

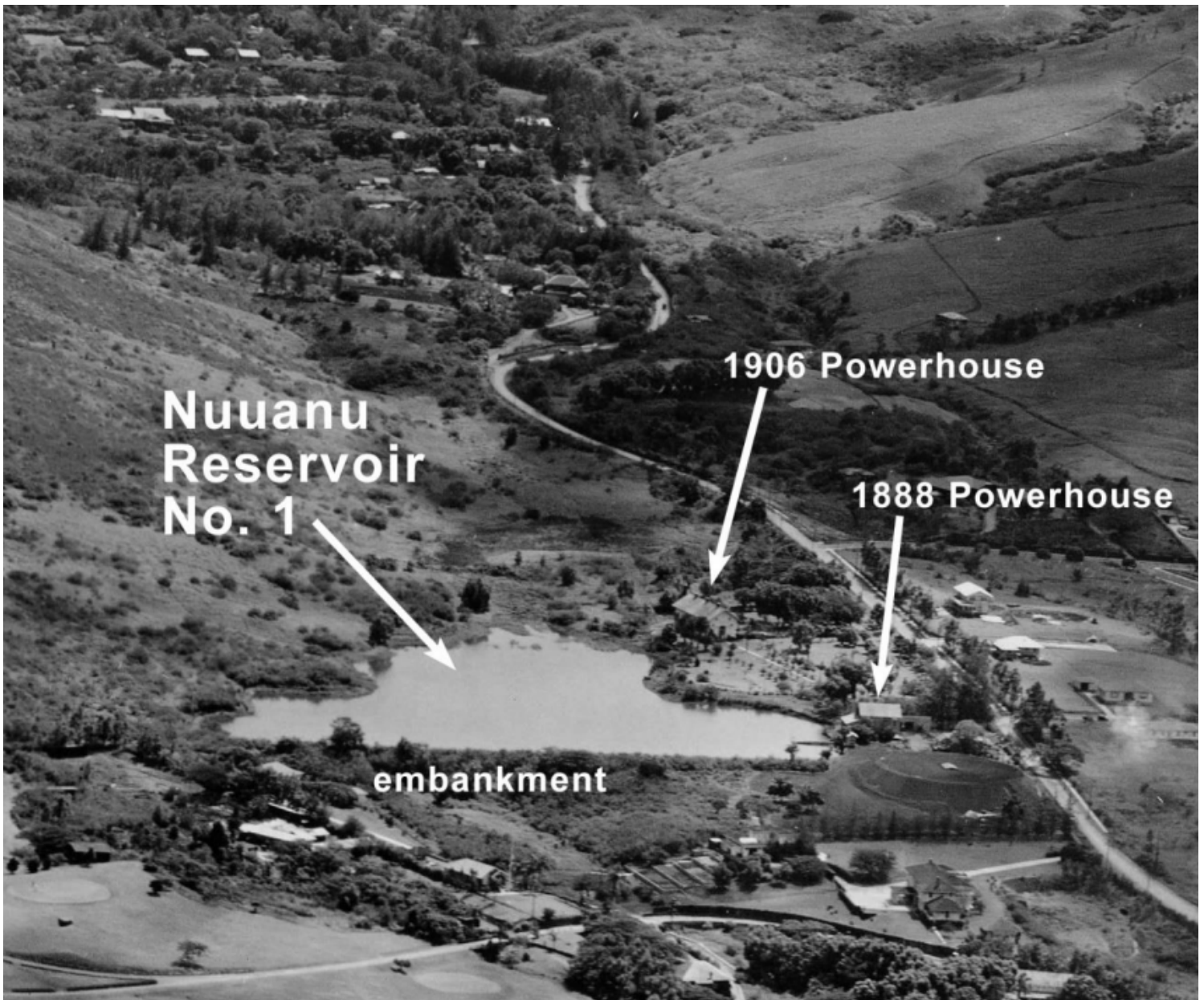


The Environmental Notice

May 23, 2024

Josh Green, M.D., Governor
Mary Alice Evans, OPSD 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.



Past improvements to the Nu'uano Reservoir No. 1 are shown in 1923 photo, and more are currently proposed

Photo from [project's Final EA](#)

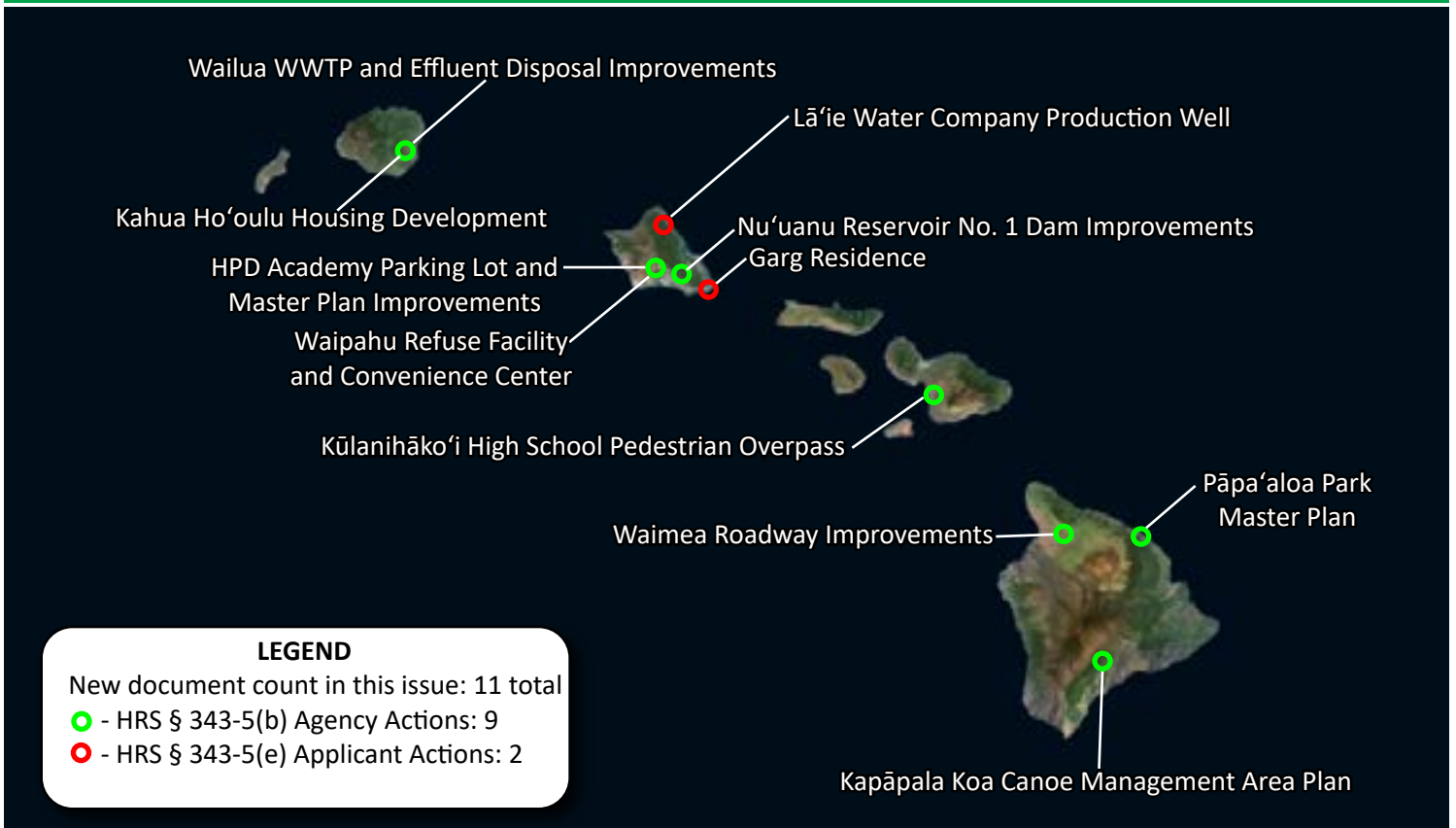
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ANNOUNCEMENTS

- Please [contact](#) our office if your program is interested in a training session on the environmental review process.
- June 3 is the submittal deadline for the next (June 8) issue of *The Environmental Notice*; early submittals are encouraged to provide an opportunity to resolve problems before the deadline.

STATEWIDE MAP OF NEW CHAPTER 343 EA/EIS DOCUMENTS & DETERMINATIONS



KAUA'I EAS/EISS

Kahua Ho'oulu Housing Development--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)	Līhu'e
TMK(s)	(4) 3-3-004:020
Permit(s)	HRS 6E Compliance, County Grubbing and Grading Permit, County Building Permit, NPDES Coverage, NEPA / HUD Compliance
Proposing/ Determining Agency	Kaua'i County Housing Agency Adam Roversi, (808) 241-4444, aroversi@kauai.gov 4444 Rice Street, Suite 330, Līhu'e, HI 96766
Consultant	Kaimana Environmental Solutions LLC; P.O. Box 11890, Honolulu, HI 96828 Max Solmssen, (808) 341-3546, max@kaimanaenv.com
Status	Finding of No Significant Impact (FONSI) determination

The proposed project includes the design and construction of the Kahua Ho'oulu Affordable Housing Development, which also includes a planned educational center. The proposed project would include five 3-story buildings consisting of up to 60 apartment units in total, and associated parking area and driveways. The project would also include construction of approximately 1,700 linear feet of sewer piping that would be installed underground within the County roadway shoulder from the project site to the intersection of Kaneka Street and Puhi Road, where the nearest Puhi Sewer sewer system connection is located.

Wailua Wastewater Treatment Plant And Effluent Disposal 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
District(s)	Līhu'e
TMK(s)	(4) 3-9-006:019, 027, 999; (4) 3-9-002:032 & 004; Rights of Way (Nalu Road, Leho Drive, and Nehe Road)
Permit(s)	Building and Construction Permits; Community Noise Permit and/or Noise Variance; Endangered Species Act Compliance; Grading, Grubbing, and Stockpiling Permits; Hawai'i Environmental Policy Act Compliance; Magnuson-Stevens Fishery Conservation and Management Act Compliance; National Environmental Policy Act; National Historic Preservation Act Compliance; National Pollutant Discharge Elimination System Permit; Recycled Water Permit; Special Management Area Major Permit; U.S. Army Corps of Engineers, Nationwide Permit; Zoning Permit
Proposing/ Determining Agency	County of Kaua'i, Department of Public Works Donald Fujimoto, (808) 241-4082, pwww@kauai.gov 4444 Rice Street, Suite 295, Līhu'e, HI 96766
Consultant	HHF Planners; 733 Bishop Street Suite 2590, Honolulu, HI 96813 John Hagihara, (808) 457-3174, jhagihara@hhf.com
Status	Finding of No Significant Impact (FONSI) determination

The County of Kaua'i Department of Public Works Wastewater Management Division is proposing to construct improvements to the Wailua Wastewater Treatment Plant (WWTP) and its effluent disposal system including: improvements to existing WWTP processes; rehabilitation of the existing recycled water force main that connects the WWTP to the irrigation holding pond at the Wailua Municipal Golf Course; and upgrades to the existing ocean outfall diffusers to prevent them from being covered by sand. The purpose of the project is to improve and enhance the reliability and resiliency of the existing WWTP processes. The project is needed to ensure the WWTP meets its National Pollutant Discharge Elimination System (NPDES) permit effluent water quality requirements.

O‘AHU EAS/EISS

Honolulu Police Academy New Parking Lot and Master Plan Improvements--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 (3) Propose any use within a shoreline area
District(s)	‘Ewa
TMK(s)	(1) 9-3-002:009 (por.)
Permit(s)	Numerous (see document)
Proposing/ Determining Agency	City and County of Honolulu, Department of Design and Construction Joette Yago, (808) 768-8466, jyago@honolulu.gov 650 South King Street, 11th Floor, Honolulu, HI 96813
Consultant	Bowers + Kubota Consulting, Inc.; 2153 N. King St., Suite 200, Honolulu, HI 96819 Jared Chang, (808) 836-7787, jchang@bowersandkubota.com
Status	Statutory 30-day public review and comment period starts. Comments are due by June 24, 2024. Please click on title link above to read the document, then send comments to the proposing/determining agency and copy the consultant.

The City and County of Honolulu, Department of Design and Construction is proposing to construct a 150-stall parking lot and modular building adjacent to the existing Honolulu Police Training Academy on an undeveloped portion of Tax Map Key (1) 9-3-002:009. The modular building will provide operational flexibility for the Academy and will temporarily support the space and operational needs of the Pearl City Police Station during future renovation efforts. The existing parking lot at the Academy is at capacity, thus overflow parking occurs on the grassy areas around the Academy, which is prone to flooding and ponding. The new 150-stall parking lot would provide a sufficient and safe off-street parking solution for the Academy's employees, officers, trainees, and visitors.

Waipahu Refuse Facility and Convenience Center--Draft EA (AFNSI)

HRS §343-5(a) Trigger	(1) Propose the use of state or county lands or the use of state or county funds
District(s)	‘Ewa
TMK(s)	(1) 9-3-002:009 (por.)
Permit(s)	Numerous (see document)
Proposing/ Determining Agency	City and County of Honolulu, Department of Environmental Services Rodolfo Borja, (808) 768-3486, rborja@honolulu.gov 1000 Ulu‘ohia Street, Suite 308, Kapolei, HI 96707
Consultant	Wilson Okamoto Corporation; 1907 South Beretania Street, Suite 400, Honolulu, HI 96826 Harlee Meyers, (808) 946-2277, hmeyers@wilsonokamoto.com
Status	Statutory 30-day public review and comment period starts. Comments are due by June 24, 2024. Please click on title link above to read the document, then send comments to the proposing/determining agency at publiccomment@wilsonokamoto.com

ENV plans to relocate the Waipahu Convenience Center (WCC) from its existing location at 94-9 Waipahu Depot Street to the former Waipahu Incinerator Facility (WIF) property located further south on Waipahu Depot Street and adjacent to the south side of the Honolulu Police Academy / Training Facility. The WCC provides a location for area residents to drop-off municipal solid waste, white goods, and other household waste materials as an alternative to drop-off at the Waimānalo Gulch Sanitary Landfill or other solid waste management facility on O‘ahu. The existing WCC was constructed in the 1970’s and is no longer sized to operate efficiently and accommodate the number of residents utilizing the facility. The new WCC will include improvements to reduce operational inefficiencies experienced at the existing WCC. ENV also plans to develop a Refuse Rolloff Division Baseyard Facility (Refuse Facility) east of the new WCC.

O’AHU EAS/EISS (CONTINUED)

Lā’ie Water Company Production Well--Draft EA (AFNSI)

HRS §343-5(a) Trigger	(2) Propose any use within any land classified as a conservation district
District(s)	Ko’olaupoko
TMK(s)	(1) 5-5-007:001 (portion)
Permit(s)	CDUP, HRS § 6-E Historic Preservation Review, Water Use Permit (transfer), Well Construction Permit, Pump Installation Permit, and Grading Permit
Approving Agency	State of Hawai’i, Department of Land and Natural Resources Kariann Stark, (808) 587-0382, kariann.stark@hawaii.gov P.O. Box 621, Honolulu, HI 96809
Applicant	Lā’ie Water Company; 55-510 Kamehameha Highway, Suite 12, Lā’ie, HI 96792 Jeff Tyau, (808) 293-6432, tyauj@hawaiireserves.com
Consultant	Planning Solutions, Inc.; 711 Kapi’olani Boulevard, Suite 950, Honolulu, HI 96813 Makena White, (808) 550-4538, makena@psi-hi.com
Status	Statutory 30-day public review and comment period starts. Comments are due by June 24, 2024. Please click on title link above to read the document, then send comments to the approving agency at makena@psi-hi.com

The Laie Water Company (LWC) is proposing to construct two new production wells near its existing 2.0 MG storage tank located on a roughly 1.1-acre portion of TMK No. 5-5-007:001 in Lā’ie, O’ahu, Hawai’i. The new wells would be built to meet current standards and have a depth similar to others in the region. The wells would be in the Ko’olaupoko Aquifer System, which has a sustainable yield of 35 million gallons a day (MGD). LWC’s Water Use Permit allocation would remain unchanged, at 1.375 MGD; the project would not result in more groundwater being withdrawn from the aquifer. The project would ensure LWC’s ability to reliably provide safe, high-quality potable water to its customers.

Nu’uanu Reservoir No. 1 Dam 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 (2) Propose any use within any land classified as a conservation district
District(s)	Honolulu
TMK(s)	(1) 1-9-001:001
Permit(s)	USACE CWA Section 404 Jurisdictional Determination; 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	City and County of Honolulu, Board of Water Supply Everest Akana, (808) 748-5745, eakana@hbws.org 630 Beretania St., Honolulu, HI 96843
Consultant	HDR; 1001 Bishop Street Ste 400, Honolulu, HI 96813 Linda Fisher, (808) 697-6200, Linda.Fisher@hdrinc.com
Status	Finding of No Significant Impact (FONSI) determination

The purpose of the proposed action is to undertake priority maintenance and make improvements identified in the most recent DLNR Dam Safety Program inspection report, dated November 2015, and the Phase 1 Investigation Report previously commissioned by the DLNR for Nuuanu Reservoir No. 1 (Gannett Flemming 2014). The proposed action would involve the following improvements:

- 1) Construct a new outlet works, drain pipe, intake structure, and outlet structure through the bottom of the embankment.
- 2) Reconstruct the upstream and downstream embankments to meet slope and stability requirements.
- 3) Construct a new concrete spillway to meet requirements.
- 4) Install new monitoring and data recording instrumentation.
- 5) Update, maintain, and implement the Operations and Maintenance Manual.

O’AHU EAS/EISS (CONTINUED)

Garg Residence in Hawaii Kai--Final EA (FONSI)

HRS §343-5(a) Trigger	(3) Propose any use within a shoreline area
District(s)	Honolulu
TMK(s)	(1) 3-9-002:031
Permit(s)	Special Management Area Use Permit • Shoreline Setback Variance • Certified Shoreline Survey • Chapter 6E HRS Compliance Historic Resources • Noise Permit • Sewage Connection Permit • Water Use Permit • Street Usage Permit • Building Permits (Demolition, Buildings, Electrical, Plumbing)
Approving Agency	City & County of Honolulu, Department of Planning and Permitting Michael Kat, (808) 768-8013, michael.kat@honolulu.gov 650 South King Street, 7th Floor, Honolulu, HI 96813
Applicant	NMG HI Properties LLC; 2000 North Fashion Show Drive, #2407, Las Vegas, Nevada 89109 c/o: Roy Irei, (808) 533-2092, roy@hawaiiengineering.net
Consultant	Hawaii Engineering Group, Inc; 1088 Bishop Street, Suite 2506, Honolulu, HI 96813 Roy Irei, (808) 533-2092, roy@hawaiiengineering.net
Status	Finding of No Significant Impact (FONSI) determination

The Applicant seeks an Shoreline Setback Variance and a Major Special Management Area (SMA) Use Permit to construct a new residence that is located within the SMA and on a shoreline parcel in Hawaii Kai. The Project involves the demolition of an existing two-story single-family dwelling and the construction of an approximately 4,748 square foot, two-story, single-family dwelling. The new proposed structure will encroach approximately 443 square feet into the 40-foot shoreline setback area. The site is a narrow shoreline lot along Kalanianaʻole Highway that is protected by a rock breaker wall that serves as the boat entranceway to the Hawaii Kai Marina. While the shoreline shows signs of accretion, a Shoreline Setback Variance is necessary as the certified shoreline follows the high water mark of an earlier field survey.

MAUI EAS/EISS

Kūlanihāko’i High School Pedestrian Overpass--Final EA (FONSI)

HRS §343-5(a) Trigger	(1) Propose the use of state or county lands or the use of state or county funds
District(s)	Wailuku
TMK(s)	Pi’ilani Highway, adjacent to and south of the roundabout at Kūlanihāko’i Street and Kūlanihāko’i Road (a portion of (2) 2-2-002:081)
Permit(s)	Grading, Grubbing and Stockpiling Permit, Building Permits, Noise Permit (or Noise Variance) if construction activities will be outside of normal permitted hours), and HIDOT permits (Use of State Highways, Work on State Highways), Compliance with Hawai’i Revised Statutes 6E requirements
Proposing/ Determining Agency	State of Hawai’i, Department of Education Mitch Tamayori, (808) 784-5116, mitch.tamayori@k12.hi.us 3633 Wai’alae Ave., Room B-201, Honolulu, HI 96816
Consultant	G70; 111 S. King Street, Suite 170, Honolulu, HI 96813 Kawika McKeague, (808) 523-5866, khsoverpass@g70.design
Status	Finding of No Significant Impact (FONSI) determination

The Hawai’i State Department of Education (HIDOE) in cooperation with Hawai’i State Department of Transportation (HIDOT) proposes to construct a pedestrian overpass across Pi’ilani Highway for Kūlanihāko’i High School students and community usage. Completion of the overpass will fulfil one condition stipulated by the State Land Use Commission as part of the change in land use designation. The condition requires that HIDOE provide a grade-separated pedestrian crossing. The design includes stairs and ADA-compliant ramps on both sides of the highway. It will be constructed primarily of prefabricated concrete with an enclosure over the pedestrian bridge. The overpass project footprint is contained within the HIDOT Pi’ilani Highway right of way except for a portion in the adjacent Kūlanihāko’i High School parcel [TMK (2) 2-2-002:081]. The entire project area is approximately 30,000 square feet. The overpass will be owned and operated by the Hawai’i State Department of Transportation.

HAWAII EAs/EISS

Kapāpala Koa Canoe Management Area Plan--Final EA (FONSI)

HRS §343-5(a) Trigger	(1) Propose the use of state or county lands or the use of state or county funds
District(s)	Ka'ū
TMK(s)	(3) 9-8-001:014
Permit(s)	Hawai'i State Board of Land and Natural Resources Management Plan Approval, DLNR-DOFAW Special Use Permit, Chapter 6E SHPD Approval of Archaeological Surveys, Application to Operate or Transport Oversize and/or Overweight Vehicles and Loads over State Highways
Proposing/ Determining Agency	State of Hawai'i, Department of Land and Natural Resources Jan Pali, (808) 587-4166, jan.n.pali@hawaii.gov 1151 Punchbowl St. #325, Honolulu, HI 96813
Consultant	Geometrician Associates; 10 Hina Street, Hilo, HI 96720 Ron Terry, c/o (808) 587-4166, rterry@hawaii.rr.com
Status	Finding of No Significant Impact (FONSI) determination

The Plan guides sustainable harvest and extraction of canoe-quality koa trees on a 100-year timeframe from 1,257 acres of forested land above 3,000 feet in elevation on Mauna Loa. Other objectives include protection of native forest, watershed, and bird habitat; restoration of koa forest; collaboration with educational and community groups; recreational access; and integration of traditional Hawaiian stewardship with western conservation. Groups will apply for a permit to harvest a canoe log, which will be reviewed by a panel of cultural practitioners, voyaging and racing canoe club members, canoe builders, foresters, conservationists and community members, who will advise DOFAW on permit allocation. Selected groups would harvest and extract canoe logs with the DOFAW's guidance. DOFAW will implement stand improvement actions to large, straight koa trees suitable for canoes. Some non-canoe quality timber resources may be sold to help fund management.

Pāpa'aloa Park Master Plan and Phase I Development--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)	North Hilo
TMK(s)	(3) 3-5-003:035 & 088
Permit(s)	Special Management Area (SMA) Use Permit – Major; Plan Approval; Grading, Grubbing, and Building Permits; National Pollutant Discharge Elimination System (NPDES) Permit; Drainage Report Approval; Work in the County Right-of-Way Approval; Department of Water Supply Approval; Individual Wastewater System Approval
Proposing/ Determining Agency	County of Hawai'i Department of Parks and Recreation Kevin Sakai, (808) 961-8311, kevin.sakai@hawaiicounty.gov 101 Pauahi Street, Suite 6, Hilo, HI 96720
Consultant	PBR HAWAII & Associates, Inc.; 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 Pāpa'aloa Park Master Plan would involve: a new covered play court facility (and its future expansion); a new community center building; a skate park; a playground; picnic pavilions; a perimeter walking path; and other park-related facilities to be determined; associated on-site and off-site infrastructure and utility improvements/modifications; replacement, improvement, and/or modification of existing park amenities and recreational features impacted by any new/required work; and related improvements necessary to connect all new and existing features of the park physically and with administrative functions in mind. The Phase I Development will be limited to TMK (3) 3-5-003: 088 (4.963 acres). If funding is available, demolition of one or more plantation era structures will occur in TMK (3) 3-5-003: 035 during the Phase I Development.

HAWAII EAS/EISS (CONTINUED)

Waimea Roadway 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
District(s)	South Kohala
TMK(s)	(3) 6-5-003:005; 6-5-004:027; 6-5-005:021, 025; 6-5-007:001
Permit(s)	HRS, Chapter 343; HRS, Chapter 6E; Community Noise Permit/Variance; County Grading Permit
Proposing/ Determining Agency	State of Hawai'i, Department of Transportation Ken Tatsuguchi, (808) 587-1830, ken.tatsuguchi@hawaii.gov 869 Punchbowl Street, Room 301, Honolulu, HI 96813
Consultant	SSFm International; 99 Aupuni Street, Suite 220, Hilo, HI 96720 Jennifer Scheffel, (808) 356-1273, jscheffel@ssfm.com
Status	Finding of No Significant Impact (FONSI) determination

The State of Hawaii Department of Transportation (HDOT), Highways Division, has identified projects that would improve safety and relieve congestion within Waimea Town. The proposed project would include multimodal safety and operations improvements to existing roadways within the town of Waimea, including the following:

- Installation of a roundabout at the Kawaihae Road and Lindsey Road intersection,
- Roadway improvements along Kawaihae Road between Lindsey Road and Opelo Road, including bicycle and pedestrian treatments along both sides of the Kawaihae Road to Opelo Road
- Intersection improvements at Mamalahoa Highway and Lindsey Road
- Bicycle and pedestrian treatments along Mamalahoa Highway between Waimea School and Pukalani Road

Depending on funding availability, project components may be constructed in phases.

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.

Kahena Wai Estates--Draft EA (AFNSI)

District(s)	Ko'olauloa
TMK(s)	(1) 5-3-005:070
Permit(s)	Special Management Area Use Permit, IWS Permit, Building Permits, etc. [see document]
Approving Agency	City & County of Honolulu, Department of Planning and Permitting Michael Kat, (808) 768-8013, michael.kat@honolulu.gov 650 South King Street, Honolulu, HI 96813
Applicant	Kahena Wai Estates; 53-452 Unit 2 Kamehameha Highway, Hau'ula, HI 96717 Charles Hew-Lew, c/o (808) 542-4261, karlbromwell.5KsENV@gmail.com
Consultant	5Ks ENV - Island Resource Solutions LLC; 2019 Puowaina Drive, Honolulu, HI 96813 Karl Bromwell, (808) 542-4261, karlbromwell.5KsENV@gmail.com
Status	Statutory 30-day public review and comment period starts. Comments are due by June 24, 2024. Please click on title link above to read the document, then send comments to the Approving Agency and copy the consultant.

The Applicant seeks a Major Special Management Area (SMA) Use Permit to allow a programmatic 10-year development plan that includes the construction of new single-family dwellings for the 11 condominium property regime units, which comprise the subject site, that are located within the SMA in Hau'ula, O'ahu. The site is split zoned between the R-5 Residential District (R-5) and AG-2 General Agricultural (AG-2). The Proposed Action can be divided into three general programmatic efforts: (1) construction of new single-family dwellings and their respective individual wastewater systems on vacant R-5 lots; (2) permitting of existing dwellings for cesspool conversion, additions, AG-2 waiver, and future minor improvements; and (3) the potential options for development and permitted use of the units associated with the AG-2 and wetland setback areas.

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, 2024

HAWAI'I

[Hakalau Stream Bridge Rehabilitation--Draft EA \(AFNSI\)](#)

MAUI

[Ledcor South Maui Properties and Improvements--Republished Draft EIS and scoping meeting audio](#)

Please send comments to the approving agency/accepting authority at <http://www.ledcorsouthmauipermitting.com>.

COMMENTS DUE JUNE 7, 2024

HAWAI'I

[Army Training Land Retention at Pōhakuloa Training Area--2nd Draft EIS Vol I, II, III, and scoping meeting audio](#)

MAUI

[Air Force Maui Optical and Supercomputing \(AMOS\) Site Small Telescope Advanced Research Facility--\(EISPN\)](#)

[Relocation of DOE Maui District Mowers Facility and Community School for Adults--Draft EA \(AFNSI\)](#)

MOLOKA'I

[Replacement/Demolition of the Kaluako'i Wastewater Treatment Plant--Draft EA \(AFNSI\)](#)

O'AHU

[Kamehameha Highway Shoreline Erosion Mitigation in NE O'ahu--Draft EA \(AFNSI\)](#)

COMMENTS DUE JUNE 17, 2024

KAUA'I

[Pacific Missile Range Facility and Kōke'e Park Geophysical Observatory Real Estate Action--\(EISPN\)](#)

COMMENTS DUE JUNE 24, 2024

O'AHU

[The Cove at Ko Olina Redevelopment--Draft EIS Vol I, Vol II \(Appendices\), and public scoping meeting audio](#)

PRIOR DETERMINATION

The [Final Environmental Assessment \(FEA/FONSI\) for the Honolulu Bridge project](#) on Maui was published in the [September 8, 2018 issue of The Environmental Notice](#). The final design for the project has since been changed to include a new concrete bridge deck in lieu of a prefabricated fiber reinforced polymer deck, and construction of new abutments behind the existing abutments to provide adequate structural capacity for the concrete deck. Pursuant to HAR §11-200.1-11, the Hawai'i Department of Transportation, Highways [has determined](#) that additional environmental review for the project is not required because:

1. The proposed action is substantially similar to an action that received a FONSI;
2. The proposed action is anticipated to have direct, indirect, and cumulative effects similar to those analyzed in a prior FEA; and
3. The proposed action was analyzed within the range of alternatives in a prior FEA.

EXEMPTION LIST REVIEW

Pursuant to [HAR § 11-200.1-16](#), the Environmental Advisory Council (EAC) is reviewing the following Agency Exemption List, which upon concurrence by the EAC, will be a guidance document for the referenced agency's use in considering the propriety of specific exemptions. The listed types of actions may be exempted from the erstwhile requirement of preparing an EA. The list is being published for public review and comment prior to concurrence by the EAC; **please submit any comments by June 7, 2024.**

[School Facilities Authority](#)

COASTAL ZONE MANAGEMENT NOTICES

FEDERAL CONSISTENCY REVIEWS

The following federal actions are being reviewed for consistency with the enforceable policies of the Hawai'i Coastal Zone Management (CZM) Program, including [the CZM objectives and policies in Hawai'i Revised Statutes, Chapter 205A](#). Federal consistency, pursuant to Section 307 of the Coastal Zone Management Act of 1972 (CZMA), as amended, generally requires that federal actions, within and outside of the coastal zone, which have reasonably foreseeable effects on any coastal use (land or water) or natural resource of the coastal zone be consistent with the enforceable policies of a state's federally approved coastal management program. Federal actions include federal agency activities, federal license or permit activities, and federal financial assistance activities. This public notice is being provided in accordance with § 306(d)(14) of the CZMA, and federal regulations at 15 CFR § 930.2, § 930.42, and § 930.61. General information about federal consistency is available at the [Hawai'i CZM Program web site](#), or call (808) 587-2878.

For specific information or questions about an action listed below, contact the CZM staff person identified for each action. The CZM Program is required to adhere to federal review deadlines, therefore, comments must be received by the date specified. Comments may be submitted by mail or electronic mail, to the addresses below.

Mail: Office of Planning and Sustainable Development
 Department of Business, Economic Development and Tourism
 P.O. Box 2359, Honolulu, HI 96804

Email: Debra.L.Mendes@hawaii.gov

OMAO Vessel Operations in Hawaii Coastal Zone, 2023-2038

Proposed Action: Continued Office of Marine and Aviation Operations (OMAO) vessel operations throughout the U.S. territorial sea baseline to the U.S. Exclusive Economic Zone (EEZ). OMAO vessel operations include routine activities such as vessel movement, anchoring, waste handling and discharges, and vessel repair and maintenance. OMAO may also operate active acoustic systems and other sensor, data collection systems, uncrewed marine and aircraft systems, and small boats. The Draft PEA is available online at <https://www.omaο.noaa.gov/marine-operations/noaa-vessel-operations-draft-pea>

- Location:** International waters
- Federal Action:** Federal Agency Activity
- Federal Agency:** NOAA Office of Marine and Aviation Operations
- CZM Contact:** Debra Mendes, (808) 587-2840, Debra.L.Mendes@hawaii.gov
- Comments Due:** June 7, 2024

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
Hawai'i: North Kona District (7-6-015:007, 020, 021 & 7-6-016:001)	Debris Removal, Vegetation Clearing and Fence Construction with Gates (PL-SMM-2024-000061)	Kamehameha Schools
Kaua'i: Hanalei (5-8-010:017)	Temporary placement of tent. (SMA(M)-2024-16)	YMCA of Kaua'i
Kaua'i: Hanalei (5-5-004:005)	New Lava Rock Piers, fence, wood access gate, hot tub, pavers, and associated site improvements. (SMA(M)-2024-17)	5480 Weke Road LLC/ Belles Graham LLP
Kaua'i: Hanalei (5-5-004:004)	New outdoor shower area (2), fence, wood access gate, hot tub, sauna, cold plunge, and (ATF) pagoda, fire pit, and pavers. (SMA(M)-2024-18)	5480 Weke Road LLC/ Belles Graham LLP
Maui: Kihei – Mākena (2-1-008:061)	T-Mobile HI02175A Marriott Wailea Sector/ Modify existing rooftop telecommunications facility. (SM22024-00017)	Mark Bullard
Maui: Pā'ia - Ha'ikū (2-5-005:017)	Installation of a temporary interim parking lot and driveway, located adjacent to and accessed through the existing Lower Pā'ia Beach Park parking lot. (SM22024-00021)	Jennifer Scheffel
Maui: Pā'ia - Ha'ikū (2-8-004:074)	Reed/Haller - Construct new second farm dwelling, convert ATF ag processing building into a farm dwelling and an ATF storage. (SM22024-00022)	Nathan Reed

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, contact Rebecca Anderson at rebecca.l.anderson@hawaii.gov

File No.	Location	TMK	Applicant	Owner
OA-2101	59-625 A Ke Iki Road, O’ahu 96712	(1) 5-9-003:062	Benjamin E.K. Guieb	Carol A. Nakasone TR, et al
OA-2102	91-127 ‘Ewa Beach Road Apt #7, O’ahu 96706	(1) 9-1-005:019 :0007	Walter P. Thompson, Inc.	Francisco K. Valdez
OA-2103	92-1089 Ali’inui Drive, O’ahu 96707	(1) 9-1-057:027	Walter P. Thompson, Inc.	Campbell Hawaii Investors, LLC
MA-827	100 Ka’ahumanu Avenue, Maui 96732	(2) 3-7-03:013	Akamai Land Surveying, Inc.	ASAP Seaside Hoels, inc. - ASAP Maui Seaside Hotel, LLC
MA-828	130 Ka’ahumanu Avenue, Maui 96732	(2) 3-7-003:007	Walter P. Thompson, Inc.	PHOTA-BR-AROZ MAUI OWNER, LLC
MA-829	409 Front Street, Maui 96761	(2) 4-6-002:002	Arthur Valencia	Smith Family Trust
MA-830	1181 Halepaka Place, Maui 96761	(2) 4-5-004:004	Arthur Valencia	Aldo & Marlene Venier
MA-831	1167 Halepaka Place, Maui 96761	(2) 4-5-004:027	Arthur Valencia	Vito Enterprises US LTD/ Dr. Ryan P. Venier Inc.
KA-485	4444 Lawai Road, Kaua’i 96756	(4) 2-6-003:015	Roger M. Caires	John Murray

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-2084	Proposed	61-809 Papailoa Road, O’ahu 96712	(1) 6-1-004:095	Kenn Nishihira	Lyda M. McKenzie Trust
HA-537-1	Proposed	69-1928 Puakō Beach Drive, Hawai’i 96734	(3) 6-9-006:014	Wes Thomas Associates	Kissel Gillom Family Living Trust

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.

[Pacific Missile Range Facility Integrated Natural Resources Management Plan--Draft Environmental Assessment](#)

Island/ District	Kaua'i / Waimea
Proposing Agency	U.S. Department of the Navy Public Affairs Office, (808) 335-4740 ATTN: Public Works/ NR INRMP, Pacific Missile Range Facility, P.O. Box 128, Kekaha, HI 96752
Consultant	AECOM; 1001 Bishop Street, Suite 1600, Honolulu, HI 96813 Kevin Butterbaugh, (808) 529-7291
Status	The documents were made available on the Naval Facilities Engineering Systems Command (NAVFAC) Pacific website: https://pacific.navy.mil/About-Us/National-Environmental-Policy-Act-NEPA-Information and hard copies were placed in the Waimea, Līhu'e, and Kapa'a Public Libraries. Comments will be accepted from May 16, 2024 through June 15, 2024. Written comments on the INRMP and DEA may be provided by mail to the Proposing Agency, or by email to: navfachinaturalr.fct@navy.mil

The purpose of the 2023 PMRF INRMP is to update and revise the management of natural resources on PMRF administered and leased lands as described in the 2010 PMRF INRMP to include species listed under the Endangered Species Act since 2010, and to implement an approach for natural resources management that is consistent with the Sikes Act, as amended (16 U.S. Code [USC] 670a), and the most recent Department of Defense (DoD) and DON policy and guidance regarding INRMPs. Both the INRMP and the natural resources management programs must include a management approach consistent with mission support (as defined in 10 USC section 5062), multipurpose use, integration, ecosystem- or landscape-level management, and environmental compliance and stewardship objectives.

The [NAVFAC Pacific website](#) referenced in the Status field above also provides access to other related documents, including:
 2023 PMRF Draft INRMP EA
 2023 PMRF INRMP
 2023 INRMP Appendices
 2010 PMRF INRMP
 2010 PMRF INRMP Appendices

NATIONAL HISTORIC PRESERVATION ACT, SECTION 106 CONSULTATION

[Kā'anapali Resort R-1 Water Distribution System Expansion](#)

Island/District	Maui / Hanaka'ō'ō Ahupua'a, Lahaina District
TMK(s)	(2)4-4-008:001-003 (por.), 005 (por.), 009-011 (por.), 014 (por.), 019 (por.), 021-022 (por.), (2)4-4-013:001 (por.), 003 (por.), 005 (por.), 008 (por.), 011 (por.) and 013 (por.)
Proposing Agency	State of Hawai'i, Department of Health (DOH), Environmental Management Division, Wastewater Branch 2827 Waimano Home Road, Rm. 207, Pearl City, HI 96782 Chane Hayashida, (808) 586-4294, Chane.Hayashida@doh.hawaii.gov
Consultant	Fukunaga & Associates, Inc.; 1357 Kapiolani Blvd, STE 1530, Honolulu, HI 96814 Amanda Miyahara, (808) 944-1821, amiyahara@fukunagaengineers.com
Status	Comments due no later than June 24, 2024 to: Attn: Chane Hayashida, DOH, Wastewater Branch 2827 Waimano Home Road, Rm. 207, Pearl City, HI 96782 wwb@doh.hawaii.gov

The original NHPA Section 106 notice was published in The Environmental Notice on September 23, 2023. Because the TMK list has expanded, we are publishing the supplemental letter dated May 15, 2024 with updated TMK list and NHO distribution list. Please see the original notice for more details on this project. The undertaking consists of expanding the West Maui Recycled Water System to provide recycled water service to properties in the Kā'anapali Resort area. The project will allow the resorts in Kā'anapali to irrigate with recycled water which will help to decrease the demand on potable water resources and decrease the use of injection wells for effluent disposal from the Lahaina WWRF.

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 of an entry, also available at www.federalregister.gov.

Rule: [Pacific Island Fisheries; Annual Catch Limits and Accountability Measures for Main Hawaiian Islands Kona Crab for Fishing Years 2024-2026](#) (published by the National Oceanic and Atmospheric Administration [NOAA] on 05/07/2024)

This final rule implements an annual catch limit (ACL), annual catch target (ACT), and accountability measures (AM) for main Hawaiian Islands (MHI) Kona crab for fishing years 2024, 2025, and 2026. NMFS will close Federal waters to Kona crab fishing for the remainder of the fishing year if NMFS projects the fishery will reach the ACT. NMFS will reduce the ACT and ACL in the subsequent fishing year by the overage amount if landings exceed the ACL in a fishing year. NMFS intends this final rule to support the long-term sustainability of MHI Kona crab. This rule is effective June 6, 2024. Click on the title link for information.

Notice: [Notice of Intent To Prepare an Environmental Impact Statement for Pacific Missile Range Facility and Kōke'e Park Geophysical Observatory Real Estate](#) (published by the Navy Department and the National Aeronautics and Space Administration on 05/09/2024)

Pursuant to the National Environmental Policy Act (NEPA) of 1969 and regulations implemented by the Council on Environmental Quality, the Department of the Navy (DON) and National Aeronautics and Space Administration (NASA), the DON and NASA announce their intent to prepare an Environmental Impact Statement (EIS) to evaluate the potential environmental effects associated with the continued long-term DoD use of 8,348 acres of State lands on Kauai, Hawaii for operational continuity and sustainment (in support of continued military training, testing, and facility operations) at the Pacific Missile Range Facility (PMRF), and the continued long-term NASA use of 23 acres of State lands on Kaua'i, Hawaii in support of continued operations (including measurements of the Earth's rotation and local land motion) at Kōke'e Park Geophysical Observatory (KPGO). As a joint NEPA/HEPA document, the EISPN for this action was published in [the May 8, 2024 issue of The Environmental Notice](#). Comments must be postmarked or submitted electronically via the [project website](#) no later than 11:59 p.m. HST on June 17, 2024 for consideration in the Draft EIS. Click on the title link for further information on scoping meetings and the project generally.

Notice: [Western Pacific Fishery Management Council; Public Meetings](#) (published by NOAA on 05/21/2024)

The Western Pacific Fishery Management Council will hold its Hawaii Archipelago Fishery Ecosystem Plan Advisory Panel to discuss and make recommendations on fishery management issues in the Hawaii region. **The hybrid meetings will be held via web onference and in-person on June 7, 2024.** For specific times, agendas, and details on participating in the meeting, please click on the title link above.

Notice: [Western Pacific Fishery Management Council; Public Meetings](#) (published by NOAA on 05/13/2024)

The Western Pacific Fishery Management Council (Council) will hold its Education Committee (EC) and Social Science Planning Committee (SSPC) meetings (via web conference) to discuss and make recommendations on fishery management issues in the Western Pacific Region. The EC meeting will be held on May 29, 2024, from 1 p.m. to 4 p.m., Hawaii Standard Time (HST). The SSPC meeting will be held on May 30, 2024, from 12 p.m. to 4 p.m., HST. Click on the title link above for further information.

Proposed Rule: [Endangered and Threatened Wildlife and Plants; Protective Regulations for the Oceanic Whitetip Shark \(*Carcharhinus longimanus*\)](#) (published by NOAA on 05/14/2024)

We, NMFS, are proposing to issue protective regulations under section 4(d) of the Endangered Species Act (ESA) for the conservation of the threatened oceanic whitetip shark (*Carcharhinus longimanus*). The proposed regulations would apply all of the prohibitions listed under ESA sections 9(a)(1)(A) through 9(a)(1)(G) for the species, with limited exceptions for scientific research and law enforcement activities that contribute to the conservation of the species. In addition, we are announcing the availability of a draft environmental assessment (EA) that analyzes the environmental impacts of promulgating these regulations. Finally, we solicit comments from the public and all interested parties regarding this proposed rule and the draft EA. **Comments on this proposed rule must be received by July 15, 2024.** Click on the title link for further details.

Notice: [Marine Mammals and Endangered Species](#) (published by NOAA on 05/10/2024)

Notice is hereby given that permits and permit amendments have been issued to various entities (including in Hawai'i, to the Pacific Whale Foundation and the University of Hawai'i at Mānoa) under the Marine Mammal Protection Act (MMPA) and the Endangered Species Act (ESA), as applicable. The permits and related documents are available for review upon written request via email to NMFS.Pr1Comments@noaa.gov. Click on the title link to this entry for further information.

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).