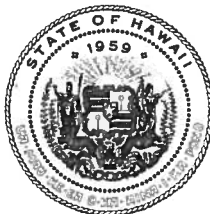


NEIL ABERCROMBIE  
GOVERNOR OF HAWAII

PLANNING DEPARTMENT  
COUNTY OF HAWAII



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**STATE OF HAWAII  
DEPARTMENT OF LAND AND NATURAL RESOURCES**

POST OFFICE BOX 621  
HONOLULU, HAWAII 96809

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CHAIRPERSON  
BOARD OF LAND AND NATURAL RESOURCES  
COMMISSION ON WATER RESOURCE MANAGEMENT

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CONSERVATION AND RESOURCES ENFORCEMENT  
ENGINEERING  
FORESTRY AND WILDLIFE  
HISTORIC PRESERVATION  
KAHOOLAWE ISLAND RESERVE COMMISSION  
LAND  
STATE PARKS

REF:OCCL:TM

CDUA: HA-3647

Acceptance Date: October 22, 2012

180-Day Expiration Date: April 20, 2013

Tracy Fukuda, Project Manager  
Wilson Okamoto Corporation  
1907 S. Beretania Street, Suite 400  
Honolulu, HI 96826

OCT 22 2012

Dear Ms. Fukuda,

**NOTICE OF ACCEPTANCE AND ENVIRONMENTAL DETERMINATION  
Conservation District Use Application (CDUA) HA-3647  
(Departmental Permit)**

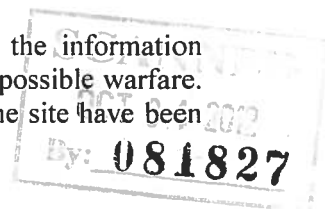
This acknowledges the receipt and acceptance for the processing of the Kamehameha Schools (KS) CDUA for waterline improvements located at Ke'ei, South Kona, island of Hawaii, portions of TMKS: (3) 8-3-004-001 & 8-3-005:001. The proposal lies within the General subzone of the Conservation District.

KS has prepared the Ke'ei Village Management Plan, a long term plan that focused on refining management practices, improving infrastructure and protecting the natural and cultural resources in Ke'ei. KS is proposing to replace existing potable water lines to their Ke'ei properties. Potable water service is provided by the County of Hawaii Department of Water Supply (DWS) through eight, 1"  $\phi$  above ground polyethylene drisco-pipes. The existing drisco-pipes are exposed to the elements (sun, heat) leading to breaks and leaks.

To improve potable water service and to meet county fire flow requirements, KS proposes to replace the drisco-lines with an 8"  $\phi$  partially buried waterline. The waterline will be covered with base course or similar materials. The proposed water line would start at the intersection of Puuhonua Road and Kahauloa Road and follows the existing alignment for about 1,600-feet. The proposed alignment then heads west (makai) and will be located within the makai side of the existing utility road just mauka of Ke'ei Village. The waterline would be placed within a 4-foot corridor approximately 4,800-feet in length making the area of proposed use  $\approx 19,200\text{-ft}^2$ .

The project area near Ke'ei Beach Road is described as 'quite barren' most likely due to the lack of moisture retention of a'a lava. A biological survey was conducted by AECOS in May 2012. Five native plant species were observed: Uhaloa, Noni, Auhuhu, Kupukupu and Naupaka. It is probable that both the endangered Hawaiian Petrel and the threatened endemic sub-species of Newell's Shearwater may fly over the site. It is believed there are no known rare, threatened, or endangered species of flora, fauna or significant habitats that exist within the project site.

An Archaeological Inventory survey was prepared in January 2012. According to the information provided, the area in the vicinity had been used in pre-contact times for agriculture and possible warfare. In the 20<sup>th</sup> century, the area was heavily modified for coffee cultivation. Portions of the site have been



previously graded for the unpaved Ke'ei Beach Road, utility road and private roadway that lead to KS's Halau Maluhia.

After reviewing the application, the Department finds that:


1. The proposed use is an identified land use in the General subzone of the Conservation District, pursuant to §13-5-22, Hawaii Administrative Rules (HAR), P-8 STRUCTURES AND LAND USES, EXISTING Moderate alteration of existing structures, facilities, uses, and equipment. Please be advised, however, that this finding does not constitute approval of the proposal;
2. Pursuant to §13-5-40 of the HAR, a Public Hearing is not required; and
3. In conformance with Chapter 343, Hawaii Revised Statutes (HRS), as amended, and HAR, Title 11, Department of Health, Chapter 200, Environmental Impact Statement Rules, Subchapter 8, §11-200-8(a)(3) construction and location of single, new, small facilities or structures and the alteration and modification of the same and installation of new, small, equipment and facilities and the alteration and modification of same, including, but not limited to: (D) Water, sewage, electrical, gas, telephone, and other essential public utility services extensions to serve such structures or facilities; and (4) Minor alterations in the conditions of land, water, or vegetation, the proposed use is exempt.

Please be informed that, the applicant's responsibility includes complying with the provisions of Hawaii's Coastal Zone Management law (Chapter 205A, HRS) that pertain to the Special Management Area (SMA) requirements administered by the various counties. Negative action on this application can be expected should you fail to obtain and provide us, at least thirty days prior to the 180-day expiration date as noted on the first page of this notice, one of the following from the appropriate county:

- An official determination that the proposal is exempt from the provisions of the county rules relating to the SMA;
- An official determination that the proposed development is outside the SMA; or
- An SMA Use Permit for the proposed development.

The Department notes that the former CDUA was withdrawn due to non-completion of the SMA review process. As public and agency comments have been collected under the former CDUA of this project, notice of this CDUA will be published in the Office of Environmental Quality Control's *Environmental Notice* for additional public comments. Upon completion of the application review process, the Chairperson shall review this CDUA for consideration. Should you have any questions regarding this application, contact Tiger Mills of our Office of Conservation and Coastal Lands staff at (808) 587-0382.

Sincerely,

  
for William J. Ama, Jr., Chairperson  
Board of Land and Natural Resources

c: Hawaii Board Member  
OEQC  
County of Hawaii-DP