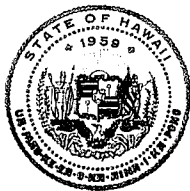


DAVID Y. IGE
GOVERNOR OF HAWAII



STATE OF HAWAII
DEPARTMENT OF LAND AND NATURAL RESOURCES
Office of Conservation and Coastal Lands
POST OFFICE BOX 621
HONOLULU, HAWAII 96809

SUZANNE D. CASE
CHAIRPERSON
BOARD OF LAND AND NATURAL RESOURCES
COMMISSION ON WATER RESOURCE MANAGEMENT

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

REF:OCCL:SS

CDUA: OA-3859

Acceptance Date: January 6, 2020
180-Day Expiration Date: July 5, 2020

Oceanit Laboratories, Inc.
c/o Cris Takushi, P.E.
828 Fort Street Mall, #600
Honolulu, HI 96813

JAN - 7 2020

NOTICE OF ACCEPTANCE AND ENVIRONMENTAL DETERMINATION
Conservation District Use Application (CDUA) OA-3859
(Board Permit)

Dear Mr. Takushi:

This acknowledges the receipt and acceptance for the processing of the City and County of Honolulu's Department of Design and Construction's (DDC) CDUA for the Kawaihoa Road Drainage Improvements Project located at the eastern side of Kailua Beach Park in Kailua, Oahu. The proposed work would take place at Tax Map Keys (1) 4-3-009:001, (1) 4-3-010:084, and (1) 4-3-010:088, and adjacent submerged State land within the Resource subzone of the Conservation District makai of subject parcel (1) 4-3-009:001. It is important to note that the only area of proposed work that lies within the State-owned lands of the Conservation District is the work being done makai of subject parcel (1) 4-3-009:001, consisting of a new box culvert and its outlet (discharge) structure. This parcel is covered by Executive Order 115 and does not contain any portion of any road.

According to the information submitted, the proposed action involves the construction of a 5-foot-wide concrete sidewalk with a 6-inch high curb and 2 new concrete curb ramps between Alala Road and the existing bike path in Kailua Beach Park, 5 new concrete culverts that cross under the new sidewalk, a new 3 foot by 2 foot concrete box culvert, new 8-inch thick CRM lining, and two new swales, one of graded grass and another lined with concrete and retaining walls as well as a chain-link fence.

The existing CRM outlet headwall and approximately 105 linear feet of the existing 24" reinforced concrete pipe will be removed. The new box culvert will be a 3-foot-wide by 2-foot-high reinforced box drain outlet structure installed on an open trench on an aggregate stabilization layer. The new outlet will consist of a 3-foot thick dumped riprap apron that is bordered by a pair of flared CRM walls.

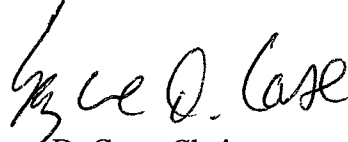
The outlet structure and a portion of the new box culvert are the only portions of the proposed work that lie within the Conservation District. The area is currently used as a dirt parking lot directly to the southeast of the boat ramp on the Lanikai side of Kailua Beach Park, and there are existing drainage structures currently sitting in the area.

After reviewing the application, the Department finds that:

1. The proposed use is an identified land use with proposed work in the Resource subzone of the Conservation District, pursuant to §13-5-22, Hawaii Administrative Rules (HAR), P-6 PUBLIC PURPOSE USES, (D-1): “Not for profit land uses undertaken in support of a public service by an agency of the county, state, or federal government, or by an independent non-governmental entity, except that an independent non-governmental regulated public utility may be considered to be engaged in a public purpose use. Examples of public purpose uses may include but are not limited to public roads, marinas, harbors, airports, trails, water systems and other utilities, energy generation from renewable sources, communication systems, flood or erosion control projects, recreational facilities, community centers, and other public purpose uses, intended to benefit the public in accordance with public policy and the purpose of the conservation district”;
2. Pursuant to §13-5-40(a)(4), HAR, a Public Hearing is not required for this CDUA;
3. In conformance with Chapter 343, Hawaii Revised Statutes (HRS), as amended, and Chapter 11-200, HAR, the Final Environmental Assessment (FEA) was published in the OEQC’s November 8, 2019 Environmental Notice, and the City & County of Honolulu, Department of Design and Construction was the accepting authority of the Final Environmental Assessment and Finding of No Significant Impact to the environment (FONSI);
4. In a letter from the State Historic Preservation Division (SHPD) dated March 12, 2018, the SHPD concurs with the project effect determination of “effect, with proposed mitigation commitments” and recommends an archaeological monitoring program for the project. The letter states that SHPD accepts the determination provided on the Chapter 6E-8 Historic Preservation Review form;
5. A letter sent from OCCL on April 24, 2018 confirmed that a certified shoreline is not required for this project specifically, as the proposed action is a drainage outfall that crosses jurisdictional boundaries and it was determined that a certified shoreline would not add any additional information that would improve the project’s environmental review.

Upon completion of the application review process, your client’s CDUA will be placed on the agenda of the Board of Land and Natural Resources for their consideration. Should you have any questions regarding this application, please contact Salvatore Saluga of our Office of Conservation and Coastal Lands at (808) 587-0399.

Sincerely,

A handwritten signature in black ink that reads "Suzanne D. Case". The signature is written in a cursive style with a large initial 'S'.

Suzanne D. Case, Chairperson
Board of Land and Natural Resources

- c: Oahu Board Member
- DAR/DSP/DOT/DOCARE/HP/DOFAW/ODLO
- DOH/OHA/DOBOR
- USACE
- City & County of Honolulu
 - Dept. of Planning & Permitting
 - Dept. of Parks and Recreation
- Kailua Neighborhood Board
- Kailua Public Library