



Josh Green, M.D., Governor
Mary Alice Evans, Interim Director

The Environmental Notice

January 8, 2024

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 macadamia nut is threatened by the macadamia felted coccid which is an invasive plant-feeding pest.

photo from the [project's Draft EA](#)

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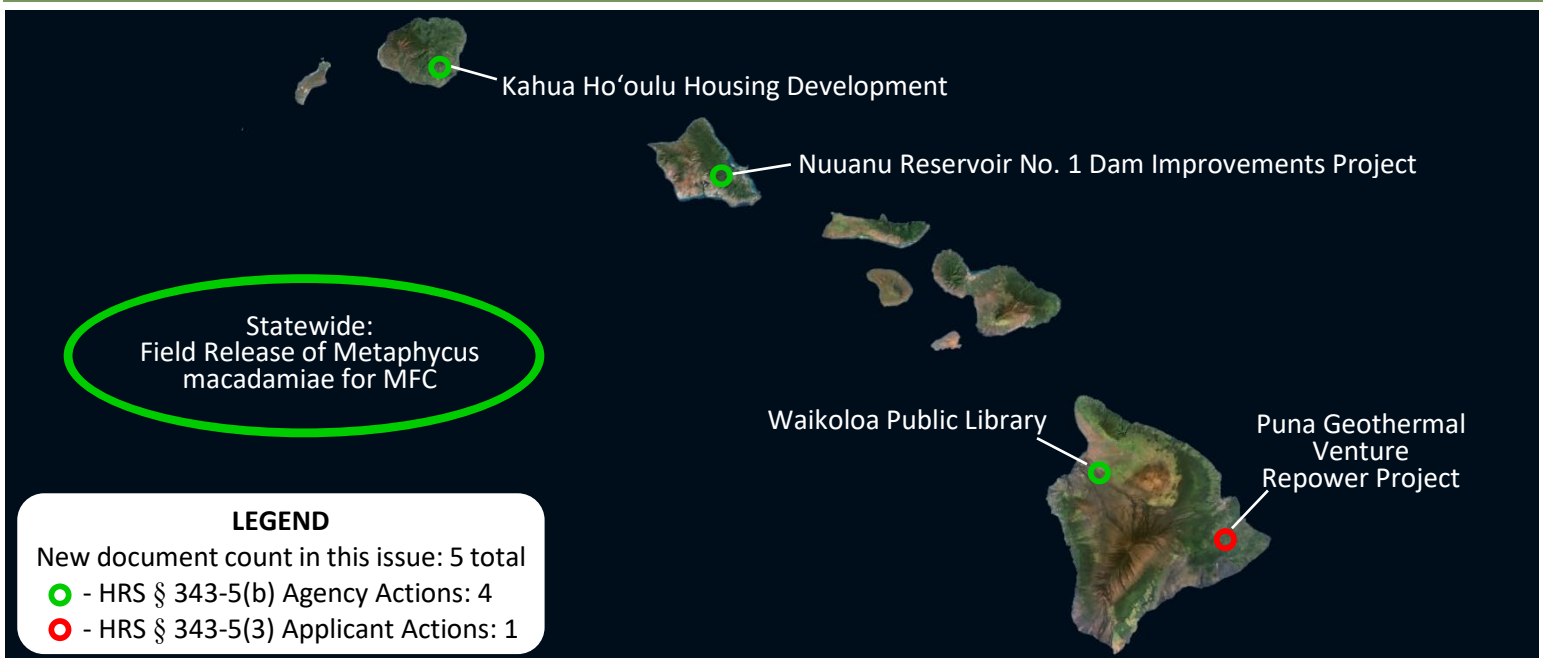
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ANNOUNCEMENTS

- The Environmental Advisory Council (EAC) is seeking new members. To learn more about the work of the EAC, visit their [website](#). To apply to be on the EAC, submit this [online application](#) under Department of Business, Economic Development & Tourism - Environmental Advisory Council.
- The 2024 ERP Publication Calendar is attached to the end of this issue or may be accessed [online!](#)
- Please use our [Contact Us](#) page if you have any questions for Environmental Review Program or Environmental Advisory Council or if you would like to schedule any trainings.

STATEWIDE MAP OF NEW EA/EIS DOCUMENTS AND DETERMINATIONS



STATEWIDE EAS/EISS

Proposed Statewide Field Release of *Metaphycus macadamiae* for MFC – 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)	Statewide
Permit(s)	USDA-APHIS-PPQ; Board of Agriculture (HDOA Plant Quarantine Branch)
Proposing/Determining Agency	State of Hawai'i, Department of Agriculture Janis Matsunaga, (808) 973-9536, janis.n.matsunaga@hawaii.gov 1428 S. King St., Honolulu, HI 96814
Consultant	None
Status	Statutory 30-day public review and comment period starts. Comments are due by February 7, 2024. Please click on title link above to read the document, then send comments to the proposing/determining agency at hdoa.ppc@hawaii.gov .

The Hawai'i Department of Agriculture proposes the Statewide field release of *Metaphycus macadamiae*, a host-specific minute parasitoid wasp, in the State of Hawai'i for biological control of *Acanthococcus ironsidei*, the macadamia felted coccid (MFC). MFC, a serious pest of macadamia trees, is native to Australia and continues to threaten the macadamia nut industry in Hawai'i. MFC feeding causes leaves to be distorted, early flower drop, and branch die-back, leading to the death of trees and a substantial reduction in nut production. If MFC is not controlled sustainably and at the landscape level soon, it may spread throughout the State and will continue to devastate Hawai'i's macadamia nut industry. *M. macadamiae* is a monophagous parasitoid of MFC and does not pose any risk to native and beneficial species, thus making this natural enemy of MFC safe to release in the environment to control MFC in Hawai'i.

O'AHU EAS/EISS

Nuuanu Reservoir No. 1 Dam Improvements 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)	Honolulu
TMK(s)	(1) 1-9-001:001
Permit(s)	USACE CWA Section 404 Jurisdictional Determination; HDOH Clean Water Act Section 401 Water Quality Certification; NPDES Permit; DLNR Dam Safety Permit; HRS Chapter 6E-8 Compliance with SHPD; DLNR OCCL Conservation District Use Permit; CCH DPP Grading, Grubbing and Stockpiling Permits; CCH DPP Erosion Control Plan and approval; Hawaii Telecom Approval; HECO Approval
Proposing/Determining Agency	Board of Water Supply Everest Akana, (808) 748-5745, EAkana@hbws.org 630 S Beretania Street, Honolulu, HI 96843
Consultant	HDR inc.; 1001 Bishop Street Ste 400, Honolulu, HI 96813 Linda Fisher, (808) 697-6200, linda.fisher@hdrinc.com
Status	Statutory 30-day public review and comment period starts. Comments are due by February 7, 2024. Please click on title link above to read the document, then send comments to the proposing/determining agency and copy the consultant.

The purpose and need for the proposed action is to meet DLNR dam safety criteria for the Nu'uuanu Reservoir No. 1 and dam. To meet the proposed purpose and need, improvements to Nu'uuanu Reservoir No. 1 are required. The remaining recommended priority maintenance and improvements identified in the DLNR Dam Safety Program inspection report and the Phase 1 Investigation Report at Nu'uuanu Reservoir No. 1 need to be carried out in order to meet this need. The proposed physical improvements at Nu'uuanu Reservoir No. 1 and dam include the following:

- Construct a new outlet works pipe structure and discharge valve through the bottom of the embankment.
- Reconstruct the upstream and downstream embankments to meet slope and stability requirements.
- Construct a new concrete spillway to meet requirements.
- Install new monitoring and data recording instrumentation.
- Update, maintain, and implement the Operations and Maintenance Manual.

HAWAI‘I EAS/EISS

Puna Geothermal Venture Repower Project – Final EIS, Appendices, and audio recording of comment meeting

HRS §343-5(a) Trigger	(1) Propose the use of state or county lands or the use of state or county funds
District(s)	Puna
TMK(s)	3) 1-4-001: 001, 002, and 019
Permit(s)	DOH non-covered source permit (for Phase 2, upgrades to 60 MW), Building Permit (County), Grading Permit (County)
Approving Agency	County of Hawai‘i Planning Department April Surprenant, (808) 961-8288, planning@hawaiicounty.gov 101 Pauahi Street, Suite 3, Hilo, HI 96720
Applicant	Puna Geothermal Venture; P.O. Box 30, Pāhoa, HI 96778 Michael Kaleikini, (808) 369-9094, mkaleikini@ormat.com
Consultant	Stantec Consulting Services Inc.; P.O. Box 191, Hilo, HI 96721 Michele Lefebvre, (808) 791-9872, michele.lefebvre@stantecgs.com
Status	Final EIS has been submitted and is pending acceptance by the accepting authority

Puna Geothermal Venture is currently authorized for and operating a geothermal power plant in the Puna District and proposes to replace the current 12 operating power-generating units with up to four energy converters. The project would increase the production of renewable energy at the existing facility (within the current site fence line) using new, more efficient units on a smaller land footprint compared to the existing units. The project would increase power production from 38 to 46 megawatts in Phase 1 and further increase production to 60 megawatts in Phase 2. The overall property size would remain the same. Most of the existing infrastructure and buildings would remain for the Project including administration buildings, the control room, maintenance areas, well pads, and the gathering system. The proposed new units would continue to safely supply reliable power from renewable geothermal resources with more efficient and quieter equipment.

Waikoloa Public Library – 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)	South Kohala
TMK(s)	(3) 6-8-041:020
Permit(s)	Chapter 343, HRS Compliance; Dust Control Plan; Noise Permit (if necessary); National Pollutant Discharge Elimination System (NPDES) construction site stormwater discharge permit; Americans with Disabilities Act (ADA) Compliance; Section 6E, HRS Review; Grading, Grubbing, and Stockpiling Permits; Building Permit (electrical, plumbing, civil); Certificate of Occupancy; and Plan Approval
Proposing/ Determining Agency	Department of Accounting and General Services Brian Isa, (808) 586-0484, brian.s.isa@hawaii.gov 1151 Punchbowl Street, Room 430, Honolulu, HI 96810
Consultant	PBR HAWAII; 1001 Bishop Street, ASB Tower, Suite 650, Honolulu, HI 96813 Bradley Furuya, (808) 954-6348, bfuruya@pbrhawaii.com
Status	Statutory 30-day public review and comment period starts. Comments are due by February 7, 2024. Please click on title link above to read the document, then send comments to the proposing/determining agency and copy the consultant.

The proposed Project includes a new, approximately 12,000 square foot public library, approximately 3,000 square foot Early Learning Center (ELC), 71-stall surface parking lot, and complimentary landscaping. The proposed library includes shelving for a minimum of 50,000 books, private meeting rooms, a program room, a work room, support space, and a librarian’s office. The ELC, connected to the library, will have two classrooms, each capable of accommodating roughly 20 students.

KAUA‘I EAS/EISS

Kahua Ho‘oulu Housing Development – 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)	Līhu‘e
TMK(s)	(4) 3-3-004:020
Permit(s)	HRS 343 Compliance, HRS 6E Compliance, County Grubbing and Grading Permit, County Building Permit, NPDES Coverage, NEPA / HUD Compliance
Proposing/ Determining Agency	County of Kaua‘i Housing Agency Adam Roversi, (808) 241-4444, aroversi@kauai.gov 4444 Rice Street, Suite 330, Līhu‘e, HI 96766
Consultant	Kaimana Environmental Solutions LLC; PO Box 11890, Honolulu, HI 96828 Max Solmssen, (808) 341-3546, max@kaimanaenv.com
Status	Statutory 30-day public review and comment period starts. Comments are due by February 7, 2024. Please click on title link above to read the document, then send comments to the proposing/determining agency at info@kaimanaenv.com .

The proposed project includes the design and construction of the Kahua Ho‘oulu Affordable Housing Development, which also includes a planned educational and health center. The proposed project would include five 3-story buildings consisting of up to 60 apartment units in total, and associated parking area.

The purpose of the proposed project is to provide much needed affordable housing and community education and health services within the Līhu‘e community. The proposed housing and educational and health facility would provide greatly needed housing and community health and educational services to Kaua‘i’s residents.

PREVIOUSLY PUBLISHED DOCUMENTS OPEN FOR COMMENT

Status: The comment period for these projects began previously. **Comments are due January 22, 2024.** 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.

MAUI
[Hana Highway Bridge Improvements Project, Route 360 – Draft EA \(AFNSI\), and Appendices](#)

O‘AHU
[Removal of Falls of Clyde from Honolulu Harbor – Draft EA \(AFNSI\)](#)

PRIOR DETERMINATION

The Kaulana Mahina Apartments Project (Project, and formerly known as the Wailuku Apartment Rental Housing Project) is under construction. In 2018, the [Wailuku Apartment Rental Housing Project Final Environmental Assessment \(FEA\)](#) was published as a Finding of No Significant Impact (FONSI) with HHFDC as the approving agency. It was recently determined that constructing an earthen levee or concrete flood barrier as disclosed in the FEA/FONSI would not provide sufficient capacity to convey stormwater flows downstream without adversely affecting flooding characteristics along Waiale Road. Instead, a concrete-lined channel with expanded capacity design is now proposed to meet the needs of the Project.

After careful analysis as described in the attachment, HHFDC is invoking Section 11-200.1-11, Hawaii Administrative Rules, that the FEA/FONSI is applicable to the drainage improvements component of the Project and that [additional environmental review is not required](#).

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 **December 2023, unless noted otherwise**; contact the identified agency contact on each list for additional information about any specific exemption:

State of Hawai‘i

[Department of Design and Construction](#)

[Department of Education](#)

[Department of Land and Natural Resources](#)

[Department of Transportation](#)

[Hawai‘i Housing Finance Development Corporation](#)

County of Hawai‘i

[Office of Housing and Community Development](#)

County of Maui

[Department of Parks Recreation \(Nov 2023\)](#)

EXEMPTION NOTICES

The following agency has declared certain actions exempt from the requirement to prepare an EA pursuant to [HAR § 11-200.1-16](#), and have voluntarily submitted the Exemption Notices for publication:

County of Hawai‘i, Office of Housing and Community Development

[Affordable Housing Production Program – Mental Health Kokua, Manago Mauō Project](#)

The Hawai‘i County, Office of Housing and Community Development intends to award a \$5,500,000 grant under the County’s Affordable Housing Production Program to non-profit Mental Health Kokua to acquire the Manago Hotel in Kealakekua to operate the facility as approximately 72 units of workforce housing for Kona workers employed in various organizations that play a crucial role in sustaining and improving the quality of life within the Kona community. The area is within the Urban State Land Use District and is County-zoned CV-10, which allows residential uses. No threatened or endangered species, wetlands, cultural gathering areas, recreational sites, water bodies, flood zones, hazardous conditions or other sensitive resources are present on the project site. The historic character of the Manago Hotel will not be affected by the change of use, the addition of 76 parking stalls at the rear of the property, and the minor interior improvements needed to convert the hotel rooms to residential use.

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; 5-Year Extension of Moratorium on Harvest of Gold Corals](#) (published by National Oceanic and Atmospheric Administration on 12/26/2023)

This final rule extends the region-wide moratorium on the harvest of gold corals in the U.S. Pacific Islands through June 30, 2028. NMFS intends this final rule to prevent overfishing and to stimulate research on gold corals.

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	Zip Code	TMK	Applicant	Owner
OA-2064	Proposed	59-4 Holawa Place	96712	(1) 5-9-001:089	Gil P. Bumanglag	Pema and Rosalyn Hegan Living Trust
MO-192	Proposed	Kamehameha V Highway	96748	(2) 5-4-002:003	Akamai Land Surveying, Inc.	Gerlad R. Alderson

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 (3-9-020: 016)	Construct Internal Property Drive/Roadway to Connect to Existing Apron on Liloa Hema Drive - to Include a Gate & Electrical Improvements on Existing Parking Lot (SM2 2023-00098)	Michelle Cockett
Maui: Lahaina (4-4-001: 097)	Telecom (SM2 2023-00099)	Robyn Kahalelehua
Maui: Kīhei (2-1-008: 067)	Installation of a Steel Canopy Carports and Trench to Support Future PV Installation (SM2 2023-00100)	Aravind Venkatesan Samantha Farley Brett Peterson
Maui: Kīhei (3-9-015: 008)	Construction of New Two-story Dwelling (SM2 2023-00101)	Anthony Nacua
O'ahu: Hale'iwa (6-6-030: 018)	Jacobs Residence (2023/SMA-93)	Nathan and Jennifer Jacobs

CONSERVATION DISTRICT USE APPLICATIONS

Persons interested in commenting on the following Conservation District Use Applications or interested in receiving notification of determinations on Conservation District Use Applications must submit comments and requests to the Department of Land and Natural Resources. Notification requests must include the following information: 1) Name and address of the requestor; 2) The application for which the requestor would like to receive notice of determination; and 3) The date the notice was initially published in the Environmental Notice. Send comments and requests to: Department of Land and Natural Resources, Office of Conservation and Coastal Lands, P.O. Box 621, Honolulu, HI, 96809. DLNR will make every effort to notify those interested in the subject CDUAs. However, DLNR is not obligated to notify any person not strictly complying with the above requirements. For more information, please contact the Office of Conservation and Coastal Lands staff listed for each project. CDUAs can be found on the OCCL website at dlnr.hawaii.gov/occl.

File No.: [CDUA OA-3946 \(Department's Acceptance Letter\)](#)
Name of Applicant: City and County of Honolulu Board of Water Supply
Agent: Bills Engineering Inc.
Location: Booth Road
 Por. Honolulu Watershed Forest Reserve, Pauoa, Oahu
TMKs: (1) 2-2-041:001, (1) 2-2-041:003, & (1) 2-2-041:013
Proposed Action: [BWS Booth Road 740' Reservoir Subdivision, Road Repair, and Drainage Improvements Project](#)
343, HRS determination: Exempt per HAR Section 11-200.1-16
Applicant's Contact: David B. Bills, President ph: (808) 792-2022, dbills@billsengineering.com
OCCL Staff Contact: Trevor Fitzpatrick ph: (808) 798-6660, trevor.j.fitzpatrick@hawaii.gov

File No.: [CDUA MA-3942 \(Department's Acceptance Letter\)](#)
Name of Applicant: University of Hawai'i at Mānoa Water Resources Research Center
Location: West Maui Forest Reserve, Waikapū, Maui
TMK: (2) 3-6-003:001
Proposed Action: [Hana'ula Reservoir Mesonet Station Project](#)
343, HRS determination: Exempt per HAR Section 11-200.1-16
Applicant's Contact: Thomas Giambelluca, Director & Dylan Giardina ph: (808) 987-8724, dylangia@hawaii.edu
OCCL Staff Contact: Trevor Fitzpatrick ph: (808) 798-6660, trevor.j.fitzpatrick@hawaii.gov

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).



Publication Calendar of the
Environmental Review Program
Periodic Bulletin, **HAR Chapter 11-200.1**

2024

Pursuant to Chapter 11-200.1, Hawai'i Administrative Rules (HAR), all items to be published in the periodic bulletin must be electronically submitted (see, <https://planning.hawaii.gov/erp/submittal-form/>) to the Environmental Review Program (ERP) five working days prior to the publication date. For actions that have published a draft EA or EISPN on or before August 8, 2019, use the 1996 Rules Submittal Deadline column for determining the filing date for the Final EA, Draft EIS, Final EIS, Acceptance / Non-acceptance, supplemental determinations, and supplemental EISs.

1996 Rules Submittal Deadline	Current Submittal Deadline	Publication Date	EA or EISPN Comment 30-Day Deadline	EIS Comment 45 Day Deadline
Dec 13 Wed	Dec 18 Mon	Dec 23 2023 Sat	Jan 22 Mon	Feb 06 Tue
Dec 26 Tue	Dec 29 Fri	Jan 08 2024 Mon	Feb 07 Wed	Feb 22 Thu
Jan 10 Wed	Jan 16 Tue	Jan 23 Tue	Feb 22 Thu	Mar 08 Fri
Jan 29 Mon	Feb 01 Thu	Feb 08 Thu	Mar 11 Mon	Mar 25 Mon
Feb 12 Mon	Feb 15 Thu	Feb 23 Fri	Mar 25 Mon	Apr 08 Mon
Feb 27 Tue	Mar 01 Fri	Mar 08 Fri	Apr 08 Mon	Apr 22 Mon
Mar 13 Wed	Mar 18 Mon	Mar 23 Sat	Apr 22 Mon	May 07 Tue
Mar 25 Mon	Apr 01 Mon	Apr 08 Mon	May 08 Wed	May 23 Thu
Apr 11 Thu	Apr 16 Tue	Apr 23 Tue	May 23 Thu	Jun 07 Fri
Apr 26 Fri	May 01 Wed	May 08 Wed	Jun 07 Fri	Jun 24 Mon
May 13 Mon	May 16 Thu	May 23 Thu	Jun 24 Mon	Jul 08 Mon
May 29 Wed	Jun 03 Mon	Jun 08 Sat	Jun 24 Mon	Jul 08 Mon
Jun 12 Wed	Jun 17 Mon	Jun 23 Sun	Jul 08 Mon	Jul 23 Tue
Jun 25 Tue	Jun 28 Fri	Jul 08 Mon	Jul 23 Tue	Aug 07 Wed
Jul 11 Thu	Jul 16 Tue	Jul 23 Tue	Aug 07 Wed	Aug 22 Thu
Jul 29 Mon	Aug 01 Thu	Aug 08 Thu	Aug 22 Thu	Sep 06 Fri
Aug 12 Mon	Aug 15 Thu	Aug 23 Fri	Sep 09 Mon	Sep 23 Mon
Aug 27 Tue	Aug 30 Fri	Aug 23 Fri	Sep 23 Mon	Oct 07 Mon
Sep 11 Wed	Sep 16 Mon	Sep 08 Sun	Oct 08 Tue	Oct 23 Wed
Sep 26 Thu	Oct 01 Tue	Sep 23 Mon	Oct 23 Wed	Nov 07 Thu
Oct 11 Fri	Oct 16 Wed	Oct 08 Tue	Nov 07 Thu	Nov 22 Fri
Oct 28 Mon	Oct 31 Thu	Oct 23 Wed	Nov 22 Fri	Dec 09 Mon
Nov 13 Wed	Nov 18 Mon	Nov 08 Fri	Dec 09 Mon	Dec 23 Mon
Nov 26 Tue	Dec 02 Mon	Nov 23 Sat	Dec 23 Mon	Jan 07 Tue
Dec 11 Wed	Dec 16 Mon	Dec 08 Sun	Jan 07 Tue	Jan 22 Wed
Dec 26 Thu	Dec 31 Tue	Dec 23 2024 Mon	Jan 22 Wed	Feb 06 Thu
		Jan 08 2025 Wed	Feb 07 Fri	Feb 24 Mon

- Section 11-200.1-4(a), HAR, establishes the publication schedule of the periodic bulletin to be on the eighth and twenty-third of each month. Publication shall occur on weekends and holidays, when appropriate.
- Section 11-200.1-5(a), HAR, establishes the submittal deadline to be five working days before the publication date. The schedule does not count holidays and non-working days. Items must be submitted before the close of business (4:30 PM) on the submittal deadline. Note: Actions that have published the Draft EA or EISPN on or before August 8, 2019 shall file pursuant to Chapter 11-200, HAR ("1996 Rules"), which requires filing eight working days before publication.
- Comment periods for EAs are 30 days and for EISs are 45 days from the publication date. Section 11-200.1-3 sets forth how to count the days from publication. The publication date is day zero. Holidays and weekends are counted. When the deadline falls on a state holiday or non-working day, the deadline is the next working day.