



The Environmental Notice

March 8, 2023

Josh Green, M.D., Governor
Scott Glenn, Director, OPSD

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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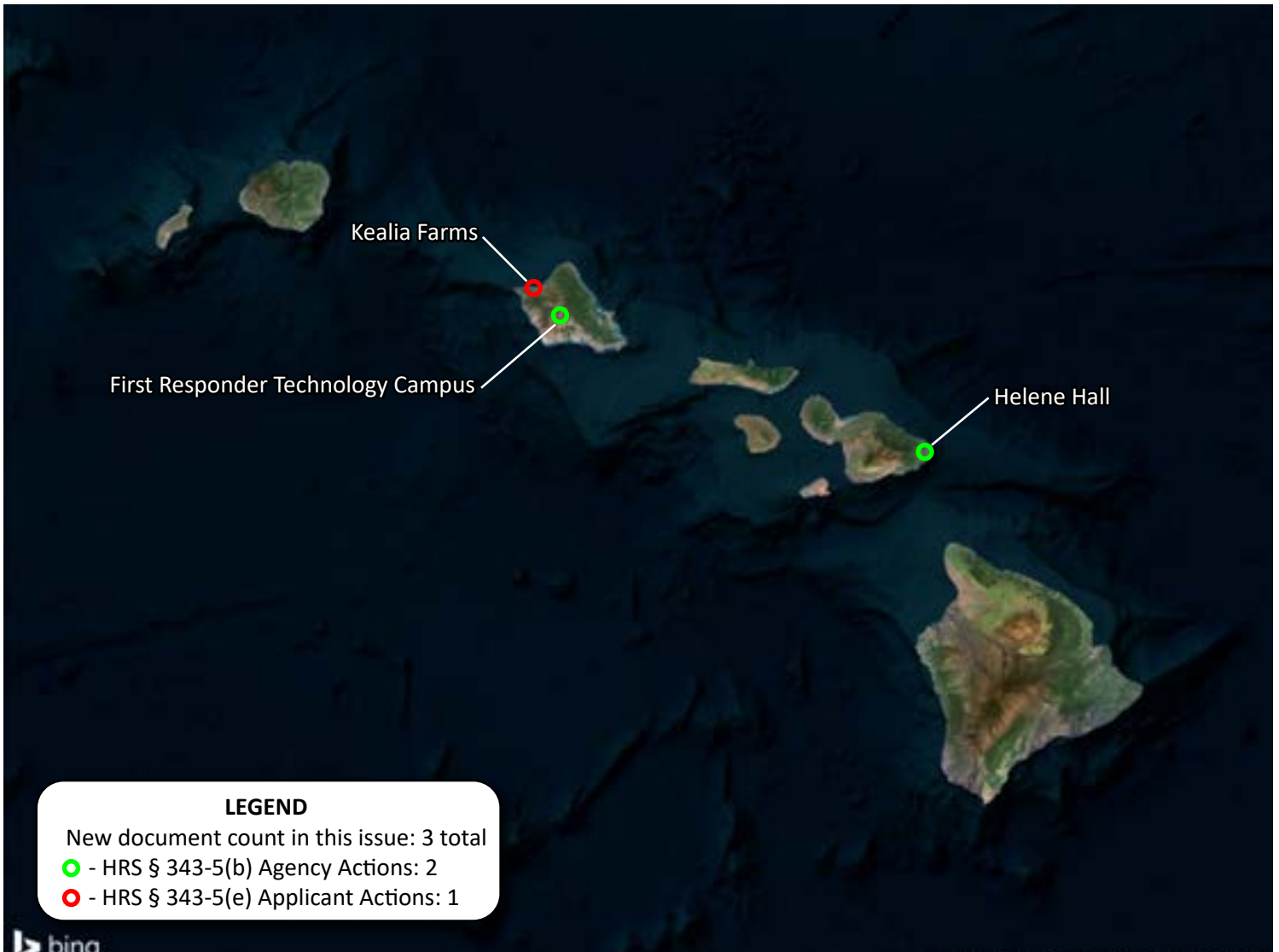
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STATEWIDE MAP OF NEW EA/EIS DOCUMENTS & DETERMINATIONS



MAUI EAS/EISS

Helene Hall Septic System Improvements--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
District(s)	Hana
TMK(s)	(2) 1-4-004:034(por.), 029(por.), and 999(por.)
Permit(s)	National Pollutant Discharge Elimination System (NPDES) Permit, as applicable, Permit to Perform Work on State Highways, Hawai'i Revised Statutes (HRS) Section 6E Review, Special Management Area (SMA) Use Permit, Shoreline Setback Variance, Construction Permits (Building, Grubbing, Electrical, Plumbing), Special Flood Hazard Area Development Permit, Work on County Highway Permit.
Proposing/ Determining Agency	County of Maui, Department of Environmental Management Juan Rivera, (808) 270-7268, environmental.mgmt@mauicounty.gov 2200 Main Street, Suite 610, Wailuku, HI 96793
Consultant	Munekiyo Hiraga; 305 High Street, Suite 104, Wailuku, HI 96793 Emily Murai, (808) 983-1233, planning@munekiyohiraga.com
Status	Finding of No Significant Impact (FONSI) determination

The Department of Environmental Management (DEM) is proposing to upgrade the existing wastewater reclamation system at Helene Hall in Hana, Maui, Hawai'i and relocate it by the Hana Ball Park parking lot about a quarter (1/4) mile mauka from Hana Bay. The DEM proposes to rehabilitate one (1) aerobic treatment unit with a new aeration blower and to repurpose the other as a wastewater pump station. The wastewater will then be pumped uphill from Helene Hall to a new treatment system and absorption field located at the Hana Ball Park via an underground 1.5-inch diameter force main that runs approximately 1,500 feet along Keawa Place and Uakea Road. The proposed work to be done along Keawa Place and Uakea Road will take place within existing rights-of way. Upon project completion, the existing cesspools will be abandoned and closed in accordance with the State of Hawai'i Department of Health Hawai'i Administrative Rules, Title 11, Chapter 62, for Wastewater Systems.

O'AHU EAS/EISS

First Responder Technology Campus--Final EIS and Appendices

HRS §343-5(a) Trigger	(1) Propose the use of state or county lands or the use of state or county funds
District(s)	O'ahu-multiple
TMK(s)	(1) 9-5-002:039, 057
Permit(s)	Numerous (see document)
Proposing Agency	State of Hawai'i, Hawai'i Technology Development Corporation Len Higashi, (808) 539-3814, len@htdc.org 521 Ala Moana Blvd, Suite 255, Honolulu, HI 96813
Accepting Authority	Governor, State of Hawai'i The Honorable Josh Green, MD, (808) 536-0034, https://governor.hawaii.gov/contact-us/contact-the-governor Executive Chambers, State Capitol, Honolulu, HI 96813
Consultant	SSFm International, Inc.; 99 Aupuni Street, Suite 202, Hilo, HI 96720 Jennifer Scheffel, (808) 375-6038, jscheffel@ssfm.com
Status	Final EIS has been submitted and is pending acceptance by the accepting authority

The Hawai'i Technology Development Corporation (HTDC) proposes to develop the First Responder Technology Campus (FRTC) located in Mililani on the island of O'ahu. The campus would be located on parcels owned by HTDC, which are approximately 93-acres and 150-acres, respectively. The FRTC is envisioned to be a state-of-the-art facility and will include various uses ranging from office, classroom and warehouse uses to fitness facilities, indoor shooting range and other various types of training facilities for first responder agencies (sometimes referred to herein as the "campus"). In addition, the FRTC may have accessory uses such as a hotel/dormitory and workforce housing. The FRTC will include facilities for multiple Federal, State of Hawai'i and City and County of Honolulu (County) first responder agencies within one campus centrally located on O'ahu for operations, training and disaster preparedness purposes.

CHAPTER 25, REVISED ORDINANCES OF HONOLULU

Use of the Special Management Area (SMA) is not a trigger under HRS Chapter 343, but major developments in O’ahu's SMA must 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.

[Kealia Farms in Mokuleia--Draft EA \(AFNSI\)](#)

District(s)	Waialua
TMK(s)	(1) 6-8-002:010
Permit(s)	SMA Use Permit; Development Permits
Approving Agency	City and County of Honolulu, Department of Planning and Permitting Jordan Dildy, (808) 768-8027, jdildy@honolulu.gov 650 South King Street, 7th Floor, Honolulu, HI 96813
Applicant	Kealia Farms, c/o WHALE Environmental Services LLC, P.O. Box 455, Kahuku, HI 96731 c/o Carl DeForest, (808) 780-8885, tropicalislandwater@gmail.com
Consultant	WHALE Environmental Services, LLC; P.O. Box 455, Kahuku, HI 96731 Mark Howland, (808) 294-9254, markahowland@hawaii.rr.com
Status	Thirty-day public review and comment period starts. Comments are due by April 10, 2023. Please click on title link above to read the document, then send comments to the approving agency and copy the applicant and the consultant.

The proposed Project is to establish an agricultural operation (farm) on the site and construct three farm dwellings. The Project site is a shoreline lot within the SMA, the AG-2 General Agricultural District, and the State Land Use Agricultural District. The proposed development triggers the requirement for an EA and SMA Use Permit under Chapter 25, ROH. Upon acceptance and publication of the Final EA with a DPP-issued Finding of No Significant Impact (FONSI), the Applicant must submit an application for an SMA Use Permit, which is subject to approval by Resolution of the Honolulu City Council.

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 MARCH 10, 2023

O’AHU

- [Replacement Wastewater System for Ono Vista Condominiums--Draft EA \(AFNSI\)](#)
- [Red Hill Elementary School Covered Play Court--Draft EA \(AFNSI\)](#)
- [Cluster Development at 91-603 Pohakupuna Road--Draft EA \(AFNSI\) \(ROH Chapter 25\)](#)

COMMENTS DUE MARCH 24, 2023

KAUA’I

- [Kauai Island Utility Cooperative Habitat Conservation Plan--Draft HCP](#)

COMMENTS DUE MARCH 28, 2023

HAWAI’I

- [U.S. Geological Survey \(USGS\) Hilo Research Facility--Draft EA \(AFNSI\)](#)

O’AHU

- [Moody Single-Family Dwelling in Hale’iwa--Draft EA \(AFNSI\) \(ROH Chapter 25\)](#)

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 February 2023; contact 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 Education](#)
- [Department of Land and Natural Resources](#)
- [Department of Transportation](#)
- [Department of Hawaiian Home Lands](#)

County of Hawai‘i

- [Office of Housing and Community Development](#)
- City and County of Honolulu**
- [Department of Design and Construction](#)
- [Department of Planning and Permitting](#)

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
OA-2026	4-421 Kaneohe Bay Drive, O‘ahu 96744	(1) 4-4-006:018	Benjamin E.K. Guieb	John and Jennifer McLennan
MA-810	4950 Makena Road, Unit 8, Maui 96753	(2) 2-1-007:096	Kevin J. Clarke	On the Rocks 1, LLC

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-2007	Proposed	55-323 Kamehameha Hwy, O‘ahu 96717	(1) 5-5-002:034	Ailana Surveying & Geomatics	Brandy S. Shelby
OA-2013	Proposed	604D N. Kalaheo Ave, O‘ahu 96717	(1) 4-3-019:062	Walter P. Thompson, Inc.	Timothy Bumb
MA-799	Proposed	2960 S. Kihei Road, Maui 96753	(2) 3-9-004:023	Akamai Land Surveying, Inc.	Mauna Kai Maui Association of Apartment Owners
HA-633	Proposed	12-7789 Kalapana, Hawai‘i 96778	(3) 1-2-018:001	Mark Wyatt/ Kaimu Cove LLC	Mark Wyatt/ Kaimu Cove LLC

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
Kaua'i: Kōloa (2-8-028:056)	New Guest House without Kitchen (SMA(M)-2023-16)	Kyle and Kaori Brockett
Maui: Kīhei (2-1-008: 109)	Event (SM2 2023-00020)	Ralph Cabebe, Julie Mecklenburg
Maui: Kahului (3-8-103: 010)	New Commercial Mobile Fueling Station and Driveway (SM2 2023-00023)	David Sellers
O'ahu: Kaka'ako (2-1-058: 132)	Installation of a Chain-Link Fence with Two Pedestrian Access Gates along the Fisherman's Wharf Pier, Kewalo Basin Harbor (SMA/23-1)	Hawai'i Community Development Authority
O'ahu: Moanalua (1-1-003: portion of 239)	Allow the Temporary Stockpiling of Excess Soil and Construction Material from the Honolulu Rail Transit Project (Minor Modification to 2023/SMA-23)	Mitsunaga & Associates, Inc.

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.

Rule: [Pacific Island Fisheries; 2022-2025 Annual Catch Limits and Accountability Measures for Main Hawaiian Islands Deepwater Shrimp and Precious Coral Fisheries](#) (published by the National Oceanic and Atmospheric Administration on 03/07/2023)

In this final rule, NMFS implements annual catch limits (ACL) and accountability measures (AM) for main Hawaiian Islands (MHI) deepwater shrimp and precious coral for each fishing year in the time period between 2022 and 2025. As a post-season AM, if NMFS determines that the average total catch from the most recent 3 fishing years exceeded an ACL in a fishing year, we would reduce the ACL for the following fishing year by the amount of the overage. Although the 2022 fishing year for deepwater shrimp has ended, we will evaluate 2022 catches against the final ACL when data become available. This final rule supports the long-term sustainability of MHI deepwater shrimp and precious coral. The final rule is effective April 6, 2023. The final ACLs and AMs are applicable for fishing years from January 1, 2022 through December 31, 2025 for deepwater shrimp and July 1, 2022 through June 30, 2025 for precious coral. Click on the title link above for additional information.

Notice: [Changes in Flood Hazard Determinations](#) (published by the Federal Emergency Management Agency on 02/23/2023)

New or modified Base (1-percent annual chance) Flood Elevations (BFEs), base flood depths, Special Flood Hazard Area (SFHA) 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 listed in the linked table (**including The County of Hawai'i and the City & County of Honolulu**) are finalized. Each LOMR revises the Flood Insurance Rate Maps (FIRMs), and in some cases the Flood Insurance Study (FIS) reports, currently in effect for the listed communities. Each LOMR is available for inspection at both the respective Community Map Repository address listed in the table and online through the FEMA Map Service Center at <https://msc.fema.gov>

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 OPD/ERP.

Wake Island, Koke'e AFS, and Ka'ala AFS Integrated Natural Resources Management Plan (INRMP)

Islands	Wake, Kaua'i and O'ahu
Legal Authority	In accordance with Section 2905(d) of Public Law 105-85, provide an opportunity for the public to review any initial draft INRMP document, or significant INRMP revision, and provide comments.
Proposing/Approving Agency	U.S. Air Force; 611th CES/CEIE, 10471 20th Street Suite 322, JBER, AK 99506-2200 Keith Roberts, (808) 349-9144, keith.roberts.12@us.af.mil
Status	Please send comments within 30 days (by April 10, 2023) to: Sara.Galbraith@colostate.edu ; Tim.Carden@colostate.edu ; Jennie.Anderson@colostate.edu ; keith.roberts.12@us.af.mil ; this matrix is the preferred method of receiving comments

This INRMP was prepared for Wake Island Airfield (WIA), a 2.73 square mile unit on Wake Island Atoll, which is approximately 2,200 miles west of the Hawaiian Islands, as well as the associated Geographically Separated Units (GSUs): Kōke`e Air Force Station (AFS), a 10.09 acre GSU located in Kōke`e State Park, Kaua`i; Kōke`e Microwave Antenna Station, a 1.25 acre GSU located within Waimea State Park, Kaua`i; and Mount (Mt.) Ka`ala Air Force Station, a 6.6 acre GSU within the Wai`anae mountain range on O`ahu. This document is a guide for the management and stewardship of all natural resources present on the installations, while ensuring the successful accomplishment of the military missions. It provides the USAF and its partnering agencies with a description of the installations and their surrounding environments and presents various management practices designed to mitigate negative impacts and enhance the positive effects of the installations' missions on local ecosystems. These recommendations are balanced against the requirements of the USAF to accomplish its missions at the installations at the highest possible level of efficiency. The plan presents practicable alternatives and recommendations that would minimize impact on the installations' missions while providing for management and stewardship of natural resources that would conserve and enhance existing ecosystems on the installations.

A five-year review and update of this version of the INRMP was completed in 2022. This 2022 version includes an updated discussion of the natural resources on the installations; regional climate change projections and their potential impacts on natural resources; and revised goals, objectives, and projects that reflect current natural resources management priorities on the installations.



Wake Island Atoll

Photo credit: [USFWS - Pacific Region](#)

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).