



The Environmental Notice

May 23, 2022

David Y. Ige, Governor
Mary Alice Evans, Director

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.



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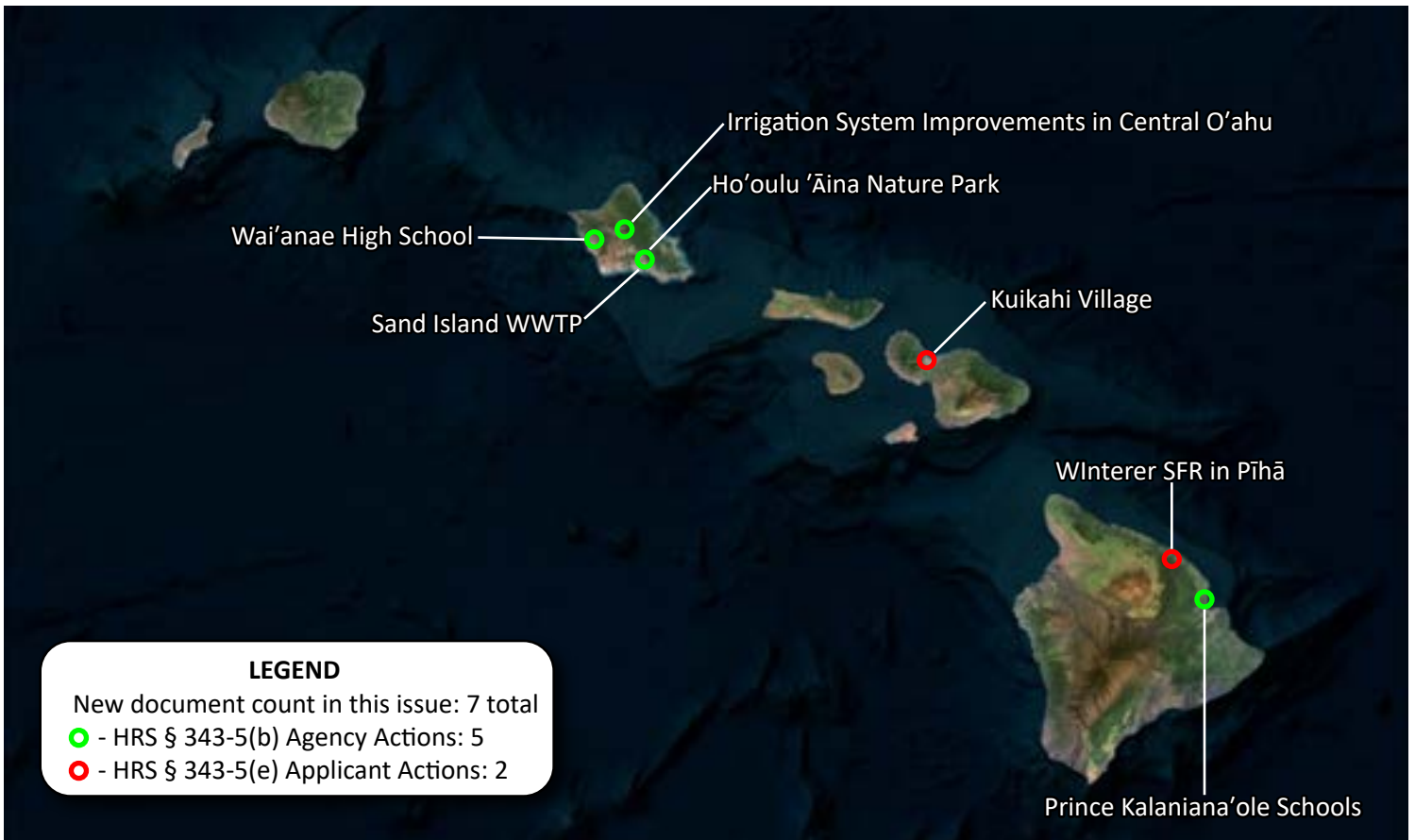
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STATEWIDE MAP OF NEW HRS CHAPTER 343 DOCUMENTS & DETERMINATIONS



HAWAII

Winterer Single-Family Residence in Pihā--Draft EA (AFNSI)

HRS §343-5(a) Trigger	(2) Propose any use within any land classified as a conservation district
District(s)	North Hilo
TMK(s)	(3) 3-2-004:037
Permit(s)	County of Hawai'i: Plan approval and grubbing, grading, and building permits; State: CDUP, wastewater system approval and Chapter 6E SHPD Approval of Archaeological Survey
Approving Agency	State of Hawai'i, Department of Land and Natural Resources Rachel Beasley, (808) 798-6481, rachel.e.beasley@hawaii.gov Office of Conservation and Coastal Lands, 1151 Punchbowl Street #131, Honolulu, HI 96813
Applicant	Sean Winterer; 15-2735 Ono Street, Pāhoa, HI 96778 c/o (808) 896-3459, jmleonard@mac.com
Consultant	James Leonard; 56 Laukona Street, Hilo, HI 96720 (808) 896-3459, jmleonard@mac.com
Status	Statutory 30-day public review and comment period starts. Comments are due by June 22, 2022. Please click on title link above to read the document, then send comments to the approving agency and copy the consultant.

Applicant proposes a home on a 20,621-sf portion of his 17.24-acre old homestead property at 1,700 feet in elevation on an extension of Pihā-Kahuku Road above Ninole Village. The 2-bdr/2-bath, 1-story home will have 958 sf of interior space, a fence and gate, and a carport and lanai. The off-grid home will have rooftop solar PV and water catchment. Within the small disturbance footprint, invasive species including strawberry guava and melastomes will be removed and prevented from re-establishing, and native, Polynesian and food-bearing species will be planted. The remaining 16.76 acres will remain untouched except adjacent to residence, where new 'ōhi'a and other native trees will be planted. No threatened and endangered plants are present, and timing of clearing restrictions/seasonal surveys will help prevent impacts to endangered Hawaiian hoary bats and Hawaiian hawks. No archaeological sites or cultural sites are present and no cultural practices take place on the property.

Prince Jonah Kūhiō Kalaniana'ole Elementary and Intermediate School Covered Play Court--Final EA (FONSI)

HRS §343-5(a) Trigger	(1) Propose the use of state or county lands or the use of state or county funds
District(s)	South Hilo
TMK(s)	(3) 2-7-022: 002, 003; 2-7-025: 004
Permit(s)	Variance from Pollution Control, Disability and Communication Access Board, Chapter 6E Review, Plan Approval, Building Electrical and Plumbing Permit, Grubbing Grading and Stockpiling Permit
Proposing/ Determining Agency	State of Hawai'i, Department of Education George Ramiscal, (808) 784-5132, gramiscal@bowersandkubota.com Queen Lili'uokalani Facilities Campus, 3633 Wai'ālae Avenue, Building B, Room 201, Honolulu, HI 96816
Consultant	Gerald Park Urban Planner; 95-595 Kaname'e Street #324, Mililani, HI 96789 Gerald Park, (808) 625-9626, gpark@gpup.biz
Status	Finding of No Significant Impact (FONSI) determination

The Department of Education, State of Hawai'i, proposes to construct a multi-purpose covered play court at Prince Jonah Kūhiō Kalaniana'ole Elementary & Intermediate School. An existing outdoor play court will be demolished and replaced on the same site with a single-story structure. The approximately 10,200 square feet (117'-2" X 87'-0") structure will provide one standard size high school basketball court, two "biddy" basketball courts, and two standard high school sized volleyball courts. The height of the structure is approximately 30'-6" measured from grade to top of roof.

Chain link fencing (10-feet high) around the exterior will provide ventilation and physical and visual security. The exterior finish will consist of protective metal siding and translucent fiberglass panels installed above the chain link fencing.

Construction costs are estimated at \$4.0 million and will be funded by the State of Hawai'i.

MAUI

Kuikahi Village Project--Final EA (FONSI) Vol I and Vol II

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) 3-5-002:003 (por.)
Permit(s)	State District Boundary Amendment, Maui County Code Chapter 2.97 Affordable Housing Application (Maui County Council); Chapter 11-46, Community Noise Control; Chapter 11-60.1-33, Fugitive Dust; NPDES; Construction permits (building, grading); Work on County Roadway approval
Approving Agency	County of Maui, Department of Housing and Human Concerns Lori Tshako, (808) 270-7351, director.hhc@mauicounty.gov 2200 Main Street, Suite 546, Wailuku, HI 96793
Applicant	Kuikahi Properties, LLC; 191 Waihe'e Valley Road, Wailuku, HI 96793 John Varel, (808) 357-0702, doyle@mevlanaholding.net
Consultant	Munekiyo Hiraga, 305 High Street, Suite 104, Wailuku, HI 96793 Charlene Shibuya, (808) 244-2015, planning@munekiyohiraga.com
Status	Finding of No Significant Impact (FONSI) determination

Kuikahi Properties, LLC proposes a new residential community to include a variety of residence types such as multi-family, duplex, townhome, live-work, tiny home, and single-family units on an approximately 14.9-acre portion of land in Wailuku, Maui. The proposed development also involves a minor residential business component through the live-work units, which are envisioned to be for neighborhood services or office types of businesses. The proposed project will be comprised of 202 residential units anticipated for sale at affordable levels per the Area Median Income. Related improvements to be developed with the project include onsite parking for residents and visitors, internal roadways and sidewalks, bike paths, landscaping, a pavilion, playground, spot parks, drainage improvements, underground utility connections, and 2 access connections to Ku'ikahi Drive. A roundabout at the intersection of Ku'ikahi Drive and Kehalani Mauka Parkway is proposed. The Draft EA for this action was published under the title: Kuikahi Affordable Housing Project.

O'AHU

Irrigation System Improvements in Central Oahu--2nd 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)	O'ahu-multiple
TMK(s)	(1) 7-1-012:001; 7-1-001:005; 7-3-007:002; 7-1-012:009; 7-1-012:010; 7-1-012:011; 7-1-012:015; 7-3-007:001
Permit(s)	Numerous (see document)
Proposing/Determining Agency	State of Hawai'i, Agribusiness Development Corporation James Nakatani, (808) 586-0087, James.Nakatani@hawaii.gov 235 South Beretania Street, Room 205, Honolulu, HI 96813
Consultant	The Limtiaco Consulting Group; 1622 Kananui Street, Honolulu, HI 96817 Claire Oshiro, (808) 596-7790, claire@tlcghawaii.com
Status	The proponent is publishing a modified version of the Draft EA originally published on June 23, 2021. Another statutory 30-day public review and comment period starts. Comments are due by June 22, 2022. The Final EA must include comments from all comment periods. Please send comments to the proposing/determining agency and copy the consultant.

The proposed project will allow non-potable water sources to be utilized for non-potable irrigation purposes, which would improve the redundancy and reliability of irrigation system infrastructure in the project area in Central O'ahu. The project includes installation of a 14-million gallon reservoir, two pump stations, connecting pipelines, and supporting elements such as access roads. Proposed irrigation system infrastructure will draw water from available sources as allowed, convey water to storage reservoirs, and distribute water via pipelines.

After the original Draft EA was published in 2021, it was determined that the project will not require a separate backup disposal system located on ADC's parcel. This Second Draft EA has been prepared to reflect the changes to the project. The previously envisioned backup disposal system would have expanded land disturbance beyond the vicinity of the 14-million gallon reservoir and would have required additional construction materials and labor.

O‘AHU (CONTINUED)

Ho‘oulu ‘Āina Nature 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)	Honolulu
TMK(s)	(1) 1-4-014:001 and 026, 1-4-016:003
Permit(s)	State Historic Preservation Division 6E-42, Department of Health Wastewater Branch, National Pollutant Discharge Elimination System (NPDES) Permit
Proposing/ Determining Agency	State of Hawai‘i, Department of Land and Natural Resources Alan Carpenter, (808) 587-0286, alan.b.carpenter@hawaii.gov Division of State Parks, 1151 Punchbowl Street #310, Honolulu, HI 96813
Consultant	G70; 111 South King Street, Suite 170, Honolulu, HI 96813 Mark Kawika McKeague, (808) 523-5866, hoouluainaea@g70.design
Status	Statutory 30-day public review and comment period starts. Comments are due by June 22, 2022. Please click on title link above to read the document, then send comments to the proposing/determining agency at hoouluainaea@g70.design

In response to an increasing demand from the community to provide access to an environment cultivating an indigenous lifestyle, the staff at Kōkua Kalihi Valley engaged in a comprehensive planning process to guide program development at Ho‘oulu ‘Āina Nature Park over the next 20 years. The improvements proposed in this Environmental Assessment provide opportunities for community volunteer members to engage in ‘āina based practices to deepen indigenous knowledge of Native Hawaiian farming practices, cultural and historic resources identified within Kalihi Valley, and the health benefits of indigenous plant species. The proposed master plan update will support current program operation and continue to reduce health disparities and restore the health of the land.

Sand Island Wastewater Treatment Plant (WWTP) Bioconversion Facility Upgrades--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 (3) Propose any use within a shoreline area (9)(A) Propose any wastewater treatment unit, except an individual wastewater system or a wastewater treatment unit serving fewer than fifty single-family dwellings or the equivalent
District(s)	Honolulu
TMK(s)	(1) 1-5-041: 005 and 022 por.
Permit(s)	Various (see document)
Proposing/ Determining Agency	City and County of Honolulu, Department of Environmental Services Derrick Cabalang, (808) 768-8841, derrick.cabalang@honolulu.gov 1000 Uluohia Street, Suite 308, Kapolei, HI 96707
Consultant	R. M. Towill Corporation; 2024 North King Street, Suite 200, Honolulu, HI 96819 Brian Takeda, (808) 842-1133, briant@rmtowill.com
Status	Finding of No Significant Impact (FONSI) determination

The City and County of Honolulu (CCH), Department of Environmental Services (ENV) (“Applicant”) proposes to undertake the Sand Island Wastewater Treatment Plant (SIWWTP) Bioconversion Facility Upgrades (“Project”), to provide additional solids stream treatment capacity for the phased buildout process to upgrade the SIWWTP to meet secondary treatment effluent standards for the facility’s wastewater flow. The existing SIWWTP is located on approximately 64 acres of land identified as Tax Map Key (TMK) (1) 1-5-041: 005 (“Parcel 5”) and (1) 1-5-041: 022 (“Parcel 22”), which are owned by the State of Hawai‘i and granted to CCH for SIWWTP use by Governor’s Executive Orders (EOs) No. 3939 issued in 2002, and No. 4498 issued in 2016. The SIWWTP facility is owned by CCH, ENV. The proposed project will be constructed within Parcel 5, and staging and stockpiling will occur in Parcel 22.

O‘AHU (CONTINUED)

Wai‘anae High School Girls' Athletic Locker Room--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)	Wai‘anae
TMK(s)	(1) 8-5-015:001 (por.)
Permit(s)	Dust Control Plan; Noise Permit (if necessary); Americans with Disabilities Act (ADA) Compliance; Section 6E, Hawai‘i Revised Statutes (HRS) Review; Grading, Grubbing, and Stockpiling Permits; Building Permit (electrical, plumbing, civil); Occupancy Permit; Site Development Master Application for Sewer Connection; Storm Drain Connection License (if necessary); Storm Water Quality Strategic Plan; Rules Relating to Water Quality and Storm Drainage Standards Compliance; Special Management Area (SMA) Use Permit - Major; Waiver Permit (to exceed maximum lot coverage)
Proposing/ Determining Agency	State of Hawai‘i, Department of Education Mitch Tamayori, (808) 784-5116, Mitch.Tamayori@k12.hi.us Facilities Development Branch, Project Management Section, 3633 Wai‘alae Avenue, Room B-201, Honolulu, HI 96816
Consultant	PBR HAWAII; 1001 Bishop Street, Suite 650, Honolulu, HI 96813 Greg Nakai, (808) 521-5631, gnakai@pbrhawaii.com
Status	Finding of No Significant Impact (FONSI) determination

The proposed Girls' Athletic Locker Room (GALR) for Wai‘anae High School (WHS) comprises a new building (requiring either removal or relocation of the existing Administration portable building on-campus) and an extension/widening of the fire access road to the northeast of Buildings F and D. The new building will include a Locker Room, Toilet Area, Shower Room, Storage, Laundry Room, Coach’s Office, and other support spaces. This project is needed to comply with Title IX gender equity requirements, per federal and state laws.

CHAPTER 25, REVISED ORDINANCES OF HONOLULU

Use of the Special Management Area (SMA) is not a trigger under Chapter 343, but developments in O‘ahu's SMA are required to go through an environmental review process that mirrors the procedural requirements of [HRS Chapter 343](#), pursuant to [Revised Ordinances of Honolulu, Chapter 25](#). Developments being reviewed under Chapter 25 but not Chapter 343 appear here.

Kahala Beach Villas--Final EA (FONSI)

District(s)	Honolulu
TMK(s)	(1) 3-5-006: 007, 009, 014, and 025
Permit(s)	Various (see document)
Approving Agency	City and County of Honolulu, Department of Planning and Permitting Malyne Simeon, (808) 768-8023, msimeon@honolulu.gov 650 South King Street, 7th floor, Honolulu, HI 96813
Applicant	A‘YIA LLC; 4614 Kilauea Avenue, Suite 205, Honolulu, HI 96816 Tim Gutierrez, (808) 734-1683, tim@pyramidhawaii.com
Consultant	G70; 111 South King Street, Suite 170, Honolulu, HI 96813 Jeff Overton, (808) 441-2104, KahalaBeachVillasEA@g70.design
Status	Finding of No Significant Impact (FONSI) determination

A‘YIA LLC is proposing to undertake “The Kahala Beach Villas” (Project). The Project involves the demolition of seven existing dwellings, and redevelopment and construction of six new dwellings for a total of 12 dwelling units on the Project site. The site is located at 4767-B, 4767-D, 4769, and 4775 Kahala Avenue on Tax Map Key parcels: (1) 3-5-006:007, 009, 014 and 025. The Applicant also proposes to improve the existing shared, privately-owned driveway to continue access to the residences. The Project will be designed and constructed to attain certification from the U.S. Green Building Council's Leadership in Energy and Environmental Design program. The Project will be designed and constructed to attain certification from the U.S. Green Building Council's Leadership in Energy and Environmental Design program.

PREVIOUSLY PUBLISHED DOCUMENTS OPEN FOR COMMENT

Status: The comment period for these projects began previously. Please click on the links below to read a document, then send comments to the relevant agency and copy any relevant applicant and/or consultant identified in the submission form that follows the initial agency letter.

COMMENTS DUE MAY 23, 2022

MAUI

[Keokea Homestead Farm Lots Association Master Plan--Draft EA \(AFNSI\)](#)

O'AHU

[Zweng Single-Family Residence--Draft EA \(AFNSI\)](#)

['Āhuimanu Wastewater Pre-Treatment Facility Improvements and Equalization Facility--Draft EA \(AFNSI\)](#)

[Paullin Residence--Draft EA \(AFNSI\)](#) ROH Chapter 25

COMMENTS DUE JUNE 7, 2022

HAWAI'I

[Army Training Land Retention at Pōhakuloa Training Area--Draft EIS](#)

[Campus Expansion for the Arts and Sciences Center in Puna--Draft EA \(AFNSI\)](#)

[NELHA's Innovation Center and Hale Wawaloli Visitor Center--Draft EA \(AFNSI\)](#)

O'AHU

[Spillway Rehabilitation and Vegetation Clearing at the Decommissioned Tai Lee Reservoir--Draft EA \(AFNSI\)](#)

[Arnold-Tripier Residence at Niu--Draft EA \(AFNSI\)](#) ROH Chapter 25

COMMENTS DUE JUNE 22, 2022

O'AHU

[First Responder Technology Campus--Draft EIS, Appendices Volume, and Scoping Meeting Audio](#)

EXEMPTION NOTICES

The University of Hawai'i has declared the following actions exempt from the requirement to prepare an EA pursuant to [HAR § 11-200.1-16](#), and has submitted these Exemption Notices for voluntary publication:

[Parking Lot Reconstruction at the Submillimeter Array \(SMA\) on Maunakea](#)

The action is a reconstruction of an existing parking lot on the same site (permitted under CDUP HA 2728), with the same capacity and dimensions and continuing to serve the same purpose once reconstruction is completed. All work will be confined to the existing parking area and will involve: removal of the existing pavement; addition and compaction of twelve (12) inches of new basecourse for subbase improvement; and fresh pouring of four (4) inches of asphalt pavement. This action is expected to have minimal or no significant effects.

[Maunakea Cesspool Closures](#)

The action involves closure of two existing cesspools, permitted under CDUPs HA 3/4/82-1430 and HA 9/3/82-1515, and replacing each with a zero-discharge holding tank. The new tanks perform the same function of wastewater management and will be located generally within the same site as the cesspools. This action is expected to have minimal or no significant impacts.

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 is a List of Exemption Notices submitted for April 2022, but was inadvertently not published on May 8, 2022; contact the identified agency contact on the list for additional information about any specific exemption:

State of Hawai'i: [University of Hawai'i, Mānoa](#)

SHORELINE NOTICES

APPLICATIONS FOR SHORELINE CERTIFICATION

The shoreline certification applications below are available for review and comment 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](#)). **Maps and photos of each application file can be viewed [here](#). 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
MA-781	310 Pa'ani Place, Maui 96779	(2) 3-8-002: 036	Ailana Surveying & Geomatics, LLC	Edward Wayne
MA-782	63 Kuahulu Place, Maui 96761	(2) 4-8-003: 120	Akamai Land Surveying, Inc.	Vadim Antonov

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-1983	Proposed	111 Kailuana Loop, O'ahu 96734	(1) 4-3-083: 008	Walter P. Thompson, Inc.	Beachside LLC
MA-771	Proposed	5157 Lower Honoapi'ilani Rd., Maui 96761	(2) 4-3-007: 002	Action Survey LLC	BJ Ohana Partnership
MA-775	Proposed	5165 L. Honoapi'ilani Road, Maui 96761	(2) 4-3-007: 003	Hana Skoda & Alan Loh	Hana Skoda & Alan Loh
MA-777	Proposed	3040 Kahekili Highway, Maui 96793	(2) 3-2-001: 002	Kevin J Clarke	Maui Ocean Front LLC, c/o Kusai Aziz
MO-190	Proposed	2414 Kamehameha V Hwy, Moloka'i 96748	(2) 5-4-017: 010	Garry Mitchell	Garry Mitchell
HA-608	Proposed	Wawaloli Beach Park, Makako Bay Drive, Hawai'i 96740	(3) 7-3-043: 088 por.	Engineering Partners, Inc.	Natural Energy Laboratory of Hawaii Authority
HA-609	Proposed	73-891 Makako Bay Drive, Hawai'i 96740	(3) 7-3-043: 100	Engineering Partners, Inc.	Natural Energy Laboratory of Hawaii Authority
HA-624	Proposed	Paradise Ala Kai, Hawai'i	(3) 1-5-058: 045	Daniel Berg, dlb & associates, LLC	Floyd Beadle, legal owner via non-trust custodial IRA and AET
HA-625	Proposed	Ala Heau Rd. (no number assigned), Hawai'i	(3) 1-5-032: 043	Daniel Berg, dlb & associates, LLC	Multan Properties, LLC; attn: Genet Singh

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 [(808) 768-8015]; Hawai'i [East (808) 961-8288], [West (808) 323-4770]; Kaua'i [(808) 241-4050]; Maui [(808) 270-7735]; Kaka'ako or Kalaeloa Community Development District [(808) 587-2846]

Location (TMK)	Description (File No.)	Applicant/Agent
Maui: Kīhei (2-1-008: 140)	Special Event at the Golf Course (SM2 202200001)	MC&A INC
Maui: Lahaina (4-0-010: 970)	Kaanapali Shores Pool and Deck Repair (SM2 202200002)	Lance Towers
Maui: Wailuku (3-6-001: 025)	Maalaea Harbor General Store Roof Repair and Solar Replacement (SM2 202200003)	Skyta Construction
Maui: Kīhei (2-1-008: 140)	Special Event at the Golf Course (SM2 202200004)	MC&A INC
Maui: Lahaina (4-3-015: 040)	Putting up a retaining wall (SM2 202200006)	Paula Jelsma & Darlene Gomes
Maui: Hana (1-4-013: 001)	Mani Hana Resort Laundry Building alterations (SM2 202200007)	Maui Hana Resort
Maui: Kīhei (3-9-004: 098)	Exterior Repairs and Painting Project (SM2 202200008)	Sharon Wright NWA Inc.
Maui: Kīhei (2-1-008: 109)	Temporary Tent for Private Event (SM2 202200009)	Wayne Hikiji
Maui: Lahaina (4-3-005: 029)	Dune Management and Maintenance (SM2 202200011)	Valerie Glenn
Maui: Lahaina (4-2-002: 005)	This includes and is limited to replacing roof sheathing, metal caps, flashing, drip edge, fascia, gutters, and downspouts as needed. No earthmoving (SM2 202200012)	Gregg Nelson
Maui: Kīhei (2-1-008: 140)	Construct a 40' x 100' Tent for Dining, 30' x 40' Kitchen Tent, and 16' x 24' stage (SM2 202200014)	Tatiana von Oelhoffen
O'ahu: Wai'ālae (3-5-023: 039)	Kahala Hotel and Resort Roof Top Utility Installation, Type A, Antenna and Equipment Upgrades (2022/SMA-14)	Cellco Partnership dba Verizon Wireless/General Dynamic
O'ahu: Honolulu (1-1-070: 022, 023 and 024)	Hertz Rent-A-Car New Above-Ground Fuel Storage Tank (2022/SMA-33)	The Hertz Corporation/Munekiyo Hiraga

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: [Endangered and Threatened Wildlife and Plants; Initiation of 5-Year Status Reviews for 167 Species in Oregon, Washington, Idaho, Montana, California, Hawaii, Guam, and the Northern Mariana Islands](#) (published by the Fish and Wildlife Service on 05/10/2022)

We, the U.S. Fish and Wildlife Service, are initiating 5-year status reviews for 167 species in Oregon, Washington, Idaho, Montana, California, Hawaii, Guam, and the Northern Mariana Islands under the Endangered Species Act of 1973. Two of these species also occur outside of U.S. jurisdiction in Canada and the South Pacific. A 5-year status review is based on the best scientific and commercial data available at the time of the review; therefore, we are requesting submission of any new information on these species that has become available since the last reviews. **To ensure consideration in our reviews, we are requesting submission of new information no later than July 11, 2022.** However, we will continue to accept new information about any species at any time. For further information, please click on the title link above, or for information about any of the 163 species occurring in Hawaii, Guam, and/or the Commonwealth of the Northern Mariana Islands, contact Megan Laut, Pacific Islands Fish and Wildlife Office, (808) 792-9400

Notice: [Western Pacific Fishery Management Council; Public Meetings](#) (published by the National Oceanic and Atmospheric Administration on 05/20/2022)

The Western Pacific Fishery Management Council will hold its Fishing Industry Advisory Committee (FIAC), American Samoa Fishery Archipelago Fishery Ecosystem Plan (FEP) Advisory Panel (AP), Non-Commercial Fishing Advisory Committee (NCFAC) Meeting, Mariana Archipelago FEP—Guam AP, Mariana Archipelago FEP—Commonwealth of the Northern Mariana Islands (CNMI) AP, and the Hawaii Archipelago FEP AP to discuss and make recommendations on fishery management issues in the Western Pacific Region. **The meetings will be held between June 6 and June 10, 2022.** Click on the title link for information.

FEDERAL NOTICES (CONTINUED)

Notice: [Marine Mammals; File No. 25754](#) (published by the National Oceanic and Atmospheric Administration on 05/23/2022)

Notice is hereby given that the NMFS Pacific Islands Fisheries Science Center, 1845 Wasp Boulevard, Building 176, Honolulu, HI 96818 (Responsible Party: Erin Oleson, Ph.D.), has applied in due form for a permit to conduct research on cetaceans. The applicant proposes to conduct research on 34 cetacean species in U.S. and international waters of the Pacific Islands region, including the Hawaiian archipelago, American Samoa, Guam, the Commonwealth of the Northern Mariana Islands, Kingman Reef, Palmyra Atoll, Johnston Atoll, Wake Atoll, Howland Island, Baker Island, and Jarvis Island. The objectives of the research are to determine the abundance, stock structure, distribution, movement patterns, and ecological relationships of cetaceans in the study area. Research activities include aerial surveys using manned and unmanned aircraft systems, vessel surveys, behavioral observations, photo-identification, passive acoustic recordings, underwater photography, biological sample collection (skin and blubber biopsies, exhaled air, feces, and sloughed skin), and tagging (suction-cup and dart/barb). Marine mammal parts would also be imported, exported, salvaged, or received for analysis and curation. Click on the title link above to see the application for complete numbers of animals requested by species, life stage, and procedure. The permit is requested for five years. **Written or email comments must be received on or before June 22, 2022.**

NATIONAL ENVIRONMENTAL POLICY ACT (NEPA) ACTIONS

As a courtesy, listed below are documents submitted for publication that have been prepared pursuant to NEPA, rather than 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 OPSD/ERP.

[Secure Integration Support Laboratory for Air Force Research Laboratory--Draft EA and Proposed FONSI](#)

Island/ District(s)/ TMK(s)	Maui/ Kīhei-Makena/ (2) 2-2-24: 15 and 16
Permit(s)	See Draft EA
Proposing/Approving Agency	Lieutenant Colonel J. Chris Zingarelli, USSF Commander Air Force Research Laboratory, Detachment 15, a unit of the U.S. Space Force; 550 Lipoa Parkway, Kīhei, HI 96753-6902 (808) 891-7748, AFRL.AMOS.PublicAffairs@us.af.mil
Consultant	Tetra Tech, Inc.; 100 West Innes Street, Suite 302, Salisbury, NC 28144 Greg Hippert, (704) 433-1524, greg.hippert@tetrattech.com
Status	The draft EA and proposed FONSI are available for public review and comment at the following Maui public libraries: Kīhei Public Library, Lahaina Public Library, Makawao Public Library, Wailuku Public Library. The draft EA and proposed FONSI are also available on the Internet at: www.afrl.af.mil/environmental The U.S. Air Force will accept comments for a 30-day public comment period beginning on 23 May. Written comments must be postmarked by June 22, 2022 to be considered in the final EA. Written comments on the draft EA and proposed FONSI may be sent by U.S. Postal Service to Tetra Tech, Inc., c/o Julie Kaplan, 9444 Balboa Ave, Suite 215, San Diego, CA 92123 or via email to julie.kaplan@tetrattech.com

Pursuant to the Council on Environmental Quality Regulations implementing the National Environmental Policy Act, the United States Department of the Air Force (Air Force) gives notice of availability of a draft Environmental Assessment and proposed Finding of No Significant Impact and requests public comment on the proposed construction of a permanent, government-owned secure integration support laboratory (SISL) on Maui, Hawai'i. The SISL would be a two-story, approximately 56,000-square-foot building with workspace for military, civilian, and contractor personnel. It would have a high-performance data center, laboratories, a remote telescope operations center, rooftop and ground-level domes for telescopes, secure areas and facilities for processing classified information, administrative spaces, a secure entry control point, and warehouse functions. The SISL would consolidate operations from four existing Detachment 15 AFRL facilities on Maui. Construction of the proposed SISL would allow personnel from existing AFRL facilities on Maui to relocate to the SISL. The Air Force is the lead agency for the Proposed Action. The Air Force anticipates the project would result in less than significant impacts on the quality of the human or natural environment.

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 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 challenge the FONSI in the Environmental Court and seek a ruling 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 OPSD 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 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 OPSD with the Draft EIS.

HEPA

While technically there is no "Hawai'i Environmental Policy Act," HRS 343 is often referred to by this term.

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.

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. Whether the FEIS is accepted or not accepted, notice of the Acceptance Determination is published in this bulletin. The public has 60 days from publication to legally challenge the acceptance of a FEIS. For both Applicant and Agency actions, 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, OPSD 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/denied by the Department or 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; 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. Some projects going through the SMA permit process on O'ahu are also required to go through an environmental review process that mirrors HRS 343; these "ROH Chapter 25" EAs/EISs are included in this bulletin.

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 Advisory Council

The [Environmental Advisory Council](#) is a 15-member citizen board appointed by the Governor. They serve as a liaison between the Director of OPSD and the general public concerning ecology and environmental quality. Agendas of their regular meetings are posted on the Internet and the public is invited to attend.

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).