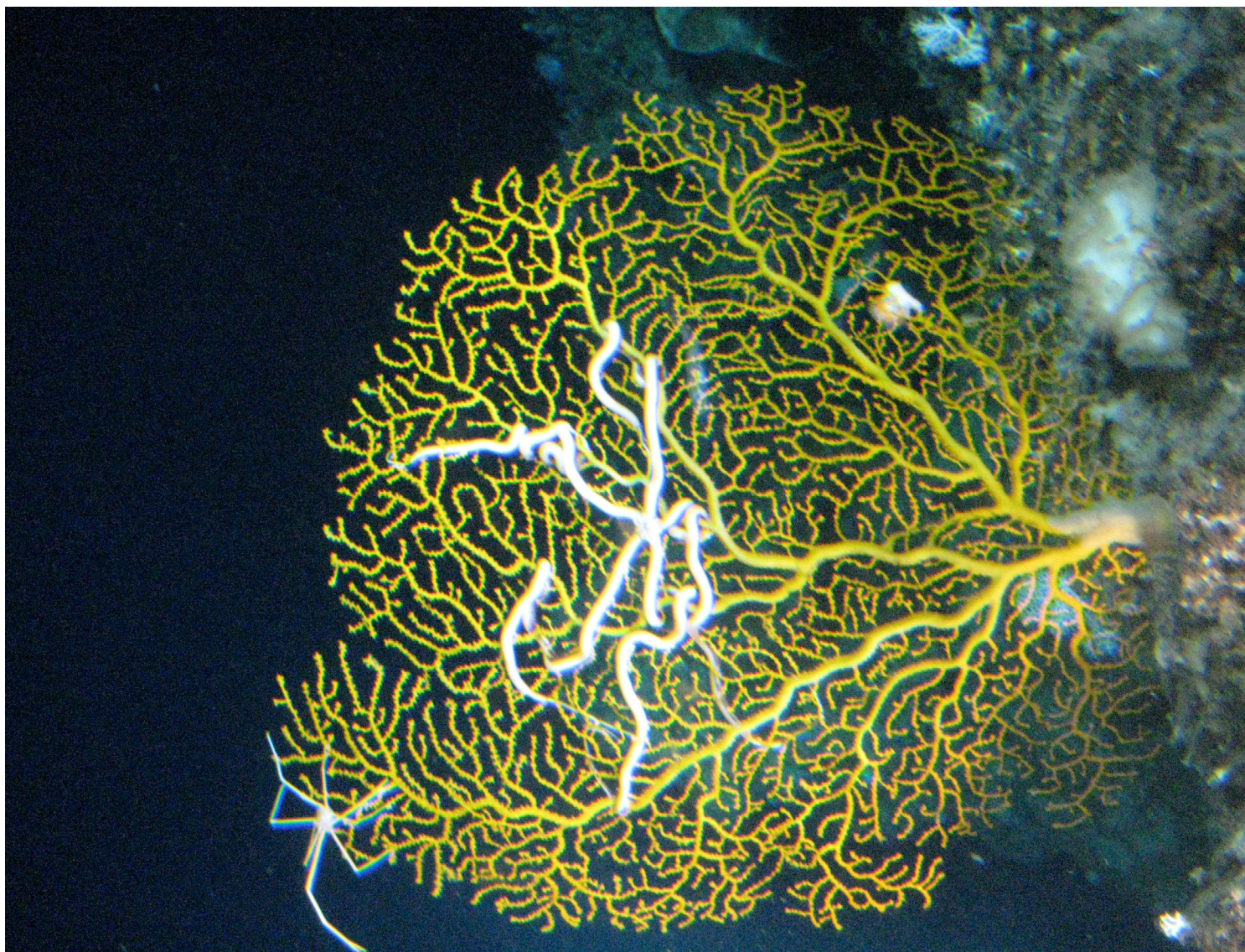
As a courtesy, listed below are relevant entries from the Federal Register published since the last issue of *The Environmental Notice*. For more information, click on the title link, also available at www.federalregister.gov.

Notice: [Request for Renewal of the Incidental Take Permit and Short-Term Habitat Conservation Plan for Operation and Maintenance of Existing and Limited Future Facilities Associated With the Kaua'i Island Utility Cooperative on Kaua'i, Hawai'i](#) (published by the Fish and Wildlife Service on 06/15/2018)

The Kaua'i Island Utility Cooperative (KIUC, or applicant) has submitted an application to the U.S. Fish and Wildlife Service (Service) for renewal of their incidental take permit (permit) under the Endangered Species Act of 1973, as amended. The permit is associated with KIUC's Short-Term Habitat Conservation Plan that addresses incidental take of three listed bird species caused by the operation and maintenance of KIUC's existing and anticipated electrical utility facilities on Kaua'i, Hawai'i. The applicant is requesting renewal of the permit for an indefinite period until the Service renders a decision on a Long-Term HCP and permit application currently under development by KIUC. We are making the permit renewal application available for public review and comment. **All comments from interested parties must be received on or before July 16, 2018.** Please click on the linked title of this entry for information about this notice and submitting comments.

Rule: [Pacific Island Fisheries; 5-Year Extension of Moratorium on Harvest of Gold Corals](#) (published by the National Oceanic and Atmospheric Administration on 06/14/2018)

This final rule extends the region-wide moratorium on the harvest of gold corals in the U.S. Pacific Islands through June 30, 2023. NMFS intends this final rule to prevent overfishing and to stimulate research on gold corals.



Gold Coral with Brittle Stars (modified from original)

Photo by [Mark Yokoyama](#)

GLOSSARY OF TERMS AND DEFINITIONS

Agency Actions

Any department, office, board, or commission of the state or county government which is part of the executive branch of that government per [HRS 343-2](#).

Applicant Actions

Any person who, pursuant to statute, ordinance, or rule, requests approval for a proposed action per [HRS 343-2](#).

Draft Environmental Assessment

When an Agency or Applicant proposes an action that [triggers](#) HRS 343, an Environmental Assessment shall be prepared at the earliest practicable time to determine whether the actions' environmental impact will be significant, and thus whether an environmental impact statement shall be required per [HRS 343-5\(b\)](#), for Agency actions and [HRS 343-5\(e\)](#), for Applicant actions. For actions for which the proposing or approving agency anticipates a Finding of No Significant Impact (AFNSI), a Draft EA (DEA) shall be made available for public review and comment for 30 days and public notice is published in this periodic bulletin.

Final Environmental Assessment and Finding of No Significant Impact

The Agency shall respond in writing to comments on a DEA received during the 30-day review period and prepare a Final EA (FEA) that includes those responses to determine whether an environmental impact statement shall be required. If there are no significant impacts, then the Agency will issue a Finding of No Significant Impact (FONSI). An Environmental Impact Statement (EIS) will not be required and the project has cleared HRS 343 requirements. The public has 30 days from the notice of a FONSI in this bulletin to ask a court to require the preparation of an EIS.

Final Environmental Assessment and Environmental Impact Statement Preparation Notice

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

Act 172-2012, Direct-to-EIS, Environmental Impact Statement Preparation Notice (with no EA)

Act 172 in 2012 amended HRS 343 by providing for an agency to bypass the preparation of an environmental assessment for various actions that in the experience of the agency would clearly require the preparation of an EIS. Until administrative rules have been drafted, the agency must submit its determination that an EIS is required for an action (Act 172-2012, EISPN) with a completed OEQC publication form detailing the specifics of the action to enable the public a 30-day period to request to be consulted parties in the preparation of the Draft EIS. Comments and responses on the EISPN must be incorporated into the subsequent Draft EIS.

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

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

Draft Environmental Impact Statement

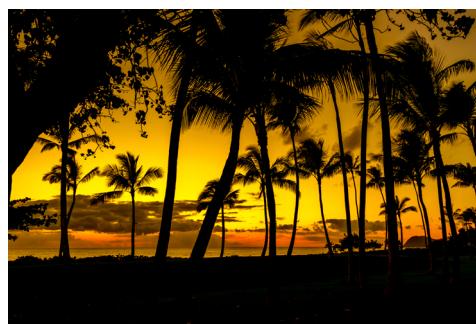
After receiving the comments on the EISPN, the Agency or Applicant must prepare a Draft Environmental Impact Statement (DEIS). The content requirements of the DEIS shall contain an explanation of the environmental consequences of the proposed action including the direct, indirect and cumulative impacts and their 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 EISPN comment period in a point-by-point manner.

Final Environmental Impact Statement

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

Acceptability

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



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).