



The Environmental Notice

June 8, 2020

David Y. Ige, Governor

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



Alāla Rock, facing the sunrise near Kailua Beach Park, O'ahu

Photo credit: [from Windward District Operations Base Station Draft EA](#)

TABLE OF CONTENTS

ANNOUNCEMENTS	2
STATEWIDE MAP OF NEW HRS CHAPTER 343 DOCUMENTS & DETERMINATIONS	2
HAWAI'I	
Garrett Single-Family Residence and Farm at Maku'u--Draft EA (AFNSI)	3
MAUI	
Kahului Harbor Hawaiian Cement Facility Relocation--Draft EA (AFNSI)	3
O'AHU	
Windward District Operations Base Station at Kailua Beach Park--Draft EA (AFNSI)	4
PREVIOUSLY PUBLISHED DOCUMENTS OPEN FOR COMMENT	4
EXEMPTION DECLARATION	5
LISTS OF EXEMPTION NOTICES	5
COASTAL ZONE MANAGEMENT NOTICES	
Special Management Area (SMA) Minor Permits	5
SHORELINE NOTICES	
Applications for Shoreline Certification	6
Proposed Shoreline Certifications and Rejections	6
APPLICATION FOR ACCRETION	6
FEDERAL NOTICES	7
GLOSSARY OF TERMS AND DEFINITIONS	8

ANNOUNCEMENTS


We would like to remind all stakeholders in Hawai'i's environmental review process (regardless if you are an applicant, agency, consultant, special interest group or a member of the public) that HRS Chapter 343 and the attendant administrative rules (HAR Chapter 11-200.1) established a Disclosure Process to enhance subsequent decision making by providing a full, objective, and transparent assessment of the likely impacts of proposed actions. Everybody has a role to play to optimize the process!

STATEWIDE MAP OF NEW HRS CHAPTER 343 DOCUMENTS & DETERMINATIONS



HAWAII


Garrett Single-Family Residence and Farm at Maku'u--Draft EA (AFNSI)

HRS §343-5(a) Trigger	(2) Propose any use within any land classified as a conservation district	
District(s)	Puna	
TMK(s)	(3) 1-5-010:009	
Permit(s)	County of Hawai'i: Special Management Area Permit or Exemption, Plan Approval and Grubbing, Grading, and Building Permits; State of Hawai'i: Conservation District Use Permit, Wastewater System Approval, Water Well Permit	
Approving Agency	Department of Land and Natural Resources, State of Hawai'i Rachel Beasley, (808) 798-6481, rachel.e.beasley@hawaii.gov	
Applicant	Bob Garrett; c/o: 3333 E. Camelback Road, Suite 275, Phoenix, AZ 85018-2386 (808) 969-7090, jmleonard@mac.com	
Consultant	Geometrician Associates; P.O. Box 396, Hilo, HI 96721 Ron Terry, (808) 969-7090, rterry@hawaii.rr.com	
Status	Statutory 30-day public review and comment period starts. Comments are due by July 8, 2020. Click the title link above to access and read the document, then send comments to the approving agency and copy the applicant and the consultant.	

Applicant proposes a home and continued farming on his 13.436-acre shoreline property between HPP and Hawaiian Shores. The 3-bedroom, 2-story home will have 2,560 sf of indoor living area plus a lanai, garage and farm shed. The property has two parts, divided by a ridge that runs parallel to the shore. The makai half is coconut-hala forest, with a fringe of shoreline vegetation including an endangered grass patch, which will be protected. The mauka half is pasture and farm, and the home will go there. The applicant has met in person with the family of the former owner, Sonny Kamahale, to provide them access to a family burial plot near the former home. Archaeological sites have been inventoried and appropriate sites will be protected. Grading will be minimal and mitigated by BMPs. Clearing timing restrictions will help prevent impacts to Hawaiian hawks and endangered Hawaiian hoary bats.

MAUI


Kahului Harbor Hawaiian Cement Facility Relocation--Draft EA (AFNSI)

HRS §343-5(a) Trigger	(1) Propose the use of state or county lands or the use of state or county fund (3) Propose any use within a shoreline area	
District(s)	Wailuku	
TMK(s)	(2) 3-7-010: 003, 009, 034, 035	
Permit(s)	see document	
Approving Agency	Maui Planning Commission (c/o County of Maui, Department of Planning) Michele Chouteau McLean, (808) 270-7634, Michele.McLean@co.maui.hi.us 2200 Main Street, Suite 315, Wailuku, HI 96793	
Applicant	Hawaiian Cement; 99-1300 Halawa Valley Street, Aiea, HI 96701 Dane Wurlitzer, (808) 532-3407, Dane.Wurlitzer@hawaiiancement.com	
Consultant	Munekiyo Hiraga; 305 High Street, Suite 104, Wailuku, HI 96793 Tessa Munekiyo Ng, (808) 983-1233, planning@munekiyohiraga.com	
Status	Statutory 30-day public review and comment period starts. Comments are due by July 8, 2020. Click the title link above to access and read the document, then send comments to the approving agency and copy the applicant and the consultant.	

In accordance with the State Department of Transportation Harbors Division's 2012 Kahului Harbor Development Plan, Hawaiian Cement is proposing to relocate its trans-shipment cement facility from its existing location at TMK (2)3-7-010:034 to a new location approximately 600 feet to the northeast on TMK (2)3-7-010:009. The relocated facility will include two (2) silos, a warehouse building, and related site improvements. Installation of underground pipelines connecting the relocated facility to the pier will traverse TMK (2)3-7-010:003. The existing facility on Parcel 034 and existing underground pipelines that traverse Parcel 003 will be demolished. Several existing former sugar-related facilities within Parcel 009 will also be demolished prior to construction of the relocated facility. A small portion of the sugar-related facilities proposed for demolition is located adjacent to the relocated facility on Parcel 035.

O‘AHU

[Windward District Operations Base Station at Kailua Beach Park--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)	Ko‘olaupoko	
TMK(s)	[1] 4-3-009: 002	
Permit(s)	Various (see document)	
Proposing/ Determining Agency	Department of Design and Construction, City and County of Honolulu Ms. Bonnie Tung, (808) 768-8451, bonnie.tung@honolulu.gov 650 South King Street, 11th Floor, Honolulu, HI 96813	
Consultant	Gerald Park Urban Planner; 95-595 Kaname‘e Street #324, Mililani, HI 96789-1431 Gerald Park, (808) 625-9626, gpark@gpup.biz	
Status	Statutory 30-day public review and comment period starts. Comments are due by July 8, 2020. Click the title link above to access and read the document, then send comments to the proposing/determining agency and copy the consultant.	

The action is will provide a permanent District Operations Base Station at Kailua Beach Park for District 2, Windward O‘ahu. It is one step in implementing the Department of Emergency Services' Ocean Safety Division Master Plan (2019) for O‘ahu.

The facility will be constructed on the mauka side of Mokulua Drive on the site of a former vehicle turnout. A single-story structure of approximately 1,680 square feet is proposed. The structure would house an office, vehicle garage, and space for equipment storage and maintenance. Nine off-street parking stalls will be provided.

PREVIOUSLY PUBLISHED DOCUMENTS OPEN FOR COMMENT

Status: Public review and comment period for these projects began previously. Please click on the links below to access, and send comments to the relevant agency and copy any relevant applicant and/or consultant, as identified on the publication form that follows the initial agency letter for each action.

COMMENTS DUE JUNE 8, 2020

HAWAI‘I

[Wai‘ōhinu Transfer Station Repairs and Enhancements--Draft EA \(AFNSI\)](#)

MAUI

[Lower Main Street Sewer Upgrade--Draft EA \(AFNSI\)](#)

[La‘akea Village--Draft EA \(AFNSI\)](#)

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

KAUA‘I

[Anahola Kuleana Homestead Settlement Plan--Draft EA \(AFNSI\)](#)

COMMENTS DUE JUNE 22, 2020

MAUI

[Pu‘unani Homestead Subdivision--Draft EA \(AFNSI\)](#)

[Maui High School STEM Building / Autism Center--Draft EA \(AFNSI\)](#)

O‘AHU

[Issuance of Commercial Aquarium Permits for the Island of O‘ahu--Draft EIS](#)

[Wahiawā Pedestrian Bridge--Draft EA \(AFNSI\)](#)

KAUA‘I

[Pu‘u ‘Ōpae Kuleana Homestead Settlement Plan--Draft EA \(AFNSI\)](#)

[AOAO Makahuena Shoreline Safety Fence--Draft EA \(AFNSI\)](#)

COMMENTS DUE JULY 7, 2020

O‘AHU

[BWS Beretania Complex Redevelopment--Draft EIS](#)

EXEMPTION DECLARATION

The Department of Hawaiian Home Lands, State of Hawai'i has declared the following action exempt from the requirement to prepare an EA pursuant to [HAR § 11-200.1-16](#):

[Site Evaluation, Recurring Maintenance, & Hazard Mitigation at Multiple Locations in Papakōlea, Kewalo, and Kalāwahine](#)

DHHL's Papakōlea region includes three homestead communities. They are Papakōlea, Kewalo, and Kalāwahine. DHHL's identified rock-fall and flooding as hazards in the Papakōlea region. Drainage improvements and slope stabilization were also identified as regional priorities. DHHL will conduct studies to determine what is needed to keep the homesteads and structures in the Papakōlea region safe. When the studies are done, DHHL will conduct drainage and slope improvements and install rock-fall protection systems. Structure repair or reconstruction may also be done. DHHL will also conduct maintenance along roadways, streams and within drainage systems.

LISTS OF EXEMPTION NOTICES

Pursuant to [HAR § 11-200.1-17](#), State and county agencies that have determined specific actions to be exempt from the requirement to prepare an EA are required to submit a listing of such exemptions made during the previous month. Following are Lists of Exemption Notices submitted by various agencies for May 2020; refer to the identified agency contact on each list for additional information about any specific exemption:

State of Hawai'i

- [Aloha Tower Development Corporation](#)
- [Department of Accounting and General Services](#)
- [Department of Agriculture](#)
- [Department of Education](#)
- [Department of Hawaiian Home Lands](#)
- [Department of Land and Natural Resources](#)
- [Department of Transportation](#)

County of Maui

- [Planning Department](#)

County of Hawai'i

- [Department of Public Works](#)

City and County of Honolulu

- [Department of Design and Construction](#)
- [Department of Environmental Services](#)
- [Department of Transportation Services](#)

COASTAL ZONE MANAGEMENT NOTICES

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
Maui: Kīhei (3-9-017: 031)	Concrete Retaining Walls (SM2 20200050)	Christopher A Lindgren
Maui: Kahului (3-7-008: 017)	Hawaiian Canoe Club-OCI Addition (SM2 20200051)	Hawaiian Kamali'i Inc.
O'ahu: Mokulē'ia (6-8-003: 045)	Vinyl Horse Rail Perimeter Fence (2020/SMA-11)	Paul Alston/Landmark Builders, LLC
O'ahu: Maunaloa (3-9-012: 005)	Replacement of Panel Antennas and Remote Radio Heads, and Installation of Equipment (2020/SMA-18)	T-Mobile West LLC/Wireless Network Support LLC

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 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 Ian Hirokawa at (808) 587-0420.

File No.	Location	TMK	Applicant	Owner
OA-1898	58-002 Makaanale Street, Oʻahu	(1) 5-8-003: 012	R.M. Towill Corporation	Makaanale Investments LLC
OA-1899	5799 Kalanianaʻole Highway, Oʻahu 96821	(1) 3-7-002: 005	Kenn Nishihira	Nathan B.K. and Kretia T.P. Wong

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, Hawaiʻi 96813.

File No.	Status	Location	TMK	Applicant	Owner
OA-1886	Proposed	58-131 & 58-139 Napoʻonala Place, Oʻahu 96712	(1) 5-8-006: 036 & 037	Engineers Surveyors Hawaii, Inc.	Modern Development, LLC
OA-1890	Proposed	53-137 Kamehameha Highway, Oʻahu 96717	(1) 5-3-001: 015	Leaps & Boundaries, Inc.	Trustees of the Estate of Bernice Pauahi Bishop
MA-722	Rejection	1528 Halama St., Maui 96753	(2) 3-9-010: 012	Dominic Crosariol	S. Enterprises - Hawaii LLC

APPLICATION FOR ACCRETION

Pursuant to HRS § 501-33, the following application for the registration of land accreted along the ocean has been submitted:

[Torsten Matthew Johnson Petition for Registration of Title to Accretion](#)

Applicable Law: Petition for Registration of Title to Accretion under HRS Chapter 501-33 and Rule 26 of the Rules of the Land Court

Type of Document: Petition for Registration of Title to Accretion

Island/District/TMK: Oʻahu / Mokulēʻia, District of Waialua/ (1) 6-7-014: 008

Applicant: Petitioner TORSTEN MATTHEW JOHNSON;
c/o Janna Ahu, Esq., Dentons US LLP, 1001 Bishop St., Ste. 1800, Honolulu, HI 96813; (808) 524-1800

Authority / Status: Land Court, State of Hawaiʻi / Petition for Registration of Title to Accretion filed

Project Summary: YOU ARE HEREBY NOTIFIED that Petitioner TORSTEN MATTHEW JOHNSON, has filed a petition for registration of title to accretion in the Land Court, State of Hawaiʻi, 1CLD-20-0001714, to register title to accreted land within lands identified as Lot 1-A-9 as shown on Map 40 of Application No. 1089, Tax Map Key No. (1) 6-7-014: 008, containing 0.22 acres, more or less, all situate, lying and being at Mokulēʻia, District of Waialua, City and County of Honolulu, State of Hawaiʻi.

FEDERAL NOTICES

As a courtesy, listed below are some 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: [Western Pacific Fishery Management Council; Public Meetings](#) (published by the National Oceanic and Atmospheric Administration on 05/26/2020)

The Western Pacific Fishery Management Council (Council) will hold the 136th meeting of its Scientific and Statistical Committee to discuss fishery management issues and make recommendations for future management of fisheries in the Western Pacific Region. **The meeting will be held between June 9 and 11, 2020.** For specific times and agendas, click on the linked title of this entry. The meeting will be held by web conference via WebEx. Instructions for connecting to the web conference and providing oral public comments will be posted on the Council website at www.wpcouncil.org. For assistance with the web conference connection, contact the Council office at (808) 522-8220.

Notice: [Western Pacific Fishery Management Council; Public Meetings](#) (published by the National Oceanic and Atmospheric Administration on 06/04/2020)

The Western Pacific Fishery Management Council (Council) will hold its Fishery Data Collection and Research Committee, Pelagic and International Standing Committee, Executive and Budget Standing Committee, and 182nd Council meetings to take actions on fishery management issues in the Western Pacific Region. **The meetings will be held June 22 through 25, 2020.** For specific times and agendas, click on the linked title of this entry. The meetings will be held by web conference via WebEx. Instructions for connecting to the web conference and providing oral public comments will be posted on the Council website at www.wpcouncil.org. For assistance with the web conference connection, contact the Council office at (808) 522-8220.

Notice: [Permanent Advisory Committee to Advise the U.S. Commissioners to the Western and Central Pacific Fisheries Commission; Meeting Announcement](#) (published by the National Oceanic and Atmospheric Administration on 06/01/2020)

The National Marine Fisheries Service announces a public meeting of the Permanent Advisory Committee (PAC) to advise the U.S. Commissioners to the Commission for the Conservation and Management of Highly Migratory Fish Stocks in the Western and Central Pacific Ocean; click on the linked title to this entry for supplementary information about meeting topics. **The meeting of the PAC will be held via conference call on July 7, 2020,** from 10 a.m. to 12 p.m. HST (or until business is concluded). Members of the public may submit written comments on meeting topics or materials; **comments must be received by July 2, 2020.** For details on how to call in to the conference line or to submit comments, please contact Emily Reynolds, NMFS Pacific Islands Regional Office; 808-725-5039; emily.reynolds@noaa.gov

Notice: [Changes in Flood Hazard Determinations](#) (published by the Federal Emergency Management Agency on 06/01/2020)

New or modified Base (1-percent annual chance) Flood Elevations, base flood depths, Special Flood Hazard Area boundaries or zone designations, and/or regulatory floodways (hereinafter referred to as flood hazard determinations) as shown on the indicated Letter of Map Revision (LOMR) for each of the communities (including on Maui and Hawai'i Island) listed in the linked table are finalized. Each LOMR revises the Flood Insurance Rate Maps, and in some cases the Flood Insurance Study reports, currently in effect for the listed communities. The flood hazard determinations modified by each LOMR will be used to calculate flood insurance premium rates for new buildings and their contents. Each LOMR was finalized and is available for inspection at both the respective Community Map Repository address listed in the linked table and online through the FEMA Map Service Center at <https://msc.fema.gov>. Click on the linked title of this entry for further information.

Notices: Four separate entries rescinding Notices of Intent To Prepare Environmental Impact Statements from the early 2000s (published by the Federal Highway Administration)

can be seen by clicking the following links. The four Federal EISs that will not be prepared are for federal highway projects in [South Kohala](#) (Hawai'i), [Hāna Highway](#) (Maui), [South Kohala between Waimea Town and Kawaihae Harbor](#) (Hawai'i), and [Kūhiō Highway](#) (Kaua'i).

GLOSSARY OF TERMS AND DEFINITIONS

Agency Actions

Projects or programs proposed by 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

Projects or programs proposed by any person who, pursuant to statute, ordinance, or rule, requests approval (discretionary consent) 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 action's 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 action's proponent 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 the Environmental 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 to 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. 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. This starts a 30-day scoping period in which the agency or applicant must hold a public scoping meeting for the preparation of the Draft EIS. Written comments and responses on the EISPN must be incorporated into the subsequent Draft EIS and oral comments from the public scoping meeting must be recorded and submitted to the OEQC with the 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 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. For Applicant projects, the Approving Agency is the Accepting Authority and must make a determination within 30 days or the FEIS is deemed 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

The Accepting Authority must be satisfied that the FEIS meets three criteria (process, content, response to comments) to accept it. If the FEIS is accepted, notice is published in this bulletin. The public has 60 days from publication to challenge 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.



Maui sunset

Photo by [Thomas Hawk](#)

National Environmental Policy Act

The National Environmental Policy Act (NEPA) requires federal projects to prepare a Federal 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. Upon request by a federal agency, OEQC publishes NEPA notices in this bulletin to help keep the public informed of important federal actions.

Conservation District

Proposed uses of land in the State Conservation District require 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. This bulletin will include EAs & EISs for actions proposed within the Conservation District.

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 portion of the SMA that is addressed by HRS 343 is the [Shoreline Area](#), which includes land between the State-certified shoreline and the county-determined shoreline setback line. This bulletin will include EAs & EISs for actions proposed within the Shoreline Setback Area.

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. The Council just completed the repeal of Hawaii Administrative Rules (HAR) Chapter 11-200 and adoption of HAR Chapter 11-200.1.

Agency Exemption Lists

Government agencies may 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 11-200.1-16). 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).