



The Environmental Notice

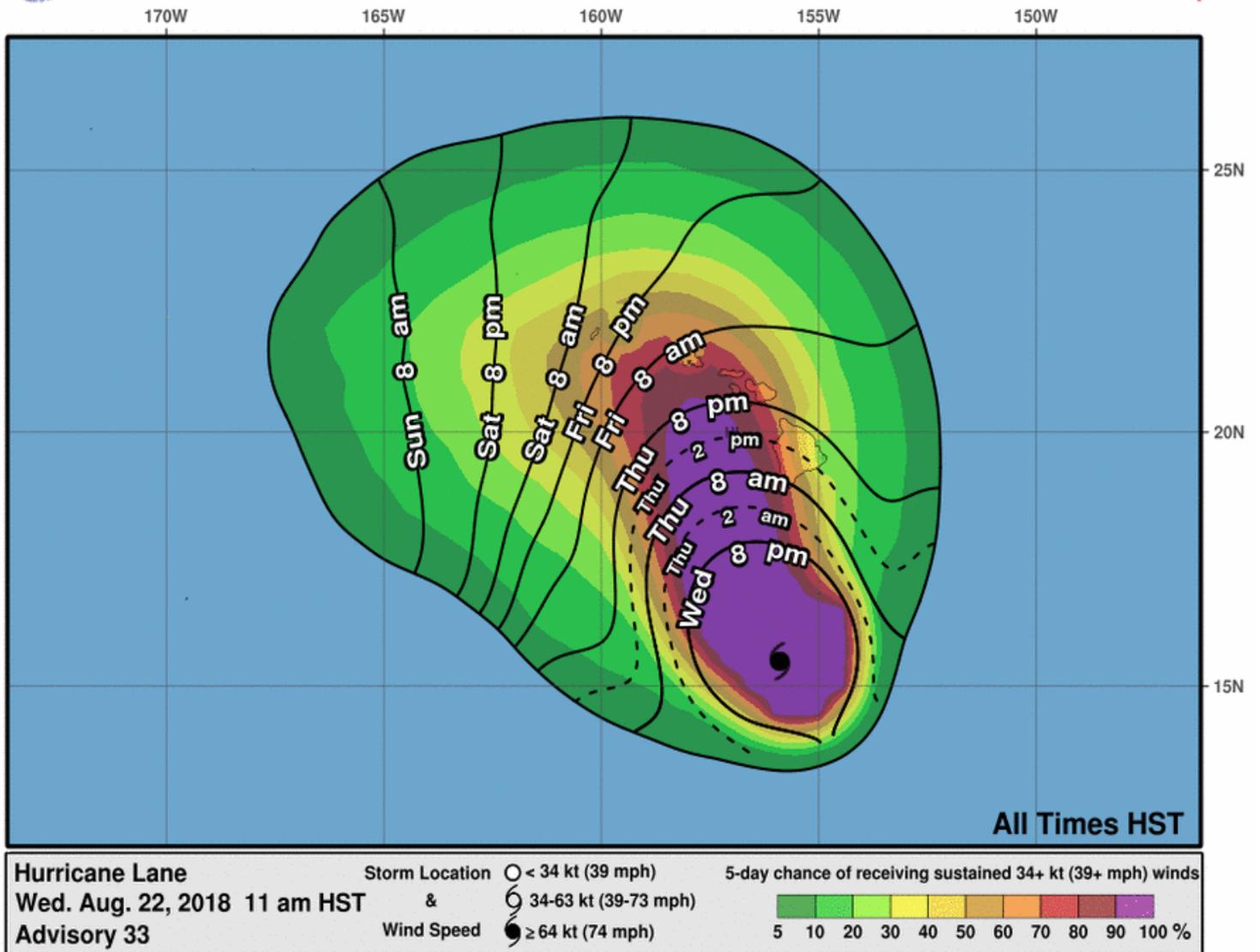
August 23, 2018

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.



Most Likely Arrival Time of Tropical-Storm-Force Winds



Tropical-storm-force (or greater) winds can be expected soon over most of the the Aloha State

Image courtesy of NOAA's Central Pacific Hurricane Center

TABLE OF CONTENTS

ANNOUNCEMENTS	2	PREVIOUSLY PUBLISHED DOCUMENTS OPEN FOR COMMENT	5
STATEWIDE MAP OF NEW HRS CHAPTER 343 ACTIONS	2	COASTAL ZONE MANAGEMENT NOTICES	
HAWAI'I		Federal Consistency Reviews.....	5
Kea'au Village Master Plan--Draft EA (AFNSI)	3	Special Management Area (SMA) Minor Permits.....	5
East Hawai'i Organics Facility--Draft EA (AFNSI)	3	SHORELINE NOTICES	
Ota Well--Draft EA (AFNSI)	4	Applications for Shoreline Certification.....	6
O'AHU		Proposed Shoreline Certifications and Rejections.....	6
Replacement of O'ahu Community Correctional Center--		FEDERAL NOTICES	7
(Acceptance of Final EIS)	4	GLOSSARY OF TERMS AND DEFINITIONS	8

ANNOUNCEMENTS

- We hope you have undertaken appropriate preparations in advance of Hurricane Lane!
- The Environmental Council continues to consider comments submitted on the proposed changes to the EIS rules.

STATEWIDE MAP OF NEW HRS CHAPTER 343 ACTIONS



HAWAII

Kea'au Village Master Plan--Draft EA (AFNSI)

HRS §343-5(a) Trigger	(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 ...	
District(s)	Puna	
TMK(s)	numerous (see document)	
Permit(s)	various (see document)	
Approving Agency	Hawai'i County Planning Department Kevin Sullivan; kevin.sullivan@hawaiicounty.gov ; (808) 961-8135 101 Pauahi St., Suite 3, Hilo, HI 96720	
Applicant	W.H. Shipman Limited Peggy Farias; mefarias@whshipman.com ; (808) 966-9325 16-523 Kea'au-Pāhoa Rd., Kea'au, HI 96749	
Consultant	PBR Hawai'i & Associates, Inc. Tom Schnell; KeaauVillage@pbrhawaii.com ; (808) 521-5631 1001 Bishop St., Suite 650, Honolulu, HI 96813	
Status	Statutory 30-day public review and comment period starts. Comments are due by September 24, 2018. Please send comments to the approving agency and copy the applicant and the consultant.	

W.H. Shipman, Limited (WHSL) proposes a two-phase Master Plan to infill areas adjacent to the existing Kea'au Village to create a mixed-use, walkable community that is consistent with long-range vision for the Kea'au area. The Project will infill vacant lands between the existing village, Kea'au Middle School, Kea'au High School, and Kea'au Elementary School, and establish a new regional commercial center on the west side of Volcano Highway. The Project will provide a range of housing opportunities to be located near existing public schools, and commercial development opportunities that will provide needed services for the Kea'au area. WHSL plans to submit a request for rezoning to County Project District and General Commercial (CG) Districts, and reclassification of certain State Land Use District boundaries within the Project Area. The initial rezoning will be limited to Phase 1. It is estimated that Phases 1 and 2 may be implemented over an approximately 10- to 15 plus-year period. A proposed wastewater facility, as well as the potential use of State and/or County lands (e.g., improvements within highway rights of way) trigger the preparation of this Environmental Assessment.

East Hawai'i Organics Facility--Draft EA (AFNSI)

HRS §343-5(a) Trigger	(1) Propose the use of state or county lands or the use of state or county funds	
District(s)	Puna	
TMK(s)	(3) 1-6-003:090	
Permit(s)	various (see document)	
Proposing/Determining Agency	Department of Environmental Management, County of Hawai'i Gene Quiamas, Solid Waste Division Project Manager Gene.quiamas@hawaiicounty.gov ; (808) 961-8270 345 Kekuanaoa St, Suite 41, Hilo, HI 96720	
Consultant	SSFM International; 99 Aupuni St., Suite 202, Hilo, HI 96720 Jennifer M. Scheffel; jscheffel@ssfm.com ; (808) 356-1273	
Status	Statutory 30-day public review and comment period starts. Comments are due by September 24, 2018. Please send comments to the proposing/determining agency and copy the consultant.	

The Proposed Action includes the construction and operation of an organics composting facility in Kea'au in the Puna District on the north side of the W.H. Shipman Business Park. The facility would comprise approximately 3 acres within the approximately 40-acre parcel. Access to the facility would be via Kipimana Street, the primary road within the W.H. Shipman Business Park.

The Proposed Action is intended to divert green waste and designated organic materials from the South Hilo Sanitary Landfill and the West Hawai'i Sanitary Landfill by establishing Hawai'i County's first municipal composting operation to be named East Hawai'i Organics Facility. This is especially important since the South Hilo Sanitary Landfill is expected to reach its permitted maximum capacity within the next two years, and the County has initiated final closure procedures in compliance with State and Federal regulatory requirements on landfill closures.

HAWAII (CONTINUED)

Ota Well--Draft EA (AFNSI)

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) 7-5-001:015 (por.) & :165 (por.)	
Permit(s)	various (see document)	
Proposing/Determining Agency	Natural Energy Laboratory of Hawai'i Authority (NELHA), State of Hawai'i Alex Leonard, Ph.D., Administrative and Projects Coordinator alexander.leonard@hawaii.gov ; (808) 292-5157 73-4460 Queen Ka'ahumanu Hwy., #101, Kailua-Kona, HI 96740-2637	
Consultant	Planning Solutions, Inc.; 711 Kapi'olani Blvd., Suite 950, Honolulu, HI 96813 Mākena White, AICP; makena@psi-hi.com ; (808) 550-4538	
Status	Statutory 30-day public review and comment period starts. Comments are due by September 24, 2018. Please send comments to the proposing/determining agency and copy the consultant.	

NELHA, in collaboration with the Hawai'i Housing Finance and Development Corporation, is proposing new production wells in Hōlualoa, Hawai'i. The project will be developed in three phases: (i) an exploratory well will be installed and tested; if tests show good production; (ii) the well will be fitted for production and a storage tank will be built; and (iii) an additional production well and storage tank will be added. Ancillary facilities associated with the project include pumps, a control building, pipeline, and access road. When completed, the new wells and associated facilities would be turned over to the County of Hawai'i Department of Water Supply for operation.

O'AHU

Replacement of O'ahu Community Correctional Center--(Acceptance of Final EIS)

HRS §343-5(a) Trigger	(1) Propose the use of state or county lands or the use of state or county funds	
District(s)	O'ahu-multiple	
TMK(s)	multiple (see document)	
Permit(s)	Plan Review Use Approval, Building Permit, Grading Permit, NPDES Permit	
Proposing Agency	Department of Accounting and General Services, State of Hawai'i Lance Maja, (808) 586-0483, lance.y.maja@hawaii.gov Public Works Div., Planning Br., 1151 Punchbowl St., Room 430, 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 St., Honolulu, HI 96813	
Consultant	PBR Hawaii & Associates, Inc; 1001 Bishop Street, Suite 650, Honolulu, HI 96813 Vincent Shigekuni, (808) 521-5361, OCCC@pbrhawaii.com	
Status	The Governor accepted the Final EIS on August 9, 2018	

The replacement of Oahu Community Correctional Center (OCCC) and the future expansion of the Women's Community Correctional Center (WCCC) is being proposed by the State of Hawai'i Department of Accounting and General Services (DAGS) on behalf of the State of Hawai'i Department of Public Safety (PSD). The alternatives considered included: "no action"; siting of the replacement OCCC at either: the existing Animal Quarantine Station (AQS) in Halawa, next to the existing Halawa Correctional Facility (HCF), on a portion of the current OCCC site in Kalihi, or at an undeveloped lot in Mililani Technology Park. Additionally, if the OCCC is relocated to the current site of the AQS in Halawa Valley, relocation of existing tenants, and a new, smaller AQS will be required. The preferred alternative presented in the EIS (Draft and Final) is the siting of the replacement OCCC at the AQS in Halawa.

PSD will be relocating female detainees currently housed at OCCC to WCCC to better accommodate the needs of their adult female population. This will require expansion of the existing WCCC, which is included in the proposed action of this environmental impact statement.

PREVIOUSLY PUBLISHED DOCUMENTS OPEN FOR COMMENT

Status: Public review and comment period for these projects began previously. Comments are due **September 7, 2018** unless specified otherwise. Please send comments to the relevant agency and copy any relevant applicant and/or consultant.

HAWAI'I

[Issuance of Commercial Aquarium Permits for the Island of Hawai'i--Final EA \(EISPN\)](#)

MAUI

[Windward Hotel--Draft EA \(AFNSI\)](#)

[Wailuku Civic Complex--Draft EA \(AFNSI\)](#)

O'AHU

[Issuance of Commercial Aquarium Permits for the Island of O'ahu--Final EA \(EISPN\)](#)

[Button Snow Seawall Reconstruction--Draft EA \(AFNSI\)](#)

[Wo Fat Renewal--Draft EA \(AFNSI\)](#)

KAUA'I

[Kaua'i High School New Gymnasium--Draft EA \(AFNSI\)](#)

[Waimea Huakai--Draft EA \(AFNSI\)](#)

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 (2-9-006: 031)	Construct the Second Single-Family Dwelling with Related Improvements (SMM 18-395)	Kelly Uyeoka
Kaua'i: Nāwiliwili (3-2-001: 001)	Environmental/Cultural Restoration Project (SMA(M)-2019-1)	Malama Hule'ia
Kaua'i: Wailua (3-7-003: 017)	Photovoltaic Structure (SMA(M)-2019-2)	Kaua'i Beach Resort
Maui: Lahaina (4-6-001: 006)	Renovations (SM2 20180049)	Keith Sung
Maui: Kihei (2-1-028: 004)	Installation of Well and Utility Lines (SM2 20180051)	Chris Hart & Partners, Inc.
Maui: Haiku (2-8-003: 012)	Two Lot Subdivision (SM2 20180052)	Erik Aeder
Maui: Haiku (2-9-002: 033)	After-the-Fact Two Agricultural Dwellings (SM2 20180053)	James Andrew Byrce
O'ahu: Sand Island (1-5-041: 022)	Awa Street Wastewater Pump Station Force Main and Sewer System Improvements (2018/SMA-13)	Department of Environmental Services/Okahara & Associates, Inc.
O'ahu: Ka'a'awa (5-1-005: 009 & 010)	Renovations to Bakery and Table Restaurant (2018/SMA-31)	AFC Corporation
O'ahu: Kahala (3-1-041: 005)	Replacement of a Secured Access Gate on Existing Condominium Property (2018/SMA-37)	Mason Architects

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-1822	19 Kuamana Place, O'ahu, 96734	(1) 4-3-015: 036	Towill, Shigeoka & Associates, Inc.	19 Kuamana LLC c/o Cades Schutte LL	Permitting
OA-1823	84-771 Moua Street, O'ahu 96792	(1) 8-4-006: 007	Wesley T. Tengan	Kenneth D. Ochi and Gene T. Ochi	Building setback line
OA-1824	47-129 Kamehameha Hwy, O'ahu 96744	(1) 4-7-001: 005	Wesley T. Tengan	Bryan Spicer, Trust	Building setback line
HA-562	75-5992 Ali'i Drive, Hawai'i 96745	(3) 7-5-019: 030	Wes Thomas Associates	Hale Pacifica, LLC	Building permit

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-701	Proposed	1000 Kapalua Dr., Maui 96761	(2) 4-2-006: 001	Arthur P. Valencia	The Coconut Grove on Kapalua Bay	Permit
MA-702	Proposed	4950 Makena Place, Maui 96753	(2) 2-1-007: 096	Akamai Land Surveying, Inc.	Mark and Stacy Egide	Remodel of existing house
MA-703	Proposed	72 Lae Place, Maui 96779	(2) 2-6-008: 009	David Sellers/Hawaii Off-Grid Architecture & Engineering	Kenneth L. Gerondale, Jr.	Building permit
HA-555	Proposed	Lot 4 Kealohi Kai Place, Hawai'i, 96740	(3) 7-7-024: 004	Thomas Pattison	Kona Oasis Inc.	Building permit for pool
HA-558	Proposed	59-114 Umaumalei Place, Hawai'i 96743	(3) 5-9-016: 028	Anne H. Rediske	Umaumalei Oceanfront LLC	Establish setback
HA-559	Proposed	69-1550 Puakō Beach Drive, Hawai'i 96743	(3) 6-9-002: 030	Imata & Associates, Inc.	Dominic Gallelo	Shoreline setback for proposed new dwelling

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.

Rule: [Endangered and Threatened Wildlife and Plants; Designation of Critical Habitat for Three Plant Species on Hawai'i Island](#) (published by the Fish and Wildlife Service on 08/21/2018)

We, the U.S. Fish and Wildlife Service (Service), designate critical habitat for *Bidens micrantha* ssp. *ctenophylla* (kookoolau), *Isodendron pyriform* (wahine noho kula), and *Mezoneuron kavaiense* (uhiuhi) respectively, under the Endangered Species Act (Act). In total, approximately 11,640 acres (ac) (4,711 hectares (ha)) in North Kona and South Kohala on Hawai'i Island fall within the boundaries of the critical habitat designation. Approximately 72 percent of this area is already designated as critical habitat for 42 plants and the Blackburn's sphinx moth (*Manduca blackburni*). We are excluding, under section 4(b)(2) of the Act, approximately 7,027 ac (2,844 ha) of land on the island of Hawaii that meet the definition of critical habitat from this final critical habitat designation. This rule is effective on September 20, 2018. Please click on the linked title for more information.

Proposed Rule: [Pacific Island Fisheries; Ecosystem Component Species](#) (published by the National Oceanic and Atmospheric Administration on 08/08/2018)

National Marine Fisheries Service (NMFS) announces that the Western Pacific Fishery Management Council (Council) proposes to amend the Fishery Ecosystem Plans (FEP) for American Samoa, the Mariana Archipelago, and Hawai'i. Amendment 4 to the American Samoa FEP, Amendment 5 to the Marianas FEP, and Amendment 5 to the Hawai'i FEP would reclassify certain management unit species as ecosystem component species. The intent of these amendments is to focus management efforts on species that are in need of conservation and management, and improve efficiency of fishery management in the region. **NMFS must receive comments on the proposed amendments by October 9, 2018.** Please click on the linked title for more information.

Notice: [Changes in Flood Hazard Determinations](#) (published by the Federal Emergency Management Agency on 08/08/2018)

This notice lists communities (including the City and County of Honolulu) where the addition or modification of Base Flood Elevations (BFEs), base flood depths, Special Flood Hazard Area (SFHA) boundaries or zone designations, or the regulatory floodway (hereinafter referred to as flood hazard determinations), as shown on the Flood Insurance Rate Maps (FIRMs), and where applicable, in the supporting Flood Insurance Study (FIS) reports, prepared by the Federal Emergency Management Agency (FEMA) for each community, is appropriate because of new scientific or technical data. The FIRM, and where applicable, portions of the FIS report, have been revised to reflect these flood hazard determinations through issuance of a Letter of Map Revision (LOMR), in accordance with Federal Regulations. The LOMR will be used by insurance agents and others to calculate appropriate flood insurance premium rates for new buildings and the contents of those buildings. For rating purposes, the currently effective community number is shown in the table below and must be used for all new policies and renewals.

Notice: [Presidential Declaration Amendment of a Major Disaster for the State of Hawai'i](#) (published by the Small Business Administration on 08/17/2018)

The notice of the President's major disaster declaration for the State of Hawai'i, dated 06/14/2018 (Incident: Kilauea Volcanic Eruption and Earthquakes; Incident Period: 05/03/2018 and continuing) is hereby amended to extend the deadline for filing applications for physical damages as a result of this disaster to 09/12/2018. All other information in the original declaration remains unchanged. **Submit completed loan applications by 09/12/2018 to:** U.S. Small Business Administration, Processing and Disbursement Center, 14925 Kingsport Road, Fort Worth, TX 76155. Please click on the linked title for more information.

Proposed Rule: [Emergency Alert System; Wireless Emergency Alerts](#) (published by the Federal Communications Commission on 08/10/2018)

In this document, the Federal Communications Commission (FCC or Commission) seeks comment on whether additional alert reporting measures are needed; whether State EAS Plans should be required to include procedures to help prevent false alerts, or to swiftly mitigate their consequences should a false alert occur; and on factors that might delay or prevent delivery of Wireless Emergency Alerts (WEA) to members of the public and measures the Commission could take to address inconsistent WEA delivery. **Comments are due on or before September 10, 2018** and reply comments are due on or before October 9, 2018. Please click on the linked title for more information.

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).