

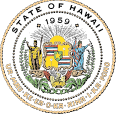


The Environmental Notice

November 8, 2024

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

The Environmental Notice provides public notice for projects undergoing environmental review in Hawai'i as mandated under Section 343-3, Hawai'i Revised Statutes, the Environmental Impact Statement Law. Along with publishing Environmental Assessments and Environmental Impact Statements for projects in Hawai'i, The Environmental Notice also includes other items related to the shoreline, coastal zone, and federal activities.



DAGS is proposing a project to update the Round Top Radio Facility site.

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

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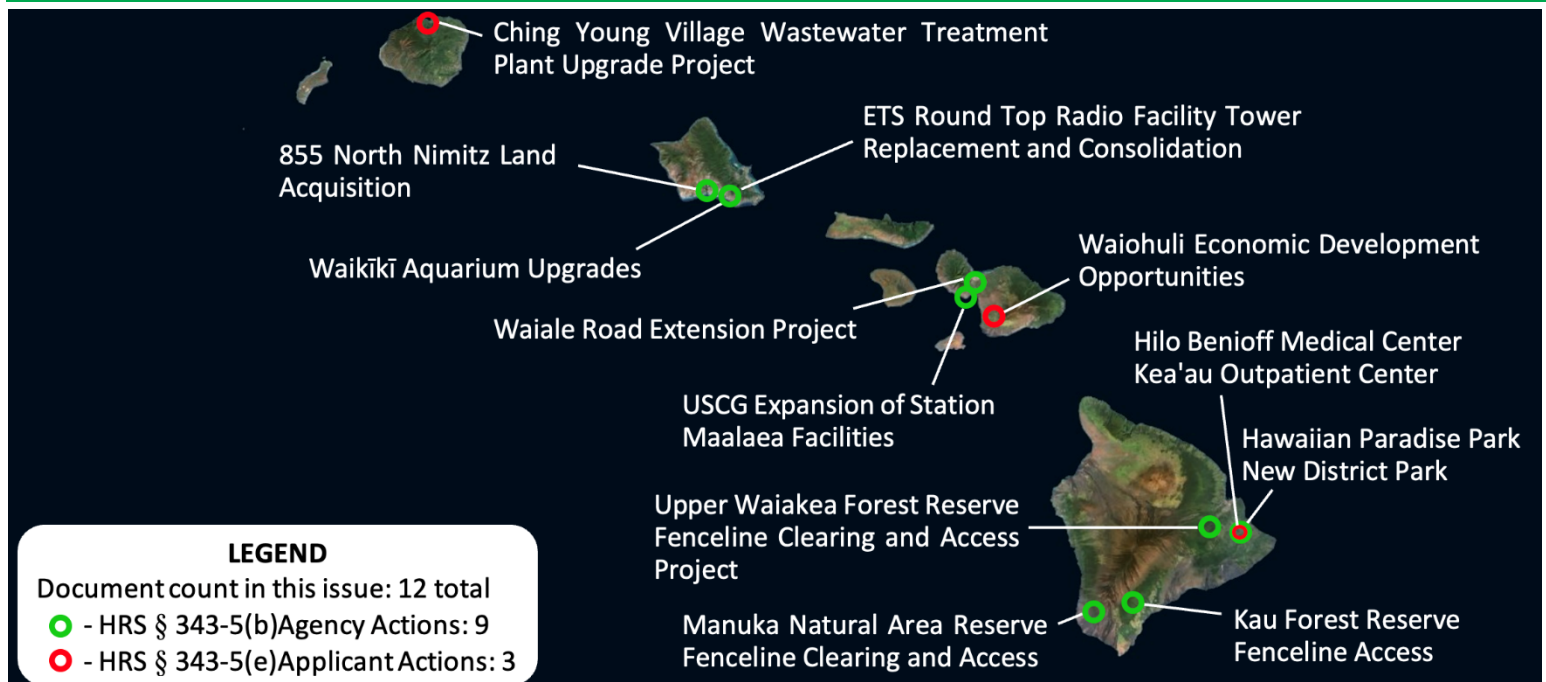
ANNOUNCEMENTS

The [Environmental Advisory Council](#) (EAC) is seeking new members.

The EAC serves as a liaison between the Director and the public on matters concerning ecology and environmental quality. The Council monitors the progress of state, county, and federal agencies in achieving the State’s environmental goals and policies and publishes its findings in its [annual reports](#). The Council also conducts [forums](#) for various outreach activities.

The 15 Council members are appointed by the Governor, with the advice and consent of the Senate, to assure a broad and balanced representation of educational, business, and environmentally pertinent disciplines and professions. To apply to be on the Council, submit an [online application](#) under Department of Business, Economic Development, & Tourism - Environmental Advisory Council.

STATEWIDE MAP OF EA/EIS DOCUMENTS AND DETERMINATIONS



HAWAII EAS/EISS

Hawaiian Paradise Park New District Park – Draft EA (AFNSI)

HRS §343-5(a) Trigger	(1) Propose the use of state or county lands or the use of state or county funds
District(s)	Puna
TMK(s)	(3) 1-5-039:267
Permit(s)	Community Noise Permit/Variance, NPDES General Permit, Individual Wastewater System Approval to Construct and Occupy, Grading, Building, Site Plan Approval
Proposing/Determining Agency	County of Hawai'i, Department of Parks and Recreation 101 Pauahi, Suite 6, Hilo, Hawaii 96720 Maurice Messina, (808) 961-8311, maurice.messina@hawaiicounty.gov
Consultant	SSFM International, Inc.; 99 Aupuni Street, Suite 220, Hilo, Hawaii 96720 Jennifer Scheffel, (808) 356-1273, jscheffel@ssfm.com
Status	Statutory 30-day public review and comment period starts. Comments are due by December 9, 2024. Please click on title link above to read the document, then send comments to the Agency and copy the Consultant.

The County of Hawai'i Department of Parks and Recreation (DPR) plans to implement a 20-acre District Park as proposed in the Hawaiian Paradise Park (HPP) community of Puna, Hawai'i Island. The District Park would include several sporting facilities and amenities as identified in the Hawaiian Paradise Park District Park Master Plan.

Hilo Benioff Medical Center Kea'au Outpatient 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)	Puna
TMK(s)	(3)1-6-003:081
Permit(s)	County Special Permit, Grubbing & Grading, Building Permits, Permit to Perform Work on State Highways, Permit for the Occupancy and Use of State Highways, National Pollution Discharge Elimination System (NPDES) Permit, Storm Water Pollution Prevention Plan, Wastewater Treatment Works Permit, Construction Environmental Hazard Management Plan; County Special Permit
Approving Agency	County of Hawaii, Planning Department 101 Pauahi Street Suite 3, Hilo, HI 96720 Jeffrey Darrow, (808) 961-8159, Jeff.Darrow@hawaiicounty.gov
Applicant	Hilo Benioff Medical Center - Hawaii Health Systems Corporation; 1190 Waianuenue Avenue, Hilo, HI 96720 Kris Wilson, (808) 932-3802, kwilson@hhsc.org
Consultant	Land Planning Hawaii; 194 Wiwoole Street, Hilo, Hawaii 96720 John Pipan, (808) 333-3391, john@landplanninghawaii.com
Status	Statutory 30-day public review and comment period starts. Comments are due by December 9, 2024. Please click on title link above to read the document, then send comments to john@landplanninghawaii.com .

Hilo Benioff Medical Center (HBMC) is proposing to construct a new medical clinic facility on approximately 7 acres of land in Kea'au, Hawai'i. The subject property is located to the west of Highway 130 at 16-790 Kea'au Pāhoa Road, approximately 780 feet south from its convergence with Kea'au-Pāhoa Bypass Road. Plans include construction of a single-story medical office building complex consisting of a clinical wing and a behavioral health wing and totaling approximately 36,000 square feet. Sufficient paved parking stalls and loading zones are proposed meeting zoning code requirements. On-site supporting infrastructure is expected in the form of driveways, electrical, water supply, storm water management, and wastewater disposal facilities. The proposed clinic will improve access to medical services delivery in the Puna District. No sensitive biological, hydrological, archaeological, cultural or other resources are present on the previously cleared site.

HAWAII EAS/EISs (CONTINUED)

Kau Forest Reserve Fenceline Access – 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)	Ka'ū
TMK(s)	(3) 9-7:001:001
Permit(s)	Conservation District Use Permit
Proposing/ Determining Agency	State of Hawaii, Department of Land and Natural Resources 1151 Punchbowl St, Rm 325, Honolulu, HI 96813 EMMA YUEN, (808) 366-4788, EMMA.YUEN@HAWAII.GOV
Consultant	None
Status	Finding of No Significant Impact (FONSI) determination

The overall purpose of the road and grubbing project is to facilitate native ecosystem preservation of the Kau Forest Reserve on Hawaii Island. To gain access for the maintenance of a hooved-animal-proof fence, the Division proposes creating a road with a bulldozer. The Division is avoiding impact to sensitive ecosystems by locating the proposed activities on an area primarily composed of lava from the 1950 flow. The proposed road corridor is approximately 1.3 miles long. The road will be installed in a remote area of the Kau Forest Reserve that borders Hawaii Volcanoes National Park. Lengths are approximate and subject to change.

In addition to saving time for conducting natural resource management such as invasive species control and tree planting, this road will reduce the amount of time needed to respond to emergencies like wildfires in this area.

Manuka Natural Area Reserve Fenceline Clearing and Access – Final EA (FONSI)

HRS §343-5(a) Trigger	South Kona
District(s)	(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
TMK(s)	(3) 9-1-001:002; (3) 8-9-006:001
Permit(s)	Conservation District Use Permit
Proposing/ Determining Agency	State of Hawaii, Department of Land and Natural Resources 1151 Punchbowl St, Rm 325, Honolulu, HI 96813 EMMA YUEN, (808) 366-4788, EMMA.YUEN@HAWAII.GOV
Consultant	None
Status	Finding of No Significant Impact (FONSI) determination

The overall purpose of the road and grubbing project is to facilitate native ecosystem preservation of the Manuka Natural Area Reserve. To gain access and clear for the construction of a hooved-animal-proof fence, the Division proposes creating a road using a bulldozer to improve access to a proposed fenceline and also serve as a firebreak. The Division is avoiding impact to sensitive ecosystems by primarily locating the proposed activities on disturbed areas or areas with low biodiversity. An existing bulldozed road exists for approximately 1 mile, and this project proposes to widen that existing road from 8' to 16' and extend that road an additional approximately 1.1 miles. The road is proposed to be situated to avoid kipuka of native vegetation as much as possible, and portions will be sited on barren lava or pioneer vegetation from relatively recent lava flows. The fenceline is approximately 2.9 miles. Lengths are approximate and subject to change.

HAWAII EAS/EISs (CONTINUED)

Upper Waiakea Forest Reserve Fenceline Clearing and Access Project – 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)	South Hilo
TMK(s)	(3) 2-4:008:001
Permit(s)	Conservation District Use Permit
Proposing/ Determining Agency	State of Hawaii, Department of Land and Natural Resources 1151 Punchbowl St, Rm 325, Honolulu, HI 96813 EMMA YUEN, (808) 366-4788, EMMA.YUEN@HAWAII.GOV
Consultant	None
Status	Finding of No Significant Impact (FONSI) determination

The overall purpose of the road and grubbing project is to facilitate native ecosystem preservation of the Upper Waiakea Forest Reserve in the South Hilo District of Hawaii Island. To gain access and clear for the construction of a hooved-animal-proof fence that will protect approximately 850 acres, the Division proposes creating a road and also clearing a section of the fenceline with a bulldozer. The Division is avoiding impact to sensitive ecosystems by locating the proposed activities on disturbed areas, lava, or areas that have forests that contain lower native biodiversity. The proposed road corridor is approximately 2.52 miles long. The road will be installed in a remote area of the Upper Waiakea Forest Reserve that borders the Puu Makaala Natural Area Reserve.

MAUI EAS/EISs

USCG Expansion of Station Maalaea Facilities – 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)	Wailuku
TMK(s)	(2) 3-8-014:028 (por.)
Proposing/ Determining Agency	State of Hawaii, Department of Land and Natural Resources 4 Sand Island Access Road, Honolulu, HI 96819 Cami Miyakado, (808) 587-2683, cami.r.miyakado@hawaii.gov
Consultant	SSFM International, Inc.; 99 Aupuni Street, Suite 202, Hilo, HI 96720 Jennifer Scheffel, (808) 356-1273, jscheffel@ssfm.com
Status	Statutory 30-day public review and comment period starts. Comments are due by December 9, 2024. Please click on title link above to read the document, then send comments to the Agency and copy the Consultant.

The proposed action includes the construction of a new 17,982 G.S.F., three-story facility and renovation of the existing Station building where each floor houses dedicated Station Maui functions, allowing the Station to effectively conduct day-to-day operations. Each floor would include stacked building support spaces centrally located near the stairs and elevator. The proposed new three-story building would accommodate 36 personnel and would include the following primary functional areas: Administrative, Command & Operations Center, Marine Maintenance, Weapons Space & Operations, Berthing, Dining/Kitchen/Training, and Facility Support.

MAUI EAS/EISS (CONTINUED)

Waiale Road Extension Project – Draft EA (AFNSI) Vol I & Vol II

HRS §343-5(a) Trigger	(1) Propose the use of state or county lands or the use of state or county funds
District(s)	Wailuku
TMK(s)	Portions of (2) 3-6-002:003; (2) 3-6-002:004; (2) 3-6-004:003; (2) 3-5-002:001; (2) 3-5-002:009, (2) 3-5-002:014; (2) 3-5-002:888; (2) 3-5-036:035
Permit(s)	See Chapter IX of Draft EA
Proposing/ Determining Agency	County of Maui, Department of Public Works 200 S. High Street, Kalana O Maui Bldg. 4th Floor, Wailuku, Hawai'i 96793 Nolly Yagin, (808) 270-7845, Nolly.Yagin@co.maui.hi.us
Consultant	Munekiyohiraga; 305 High Street, Suite 104, Wailuku, Hawai'i 96793 Cathleen Krueger, (808) 244-2015, planning@munekiyohiraga.com
Status	Statutory 30-day public review and comment period starts. Comments are due by December 9, 2024. Please click on title link above to read the document, then send comments to waialeroad@munekiyohiraga.com .

The County of Maui Department of Public Works proposes the extension of Waiale Road from its current terminus at East Waiko Road southward to Honoapiilani Highway at the intersection of Old Quarry Road, to support regional transportation needs and future land uses in the Waikapu region. The Waiale Road Extension is currently proposed to be approximately 8,600 lineal feet (ft.) in length generally within an existing 80-ft. access and utility easement that traverses over former sugar cane fields. It includes two (2) vehicle lanes, shoulder bikeways, pedestrian sidewalks, a shared use path, drainage improvements, underground utilities, and grassy swales to lessen the impact of stormwater pollution. The proposed project also contemplates four (4) intersections, which will each be evaluated for various treatments including single-lane roundabouts, signalization or other traffic controls. Additionally, a bridge will be constructed to cross Waikapu Stream.

Waiohuli Economic Development Opportunities – 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)	Makawao
TMK(s)	(2) 2-2-028:181 (portion); and (2) 2-2-002:014 (portion)
Permit(s)	Land Use Designation Updates (DHHL); Grading/Building Permits (Maui County); Historic Preservation HRS 6E-8 (SHPD); HRS Chapter 195D (DOFAW) (DAR); National Pollutant Discharge Elimination System (NPDES) Permit (DOH); Community Noise Permit (DOH); Noise Variance (DOH); Disability and Communication Access Board (DCAB) Document Review for ADA Compliance (DOH); National Historic Preservation Act - Section 106 (SHPD) (if required); Endangered Species Act – Section 7 (USFWS, NOAA-NMFS) (if required); National Environmental Policy Act (if needed)
Approving Agency	State of Hawai'i, Department of Hawaiian Home Lands P.O. Box 1879, Honolulu, Hawaii 96805 Julie-Ann Cachola, (808) 620-9500, julie-ann.cachola@hawaii.gov
Applicant	Waiohuli Hawaiian Homesteaders Association, Inc.; P.O. Box 698, Kula, Hawaii 96790 Perry Artates, (808) 357-0831, perryartates@gmail.com
Consultant	PBR HAWAII & Associates, Inc.; 1001 Bishop Street, Suite 650, Honolulu, Hawaii 96813 Dave Simpson, (808) 521-5631, dsimpson@pbrhawaii.com
Status	Statutory 30-day public review and comment period starts. Comments are due by December 9, 2024. Please click on title link above to read the document, then send comments to dsimpson@pbrhawaii.com .

The project is a public-private collaboration to combine traditional construction of a development plan with community-based job opportunities derived from development of infrastructure, agricultural cultivation, renewable energy, and water source development to create long-term economic sustainability for the Waiohuli community. While the purpose of the project is to build capacity and economic development for the Waiohuli community, the project has been assessed under a potential full buildout scenario to gain a comprehensive understanding of all possible impacts in compliance with HRS Chapter 343. The potential full buildout includes community training facilities, infrastructure training and implementation sites, agricultural training sites, renewable energy training and implementation sites, water resource development and distribution, community conservation, and roadways.

O'AHU EAs/EISS

855 North Nimitz Land Acquisition – 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) 1-5-035:006
Permit(s)	None
Proposing/ Determining Agency	State of Hawai'i, Department of Transportation, Harbors 869 Punchbowl Street, Honolulu, HI 96813-5097 Celia Shen, (808) 587-2013, celia.y.shen@hawaii.gov
Consultant	SSFM International, Inc.; 99 Aupuni Street, Suite 220, Hilo, Hawaii 96720 Jennifer Scheffel, (808) 356-1273, jscheffel@ssfm.com
Status	Statutory 30-day public review and comment period starts. Comments are due by December 9, 2024. Please click on title link above to read the document, then send comments to jscheffel@ssfm.com .

No significant impacts are anticipated to result from acquisition of the property. Land use and operations on the parcel will not change in the immediate term. As a part of the negotiations for sale of the property, HECO has indicated that it may enter into a lease to remain at the parcel and DOT is open to the issuance of a lease back to HECO. Plans for this parcel and necessary expansion of the harbor will be assessed in subsequent environmental review documentation when such plans for the property are developed.

ETS Round Top Radio Facility Tower Replacement and Consolidation – 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)	Honolulu
TMK(s)	(1) 2-5-019:003 (por.); (1) 2-5-019:011
Permit(s)	Various, see Draft EA
Proposing/ Determining Agency	State of Hawaii, Department of Accounting and General Services 1151 Punchbowl St, Kalanimoku Building, Rm B-10, Honolulu, Hawaii 96813 David DePonte, (808) 586-0492, david.c.deponte@hawaii.gov
Consultant	Bowers + Kubota Consulting, Inc.; 2153 N. King St, Suite 200, Honolulu, Hawaii 96819 Carah Kadota, (808) 521-5361, ckadota@bowersandkubota.com
Status	Statutory 30-day public review and comment period starts. Comments are due by December 9, 2024. Please click on title link above to read the document, then send comments to the Agency and copy the Consultant.

The Round Top Radio Facility site currently houses the Hawai'i Wireless Interoperability Network (HIWIN) facilities, which consist of two 100-foot radio antenna towers that service Federal, State, and City and County of Honolulu agencies. The Proposed Action includes the construction of a new 180-foot radio tower, demolition of the two existing 100-foot radio towers, and the transition of equipment to the new tower. The Proposed Action will include tree trimming and vegetation clearing to the extent necessary. A new concrete foundation will be constructed to accommodate the new tower. The foundation footprint size will be approximately 1,600 SF and will feature approximately 60-foot-deep drilled shafts to support the tower. A new retaining wall with a 6-foot-high chain link fence with barbed wire will be installed around the foundation. An existing waterline will be rerouted to accommodate the site of the new tower.

O‘AHU EAS/EISS (CONTINUED)

Waikīkī Aquarium Upgrades – Final EA (FONSI)

HRS §343-5(a) Trigger	(1) Propose the use of state or county lands or the use of state or county funds (2) Propose any use within any land classified as a conservation district (3) Propose any use within a shoreline area
District(s)	Honolulu
TMK(s)	(1) 3-1-031:006
Permit(s)	US Army Corps permits (Section 404 Clean Water Act, Section 10, Work in Navigable Waters), Section 401 State Certification of Water Quality, State Site Plan Approval, Coastal Zone Management Consistency, Well Construction/Pump Installation Permit, NPDES Notice of Intent Form C, Community Noise Control Permit, Special Management Area Major Permit; Shoreline Setback Variance
Proposing/Determining Agency	State of Hawai‘i, University of Hawai‘i at Mānoa 2002 East West Road, Room 102, Honolulu, HI 96822 Brandon Shima, (808) 956-0282, bshima@hawaii.edu
Consultant	Oceanit; 828 Fort Street Mall, Suite 600, Suite 600, Honolulu, HI 96813 Berna Senelly, (808) 954-4221, bsenelly@oceanit.com
Status	Finding of No Significant Impact (FONSI) determination

The Aquarium uses 3 intake water sources for 60 public exhibits and holding tanks. Three water sources include 1) natural seawater (NSW) via 2 8-inch offshore intake pipes, 2) saltwater derived from a saltwater production well, and 3) freshwater from the CCH water supply system. The antiquated supply water intake system infrastructure needs to be updated to prevent future failures. Project includes the replacement of the 2 existing ocean water intake pipes that extend 160 ft offshore, construction of a new partially below ground NSW and well water pump vault, a new partially below ground aeration tank, reconstruction and extension of the existing pump building, rehabilitation or construction of a new saltwater production well, and the installation of new equipment and piping. Improvements include new expanded Edge of Reef (EOR) Exhibit that will replace the old EOR that is being demolished as part of Discharge System Project and will be located in same location.

KAUAI EAS/EISS

Ching Young Village Wastewater Treatment Plant Upgrade Project – Final EA (FONSI)

HRS §343-5(a) Trigger	(9)(A) Propose any wastewater treatment unit, except an individual wastewater system or a wastewater treatment unit serving fewer than fifty single-family dwellings or the equivalent
District(s)	Hanalei
TMK(s)	(4) 5-5-002:040
Permit(s)	Special Management Area Permit
Approving Agency	County of Kauai , Kauai County Planning Department 4444 Rice Street., Ste A473, Lihue, HI 96766 Romio Idica, (808) 241-4050, ridica@kauai.gov
Applicant	Ching Young Village Partnership; 5-5190 Kuhio Highway, Hanalei, Hawaii 96714 Michael Ching, (808) 826-7222, mching@hawaiian.net
Consultant	Laulea Engineering LLC; 1127 11th avenue Suite #302, Honolulu, HI 96816 Brian Carroll, (808) 389-8267, brian@lauleallc.com
Status	Finding of No Significant Impact (FONSI) determination

The Project consists of replacing the existing wastewater treatment and effluent disposal system with a new wastewater treatment plant within the limits of the existing system. The proposed wastewater treatment plant was designed based on the total amount of wastewater generated by the Ching Young Village Shopping Center. An existing 4-foot diameter wet well/lift station will convey the wastewater via two (2) Liberty Omnivoire Grinder pumps and the existing 4-inch diameter force main sewage line to the existing 8,000-gallons capacity equalization basin. From the equalization tank, the effluent will be pumped to new aerobics moving bed biofilm reactor [MBBR] treatment plant consisting of partitioned tanks for the functions of: flow equalization, secondary treatment, clarification, and waste solids holding. Effluent from the MBBR secondary treatment will flow through a new UV Disinfection system and flow to the injection well disposal system.

PREVIOUSLY PUBLISHED DOCUMENTS OPEN FOR COMMENT

Status: The comment period for these projects began previously. **Comments are due November 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.

MOLOKAI’I

[Ho’olehua Scattered Lots Subdivision and Related Improvements – Draft EA \(AFNSI\)](#)

MAUI

[Kaheawa Wind 1 Continued Use Project – \(EIS Preparation Notice\)](#)

[Kaiola Place Sewer Improvements – Draft EA \(AFNSI\)](#)

KAUA’I

[Hanalei Colony Resort Wastewater Treatment Plant Upgrade Project – Draft EA \(AFNSI\)](#)

PRIOR DETERMINATION

The Natural Energy Laboratory of Hawai’i Authority [has determined](#) that additional environmental review is not required for construction and outfitting of a new fish-processing building on land administered by NELHA. Two prior Environmental Impact Statements describe anticipated impacts of development of the Hawai’i Ocean Science and Technology (HOST) Park - including on land proposed for this project. These evaluations assessed build-out scenarios intended to include future improvements, allowing for flexibility to adapt to current market and technology conditions. NELHA has determined that the proposed development is consistent with the location, types and scale of scenarios evaluated in the prior EIS documents, and that the potential direct, indirect, and cumulative impacts of that development have been adequately disclosed and evaluated therein, and therefore that the Findings of No Significant Impact (FONSI) in those reports satisfy the requirements of HRS Chapter 343 pursuant to HAR Section 11-200.1-11.

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 **October 2024, unless noted otherwise**; 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 Land and Natural Resources](#)

[Hawai’i Housing & Finance Development Corporation](#)

County of Hawai’i

[Department of Public Works](#)

[Department of Environmental Management](#)

County of Maui

[Department of Public Works](#)

City and County of Honolulu

[Department of Community Services](#)

[Department of Environmental Services](#)

EXEMPTION NOTICES

The State of Hawai’i, Hawai’i Housing Finance and Development Corporation has declared the following action exempt from the requirement to prepare an EA pursuant to [HAR § 11-200.1-16](#), and has voluntarily submitted the Exemption Notices for publication:

State of Hawai’i, Hawai’i Housing Finance and Development Corporation

[Kaahumanu Homes Redevelopment Mixed-Use Project](#)

The Hawaii Public Housing Authority in partnership with HCDC Hawaii Development, LLC is proposing to redevelop Ka’ahumanu Homes with a new mixed-use project, which will provide up to 1,550 affordable, workforce, and market-rate homes (representing a net increase of 1,398 homes from what is currently present) and ground-level commercial/retail space.

After careful analysis as described in the attachment, HHFDC has considered primary, secondary, and cumulative impacts of the Project and has determined the Project is not anticipated to have significant impacts on the environment.

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:Līhu'e (5-9-008:001)	Construction of an Agriculture Shed and Lo'i Structure (SMA(M)-2025-6)	Hui Maka'ainana o Makana/PBR Hawai'i & Associates
Lāna'i: Lāna'i (4-9-017:002)	Sewer manhole removal out of floodplain, removal of three dead Monkey Pod trees, and ongoing maintenance operations (SM72024-00001)	Pūlama Lāna'i
Maui: Pā'ia - Ha'ikū (2-8-004:099)	Renovation, remodel and addition to existing single family dwelling, and addition of a new pool deck (SM22024-00046)	Juan Gilberto
Maui: Pā'ia - Ha'ikū (2-7-007:079)	Removal of invasive species, planting of native plants, construct three hale, storage building, and water tanks, erect fences and gates (SM22024-00049)	Scott Werden
Maui: Kīhei-Mākena (2-1-007:094)	Installation of 24"x36" sign informing the public of the historical significance of the bay, at Mākena Landing Park (SM22024-00050)	Daniela Quintian
Maui: Lāhainā (4-4-013:001)	Equipment replacement, modification or addition to an existing rooftop telecommunication facility (SM22024-00051)	Ashley May
Oahu: Kailua (4-2-016:008)	Borofsky Residence (2024/SMA-95)	Robert Borofsky

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	ZIP Code	TMK	Applicant	Owner
OA-2123	144 Kaapuni Drive	96734	(1) 4-3-013:039	Wesley T. Tengan	Wendy B. Ostojic Trust
OA-2124	84-1099 Farrington Highway	96792	(1) 8-4-003:003	Wesley T. Tengan	Toshio Nishi
MA-841	Haneoo Road	96713	(2) 1-4-007:009	ParEn Inc. dba Park Engineering	State of Hawaii Department of Land and Natural Resources

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-2109	Correction*	55-133 Kamehameha Highway	96762	(1) 5-5-001:014-1 and -5	Gil Bumanglag	55-133 LLC
OA-2114	Proposed	56-155 D Kamehameha highway	96731	(1) 5-6-001:031	Ailana Surveying	Steven Lenhoff
OA-2122	Proposed	12 Kailua Road	96734	(1) 4-3-012:001	Walter P. Thompson Inc.	Highmark Capital LLC

* Please note: OA-2109 was reported on 10/23/2024 with an incorrect file number.

FEDERAL NOTICES

As a courtesy, listed below are some relevant entries from the Federal Register published since the last issue of *The Environmental Notice*. For more information, click on the title link, also available at www.federalregister.gov.

Notice: [Western Pacific Fishery Management Council; Public Meetings](#) (published by the National Oceanic and Atmospheric Administration on 11/05/2024)

The Western Pacific Fishery Management Council (Council) will hold a meeting of the Pacific Pelagics Fishery Ecosystem Plan (FEP) Plan Team (PT) to discuss fishery management issues and develop recommendations to the Council for future management of pelagic fisheries in the Western Pacific region. **The Pelagic PT meeting will be held on November 18, 2024, and run from 1 p.m. to 5 p.m. Hawaii Standard Time (HST).** For web conference access information and agendas, please click on the title link above.

Proposed Rule: [Pacific Island Fisheries; Withdrawal of Proposed Rule; Catch and Retention Limits for Striped Marlin in the Western and Central Pacific Ocean North of the Equator](#) (published by the National Oceanic and Atmospheric Administration on 11/05/2024)

The National Marine Fisheries Service (NMFS) withdraws the proposed rule for “Catch and Retention Limits for Striped Marlin in the Western and Central North Pacific Ocean North of the Equator” that published in the Federal Register on February 26, 2024. This proposed rule was intended to satisfy Magnuson-Stevens Fishery Conservation and Management Act (Magnuson-Stevens Act) obligations to address U.S. fishing vessels' relative impact on this internationally managed stock that, based on a prior stock assessment and domestic status determination criteria, NMFS determined was overfished. NMFS is now withdrawing the proposed rule because NMFS has determined the stock is no longer overfished, not approaching an overfished condition, and is rebuilding, based on a more recent assessment. Thus, the factual and legal bases for the proposed rule no longer apply. For more information, please click on the title link above.

Notice: [Receipt of Enhancement of Survival Permit Application and Proposed Conservation Benefit Agreement for Introduction of the Endangered Orangeblack Hawaiian Damsselfly to a Conservation Area on the Island of Lāna'i; Categorical Exclusion](#) (published by the Fish and Wildlife Service on 10/30/2024)

The U.S. Fish and Wildlife Service (Service), have received an application from Pūlama Lāna'i for an enhancement of survival permit (permit) pursuant to the Endangered Species Act. If approved, the permit would authorize take of the orangeblack Hawaiian damsselfly, ae'o (Hawaiian stilt), 'alae ke'oke'o (Hawaiian coot) and assimulans yellow-faced bee (the “covered species”). The application includes a draft conservation benefit agreement, describing the actions the applicant will take to create new habitat for the covered species, facilitate reintroduction of the orangeblack Hawaiian damsselfly to Lāna'i, and achieve a net conservation benefit for each of the covered species. U.S. Fish and Wildlife Service have also prepared a draft environmental action statement for our preliminary determination that the permit decision may be eligible for categorical exclusion under the National Environmental Policy Act. They invite the public and local, State, Tribal, Native Hawaiian, and Federal agencies to comment on these documents. **Written comments must be submitted no later than November 29, 2024.** For more information and to submit written comments, please click on the title link above.

Notice: [Endangered Species; Receipt of Recovery Permit Application](#) (published by the Fish and Wildlife Service on 10/21/2024)

The U.S. Fish and Wildlife Service have received an application for a permit to conduct activities intended to enhance the propagation and survival of endangered species under the Endangered Species Act. We invite the public and local, State, Tribal, and Federal agencies to comment on this application. Before issuing the requested permit, we will take into consideration any information that we receive during the public comment period. **Written comments must be received on or before November 20, 2024.** For more information and to submit written comments, please click on the title link above.

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.



Mauai 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**

2025

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.

Submittal Deadline	Publication Date	EA or EISPN Comment 30-Day Deadline	EIS Comment 45-Day Deadline
Dec 16 Mon	Dec 23, 2024 Mon	Jan 22 Wed	Feb 06 Thu
Dec 31 Tue	Jan 08, 2025 Wed	Feb 07 Fri	Feb 24 Mon
Jan 15 Wed	Jan 23 Thu	Feb 24 Mon	Mar 10 Mon
Feb 03 Mon	Feb 08 Sat	Mar 10 Mon	Mar 25 Tue
Feb 14 Fri	Feb 23 Sun	Mar 25 Tue	Apr 09 Wed
Mar 03 Mon	Mar 08 Sat	Apr 07 Mon	Apr 22 Tue
Mar 17 Mon	Mar 23 Sun	Apr 22 Tue	May 07 Wed
Apr 01 Tue	Apr 08 Tue	May 08 Thu	May 23 Fri
Apr 15 Tue	Apr 23 Wed	May 23 Fri	Jun 09 Mon
May 01 Thu	May 08 Thu	Jun 09 Mon	Jun 23 Mon
May 16 Fri	May 23 Fri	Jun 23 Mon	Jul 07 Mon
Jun 02 Mon	Jun 08 Sun	Jul 08 Tue	Jul 23 Wed
Jun 16 Mon	Jun 23 Mon	Jul 23 Wed	Aug 07 Thu
Jun 30 Mon	Jul 08 Tue	Aug 07 Thu	Aug 22 Fri
Jul 16 Wed	Jul 23 Wed	Aug 22 Fri	Sep 08 Mon
Aug 01 Fri	Aug 08 Fri	Sep 08 Mon	Sep 22 Mon
Aug 18 Mon	Aug 23 Sat	Sep 22 Mon	Oct 07 Tue
Aug 29 Fri	Sep 08 Mon	Oct 08 Wed	Oct 23 Thu
Sep 16 Tue	Sep 23 Tue	Oct 23 Thu	Nov 07 Fri
Oct 01 Wed	Oct 08 Wed	Nov 07 Fri	Nov 24 Mon
Oct 16 Thu	Oct 23 Thu	Nov 24 Mon	Dec 08 Mon
Nov 03 Mon	Nov 08 Sat	Dec 08 Mon	Dec 23 Tue
Nov 17 Mon	Nov 23 Sun	Dec 23 Tue	Jan 07 Wed
Dec 01 Mon	Dec 08 Mon	Jan 07 Wed	Jan 22 Thu
Dec 16 Tue	Dec 23, 2025 Tue	Jan 22 Thu	Feb 06 Fri
Dec 31 Wed	Jan 08, 2026 Thu	Feb 09 Mon	Feb 23 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. 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.