



The Environmental Notice

January 8, 2026

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 (EAs) and Environmental Impact Statements (EISs) for projects in Hawai'i. The Environmental Notice also includes other items related to the shoreline, coastal zone, and federal activities.



The CCH, Department of Environmental Services is proposing upgrades to its Pacific Palisades Wastewater Pump Station.

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

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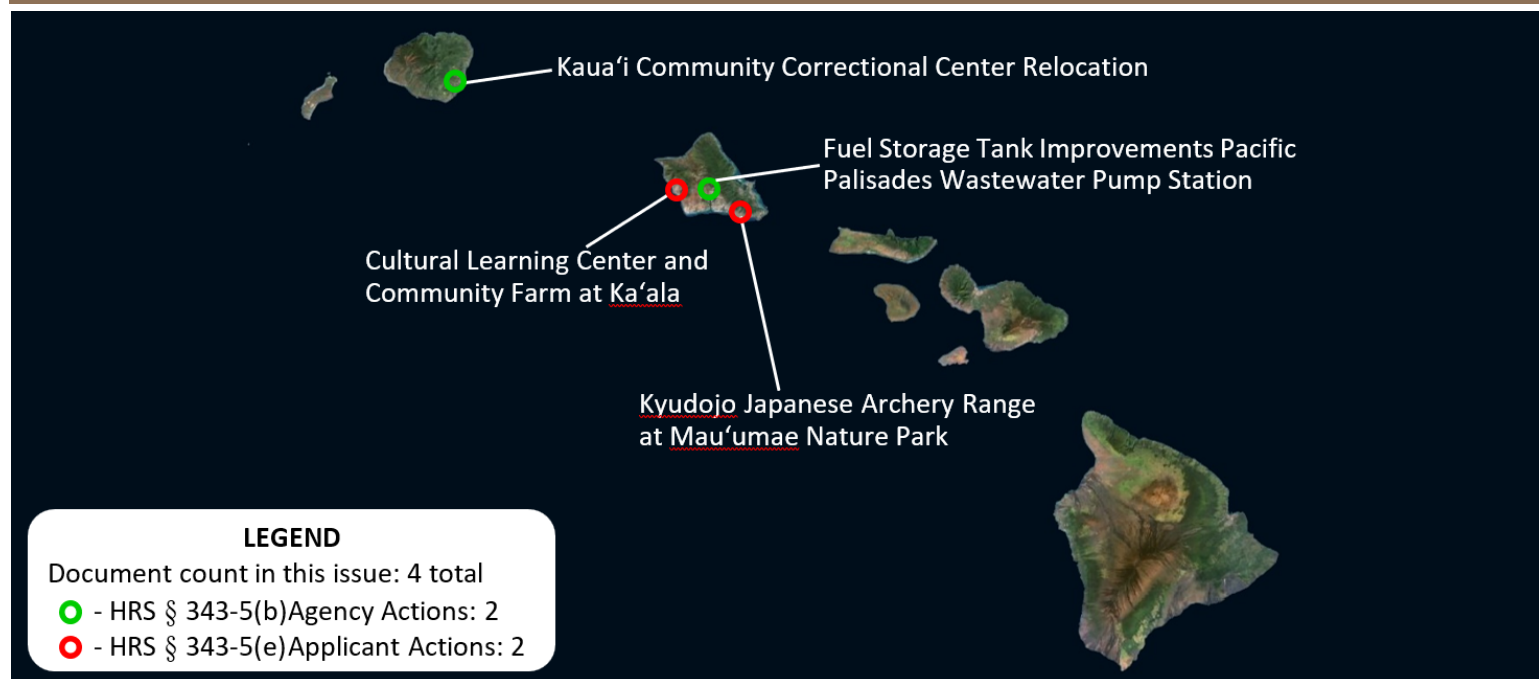
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ANNOUNCEMENTS

- Mark Gordon has been appointed as a member to the Environmental Advisory Council (EAC). He is an Environmental, Health and Safety (EH&S) professional with experience in government, health care, automotive, aerospace, semiconductor and construction industries. The EAC welcomes Mr. Gordon as valuable member of the Council.
- The EAC is still seeking new members. To learn more about the work of the EAC, visit their [webpage](#). To apply to be on the EAC, submit this [online application](#) under Department of Business, Economic Development & Tourism - Environmental Advisory Council.
- Documents submitted by the March 2, 2026 deadline for the March 8, 2026 TEN must not fail the Adobe Accessibility Checker to be eligible for publication (we currently check all 32 of 32 options of the Adobe Accessibility Checker per the [Disability and Communication Access Board](#)). Our website has an [ADA accessibility page](#) with further information.

STATEWIDE MAP OF EA/EIS DOCUMENTS AND DETERMINATIONS



O'AHU EAs/EISs

Cultural Learning Center and Community Farm at Ka'ala – Final EA (FONSI)

HRS §343-5(a) Trigger	(1) Propose the use of state or county lands or the use of state or county funds
District(s)	Wai'anae
TMK(s)	(1) 8-5-005:036; (1) 8-5-005:007
Permit(s)	HRS §6E, Historic Preservation Review Clearance (SHPD); Grading Permit and Conservation Plan, Building Permit (City and County of Honolulu); Individual Wastewater System Permit (DOH) ; Special Land Use Permit; Minor and Major Conditional Use Permits
Approving Agency	State of Hawai'i, Department of Hawaiian Home Lands Lilliane Makaila, (808) 730-0352, lilliane.k.makaila@hawaii.gov P.O. Box 1879, Honolulu, Hawaii 96805
Applicant	Ka'ala Farm, Inc.; P.O. Box 630, Waianae, Hawaii 96792 Eric Enos, (808) 696-4954, eric@kaalafarm.org
Consultant	Townscape Inc.; 900 Fort Street Mall, Suite 1160, Honolulu, Hawaii 96813 Sherri Hiraoka, (808) 550-3892, sherri@townscapeinc.com
Status	Finding of No Significant Impact (FONSI) determination

Since July 1, 2008, KFI has held a gratis license from the Department of Hawaiian Homelands (DHHL) for community and cultural land uses on the 97-acre DHHL parcel in upper Wai'anae Valley (TMK: 8-5-005:036). KFI is now requesting the conversion of this license to a General Lease, which will provide long-term access and continuity for its programs and allow KFI to seek grants and other means to finance planned improvements. KFI plans to maintain its current land uses and facilities while implementing improvements as funding allows. The new facilities planned include a barn, field shelter, and bunkhouse. In addition to new buildings, KFI also intends to expand agriculture production with more acreage developed for lo'i kalo, dryland fields, and an aquaponics system.

Fuel Storage Tank Improvements Pacific Palisades Wastewater Pump Station – 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) 9-7-091:071
Permit(s)	None
Proposing/ Determining Agency	City and County of Honolulu, Department of Environmental Services Audrey Uyema Pak, (808) 768-8766, audrey.uyemapak@honolulu.gov 1000 Uluohia Street, Suite 308, Kapolei, HI 96707
Consultant	Townscape, Inc.; 900 Fort Street Mall, Suite 1160, Honolulu, HI 96813 Gabrielle Sham, (808) 536-6999, gabrielle@townscapeinc.com
Status	Statutory 30-day public review and comment period starts. Comments are due by February 9, 2026. Please click on title link above to read the document, then send comments to comments@townscapeinc.com .

The Pacific Palisades Wastewater Pump Station has an underground storage tank that supplies fuel to a standby generator. The generator automatically activates during a power outage and provides electricity for the entire pump station, including the sewage pump, support equipment, and lighting. To comply with current fuel storage regulations and strengthen environmental protection, the City Department of Environmental Services, Division of Wastewater Engineering and Construction, is proposing to replace the existing 1,000-gallon underground fuel storage tank with a new 1,000-gallon aboveground tank. The project also includes replacing the underground fuel piping, fuel monitoring panel, associated sensors, and connecting the new fuel monitoring panel to the supervisory control and data acquisition (SCADA) system.

O‘AHU EAs/EISS (CONTINUED)

Kyudojo Japanese Archery Range at Mau‘umae Nature Park – Draft EA (AFNSI)

HRS §343-5(a) Trigger	(1) Propose the use of state or county lands or the use of state or county funds
District(s)	Honolulu
TMK(s)	[1] 3-3-014; 015
Permit(s)	Building Permit Application (BWS), Grubbing Grading and Stockpiling, Building, Excavate Public Right-of-Way, Sewer Connection, Certificate of Occupancy, Plan Review (HFD), Variance from Pollution Controls, Discharge of Hydrotesting Water, DCAB Review, Acceptance of Facility
Approving Agency	City and County of Honolulu, Department of Parks and Recreation Dori Amano-Mitsui, (808) 768-3009, dori.amanomitsui@honolulu.gov 1001 Uluohia Street, Suite 309, Kapolei, Hawaii 96707
Applicant	Hawaii Kyudo Foundation; 1705 Uhi Place, Honolulu, Hawaii 96821 Robert Dewitz, (808) 371-0216, bobdewitz@outlook.com
Consultant	Gerald Park Urban Planner; 95-595 Kanamee Street #324, Mililani, Hawaii 96789 Gerald Park, (808) 625-9626, gpark@gpup.biz
Status	Statutory 30-day public review and comment period starts. Comments are due by February 9, 2026. Please click on title link above to read the document, then send comments to dori.amanomitsui@honolulu.gov .

The Department of Parks and Recreation, City and County of Honolulu and the Hawaii Kyudo Foundation (HKF) a private non-profit organization have entered into an Agreement to improve a portion of Mau‘umae Nature Park for recreational use.

The purpose of the project is to construct a Japanese archery facility or kyudojo on a vacant, brush-covered section of the park. The project will provide a facility to support the ancient Japanese martial art of archery or kyudo.

An approximately 20,500 square foot area (0.47 acres) is proposed for the archery range and support facilities. The archery range is comprised of three elements: a shooting house (or shajo), a target house (matoba), and a shooting range (yamichi).

A 19-stall parking area will be constructed adjoining the archery range. Access will be from 16th Avenue through a 20-foot wide, two-way driveway.

Three restrooms will be provided at the shajo: two inside for archers and one outside for volunteer workers maintaining the park. The outside restroom will be locked. Access will be provided by code to the Honolulu Police Department and volunteer workers.

The cost of the project is estimated at \$0.80 million. The Hawaii Kyudo Foundation will fund, construct, operate, and maintain the facility at no cost to the city. When construction is completed, the dojo will be gifted to the City and County of Honolulu and become another Department of Parks and Recreation facility. The city will retain ownership

If you are experiencing any ADA compliance issues with the above project, please contact the Hawaii Kyudo Foundation consultant, Gerald Park, at gpark@gpup.biz.

KAUA'I EAS/EISS

Kaua'i Community Correctional Center Relocation – (Republished EIS Preparation Notice)

HRS §343-5(a) Trigger	(1) Propose the use of state or county lands or the use of state or county funds (6) Propose any amendments to existing county general plans where the amendment would result in designations other than agriculture, conservation, or preservation
District(s)	Kaua'i - multiple districts
TMK(s)	(4) 3-8-018:001
Permit(s)	State Land Use District Boundary Amendment to redesignate land within the Agricultural District to the Urban District; Subdivision Approval County of Kaua'i, Department of Planning; County of Kaua'i General Plan Amendment County of Kaua'i, Department of Planning; County of Kaua'i Zoning Amendment County of Kaua'i, Department of Planning; Hawai'i Revised Statutes, Chapter 6E Compliance State of Hawai'i, Department of Land and Natural Resources (DLNR), State Historic Preservation Division (SHPD); National Pollutant Discharge Elimination System (NPDES) Construction Stormwater Permit State of Hawai'i, Department of Health (DOH); Community Noise Permit or Community Noise Variance DOH; Grading, Grubbing, Trenching and Stockpiling Permits County of Kaua'i, Department of Public Works (DPW); Building Permits (Buildings, Electrical, Plumbing) DPW; Plan Review County of Kaua'i, Fire Department; Application for Water Service County of Kaua'i, Department of Water; Wastewater System Permit DOH Wastewater Branch; Electrical Connection/Extension KIUC
Proposing/ Determining Agency	State of Hawai'i, Department of Corrections and Rehabilitation Tommy Johnson, (808) 587-1350, tommy.johnson@hawaii.gov 1177 Alakea Street, Honolulu, HI 96813
Accepting Authority	Office of the Governor, State of Hawai'i Governor Josh Green, (808) 586-0034, https://governor.hawaii.gov/contact-us/general-contact-information/ 415 South Beretania St., Honolulu, HI 96813
Consultant	SSFM International; 501 Sumner Street, Suite 620, Honolulu, HI 96817 Alice McLean, (808) 356-1202, amclean@ssfm.com
Status	Public review and comment period has been extended; comments are due by February 9, 2026 . Please submit comments on the project website at https://ssfm.konveio.com/kccc . A Public Scoping meeting will be held on January 20, 2026 from 5PM to 7PM at the Kauai Veterans Center, 3215 Kauai Veterans Memorial Hwy, Lihue, HI 96766, in the Silver and Bronze Conference Room.

The State DCR is proposing to relocate the existing KCCC, currently located off of Kūhiō Highway across from the Wailuā Golf Course parking lot. The proposed KCCC will occupy approximately 20 to 30 acres of the 6,080-acre parcel. The proposed KCCC design has not been finalized but is expected to have a gross building area of approximately 85,000 square feet (SF).

The KCCC, built in 1977, is being considered for relocation due to significant site constraints. The facility is located within a designated flood and tsunami zone and is affected by the Kūhiō Highway expansion project, which will result in the loss of one-third of its property. Originally designed to hold 12 male inmates, KCCC has expanded over time to accommodate up to 128 men and women, with temporary units added to increase capacity. The facility now faces persistent overcrowding and an increasing number of inmates with complex mental health needs, while resources, training, and infrastructure remain limited, underscoring the need for a new site.

This is a republishing of a previously submitted EISP with a new date for the Public Scoping Meeting. The Public Scoping Meeting scheduled for December 17, 2025 was cancelled due to a power outage. It is rescheduled for: January 20, 2026 from 5PM to 7PM at the Kauai Veterans Center, 3215 Kauai Veterans Memorial Hwy, Lihue, HI 96766, in the Silver and Bronze Conference Room.

If you are experiencing any ADA compliance issues with the above project, please contact the State of Hawai'i, Department of Corrections and Rehabilitation consultant, Alice McLean, at amclean@ssfm.com.

PREVIOUSLY PUBLISHED DOCUMENTS OPEN FOR COMMENT

Status: The comment period for these projects began in a previous issue. 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 JANUARY 22, 2026

MAUI

[Mākena Mauka – Draft EIS Part 1, Part 2, Part 3, 2024-07-01 Scoping Meeting Audio, and 2024-07-30 Scoping Meeting Audio](#)

O‘AHU

[Fuel Storage Tank Improvements Kukanono Wastewater Pump Station – Draft EA \(AFNSI\)](#)

[Honouliuli WWTP Effluent Treatment and Outfall Improvements – Draft EA \(AFNSI\)](#)

[Kalaeloa Hybrid Reef Project – Draft EA \(AFNSI\)](#)

[Waipahu Refuse Facility and Convenience Center – 2nd Draft EA \(AFNSI\)](#)

KAUA‘I

[Black Pot Beach Park Master Plan Improvements – Draft EA \(AFNSI\)](#)

[Kuhio Highway Shoulder Improvements and Property Exchange, Route 560 in the Vicinity of Hanalei Bridge – Draft EA \(AFNSI\)](#)

COMMENTS DUE FEBRUARY 6, 2026

KAUA‘I

[Samuel Mahelona Memorial Hospital TOD Master Plan Update – Draft EIS, Scoping Meeting Audio, and Scoping Meeting Transcript](#)

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. The following are Lists of Exemption Notices submitted by various agencies for **December 2025, unless noted otherwise**. Contact the identified agency contact on each list for additional information about any specific exemption or any ADA compliance issues:

State of Hawai‘i

[Agribusiness Development Corporation](#)

[Department of Accounting and General Services](#)

[Department of Land and Natural Resources \(Nov 2025\)](#)

[Department of Land and Natural Resources](#)

City and County of Honolulu

[Department of Planning and Permitting](#)

County of Hawai‘i

[Department of Parks and Recreation](#)

[Department of Public Works](#)

County of Maui

[Department of Water Supply](#)

EXEMPTION NOTICES

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

County of Kauaʻi, Department of Parks and Recreation

Acquisition of a 3-acre Parcel Adjacent to the County Park Located at 6151 Kawaihau Road

The County of Kauaʻi proposes to purchase a 3-acre parcel of property for the expansion of County Park green space and possible, eventual sports fields and additional parking. At this time, only green space expansion is planned if the transaction is successfully closed.

In accordance with HAR §11-200.1-16, the subject action is exempt from the preparation of an environmental assessment pursuant to the [Comprehensive Exemption List for the County of Kauaʻi Department of Public Works and Department of Parks and Recreation](#), Exemption Class #10.2., Continuing County Administrative Activities, and HAR 11-200.1-15(c)(8).

If you are experiencing any ADA compliance issues with the above project, please contact the Director of the Department of Parks and Recreation, Patrick Porter, at pporter@kauai.gov.

CONSERVATION DISTRICT USE APPLICATIONS

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

File No.:	CDUA OA 3992 (Acceptance Letter)
Name of Applicant:	Humuhumu Services, LLC & Starfish Infrastructure, Inc
Location:	Offshore of Barber's Point Park, Honouliuli, 'Ewa, O'ahu
TMK:	Makai of (1) 9-1-026:027
Proposed Action:	O'ahu Subsea Cable Project
HRS Ch. 343 determination:	FONSI published in the October 8, 2025, issue of the Environmental Notice
Consultant's Contact:	Tanya Copeland of ICF Phone: (970) 691-4724 tanya.copeland@icf.com
OCCL Staff Contact:	Tiger Mills (808) 587-0382 kimberly.mills@hawaii.gov

PRIOR DETERMINATION

The City and County of Honolulu, Department of Planning and Permitting [has determined](#) that to the extent the need for environmental review may be triggered by the proposed Development at Turtle Bay Resort Site H1, the Final Supplemental Environmental Impact Statement (SEIS), [accepted by the DPP](#) on October 3, 2013, would satisfy such a requirement, and therefore no further environmental review under Hawai'i Revised Statutes (HRS) Chapter 343 will be required.

The proposal will consist of a new hotel, operated primarily as a full-service hotel. The hotel will include up to 375 units, fitness center, spa, retail, and eating establishments. The Development Site H-1 is comprised of TMKs 5-7-001: 044, which has a lot area of 28.67 acres, 5-7-001: 055, which has a lot area of 10.83 acres, and 5-7-006: 029 which has a lot area of 9.77 acres. The parcels are located in B-1 Community Business District and Resort District.

The Final SEIS also evaluated a proposal for a “full build-out alternative,” which proposed a much more substantial build out than the current proposal. In this full build-out alternative, the proposed Development Site H-1 was referred to as H-3 and was identified as containing 530 units (see Exhibit B). Thus, the potential environmental impacts considered by the Final SEIS were much greater than the environmental impacts of the current proposal of 350 units. Therefore, DPP finds that the current proposal:

1. Is a component of or is substantially similar to the action proposed in the Final SEIS;
2. Is anticipated to have direct, indirect, and cumulative effects similar to those analyzed within the range of alternatives in the Final SEIS; and
3. Was analyzed within the range of alternatives in the Final SEIS.

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: Waimea (1-2-006: 042)	Construction of a new 2900 sf warehouse and associated site improvements (SMA(M)-2026-13)	Kīkīāola Land CO. LTD / McCorriston Miller Mukai MacKinnon LLP
Kaua'i: Hanapēpē (1-9-009: 001)	Installation of lighting for the Hanapēpē Park tennis courts (SMA(M)-2026-14)	County of Kaua'i Department of Parks and Recreation
Kaua'i: Kōloa (2-9-001: 009)	Construction of a fueling facility for golf course (SMA(M)-2026-15)	Kawailoa Development LLC / Belles Graham LLP
Kaua'i: Wainiha (5-8-006: 025)	Clearing of hau bush on edge of river (SMA(M)-2026-16)	Kenneth & Jennifer Miller
Kaua'i: Anahola (4-9-004: 012)	Installation of a new Individual Wastewater System (IWS) (SMA(M)-2026-17)	Sandcastles LLC / Volk LLC
Maui: Pā'ia (3-8-078: 046)	Demolition of existing one-story accessory dwelling unit and carport, removal of unpermitted shed roof, construction of two-story residence (SM2 2025-00056)	Dean Johnston
Maui: Kīhei (3-9-004: 001)	Keawakapu Beach installation of new gravel public beach parking lot (SM2 2025-00059)	County of Maui Department of Parks and Recreation
Maui: Hāna (1-6-009: 001)	After-the-Fact approval of existing structures and demolition of shed (SM2 2025-00060)	Jasmine King
O'ahu: Hale'iwa (6-4-001: 014)	Construction of a new open-bottom culvert with an elevated roadway embankment (2025/SMA-76)	Pōmaika'i Partners, LLC, Laukiha'a Farms / Sustainable Design & Consulting LLC

COASTAL ZONE MANAGEMENT NOTICES (CONTINUED)

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 website](#), 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

Relocation of Deep Wells at Schofield Barracks Military Reservation (SBMR) East Range

Proposed Action: Construction of new wells, decommissioning of existing wells, and the operation and maintenance of the new wells. The proposed action includes the construction of four new potable water production wells; installation of new equipment (water pumps and motors); four new concrete or masonry pump houses; and a new switchgear/generator with associated equipment, such as a power generator and water quality monitors. All new facilities would be developed at the existing SBMR Water Plant site on land located within SBMR. There would be no demolition of existing buildings, and the new buildings would be one story with limited visibility from outside the SBMR installation. Upon completion of the new wells, the existing wells would be decommissioned in accordance with CWRM requirements.

Location: Schofield Barracks Military Reservation, Wahiawā, Island of O'ahu

TMK: (1) 7-6-001:001

Federal Action: Federal Agency Activity

Federal Agency: U.S. Army Garrison

CZM Contact: Debra Mendes, Debra.L.Mendes@hawaii.gov

Comments Due: January 23, 2026

Fort Shafter Flats Kahauiki Stream Dredging

Proposed Action: The U.S. Army Garrison, Hawai'i (USAG-HI), proposes to dredge portions of Kahauiki Stream within the Fort Shafter Flats military installation. The proposed activity includes dredging the lower reach of Kahauiki Stream and a short segment of an unnamed tributary. The project area includes the stream channel and banks, as well as an adjacent physical training field that will be used for contractor operations, material storage, and dewatering of dredged material. Water within the stream and tributary appears to be tidally influenced.

Dredging will begin just south of Funston Loop Bridge and extend approximately 1,450 feet southwest toward Moanalua Stream. The areas proposed for dredging are not concrete lined.

The proposed action also includes the repair or replacement of two (2) existing 36-inch reinforced concrete drainage pipes located where Kahauiki Stream passes beneath Annex Road between Funston Loop and Mokumoa Street. Dredging will be performed using a clamshell bucket or excavator operating from the west stream bank, and no temporary structures will be placed in the stream.

Excavated material, consisting primarily of plant material, silt, clay, and gravel, will be transported to an adjacent approximately 10-acre physical training field for dewatering and temporary storage prior to disposal. A limited sediment evaluation indicates the material is likely suitable for disposal at an approved landfill facility.

Location: Kahauiki Stream, Honolulu, Island of O'ahu

Federal Action: Federal Agency Activity

Federal Agency: U.S. Army Garrison, Hawaii

CZM Contact: Debra Mendes, Debra.L.Mendes@hawaii.gov

Comments Due: January 23, 2026

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: [Changes in Flood Hazard Determinations](#) (published by the Federal Emergency Management Agency on 12/18/2025)

This notice lists communities where the addition or modification of Base Flood Elevations (BFEs), base flood depths, Special Flood Hazard Area (SFHA) boundaries or zone designations, or the regulatory floodway (hereinafter referred to as flood hazard determinations), as shown on the Flood Insurance Rate Maps (FIRMs), and where applicable, in the supporting Flood Insurance Study (FIS) reports, prepared by the Federal Emergency Management Agency (FEMA) for each community, is appropriate because of new scientific or technical data. The FIRM, and where applicable, portions of the FIS report, have been revised to reflect these flood hazard determinations through issuance of a Letter of Map Revision (LOMR), in accordance with Federal Regulations. The current effective community number is shown in the table below and must be used for all new policies and renewals.

Notice: [Takes of Marine Mammals Incidental to Specified Activities; Taking Marine Mammals Incidental to Military Readiness Activities in the Hawaii-California Training and Testing Study Area](#) (published by the National Oceanic and Atmospheric Administration on 12/17/2025)

NMFS, upon request from the U.S. Department of the Navy (including the U.S. Navy and the U.S. Marine Corps (Navy)) and on behalf of the U.S. Coast Guard (Coast Guard) and U.S. Army (Army; hereafter, Navy, Coast Guard, and Army are collectively referred to as Action Proponents), issues these regulations pursuant to the Marine Mammal Protection Act (MMPA) to govern the taking of marine mammals incidental to training and testing activities and modernization and sustainment of ranges conducted in the Hawaii-California Training and Testing (HCTT) Study Area over the course of 7 years from December 2025 through December 2032. These regulations allow for the issuance of letters of authorization (LOAs) for the incidental take of marine mammals during specified activities and timeframes, prescribe the permissible methods of taking and other means of effecting the least practicable adverse impact on marine mammal species and their habitat, and establish requirements pertaining to the monitoring and reporting of such taking. The Action Proponents' activities are considered military readiness activities pursuant to the MMPA, as amended by the National Defense Authorization Act for Fiscal Year 2004 (2004 NDAA) and the NDAA for Fiscal Year 2019 (2019 NDAA).

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 OPSP called an EIS Preparation Notice (EISP) along with the supporting Final EA. After the notice of the FEA-EISP 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 EISP 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, EISP) 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 EISP must be incorporated into the subsequent Draft EIS and oral comments from the public scoping meeting must be recorded and submitted to OPSP 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 EISP, 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, OPSP 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 OPSP 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).