



The Environmental Notice

August 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.



The riparian channel of Waihe'e Stream, in windward O'ahu, offers a lush tapestry of greens and an engaging venue to learn about watershed management

Photo credit: [Kawika McKeague](#)

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ANNOUNCEMENTS


The "new" rules governing the environmental review process in Hawai'i have been in effect for 1 year now, so we can probably drop the "new," and just call them the current rules! While it is quite unlikely the Environmental Council will be amending these rules anytime soon, if you have any suggestions on improving them, or would like to share your thoughts and comments on the implementation of the rules, please feel free to email us at oeqchawaii@doh.hawaii.gov. Mahalo!

STATEWIDE MAP OF NEW HRS CHAPTER 343 DOCUMENTS / DETERMINATIONS



HAWAII


Royal Vistas Housing Project--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) 7-6-021: 016, 017, 018 and 019	
Permit(s)	Grading, Drainage, Building Permits; Plan Approval; NPDES; Permit to Work in County Right-of-Way; Zoning Ordinance Amendment	
Approving Agency	Planning Department, County of Hawai'i Michael Yee, (808) 961-8288, planning@hawaiicounty.gov 101 Pauahi St., Suite 3, Hilo, HI 96720	
Applicant	Kona Three LLC; 101 Hualalai Street, Hilo, HI 96720 Richard Wheelock, (808) 753-3167, richard@eastwestrealty.org	
Consultant	Stantec Consulting; P.O. Box 191, Hilo, HI 96721 Michele Lefebvre, (808) 494-2039, michele.lefebvre@stantec.com	
Status	Statutory 30-day public review and comment period starts. Comments are due by September 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.	

The proposed project is located approximately 2.7 miles south of downtown Kailua-Kona and would consist of necessary improvements to construct up to 450 multi-family residential units in clusters of two- and three-story buildings on approximately 70 acres. Units would target local renters and buyers in the "market" price points. The project is the final phase of the original zoning ordinance (No. 84-23) signed on May 15, 1984, and includes the multi-family zoned land which was planned for work-force housing. Electrical and sewer would be extended from nearby utility grid terminus and water commitments have already been purchased for the project. The proposed project has been designed to minimize impacts from surface water run-off. Traffic impacts would be minimized with a new un-signalized intersection off Queen Ka'ahumanu Highway. No impacts to biological resources, historic or archaeological resources, or cultural sites or practices are expected from the project.

Miloli'i Beach Park Accessibility Improvement Project--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 (2) Propose any use within any land classified as a conservation district (3) Propose any use within a shoreline area
District(s)	South Kona
TMK(s)	(3) 8-9-004:001
Permit(s)	Numerous (see document)
Proposing/ Determining Agency	Department of Parks and Recreation, County of Hawai'i Jeffrey Ochi, (808) 961-8411, jeffrey.ochi@hawaiicounty.gov 101 Pauahi St., Suite 6, Hilo, HI 96720
Consultant	Bow Engineering and Development, Inc.; 1953 S Beretania St, PH-A, Honolulu, HI 96826 Korey Johnson, (808) 369-8214, kjohnson@bowengineering.com
Status	Statutory 30-day public review and comment period starts. Comments are due by September 8, 2020. Click the title link above to read the document, then send comments to the proposing/determining agency and copy the consultant.



The Department of Parks and Recreation proposes to improve Miloli'i Beach Park building and amenities to comply with current Americans with Disabilities Act (ADA) guidelines. The proposed project includes: replacement of the existing pavilion with proper permits to meet current ADA standards; replacement of the comfort station to meet current ADA standards; replacement of the non-potable water storage and booster pump station for the new comfort station; improvement of the parking lot to be ADA accessible; improvement of the walkways connecting the comfort station with the parking area and park facilities to ADA accessible; reconstruction and resurfacing of the basketball/volleyball courts; construction of the new playground; designation of a boat turnaround area; and installation of vehicular barriers to prevent unauthorized vehicles from accessing the shoreline and pavilion.

HAWAII (CONTINUED)


Garrett Single-Family Residence and Farm at Maku'u--Final EA (FONSI)

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)	numerous (see document)	
Approving Agency	Department of Land and Natural Resources, State of Hawai'i Rachel Beasley, (808) 798-6481, rachel.e.beasley@hawaii.gov 1151 Punchbowl Street #131, Honolulu, HI 96813	
Applicant	Bob Garrett; 3333 E. Camelback Road, Suite 275, Phoenix, AZ 85018-2386 c/o: James Leonard, (808) 896-3459, jmleonard@mac.com	
Consultant	Geometric Associates; 10 Hina St., Hilo, HI 96720 Ron Terry, (808) 969-7090, rterry@hawaii.rr.com	
Status	Finding of No Significant Impact (FONSI) determination	

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

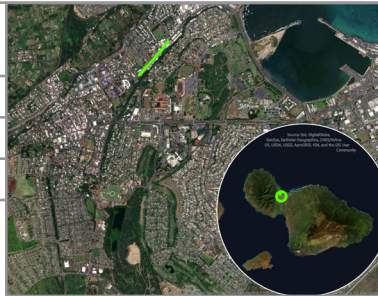
Kanahā Hotel at Kahului Airport (2nd EIS Preparation Notice)

HRS §343-5(a) Trigger	(6) Propose any amendments to existing county general plans where the amendment would result in designations other than agriculture, conservation, or preservation	
District(s)	Wailuku	
TMK(s)	(2) 3-8-103: 014 (portion), 015 (portion), 016, 017, and 018	
Permit(s)	Motion to Amend Decision and Order for Docket No A03-739, Community Plan Amendment, Change in Zoning, Special Management Area Use Permit, Building, Grading/Grubbing, Electrical, Plumbing Permits from the Department of Public Works	
Approving Agency	Land Use Commission, State of Hawai'i Mr. Daniel E. Orodener, Executive Officer, (808) 587-3822, dbedt.luc.web@hawaii.gov P.O. Box 2359, Honolulu, HI 96804-2359	
Applicant	R.D. Olson Development; 520 Newport Center Drive, Suite 600, Newport Beach, CA 92660 Mr. Anthony Wrzosek, Vice President, (949) 271-1109, anthony.wrzosek@rdodevelopment.com	
Consultant	Chris Hart & Partners, Inc.; 115 North Market Street, Wailuku, HI 96793 Mr. Brett A. Davis, Senior Planner, (808) 242-1955, bdavis@chpmaui.com	
Status	To correct an error, a second version of the EISP published for this action on June 23, 2020 is now being published. Another 30-day public review and comment period starts. Comments are due by September 8, 2020. Previous comments need not be resubmitted, as the Draft EIS must include comments from all comment periods. 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.	

It is anticipated that the Kanahā Hotel project will be constructed in a single phase — the construction will start in 2022 and the hotel will be open for business in 2024. The proposed action is to develop a 200-unit hotel with associated infrastructure and landscaping. The proposed hotel building varies from one, two and four stories in height and will be massed toward the center of the Project Site with generous setbacks on all sides accommodating the width of a landscape buffer, the width of two parking stalls and a parking lot drive isle. A shuttle will provide free transportation within a 2 mile radius of the hotel, including pick up and drop off to and from the Kahului Airport. Amenities and uses include but are not limited to, swimming pool, dining area, and other typical and similar incidental support services and accessory uses for hotel operation.

MAUI (CONTINUED)

Lower Main Street Sewer Upgrade--Final EA (FONSI)


HRS §343-5(a) Trigger	(1) Propose the use of state or county lands or the use of state or county funds	
District(s)	Wailuku	
TMK(s)	(2) 3-4-021:Roadway; 3-4-022:Roadway; 3-4-023:Roadway; and 3-4-024:Roadway	
Permit(s)	Construction permits; and as applicable, Community Noise Control and NPDES	
Proposing/ Determining Agency	Department of Environmental Management, County of Maui Scott Rollins, (808) 270-8230, Scott.Rollins@co.maui.hi.us 2050 Main Street, Suite 2B, Wailuku, HI 96793	
Consultant	Munekiyo Hiraga; 305 High Street, Suite 104, Wailuku, HI 96793 Tessa Munekiyo Ng, (808) 983-1233, planning@munekiyohiraga.com	
Status	Finding of No Significant Impact (FONSI) determination	

The County of Maui, Department of Environmental Management, Wastewater Reclamation Division, proposes to increase the capacity of an existing 12-inch sewerline within the Lower Main Street right-of-way, between Ainahou Place and Hala Place, near Waena Street. The capacity improvements will be accomplished through the installation of approximately 1,950 lineal feet of 15-inch sewerline running parallel to the existing 12-inch sewerline. Upon completion, both the 12-inch and 15-inch lines will provide active transmission capacity for additional upstream generated flows. The proposed project is a necessary upgrade that will improve sewer flows and will benefit communities in the region, including the Kehalani, Waiolani, and Waikapu areas of Wailuku. Construction of the proposed sewerline improvement project is anticipated to begin in the fourth (4th) quarter of 2020, with an approximately 9-month construction duration. The estimated construction cost of the project is \$2.5M.

O'AHU

Kapālama Canal Catalytic Project--Draft EIS

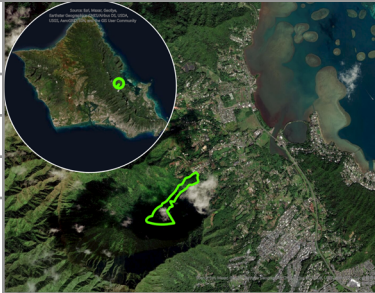
Grandfathered under old rules

HRS §343-5(a) Trigger	(1) Propose the use of state or county lands or the use of state or county funds	
District(s)	Honolulu	
TMK(s)	(1) 1-5-000: 000; 1-5-020: 004, 005, 006, 009, 011, 012, 014, 015, 018; 1-5-033: 022; 1-5-034: 004, and 1-6-000: 000	
Permit(s)	Numerous (see document)	
Proposing Agency	Department of Planning and Permitting, City and County of Honolulu Andrew Tang, (808) 768-8000, andrew.tang@honolulu.gov 650 S. King Street, 7th Floor, Honolulu, HI 96813	
Accepting Authority	Mayor of the City and County of Honolulu, 530 S. King Street, Room 300, Honolulu, HI 96813 Kirk Caldwell, (808) 768-4141, https://www.honolulu.gov/mayor/contactthemayor/request-for-general-message-form.html	
Consultant	Wilson Okamoto Corporation; 1907 S. Beretania Street, Suite 400, Honolulu, HI 96826 Keola Cheng, (808) 946-2277, kapalamaeis@wilsonokamoto.com	
Status	Statutory 45-day public review and comment period starts. Comments are due by September 22, 2020. Click the title link above to access and read the document, then send comments to the accepting authority and copy the proposing agency and the consultant.	

The Kapālama Canal Catalytic project (Proposed Action) is the outcome of various community plans supported by the City & County of Honolulu Department of Planning and Permitting. These community plans include the Kalihi-Palāma Action Plan (2004) and the Kalihi Neighborhood Transit-Oriented Development Plan (2014), which provide visions for a linear park along Kapālama Canal, a waterfront promenade, and complete street improvements along Kōkea and Kohou Streets from Nimitz Highway to the H-1 Freeway. In addition to supporting the community's visions, the Proposed Action will address green infrastructure and water quality improvements, erosion control, bank stabilization, resiliency strategies as a defense against increased flooding anticipated due to sea level rise, and dredging. The intent of the Proposed Action is to catalyze broader neighborhood improvements and new mixed-use development in the area around the Kapālama rail transit station.

O'AHU (CONTINUED)


Waihe'e Lo'i Restoration and Riparian Learning Center--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 (2) Propose any use within any land classified as a conservation district	
District(s)	Ko'olaupoko	
TMK(s)	(1) 4-7-006:010 (por.), 4-7-006:018, 4-7-006:023 (por.), 4-7-008:002 (por.)	
Permit(s)	See document	
Proposing/ Determining Agency	Board of Water Supply, City and County of Honolulu Barry Usagawa, (808) 748-5900, busagawa@hbws.org 630 S. Beretania Street, Honolulu, HI 96843	
Consultant	G70; 111 South King Street, Suite 170, Honolulu, HI 96813 Kawika McKeague, (808) 523-5866, kawikam@g70.design	
Status	Statutory 30-day public review and comment period starts. Comments are due by September 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 at WaiheeRLC@g70.design	

The Waihe'e Lo'i Restoration and Riparian Learning Center in Waihe'e, O'ahu will establish a farm centered around restoration of traditional lo'i kalo and the stream environment through community involvement and education that re-instills a sense of shared kuleana for watershed management in Waihe'e Valley. An open pavilion will be used as an outdoor classroom to demonstrate sustainable agricultural activities and provide education about Hawaiian culture, food security, and watershed management. Proposed activities include restoring existing fallow lo'i; help maintain existing 'auwai system; and restore riparian and forest areas with appropriate native plants. A program of this kind will assist with managed access to the area and protection of environmental resources, reminding visitors of their responsibility for achieving a sustainable Hawai'i. Through a Request for Proposal, a qualified nonprofit community group will be selected to operate the project on a long-term agreement.

Kawainui-Hāmākua Master Plan--Final EIS

Grandfathered under old rules


HRS §343-5(a) Trigger	(1) Propose the use of state or county lands or the use of state or county funds (2) Propose any use within any land classified as a conservation district (4) Propose any use within any historic site...	
District(s)	Ko'olaupoko	
TMK(s)	Numerous (see document)	
Permit(s)	Special Management Area Use Permit, Conservation District Use Permit, Department of the Army Permit, NPDES Permit, Construction Noise Permit	
Proposing Agency	Department of Land and Natural Resources, State of Hawai'i Mr. David G. Smith, Administrator, Division of Forestry and Wildlife, (808) 587-0166, David.G.Smith@hawaii.gov 1151 Punchbowl Street, Room 325, Honolulu, HI 96813	
Accepting Authority	Governor, State of Hawai'i; Executive Chambers, State Capitol, 415 South Beretania St., Honolulu, HI 96813 The Honorable David Y. Ige, (808) 586-0034, https://governor.hawaii.gov/contact-us/contact-the-governor	
Consultant	HHF Planners; 733 Bishop Street, Suite 2590, Honolulu, HI 96813 Ronald Sato, AICP, (808) 457-3172, rsato@hhf.com	
Status	FEIS has been submitted and is pending acceptance by the accepting authority	

The Department of Land and Natural Resources, Division of Forestry and Wildlife (DOFAW), in partnership with the Division of State Parks (DSP), has prepared this EIS for the Kawainui-Hāmākua Master Plan Project. The State-owned project area encompasses 986 acres in Kailua, on the island of O'ahu. The project area includes the Kawainui wetland and upland areas, Hāmākua Marsh Wildlife Sanctuary, and Pu'uoeu hillside.

Proposed improvements are needed to support DOFAW and DSP's efforts in achieving their agency missions, to sustain and enhance the natural and cultural resources associated with this area, and increase public access and outdoor recreational opportunities. The improvements are based upon a draft master plan serving as a guide for prioritizing and implementing future improvements by DOFAW and DSP. Proposed improvements fall into three major categories: 1) natural resource management; 2) cultural resource management; and 3) educational and recreational initiatives. Natural resource management include wetland restoration, upland reforestation, storm water improvements, and support for management operations. Cultural resource initiatives support traditional Hawaiian cultural practices in the area. Educational and recreational improvements would improve public access, provide passive outdoor recreational use, support educational programs, and provide stewardship opportunities.

KAUA'I

[Pu'u 'Ōpae Kuleana Homestead Settlement Plan--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)	Waimea	
TMK(s)	(4) 1-2-002: 023 (por.)	
Permit(s)	See document	
Proposing/ Determining Agency	Department of Hawaiian Home Lands, State of Hawai'i Julie Cachola, (808) 620-9500, julie-ann.cachola@hawaii.gov 91-5420 Kapolei Pkwy, Kapolei, HI 96707	
Consultant	G70; 111 South King Street, Suite 170, Honolulu, HI 96813 Kawika McKeague, (808) 523-5866, kawikam@g70.design	
Status	Finding of No Significant Impact (FONSI) determination	

The Department of Hawaiian Home Lands (DHHL) is proposing the Pu'u 'Ōpae Kuleana Homestead Settlement Plan to offer 251 homestead lots (11 Pastoral and 240 Subsistence Agriculture) on 1,421 acres on the Island of Kaua'i. According to HAR Chapter 10-3-30 Kuleana Homestead Leases, DHHL agrees to survey, stake and award lots and provide an unpaved roadway suitable to access the lots. As a non-traditional program, the Kuleana Homestead Program places responsibility for development of infrastructure in the hands of native Hawaiian beneficiaries. This arrangement provides beneficiaries land within a shorter time frame than the traditional DHHL awarding process, as well as the opportunity to create a new self-sufficient community. The Project is proposing the following DHHL land uses: Subsistence Agriculture, Pastoral, Community Use and Special District.

STATEWIDE

[Statewide Small Scale Beach Restoration Program--Final EA \(FONSI\)](#)

Grandfathered under old rules

HRS §343-5(a) Trigger	(1) Propose the use of state or county lands or the use of state or county funds (2) Propose any use within any land classified as a conservation district (3) Propose any use within a shoreline area (4) Propose any use within any historic site as designated ...	Image Unavailable
District(s)	State-wide	
TMK(s)	State-wide	
Permit(s)	Numerous (see document)	
Proposing/ Determining Agency	Department of Land and Natural Resources, State of Hawai'i Samuel Lemmo, (808) 587-0377, sam.j.lemmo@hawaii.gov Kalanimoku Building, 1151 Punchbowl Room 131, Honolulu, HI 96813	
Consultant	None	
Status	Finding of No Significant Impact (FONSI) determination	

The program will provide a streamlined permitting process for beach and coastal erosion control projects. Beach restoration projects with properly planned and executed nourishment programs will assist in managing erosion threats to beachfront property and infrastructure, reduce impacts associated with climate change and sea level rise, and increase overall coastal resilience. Properly designed beach restoration projects can have other benefits within the broader coastal environment such as ensuring the continued provision of habitat for various threatened and endangered species, protecting cultural sites and burials in the backshore, and improving water quality by providing a natural buffer between waves and exposed soil deposits and on-site sewage disposal systems along eroded shorelines. The program will enable small-scale beach restoration projects to be implemented by private and government applicants.

PREVIOUSLY PUBLISHED DOCUMENT OPEN FOR COMMENT

Status: Public review and comment period for this project began previously. Comments are due **August 24, 2020**. Please send comments to the relevant agency and copy any relevant applicant and/or consultant.

MAUI

[Wailea Resort SF-S Residential Project--Draft EA \(AFNSI\)](#)

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 July 2020; refer to the identified agency contact on each list for additional information about any specific exemption:

State of Hawai'i

[Department of Accounting and General Services](#)
[Department of Land and Natural Resources](#)
[Natural Energy Laboratory of Hawai'i Authority](#)
[Department of Transportation](#)

County of Maui

[Department of Parks and Recreation](#)
[Planning Department](#)
[Department of Public Works](#)

County of Hawai'i

[Department of Public Works](#)

City and County of Honolulu

[Department of Design and Construction](#)
[Department of Planning and Permitting](#)

EXEMPTION DECLARATION

The Department of Hawaiian Home Lands (DHHL), State of Hawai'i, requests publication of their declaration that the following action is exempt from the requirement to prepare an EA pursuant to [HAR § 11-200.1-16](#):

Temporary Storage of Construction Equipment at 820 Isenberg Street, Moili'ili, Honolulu

DHHL has issued a short-term Right-of-Entry permit to Goodfellow Bros LLC for the temporary storage of construction equipment and materials. The applicant has been contracted by the City and County of Honolulu to replace the City sewer line along Isenberg Street. Equipment and materials related to this sewer replacement project may include large PVC pipes, excavation equipment, etc. Use of a portion of DHHL's site (approximately 1,000 square feet) will be for the duration of the project and is expected to last until the end of December 2020.

SHORELINE NOTICES

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
OA-1900	Proposed	2957 Kalākaua Ave., O'ahu 96815	(1) 3-1-032: 026, 027, & 028	Barbara A. Mahon, President DHA	Building setback
OA-1901	Proposed	91-101, 91-295, 91-303, 91-309, & 91-317 Papipi Rd., O'ahu 96706	(1) 9-1-011: 004 to 007; 9-1-134: 006 & 044	City & County of Honolulu, Dept. of Parks & Rec.	Permitting
OA-1902	Proposed	1326 Mokulua Dr., O'ahu 96734	(1) 4-3-004: 077	Fairwater Hawaii LLC, Sandbags LLC	Setback purposes
OA-1903	Proposed	He'eia Fish Pond, O'ahu 96744	(1) 4-6-005: 001 (por.)	Kamehameha Schools	Establish shoreline setback
MA-739	Proposed	100 Nohea Kai Dr., Maui 96761	(2) 4-4-013: 001	Maui Ocean Club	Planning for future use of parcel
MA-740	Proposed	Waiānapanapa Rd., Maui 96713	(2) 1-3-005: 009 (por.)	DLNR, Division of State Parks	Determine shoreline setback
MO-181	Proposed	8714 Kamehameha V Hwy, Moloka'i 96748	(2) 5-7-007: 055	Zelie K Duvauchelle	SMA
HA-588	Proposed	Lot 11 Waikoloa Lot 2 Subdivision, Hawai'i	(3) 6-9-009: 011	Naupaka 11 LLC	New construction
KA-454	Proposed	4-856 Kūhiō Hwy., Kaua'i 96746	(4) 4-3-009: 041	Kauai Kailani AOA	Beach nourishment and temp groin project

SHORELINE NOTICES (CONTINUED)

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 Ian Hirokawa at (808) 587-0420.

File No.	Location	TMK	Applicant	Owner
OA-1906	68-431 Farrington Hwy, O'ahu 96791	(1) 6-8-003: 045	Leaps & Boundaries, Inc.	Rob, Amy, Paul & Tanya Alston
MA-742	4885 Lower Honoapi'ilani Hwy, Maui 96767	(2) 4-3-015: 001	Lahaina Surveying Company, LLC	Todd Boyd
MO-182	1300 Kamehameha V Hwy, Moloka'i 96748	(2) 5-4-002: 001	Control Point Surveying, Inc.	AOAO Hotel Molokai

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 Kalaheo Community Development District (587-2841).

Location (TMK)	Description (File No.)	Applicant/Agent
Hawai'i: South Hilo (2-6-001: 018)	After-the-Fact and Proposed Landscaping Improvements with Routine Maintenance; Repair, Renovation and Routine Maintenance of the Existing Single-Family Dwelling; and Conversion of the Dwelling's Basement Level to a Duplex (SMM 20-000429)	Alyce Arata
Hawai'i: South Kona (8-2-008: 016)	Demolish and Reconstruct Existing Pool and Jacuzzi (SMM 20-000430)	Thomas Patapoff
Kaua'i: Moloa'a (4-9-014: 020)	Stream Bank Stabilization and Remediation (SMA(M)-2020-25)	David Houston 1997 Trust
Kaua'i: Hanalei (5-8-008: 013)	Shed Roof over Deck and Stairway for Existing Guest House (SMA(M)-2020-26)	Matthew Hunter
Maui: Makena (2-1-011: 005)	Heatley Residential Addition (SM2 20200017)	Craig L. Heatley
Maui: Lahaina (4-5-011: 004)	Lahaina Cannery Food Trucks and Kiosks (SM2 20200064)	Lahaina Cannery Retail Owner, L.P.
Maui: Lahaina (4-5-001: 041, 4-5-002: 010, 4-6-008: 089 and 4-6-009: 011)	Install on Four MECO Wood Utility Poles Small Cell Nodes (SM2 20200065)	Hawaii Das
Maui: Wailuku (3-2-011: 044)	Replace Existing Cesspool with Sasada Septic System (SM2 20200066)	George Chun-Sasada
Maui: Kaunakakai (5-4-017: 042)	RK Development – Grub and Clean Drainage Ditch (SM6 20200001)	Arleone Dibben-Young

NATIONAL ENVIRONMENTAL POLICY ACT (NEPA) ACTIONS

As a courtesy, listed below are documents provided for publication that have been prepared pursuant to federal NEPA requirements, rather than Hawai'i's Chapter 343, HRS (sometimes referred to as "HEPA"). Accordingly, these entries may have unique comment periods. Occasionally, actions are subject to both NEPA and HEPA; in those cases, a separate Chapter 343, HRS, entry would be published in *The Environmental Notice* when a relevant document or determination is submitted to OEQC.

U.S. Army West Loch Ordnance Facilities at Joint Base Pearl Harbor-Hickam--Draft EA

Island/District/TMK	O'ahu/'Ewa/ (1) 9-1-010: 001, 012, 014, & 015
Proposing Agency	Department of the Navy, Joint Base Pearl-Harbor-Hickam
Consultant	HHF Planners, 733 Bishop Street, Suite 2590, Honolulu, HI 96813, John Hagihara (808) 457-3174
Status	The Draft EA is available for public review and comment at the following public libraries: 1) Hawai'i State Library; 2) Pearl City Public Library; and 3) 'Ewa Beach Public and School Library. The Draft EA is also available over the internet at: https://www.navfac.navy.mil/navfac_worldwide/pacific/about_us/national-environmental-policy-act--nepa--information.html Written comments on the Draft EA may be provided by mail to: ATTN: Code EV21AS, Naval Facilities Engineering Command Pacific, 258 Makalapa Drive, Suite 100, JBPHH, HI 96860, or by email: NFPAC-Receive@navy.mil . Written comments must be received or postmarked by September 8, 2020 to be considered in the final draft of the EA.

Pursuant to the Council on Environmental Quality Regulations implementing the National Environmental Policy Act (NEPA), the United States Department of the Navy (the Navy) gives notice of availability of a Draft Environmental Assessment (EA) and requests public comment on the proposed construction of new magazines and/or repair/modernization of existing magazines to serve as the U.S. Army's Ammunition Supply Point (ASP) on the island of O'ahu. The Preferred Alternative would construct a new munitions storage complex for military ordnance at the Navy-owned West Loch Annex, Joint Base Pearl Harbor-Hickam that would be completed under several phases of military construction projects planned to begin in 2022. The Army would be the intended occupant/tenant of the new facilities. As the landowner, the Navy is the lead agency for the Proposed Action. The Navy anticipates the project would result in less than significant impacts on the quality of the human or natural environment.

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: Hawaii; Major Disaster and Related Determinations (published by the Federal Emergency Management Agency on 08/03/2020)

This is a notice of the Presidential declaration of a major disaster for the State of Hawaii (FEMA-4549-DR), dated July 9, 2020, and related determinations. It was determined that the damage in certain areas of the State of Hawaii resulting from severe storms and flooding during the period of March 27 to March 28, 2020, is of sufficient severity and magnitude to warrant a major disaster declaration under the Robert T. Stafford Disaster Relief and Emergency Assistance Act, 42 U.S.C. 5121 et seq. (the "Stafford Act"). Therefore, the President declared that such a major disaster exists in the State of Hawaii.

The following areas of the State of Hawaii have been designated as adversely affected by this major disaster:

- Kauai County for Public Assistance.
- All areas within the State of Hawaii are eligible for assistance under the Hazard Mitigation Grant Program.

FOR FURTHER INFORMATION, click on the title link of this entry or contact: Dean Webster, Office of Response and Recovery, Federal Emergency Management Agency, 500 C Street SW, Washington, DC 20472, (202) 646-2833.

Notice: 2019 Marine Mammal Stock Assessment Reports (published by the National Oceanic and Atmospheric Administration on 08/03/2020)

As required by the Marine Mammal Protection Act (MMPA), NMFS has considered public comments for revisions of the 2019 marine mammal stock assessment reports (SARs). This notice announces the availability of 65 final 2019 SARs that were updated and finalized. Electronic copies of SARs are available on the internet as regional compilations at the following address: <https://www.fisheries.noaa.gov/national/marine-mammal-protection/marine-mammal-stock-assessment-reports-region>.

FOR FURTHER INFORMATION, click on the title link of this entry or contact: Jim Carretta, 858-546-7171, Jim.Carretta@noaa.gov, regarding Pacific regional stock assessments.

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 (EISPEN) along with the supporting Final EA. After the notice of the FEA-EISPEN is published in this bulletin, the public has 30 days to request to become a consulted party and to make written comments. The public (including the Applicant) has 60 days from the notice of the EISPEN in this bulletin to ask a court to not require the preparation of an EIS.

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

Act 172 in 2012 amended HRS 343 by providing for an agency to bypass the preparation of an environmental assessment for various actions that in the experience of the agency would clearly require the preparation of an EIS. The agency must submit its determination that an EIS is required for an action (Act 172-2012, EISPEN) with a completed OEQC publication form detailing the specifics of the action. 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 EISPEN 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 EISPEN, the Agency or Applicant must prepare a Draft Environmental Impact Statement (DEIS). The content requirements of the DEIS shall contain an explanation of the environmental consequences of the proposed action including the direct, indirect and cumulative impacts and their mitigation measures. The public has 45 days from the first publication date in this bulletin to comment on a DEIS. The DEIS must respond to comments received during the EISPEN comment period in a point-by-point manner.

Final Environmental Impact Statement

After considering all public comments filed during the DEIS stage, the Agency or Applicant must prepare a Final EIS (FEIS). The FEIS must respond in a point-by-point manner to all comments from the draft and must be included in the FEIS. 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).