This periodic bulletin provides public notice for projects undergoing environmental review in Hawaiʻi as mandated under Section 343-3, Hawaiʻi Revised Statutes, the Environmental Impact Statement Law. Along with publishing Environmental Assessments and Environmental Impact Statements for projects in Hawaiʻi, The Environmental Notice also includes other items related to the shoreline, coastal zone, and federal activities.
November 8, 2018

The Environmental Notice

TABLE OF CONTENTS

ANNOUNCEMENTS ........................................... 2
STATEWIDE MAP OF NEW HRS CHAPTER 343 ACTIONS ........ 2
STATEWIDE Naval Special Operations Training Hawai‘i--Draft EA (AFNSI) 3
HAWAI‘I Pāhala Large Capacity Cesspool Replacement--Republished Draft EA (AFNSI) ................. 3
MAUI Pūlehuunui Regional Infrastructure Master Plan--Draft EIS 4
MOLOKAI Ho‘olehua Community Center--Final EA (FONSI) ............ 4
O‘AHU Waikīkī War Memorial Complex--Draft EIS 5
Neal S. Blaisdell Center Master Plan--Draft EA (AFNSI) .............. 5
KU‘UA‘I HoKua Place--2nd Draft EIS 6
EXEMPTION LIST REVIEW ................................... 7
EXEMPTION NOTICES ....................................... 7
CONSERVATION DISTRICT USE APPLICATIONS ................. 7
COASTAL ZONE MANAGEMENT NOTICES Federal Consistency Reviews ................. 8
Special Management Area (SMA) Minor Permits ....................... 9
SHORELINE NOTICES Applications for Shoreline Certification ........ 9
Proposed Shoreline Certifications and Rejections .................... 9
FEDERAL NOTICES ........................................ 10
GLOSSARY OF TERMS AND DEFINITIONS ....................... 11

ANNOUNCEMENTS

• The 2019 Publication Calendar for issues of The Environmental Notice is attached and also available online here, along with a variety of OEQC Publication Forms. Please contact us with any questions regarding which form is appropriate to use.

• Remember to visit our webpage on the latest updates on the proposed revisions to the administrative rules governing the environmental review process.

STATEWIDE MAP OF NEW HRS CHAPTER 343 ACTIONS

LEGEND
New document count in this issue: 8 total
- HRS § 343-5(b) Agency Actions: 5
- HRS § 343-5(e) Applicant Actions: 3
**Naval Special Operations Training Hawai‘i--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
- (3) Propose any use within a shoreline area

**District(s)**
- Statewide

**TMK(s)**
- multiple

**Permit(s)**
- multiple (see document)

**Approuving Agency**
- Department of Land and Natural Resources, State of Hawai‘i
  - Samuel Lemmo, Office of Conservation and Coastal Lands Administrator
  - 1151 Punchbowl St, Room 131, Honolulu, HI 96813
  - (808) 587-0377, sam.j.lemmo@hawaii.gov

**Applicant**
- Naval Special Warfare Command
  - Julie M. Zimmerman, Senior NEPA Planner (EV21), NFPAC-Receive@navy.mil
  - Naval Facilities Engineering Command, Pacific; 258 Makalapa Drive, Ste 100, Pearl Harbor, HI, 96860-3134

**Consultant**
- ManTech International Corporation; 420 Stevens Ave., Suite 300, Solana Beach, CA 92075
  - Meagan Ostrem, Meagan.ostrem@mantech.com

**Status**
- Statutory 30-day public review and comment period starts. Comments are due by December 10, 2018. Please send comments to the Approving Agency and copy the applicant and the consultant.

The United States (U.S.) Naval Special Warfare Command is the U.S. Navy's special operations force and maritime component of the U.S. Special Operations Command. The Naval Special Warfare Command has prepared this Environmental Assessment in accordance with the National Environmental Policy Act, as implemented by Council on Environmental Quality, Navy regulations, and Hawai‘i Revised Statutes Chapter 343. The Proposed Action supports small unit intermediate and advanced land, maritime, and air-based training activities for naval special operations personnel. Training would occur in the nearshore waters and land-based areas on O‘ahu, Island of Hawai‘i, and Kaua‘i, and in nearshore waters (including harbors and bays) of Maui, Moloka‘i, and Lāna‘i. The EA may also be viewed online at https://go.usa.gov/xUnDC and at the following public libraries: Hawai‘i State Library (O‘ahu), Waimea Public Library (Kaua‘i), Kailua-Kona Public Library (Hawai‘i Island), Kahului Public Library (Maui), and Moloka‘i Public Library. Comments may be submitted by email as directed above, and must be postmarked or received by December 10, 2018 for consideration in preparation of the Final EA.

**Hawai‘i**

**Pāhala Large Capacity Cesspool Replacement--Republished 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)**
- Ka‘ū

**TMK(s)**
- (3) 9-6-002:018

**Permit(s)**
- various (see document)

**Proposing/Determining Agency**
- Department of Environmental Management, County of Hawai‘i
  - Dora Beck, 345 Kekūanāo’a St., Suite 41, Hilo, HI 96720
  - (808) 961-8083, Dora.Beck@hawaiicounty.gov

**Consultant**
- Wilson Okamoto; 1907 S. Beretania St., Suite 400, Honolulu, HI 96826
  - Earl Matsukawa, AICP, (808) 946-2277, PahalaEA@wilsonokamoto.com

**Status**
- The proponent is republishing the Draft EA originally published on September 23, 2018. Another statutory 30-day public review and comment period starts. Comments are due by December 10, 2018. The Final EA must include comments from all comment periods. Please send comments to the proposing/determining agency and copy the consultant.

The County of Hawai‘i Department of Environmental Management proposes to construct wastewater system improvements replacing the large capacity cesspools (LCCs) currently serving Pāhala, in order to comply with U.S. Environmental Protection Agency (EPA) regulations. The project improvements would include a new wastewater collection system located primarily within public streets in the Pāhala community, and a treatment and disposal system on land to be acquired by the County (TMK: 9-6-002:018). The project would be partially funded by an EPA grant and by the Clean Water State Revolving Fund loan program. The proposed wastewater collection system is described in the Draft EA, and the existing LCCs and associated collection system would be abandoned.
### Maui

#### Pūlehunui Regional Infrastructure Master Plan--Draft 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)**

Wailuku

**TMK(s)**

2. 3-8-008:001 (por.), 008, 020, 034, 035, 036, 037 (por.), 038

**Permit(s)**

Numerous (see document)

**Proposing Agency**

Department of Hawaiian Home Lands (DHHL), State of Hawai‘i

Kaleo Manuel, (808) 620-9481, kaleo.l.manuel@hawaii.gov

P.O. Box 1879, Honolulu, HI 96805

**Accepting Authority**

Governor, State of Hawai‘i, Executive Chambers, State Capitol, 415 South Beretania St., Honolulu, HI 96813


**Consultant**

PBR HAWAII & Associates, Inc., 1001 Bishop St., Suite 650, Honolulu, HI 96813

Selena Pang, (808) 521-5631, DHLPPulehunui@pbrhawaii.com

**Status**

Statutory 45-day public review and comment period starts. Comments are due by December 24, 2018. Please send comments to the accepting authority and copy the proposing agency and the consultant.

DHHL is preparing a regional infrastructure master plan analysis for water, wastewater, and key roadways to serve certain State-owned lands located in Pūlehunui, Maui. The Master Plan will include technical studies for DHHL’s lands and will incorporate by reference information regarding proposed developments by the Departments of Land and Natural Resources, Accounting and General Services, and Public Safety. The primary purpose is to undertake regional infrastructure master planning on behalf of the four agencies to facilitate the efficient development of these State-owned lands. This approach will facilitate development that is financially & environmentally efficient, maximizing the use of State funds while minimizing environmental impacts. Pursuant to DHHL’s mission the secondary, supporting purpose is to further define the programmatic land uses anticipated on DHHL’s lands in Pūlehunui in conformance with DHHL’s Maui Island Plan, to provide direct and indirect benefits to DHHL Beneficiaries and programs in the form of improved lands and opportunities to pursue revenue generating general leases.

### Moloka‘i

#### Hoʻolehua Veterans and Homestead Residents’ Community Center--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)**

Moloka‘i

**TMK(s)**

2. 5-2-015: 053 (por.)

**Permit(s)**

various (see document)

**Proposing/Determining Agency**

Department of Hawaiian Home Lands, State of Hawai‘i

Nancy McPherson, Planner, (808) 620-9519, nancy.m.mcpherson@hawaii.gov

Hale Kalanianaʻole, 91-5420 Kapolei Parkway, Kapolei, HI 96707

**Consultant**

G70; 111 South King St., Suite 170, Honolulu, HI 96813

Kawika McKeague, AICP, (808) 523-5866, kawikam@g70.design

**Status**

Finding of No Significant Impact

Department of Hawaiian Home Lands (DHHL) proposes to plan, design and construct the Hoʻolehua Veterans and Homestead Residents’ Community Center project on a 1.07 acre portion within a 6.98-acre parcel fronting Farrington Avenue. Surrounding facilities include Lanikeha Community Center, Hoʻolehua Fire Station, Kanakalooa Cemetery, Moloka‘i Middle and High School, several churches and other educational and social service uses. The proposed 7,000 square foot, single story customized modular structure will utilize existing roadway access and utilities, and is intended to replicate services provided to Moloka‘i veterans by the current Moloka‘i Veterans Caring for Veterans facility located in Kaunakakai, in a location that is closer to the Hoʻolehua homestead area. Programs will include service provision by Veterans Affairs counselors and a local doctor; federal, state and independent counselors; vision care, everyday support groups and use of a kitchen. The State Department of Defense (DoD) had monies to build the new center on Moloka‘i, but did not have available lands to construct, so DHHL agreed to accept the funds from DoD. Because DHHL-designated Community Use lands are being used, DHHL must ensure that the facility is also able to serve beneficiaries, therefore the new facility is proposed to be a dual-use center.
The City and County of Honolulu Department of Design and Construction (City) proposes to remedy the current deteriorated state of the Waikiki War Memorial Complex (WWMC) Natatorium in a manner that renews the memorial to World War I veterans and reestablishes public access to this portion of Kapiʻolani Regional Park. The Natatorium was constructed in 1927 as a monument to Hawai‘i’s men and women that served during World War I. The facility consists of a saltwater swimming pool, bleachers, restrooms, and an area currently used as office space.

The City’s proposed action is to construct and operate a rehabilitated WWMC as described by the Perimeter Deck in this EIS. This action would comply with the rehabilitation approach outlined in the United States Secretary of Interior’s Standards for the Treatment of Historic Properties. It would retain as much of the physical structure that defines the historic integrity of the Natatorium as possible without subjecting the Natatorium to the State requirements for public swimming pools, Hawai‘i Administrative Rules Title 11, Chapter 10.

The now 54-year-old Blaisdell Center is in need of renovations and upgrades to its facility, systems, and infrastructure. The City and County of Honolulu is proposing the implementation of the Blaisdell Center Master Plan, which would involve the complete redevelopment of the Neal S. Blaisdell Center (Blaisdell Center). The proposed action is to demolish and reconstruct the existing parking garage and the Exhibition Hall, which also contains meeting rooms and administrative facilities for the Department of Enterprise Services. The Concert Hall and Arena would be retained but would undergo major renovations. The new parking garage would add approximately 500 additional parking spaces, improved access, and maintenance/storage areas. New additions include a Sports Pavilion for sports practices and games; an arts ensemble building for hula practice, youth symphony, Royal Hawaiian Band, and other core users; a Satellite City Hall; traffic corridor and landscaping along Victoria Street; additional outdoor venues and gathering areas; and new campus landscaping featuring terracing, paths, promenades, gardens, and relocated fishponds.
### O‘AHU (CONTINUED)

**Welch Family Residence--Draft EA (AFNSI)**

<table>
<thead>
<tr>
<th>HRS §343-5(a) Trigger</th>
<th>(2) Propose any use within any land classified as a conservation district</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>District(s)</strong></td>
<td>Honolulu</td>
</tr>
<tr>
<td><strong>TMK(s)</strong></td>
<td>2-5-014:028</td>
</tr>
<tr>
<td><strong>Permit(s)</strong></td>
<td>CDUA, C&amp;C Building Permit, Grading Permit</td>
</tr>
<tr>
<td><strong>Approving Agency</strong></td>
<td>Department of Land and Natural Resources, State of Hawai‘i</td>
</tr>
<tr>
<td></td>
<td>Lauren Yasaka, Planner, (808) 587-0386, <a href="mailto:Lauren.E.Yasaka@hawaii.gov">Lauren.E.Yasaka@hawaii.gov</a></td>
</tr>
<tr>
<td><strong>Applicant</strong></td>
<td>Darrell Welch, (808) 285-1988; 217 Prospect St. B-14, Honolulu, HI 96813</td>
</tr>
<tr>
<td><strong>Consultant</strong></td>
<td>Welch and Weeks, LLC; P.O.Box 4557, Honolulu, HI 96812</td>
</tr>
<tr>
<td></td>
<td>Darrell Welch, (808) 585-8522, <a href="mailto:buckarooarchitect@gmail.com">buckarooarchitect@gmail.com</a></td>
</tr>
<tr>
<td><strong>Status</strong></td>
<td>Statutory 30-day public review and comment period starts. Comments due by December 10, 2018. Please send comments to the Approving Agency and copy the applicant and the consultant.</td>
</tr>
</tbody>
</table>

The Applicant intends to build a 4,517 sq. ft. family residence on a 1+ ac. lot in the Tantalus community. The home will consist of 3 Bedrooms, 3 Baths, Living Rm., Dining Rm., Kitchen, Laundry, Foyer, Family, Lanais and Study, plus 2 car Garage and Storage areas. Water Catchment, Septic and Photovoltaic systems will serve the project, which will have surrounding areas for automobile access and parking. Lawn and garden areas utilizing native plants will be placed near the home, while the majority of the site will remain in natural condition. The exterior building materials will be cut lava rock, natural wood siding, standing seam metal roofing and insulated glass. The foundations will be concrete slab on grade for half the footprint and concrete caissons on micro-piles for the other half. The dwelling will be connected to Forest Ridge Way by an existing driveway with security gate. The construction is expected to take 12 to 14 months to complete after the permit process is complete.

### KAUA‘I

**HoKua Place--2nd Draft EIS**

<table>
<thead>
<tr>
<th>HRS §343-5(a) Trigger</th>
<th>(1) Propose the use of state or county lands or the use of state or county funds</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>District(s)</strong></td>
<td>Kawaihau</td>
</tr>
<tr>
<td><strong>TMK(s)</strong></td>
<td>4-3-03:por. 01</td>
</tr>
<tr>
<td><strong>Permit(s)</strong></td>
<td>various (see document)</td>
</tr>
<tr>
<td><strong>Approving Agency/ Accepting Authority</strong></td>
<td>Land Use Commission; State of Hawaii</td>
</tr>
<tr>
<td></td>
<td>Daniel Orodenker, Executive Director, 808-587-3822, <a href="mailto:daniel.e.orodenker@hawaii.gov">daniel.e.orodenker@hawaii.gov</a></td>
</tr>
<tr>
<td></td>
<td>235 South Beretania St., Room 406, Honolulu, HI 96813</td>
</tr>
<tr>
<td><strong>Applicant</strong></td>
<td>HG Kaua‘i Joint Venture LLC; 460 Ena Rd., Suite 303, Honolulu, Hi 96815</td>
</tr>
<tr>
<td></td>
<td>Jake Bracken, (844) 404-3261, <a href="mailto:jake@hgoffice.com">jake@hgoffice.com</a></td>
</tr>
<tr>
<td><strong>Consultant</strong></td>
<td>Agor Jehn Architects LLC; 460 Ena Rd., Suite 303, Honolulu, Hi 96815</td>
</tr>
<tr>
<td></td>
<td>Ron Agor, (808) 947-2467, <a href="mailto:ron@agorjehnarch.com">ron@agorjehnarch.com</a></td>
</tr>
<tr>
<td><strong>Status</strong></td>
<td>After the original Draft EIS was published on May 8, 2015, the proponent is publishing a second DEIS due to the passage of time and the approval of the Updated Kaua‘i General Plan. Another statutory 45-day public review and comment period starts. Comments due by December 24, 2018. The Final EIS must include comments from all comment periods. Please send comments to the Approving Agency/Accepting Authority and copy the applicant and the consultant.</td>
</tr>
</tbody>
</table>

HG Kaua‘i Joint Venture, LLC (“HG Kaua‘i”) proposes a residential subdivision on 97 acres at Kawaihau District, Kaua‘i. HoKua Place (the “Project”) will include a mix of single family lots and homes (7,500 to 10,000 square feet in size), as well as multi-family lots of varying size. A total of 683-multi-family units and 86-single family lots and homes are planned (with market and affordable prices) with complementary uses. The project seeks to fill the housing needs of Kapa’a within the Neighborhood General designation, consistent with the Kaua‘i Kakou, the Updated Kaua‘i General Plan approved in 2018. HoKua Place is proposed to be a sustainable community that preserves the rural-like character of Kapa’a while meeting its growing housing needs. Affordable housing will be built on-site and will conform to Kaua‘i County Ordinance No. 860. In addition, the adjoining HoKua Farm Lots that are to remain an Agricultural District will share some of the Project infrastructure.
Previously Published Documents Open for Comment

None this issue

Exemption List Review

Pursuant to HAR §11-200-8(d), the following agency exemption list has been submitted to the Environmental Council (EC) for review and concurrence. At the request of the EC, this draft exemption list is being published for public review and comment; please click on the link to view the list, and submit any comments by December 10, 2018 to: oeqchawaii@doh.hawaii.gov

Department of Environmental Management, County of Hawai‘i (reviewed by EC on October 25, 2018)

Exemption Notices

The State Department of Transportation has declared the following actions exempt from the requirement to prepare an EA pursuant to HAR § 11-200-8:

Consent to Mortgage for Lot FV-8 Harbor Lease No. H-05-24, Pier 38, Honolulu Harbor, O‘ahu

Harbor Lease No. 05-24 was indented on September 14, 2005 with a term of 35 years with a minimum capital investment of $2,000,000. The Department of Transportation Harbors Division (DOTH) gave its Consent to Mortgage on two previous occasions: A) Central Pacific Bank and Bank of Hawaii. On October 28th, the DOT consented to a mortgage of $3,759,300 through Central Pacific Bank. On June 11, 2011, Bank of Hawaii secured the remaining balance of the loan from Central Pacific Bank for $2,342,050. The loan balance is $1.67 million; and B) HEDCO Local Development Corporation and U. S. small Business Administration. On July 31, 2007, the DOT gave its second Consent to Mortgage for $2,000,000, through HEDCO Local Development Corporation with funds from the U. S. Small Business Administration. The loan balance is $1.19 million.

FIF requests the State to approve the mortgage through Bank of Hawaii in an amount not to exceed $5,580,000. The Bank of Hawaii loan consolidates the existing Bank of Hawaii loan and the balance of the Small Business Administration loan. The DOT requested, and the Applicant provided, Bank of Hawaii’s statement of Lessee’s credit worthiness. Bank of Hawaii affirms the Applicant’s credit worthiness.

Revocable Permit to RSI for Material & Equipment Storage at Pier 23, Honolulu Harbor, O‘ahu

RSI is a permitted agent pursuant to a previous approved Construction Right of Entry and the general contractor for Toell USA to construct building improvements, infrastructure improvements, and installation of equipment; and, removing conveyor systems and certain structures connected to the former flour mill. RSI requests additional space for the storage of construction material, equipment, parking and other related uses, during the construction of a new facility at Pier 23.

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 KA-3833
Name of Applicant: USGS – Pacific Islands Water Science Center
Location: Hanalei District, Island of Kaua‘i
TMK(s): (4) 5-9-001:001
Proposed Action: New Stream Flow Monitoring Station - Hanakāpi‘ai
343, HRS determination: Exempt
Applicant’s Contact: Brian L. Loving (808) 690-9603
OCCL Staff Contact: Alex J. Roy (808) 587-0316
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 John Nakagawa at (808) 587-2878 or john.d.nakagawa@hawaii.gov. The CZM Program is required to adhere to federal review deadlines, therefore, comments must be received by November 23, 2018. Comments may be submitted by mail or electronic mail, to the following addresses:

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

Email: john.d.nakagawa@hawaii.gov

University of Hawai‘i Marine Education and Training Center New Floating Dock, Sand Island, O‘ahu

Proposed Action: Construct a new replacement floating dock at the University of Hawai‘i Marine Education and Training Center. The proposed dock measures 151 linear feet and is supported in place using the existing guide piles in combination with two aluminum support arms at each end. The dock will consist of three sections, with a width of 6 feet, except where two 28 feet sections are attached adjacent to each other at the gangway landing resulting in a total width of 12 feet. The total footprint of the proposed dock is 1,278 square feet, and the dock will be oriented primarily in a NE/SW direction, with one smaller segment oriented perpendicular to the other sections in a NW/SE direction. The Final Environmental Assessment for the project was published in The Environmental Notice on August 8, 2015, and is available from the OEQC’s online EA and EIS Library.

Location: University of Hawai‘i Marine Education and Training Center, Sand Island, O‘ahu
TMK(s): (1) 1-5-41: 6, 334
Applicant: University of Hawai‘i School of Ocean and Earth Science and Technology
Contact: Robert Walker, Shoreline Science & Engineering, LLC, (808) 202-1920, rwalker@shorelinescience.com
Federal Action: Federal Permit
Federal Agency: U.S. Army Corps of Engineers

National Marine Fisheries Service Marine Turtle Research throughout the Main Hawaiian Islands

Proposed Action: The National Marine Fisheries Service (NMFS) Pacific Islands Fisheries Science Center is proposing to conduct a suite of marine turtle research activities under the Endangered Species Act (ESA) throughout the year within all coastlines of the main Hawaiian Islands (MHI), specifically including: (1) O‘ahu - Kane‘ohe Bay, Kailua Bay, Waimānalo, Hale‘iwa to Kawela Bay, Kahe Point Beach Park, Pearl Harbor, and Kēwalo to Hanauma Bay; (2) Hawai‘i Island - Kailua-Kona to Puakō, Hilo, and Punalu‘u; and (3) Maui - Ka‘anapali, Kīhei to Lahaina, Ho‘okipa, and Kahului. The Marine Turtle Biology and Assessment Program (MTBAP) is intended to provide ecological research products in support of management needs and species recovery goals, as mandated through the ESA. The MTBAP conducts ship and shore-based surveys, tagging, health assessments, stranding response, and collection of biological and diet samples. As part of the research, the MTBAP sends a team of about six researchers to survey, and capture (snorkeling and hand-capture) from a small boat, or tag nesting/basking sea turtles. Because marine turtles have an expansive natural range, the geographic area in which the proposed research activities could be conducted include all shoreline, nearshore, and offshore waters within the MHI locations identified above. The research activities would be conducted no more than two weeks per quarter per each location.

Location: Main Hawaiian Islands
Federal Action: Federal Agency Activity
Federal Agency: National Marine Fisheries Service, Pacific Islands Fisheries Science Center
Contact: Hoku Johnson, (808) 725-5323, hoku.johnson@noaa.gov
## Shoreline Notices

### Applications for Shoreline Certification

The shoreline certification application below is available for review at the Department of Land and Natural Resources offices on Kauaʻi, Hawaiʻi, 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.

<table>
<thead>
<tr>
<th>File No.</th>
<th>Location</th>
<th>TMK</th>
<th>Applicant/Agent</th>
<th>Owner</th>
<th>Purpose</th>
</tr>
</thead>
<tbody>
<tr>
<td>OA-1837</td>
<td>87-561 Farrington Highway, Oʻahu</td>
<td>(1) 8-7-028: 017</td>
<td>R.M. Towill Corporation</td>
<td>Donald H. Thompson</td>
<td>Permitting</td>
</tr>
</tbody>
</table>

### 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 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, contact the relevant county/state planning agency.

<table>
<thead>
<tr>
<th>File No.</th>
<th>Status</th>
<th>Location</th>
<th>TMK</th>
<th>Applicant</th>
<th>Owner</th>
<th>Purpose</th>
</tr>
</thead>
<tbody>
<tr>
<td>OA-1813</td>
<td>Proposed</td>
<td>46-082 Keoe Way, Oʻahu</td>
<td>(1) 4-6-003: 086</td>
<td>R.M. Towill Corporation</td>
<td>Taylor GM Tom</td>
<td>Permitting</td>
</tr>
<tr>
<td>OA-1835</td>
<td>Proposed</td>
<td>4312 Kaikoʻo Place, Oʻahu</td>
<td>(1) 3-1-041: 025</td>
<td>Wesley T. Tengan</td>
<td>Ashley W. Chen</td>
<td>Building setback</td>
</tr>
<tr>
<td>MA-700</td>
<td>Proposed</td>
<td>399 Front Street, Maui</td>
<td>(2) 4-6-002: 001</td>
<td>Arthur P. Valencia</td>
<td>Lahaina Restoration Foundation</td>
<td>Building permit</td>
</tr>
<tr>
<td>MA-705</td>
<td>Proposed</td>
<td>2481 Kaʻanapali Parkway, Maui</td>
<td>(2) 4-4-008: 002</td>
<td>R.T. Tanaka Engineers, Inc.</td>
<td>The Whaler at Kaana-pali Beach</td>
<td>Shoreline setback for proposed new dwelling</td>
</tr>
<tr>
<td>HA-560</td>
<td>Proposed</td>
<td>76-6176, 76-6178, &amp; 76-6180 Aliʻi Drive, Hawaiʻi</td>
<td>(3) 7-6-017: 036, 037 &amp; 039</td>
<td>Wes Thomas Associates</td>
<td>Leon R. Tucker, Jr.</td>
<td>County permits</td>
</tr>
<tr>
<td>HA-562</td>
<td>Proposed</td>
<td>75-5992 Aliʻi Drive, Hawaiʻi</td>
<td>(3) 7-5-019: 030</td>
<td>Wes Thomas Associates</td>
<td>Hale Pacifica, LLC</td>
<td>Building permit</td>
</tr>
<tr>
<td>HA-563</td>
<td>Proposed</td>
<td>Not assigned</td>
<td>(3) 7-6-016: 012</td>
<td>Wes Thomas Associates</td>
<td>George A. Sandusky</td>
<td>Obtain county permits</td>
</tr>
<tr>
<td>HA-566</td>
<td>Proposed</td>
<td>77-6564 Alʻi Drive, Hawaiʻi</td>
<td>(3) 7-7-010: 013</td>
<td>Wes Thomas Associates</td>
<td>Ruth Boyer</td>
<td>Obtain County permits</td>
</tr>
</tbody>
</table>
Proposed Rule: **Endangered and Threatened Wildlife and Plants; Removing the Hawaiian Hawk From the Federal List of Endangered and Threatened Wildlife** *(published by the Fish and Wildlife Service on 10/30/2018)*

We, the U.S. Fish and Wildlife Service (Service), announce the reopening of the public comment period on the August 6, 2008, proposed rule to remove the Hawaiian hawk or io (*Buteo solitarius*) from the List of Endangered and Threatened Wildlife (List) under the Endangered Species Act of 1973, as amended (Act). Comments submitted during the 2008 comment period, 2009 reopened comment periods, and 2014 reopened comment period do not need to be resubmitted, and will be fully considered in preparation of our final rule. We are reopening the comment period once more to present information we have received since 2014 that is relevant to our consideration of the status of the Hawaiian hawk. We encourage those who may have commented previously to submit additional comments, if appropriate, in light of this new information. In addition, we are also seeking input on considerations for post-delisting monitoring of the Hawaiian hawk. Our goal is to respond to comments and come to a final determination on the status of the Hawaiian hawk in the form of a final rule by the end of 2018. Click on the titled link to this entry for further information. To ensure that we are able to consider your comments and information, they must be received or postmarked no later than November 29, 2018.

Notice: **Environmental Impact Statements; Notice of Availability** *(published by the Environmental Protection Agency on 10/26/2018)*


Rule: **Pacific Island Pelagic Fisheries; 2018 U.S. Territorial Longline Bigeye Tuna Catch Limits** *(published by the National Oceanic and Atmospheric Administration on 10/23/2018)*

In this final rule, NMFS specifies a 2018 limit of 2,000 metric tons (t) of longline-caught bigeye tuna for each U.S. Pacific territory (American Samoa, Guam, and the Commonwealth of the Northern Mariana Islands (CNMI)). NMFS will allow each territory to allocate up to 1,000 t each year to U.S. longline fishing vessels in a valid specified fishing agreement. As an accountability measure, NMFS will monitor, attribute, and restrict (if necessary), catches of longline-caught bigeye tuna, including catches made under a specified fishing agreement. These catch limits and accountability measures support the long-term sustainability of fishery resources of the U.S. Pacific Islands. The final specifications are effective October 22, 2018, through December 31, 2018. For further information, click on the linked title or call Rebecca Walker, NMFS PIRO Sustainable Fisheries, 808-725-5184.

Proposed Rule: **List of Fisheries for 2019** *(published by the National Oceanic and Atmospheric Administration on 10/23/2018)*

The National Marine Fisheries Service (NMFS) publishes its proposed List of Fisheries (LOF) for 2019, as required by the Marine Mammal Protection Act (MMPA). The LOF for 2019 reflects new information on interactions between commercial fisheries and marine mammals. NMFS must classify each commercial fishery on the LOF into one of three categories under the MMPA based upon the level of mortality and serious injury of marine mammals that occurs incidental to each fishery. The classification of a fishery on the LOF determines whether participants in that fishery are subject to certain provisions of the MMPA, such as registration, observer coverage, and take reduction plan (TRP) requirements. For further information, click on the linked title. Comments must be received by November 23, 2018.

Notice: **Notice of Lodging of Proposed Consent Decree Under The Clean Air Act, The Comprehensive Environmental Response, Compensation, and Liability Act, and The Emergency Planning and Community Right-To-Know Act** *(published by the Justice Department on 10/31/2018)*

On October 24, 2018, the Department of Justice and the State of Mississippi filed a complaint and lodged a proposed Consent Decree with the United States District Court for the Northern District of California in the matter of United States of America and the State of Mississippi v. Chevron U.S.A. Inc., Civil Action No. 4:18-cv-06506 (N.D. Cal.). The proposed Consent Decree resolves certain claims at five petroleum refineries owned and operated by Chevron U.S.A. Inc. (“Chevron”), including a refinery formerly owned and operated by Chevron, located in Kapolei, Hawai’i. For further information, click on the linked title; all comments must be submitted no later than thirty (30) days after the publication date (10/31/2018) of this notice.
November 8, 2018

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(d), 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 (AFONSI), 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 312-2012, Secondary Actions in the Highway or Public Right Of Way
Act 312-2012, amended HRS 343, by adding a new section (HRS 343-5.5.5., 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.

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 Hawaii’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.

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).
OFFICE OF ENVIRONMENTAL QUALITY CONTROL
Publication Calendar of The Environmental Notice
for publication in compliance with HRS Chapter 343

For Draft Environmental Assessments (EAs), Anticipated Findings of No Significant Impacts (AFNSIs), Final EAs, Findings of No Significant Impact (FONSI), Environmental Impact Statement (EIS) Preparation Notices (EISPNs), Draft EISs, Final EISs, EIS Acceptance or Non-acceptance determinations, Supplemental EISPNs, Supplemental EISs, revised and resubmitted documents, withdrawals, and other notices required to be published in the bulletin.

<table>
<thead>
<tr>
<th>Submittal Deadline</th>
<th>Publication Date</th>
<th>EA or EISPN Comment 30-Day Deadline</th>
<th>EIS Comment 45-Day Deadline</th>
</tr>
</thead>
<tbody>
<tr>
<td>2018 Dec 26 Wed</td>
<td>2019 Jan 08 Tue</td>
<td>2019 Feb 07 Thu</td>
<td>2019 Feb 22 Fri</td>
</tr>
<tr>
<td>2019 Jan 10 Thu</td>
<td>Jan 23 Wed</td>
<td>2019 Feb 22 Fri</td>
<td>Mar 11 Mon</td>
</tr>
<tr>
<td>Jan 29 Thu</td>
<td>Feb 08 Fri</td>
<td>Mar 11 Mon</td>
<td>Mar 25 Mon</td>
</tr>
<tr>
<td>Feb 12 Tue</td>
<td>Feb 23 Sat</td>
<td>Mar 25 Mon</td>
<td>Apr 09 Tue</td>
</tr>
<tr>
<td>Feb 26 Tue</td>
<td>Mar 08 Fri</td>
<td>Apr 08 Mon</td>
<td>Apr 22 Mon</td>
</tr>
<tr>
<td>Mar 13 Wed</td>
<td>Mar 23 Sat</td>
<td>Apr 22 Mon</td>
<td>May 07 Tue</td>
</tr>
<tr>
<td>Mar 27 Wed</td>
<td>Apr 08 Mon</td>
<td>May 08 Wed</td>
<td>May 23 Thu</td>
</tr>
<tr>
<td>Apr 10 Wed</td>
<td>Apr 23 Tue</td>
<td>May 23 Thu</td>
<td>Jun 07 Fri</td>
</tr>
<tr>
<td>Apr 26 Fri</td>
<td>May 08 Wed</td>
<td>Jun 07 Fri</td>
<td>Jun 24 Mon</td>
</tr>
<tr>
<td>May 13 Mon</td>
<td>May 23 Thu</td>
<td>Jun 24 Mon</td>
<td>Jul 08 Mon</td>
</tr>
<tr>
<td>May 29 Wed</td>
<td>Jun 08 Sat</td>
<td>Jul 08 Mon</td>
<td>Jul 23 Tue</td>
</tr>
<tr>
<td>Jun 12 Wed</td>
<td>Jun 23 Sun</td>
<td>Jul 23 Tue</td>
<td>Aug 07 Wed</td>
</tr>
<tr>
<td>Jun 25 Tue</td>
<td>Jul 08 Mon</td>
<td>Aug 07 Wed</td>
<td>Aug 22 Thu</td>
</tr>
<tr>
<td>Jul 11 Thu</td>
<td>Jul 23 Tue</td>
<td>Aug 22 Thu</td>
<td>Sep 06 Fri</td>
</tr>
<tr>
<td>Jul 29 Mon</td>
<td>Aug 08 Thu</td>
<td>Sep 09 Mon</td>
<td>Sep 23 Mon</td>
</tr>
<tr>
<td>Aug 12 Mon</td>
<td>Aug 23 Fri</td>
<td>Sep 23 Mon</td>
<td>Oct 07 Mon</td>
</tr>
<tr>
<td>Aug 27 Tue</td>
<td>Sep 08 Sun</td>
<td>Oct 08 Tue</td>
<td>Oct 23 Wed</td>
</tr>
<tr>
<td>Sep 11 Wed</td>
<td>Sep 23 Mon</td>
<td>Oct 23 Wed</td>
<td>Oct 23 Mon</td>
</tr>
<tr>
<td>Sep 26 Thu</td>
<td>Oct 08 Tue</td>
<td>Nov 07 Thu</td>
<td>Nov 22 Thu</td>
</tr>
<tr>
<td>Oct 11 Fri</td>
<td>Oct 23 Wed</td>
<td>Nov 22 Thu</td>
<td>Dec 09 Mon</td>
</tr>
<tr>
<td>Oct 29 Tue</td>
<td>Nov 08 Fri</td>
<td>Dec 09 Mon</td>
<td>Dec 23 Mon</td>
</tr>
<tr>
<td>Nov 13 Wed</td>
<td>Nov 23 Sat</td>
<td>2019 Dec 23 Mon</td>
<td>2020 Jan 07 Tue</td>
</tr>
<tr>
<td>Nov 26 Tue</td>
<td>Dec 08 Sun</td>
<td>2020 Jan 07 Tue</td>
<td>2020 Jan 22 Wed</td>
</tr>
<tr>
<td>2020 Jan 08 Wed</td>
<td></td>
<td>2020 Feb 07 Fri</td>
<td>2020 Feb 24 Mon</td>
</tr>
</tbody>
</table>

Notes

- Section 11-200-3(c), Hawai‘i Administrative Rules (HAR), establishes the publication schedule of the periodic bulletin to be on the eighth and twenty-third of each month. Publication may occur on weekends and holidays.
- Section 11-200-3(c), HAR, establishes the submittal deadline to be eight working days before the publication date. The schedule does not count holidays and non-working days. Items must be submitted before the close of business (4:30 PM) on the submittal deadline.
- Hawai‘i Revised Statutes (HRS) Section 343-5 sets the comment periods for EAs as 30 days and for EISs as 45 days from the publication date. For counting purposes, the publication date is day zero. Holidays and weekends (see HRS § 1-29 and HRS § 8-1) are counted. When the deadline falls on a state holiday or non-working day, the deadline is the next working day.