



US Army Corps
of Engineers
Honolulu District

Public Notice of Application for Permit

Regulatory Branch (1145b)
Building 230
Fort Shafter, Hawaii 96858-5440

Public Notice Date: September 11,
2012
Expiration Date: October 11, 2012
Permit File Number: POH-2012-00145

Interested parties are hereby notified that an application has been received for a Department of the Army (DA) permit for certain work in waters of the United States as described below and shown on the attached drawings.

APPLICANT: Mr. Clyde Kaneshiro

AGENT: Mr. Mike Saito

LOCATION: In Kaneohe Bay at/near TMK (1) 4-6-003: 007, Kaneohe, County of Honolulu, Island of Oahu, Hawaii. Coordinates: Latitude 21.424899 N, Longitude -157.799576 W

WORK: The proposed project is the replacement of an existing pier with an approximately 352-square-foot boat dock. The proposed work would consist of the placement of 6 pre-cast concrete pier footings in Kaneohe Bay. Each footing would be pre-cast on land and placed into position by crane-lift. A boat dock consisting of structural plastic lumber decking material would then be constructed on the footings. The boat dock would run along approximately 22 feet of an existing concrete rubble masonry wall and extend seaward approximately 16 feet, for a total of approximately 352 square feet.

PURPOSE: The purpose of the proposed project is to provide berthing of private boat and recreational use of the dock facility.

ADDITIONAL INFORMATION: The existing pier, which is smaller than and located within the footprint of the proposed boat dock, was previously authorized by a Department of the Army permit, Letter of Permission, dated August 7, 1979.

MITIGATION: The applicant believes that all necessary steps have been taken in order to avoid and minimize any adverse impacts to the environment. The only in water work proposed is the placement of the pre-cast concrete pier footings. No special aquatic sites, including coral reefs, are known to exist within or near the project area. No placement of fill or dredged material will be done. The applicant has not proposed any further mitigation.

WATER QUALITY CERTIFICATION: The Corps may not issue a DA permit for any activity that may result in a discharge into waters of the United States until the applicant has obtained a certification or waiver of certification as required under Section 401 of the Clean Water Act, from the State of Hawaii, Department of Health, Clean Water Branch.

COASTAL ZONE MANAGEMENT ACT CERTIFICATION: Section 307 of the Coastal Zone Management Act of 1972, as amended, requires the applicant to certify that the described activity affecting land or water uses

in the Coastal Zone complies with the enforceable policies of the State's approved Coastal Zone Management Program and that the activity will be conducted in a manner consistent with the Program. A permit may not be issued until the Office of State Planning, Department of Business, Economic Development, and Tourism has concurred with the applicant's certification.

PUBLIC HEARING: Any person may request that a public hearing be held to consider this application. Requests for public hearings must be in writing, within the comment period specified in this notice, and state clearly and concisely, the reasons and rationale for holding a public hearing.

CULTURAL RESOURCES: The latest published version of the National Register of Historic Places (NRHP) has been consulted to assist in determining the presence or absence of historic properties, including those listed in or eligible for inclusion in the National Register of Historic Places. There are no listed or eligible properties in the vicinity of the worksite. Consultation of the NRHP constitutes the extent of cultural resource investigations by the District Engineer at this time, and he is otherwise unaware of the presence of such resources. This application is being coordinated with the State Historic Preservation Office (SHPO). Any comments SHPO may have concerning presently unknown archeological or historic data that may be lost or destroyed by work under the requested permit will be considered in the final assessment of the proposed work.

ENDANGERED SPECIES: Section 7 of the Endangered Species Act (ESA) requires federal agencies to consult with the National Marine Fisheries Service (NMFS) and/or U.S. Fish and Wildlife Service (USFWS) to ensure that any action they authorize, fund, or carry out is not likely to jeopardize the continued existence of species listed as threatened or endangered under the ESA or result in the destruction or adverse modification of designated critical habitat. After receipt of comments from this public notice, the U.S. Army Corps of Engineers will evaluate the potential impacts to proposed and/or listed species and their designated critical habitat.

ESSENTIAL FISH HABITAT: The proposed work is being evaluated for possible effects to Essential Fish Habitat (EFH) pursuant to Section 305(b) of the Magnuson-Stevens Fishery Conservation and Management Act of 1996 (MSFCMA) (16 U.S.C. 1855 (b)) and associated federal regulations found at 50 CFR Part 600 Subpart K. The Honolulu District area of responsibility includes EFH for species managed under Fishery Management Plans. We have reviewed the January 20, 1999, Western Pacific Fishery Management Council's Environmental Assessment to locate EFH area as identified by the National Marine Fisheries Service (NMFS).

We have determined that the described activity within the proposed area will not adversely affect EFH, including anadromous fish and federally managed fishery resources. The project site is within the species/management unit "Hawaiian Bottomfish." The substrate at the project site is described by the applicant as being composed of "silt, sand, and rubble." The NOAA Center for Coastal Monitoring and Assessment online mapper describes the area as being "uncolonized," composed of mud and within the reef flat zone. Based on this information, it is expected that minimal, if any, direct impacts to EFH will occur. Indirectly, some turbidity is expected from the placement of the pier footings; however this disturbance will be temporary, and therefore, minimal in nature.

AUTHORITY: This permit application will be reviewed under the following authorities:

Perform work in or affecting navigable waters of the United States – Section 10 Rivers and Harbors Act 1899 (33 U.S.C. 403).

Discharge dredged or fill material into waters of the United States – Section 404 Clean Water Act (33 U.S.C. 1344). The Corps' public interest review will consider the guidelines set forth under Section 404(b) of the Clean Water Act (40 CFR 230).

() Transport dredged material for the purpose of dumping it into ocean waters - Section 103 Marine Protection, Research, and Sanctuaries Act of 1972 (33 U.S.C. 1413). The Corps' public interest review will consider the criteria established under authority of Section 102(a) of the Marine Protection, Research and Sanctuaries Act of 1972, as amended (40 CFR Parts 220 to 229), as appropriate.

EVALUATION: The decision whether to issue a permit will be based on an evaluation of the probable impacts, including cumulative impacts, of the proposed activity on the public interest. That decision will reflect the national concern for both protection and utilization of important resources. The benefits, which reasonably may be expected to accrue from the proposal, must be balanced against its reasonably foreseeable detriments. All factors which may be relevant to the proposal will be considered, including the cumulative effects thereof; among those are conservation, economics, aesthetics, general environmental concerns, wetlands, historic properties, fish and wildlife values, flood hazards, floodplain values, land use, navigation, shoreline erosion and accretion, recreation, water supply and conservation, water quality, energy needs, safety, food and fiber production, mineral needs, considerations of property ownership, and, in general, the needs and welfare of the people.

The U.S. Army Corps of Engineers is soliciting comments from the public; Federal, State, and local agencies and officials; and other interested parties in order to consider and evaluate the impacts of this activity. Any comments received will be considered by the Corps to determine whether to issue, modify, condition or deny a permit for the work. To make this decision, comments are used to assess impacts on endangered species, historic properties, water quality, general environmental effects, and the other public interest factors listed above. Comments are used in the preparation of an Environmental Assessment and/or an Environmental Impact Statement pursuant to the National Environmental Policy Act. Comments are also used to determine the need for a public hearing and to determine the overall public interest of the activity.

COMMENT AND REVIEW PERIOD: Conventional mail or e-mail comments on this public notice will be accepted and made part of the record and will be considered in determining whether it would be in the public interest to authorize this proposal. In order to be accepted, e-mail comments must originate from the author's e-mail account and must include on the subject line of the e-mail message the permit applicant's name and reference number as shown below. All e-mail comments should be sent to emilee.r.stevens2@usace.army.mil. Conventional mail comments should be sent U.S. Army Corps of Engineers, Honolulu District, Building 230 (Attn: CEPOH-EC-R), Ft. Shafter, HI 96858-5440. Both conventional mail and e-mail comments must include the permit applicant's name and reference number, as shown below, and the commentor's name, address, and phone number. All comments whether conventional mail or e-mail must reach this office, no later than the expiration date of this public notice to ensure consideration. Please include the following name and reference number: **POH-2012-00145**.

Comments on the described work, with the reference number, should reach this office no later than the expiration date of this Public Notice to become part of the record and be considered in the decision. Please contact **Emilee Stevens** at (808) 835-4310 if further information is desired concerning this notice.

Project Drawings and additional information (**5 pages**) are attached to this Public Notice.

District Engineer
U.S. Army, Corps of Engineers

Attachments

U.S. ARMY CORPS OF ENGINEERS
APPLICATION FOR DEPARTMENT OF THE ARMY PERMIT
(33 CFR 325)

OMB APPROVAL NO. 0710-0003
EXPIRES: 31 AUGUST 2012

Public reporting for this collection of information is estimated to average 11 hours per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Send comments regarding this burden estimate or any other aspect of the collection of information, including suggestions for reducing this burden, to Department of Defense, Washington Headquarters, Executive Services and Communications Directorate, Information Management Division and to the Office of Management and Budget, Paperwork Reduction Project (0710-0003). Respondents should be aware that notwithstanding any other provision of law, no person shall be subject to any penalty for failing to comply with a collection of information if it does not display a currently valid OMB control number. Please DO NOT RETURN your form to either of those addresses. Completed applications must be submitted to the District Engineer having jurisdiction over the location of the proposed activity.

PRIVACY ACT STATEMENT

Authorities: Rivers and Harbors Act, Section 10, 33 USC 403; Clean Water Act, Section 404, 33 USC 1344; Marine Protection, Research, and Sanctuaries Act, Section 103, 33 USC 1413; Regulatory Programs of the Corps of Engineers; Final Rule 33 CFR 320-332. Principal Purpose: Information provided on this form will be used in evaluating the application for a permit. Routine Uses: This information may be shared with the Department of Justice and other federal, state, and local government agencies, and the public and may be made available as part of a public notice as required by Federal law. Submission of requested information is voluntary, however, if information is not provided the permit application cannot be evaluated nor can a permit be issued. One set of original drawings or good reproducible copies which show the location and character of the proposed activity must be attached to this application (see sample drawings and/or instructions) and be submitted to the District Engineer having jurisdiction over the location of the proposed activity. An application that is not completed in full will be returned.

(ITEMS 1 THRU 4 TO BE FILLED BY THE CORPS)

1. APPLICATION NO.	2. FIELD OFFICE CODE	3. DATE RECEIVED	4. DATE APPLICATION COMPLETE

(ITEMS BELOW TO BE FILLED BY APPLICANT)

5. APPLICANT'S NAME First - Clyde Middle - T Last - Kaneshiro Company - HRK Waipahu, LLC E-mail Address - mikesaito@oahuwaste.com	8. AUTHORIZED AGENT'S NAME AND TITLE (agent is not required) First - Mike Middle - M Last - Saito Company - Honolulu Disposal Service, Inc. E-mail Address - mikesaito@oahuwaste.com
6. APPLICANT'S ADDRESS: Address- 46-194 Na Kao Place City - Kaneohe State - HI Zip - 96744 Country - USA	9. AGENT'S ADDRESS: Address- 1169 Mikole St. City - Honolulu State - HI Zip - 96819 Country - USA
7. APPLICANT'S PHONE NOS. w/AREA CODE a. Residence b. Business c. Fax 808-845-7581 808-841-3996	10. AGENTS PHONE NOS. w/AREA CODE a. Residence b. Business c. Fax 808-372-5545 808-845-0109 808-841-3996

STATEMENT OF AUTHORIZATION

11. I hereby authorize, Mike Saito to act in my behalf as my agent in the processing of this application and to furnish, upon request, supplemental information in support of this permit application.



SIGNATURE OF APPLICANT 2012-05-29
DATE

NAME, LOCATION, AND DESCRIPTION OF PROJECT OR ACTIVITY

12. PROJECT NAME OR TITLE (see instructions) Residential Pier Improvements and Boat Dock Reconstruction			
13. NAME OF WATERBODY, IF KNOWN (if applicable) Kaneohe Bay		14. PROJECT STREET ADDRESS (if applicable) Address 46-194 Na Kao Place	
15. LOCATION OF PROJECT Latitude: °N 21 25'29.25" Longitude: °W 157 47'58.72"		City - Kaneohe State- HI Zip- 96744	
16. OTHER LOCATION DESCRIPTIONS, IF KNOWN (see instructions) State Tax Parcel ID (1) 4-6-003: seaward of 077 Municipality			
Section -		Township -	
		Range -	

17. DIRECTIONS TO THE SITE

This residential property is located in Kaneohe and can be accessed by entering Alii Shores Subdivision across the Windward Mall on Milipuna Road. Turning left on Yacht Club St., Na Kao Place is located on the oceanside next to the Alii Shores boat Marina.

18. Nature of Activity (Description of project, include all features)

This project will consist of the placement of six (6) Pre-cast concrete pier footings to replace previously Corps approved pier structures that have weathered away over the last thirty-three (33) years. Each footing will be pre-cast on land and placed into position by crane-lift. A boat dock will then be constructed consisting of structural plastic lumber decking material. This boat dock will be 16 feet extended out from an existing CRM wall and 22 feet wide running along the CRM wall for a total of approximately 456 total square feet.

19. Project Purpose (Describe the reason or purpose of the project, see instructions)

The Reconstruction of this boat dock will be to provide private recreational use and for the berthing of a boat. The proposed land use R-6 Marine Construction D-1) is an identified land use within the Resource Subzone of the Conservation District according to Section 13-5-24, Hawaii Administrative Rules (HAR). Recreational beach resources in Kaneohe Bay are poor to nonexistent. The area is better suited toward boating activities and fishing. There are approximately 200 dock piers and other structures along Kaneohe Bay.

USE BLOCKS 20-23 IF DREDGED AND/OR FILL MATERIAL IS TO BE DISCHARGED

20. Reason(s) for Discharge

There will be absolutely no dredging required for this project and there will not be any need for any fill material as well to complete this project.

21. Type(s) of Material Being Discharged and the Amount of Each Type in Cubic Yards:

Type	Type	Type
Amount in Cubic Yards	Amount in Cubic Yards	Amount in Cubic Yards
N/A	N/A	N/A

22. Surface Area in Acres of Wetlands or Other Waters Filled (see instructions)

Acres N/A
or
Linear Feet N/A

23. Description of Avoidance, Minimization, and Compensation (see instructions)

N/A

24. Is Any Portion of the Work Already Complete? Yes No IF YES, DESCRIBE THE COMPLETED WORK

No work on this project has been started pending the approval of the Army Corps of Engineers to proceed.

25. Addresses of Adjoining Property Owners, Lessees, Etc., Whose Property Adjoins the Waterbody (if more than can be entered here, please attach a supplemental list).

a. Address- 46-195 Na Kao Place

City - Kaneohe State - HI Zip - 96744

b. Address- 46-192 Na Kao Place

City - Kaneohe State - HI Zip - 96744

c. Address-

City - State - Zip -

d. Address-

City - State - Zip -

e. Address-

City - State - Zip -

26. List of Other Certificates or Approvals/Denials received from other Federal, State, or Local Agencies for Work Described in This Application.

AGENCY	TYPE APPROVAL*	IDENTIFICATION NUMBER	DATE APPLIED	DATE APPROVED	DATE DENIED
Army Corps Engineer	Authorization	PODCO-O 1500-S	April 1979	August 1979	
Army Corps Engineer	Survey Authorization	POH-2011-00067	March 2011	April 2011	
C&C of Honolulu	SMA	see Attachments List			

* Would include but is not restricted to zoning, building, and flood plain permits

27. Application is hereby made for permit or permits to authorize the work described in this application. I certify that this information in this application is complete and accurate. I further certify that I possess the authority to undertake the work described herein or am acting as the duly authorized agent of the applicant.


SIGNATURE OF APPLICANT

DATE


SIGNATURE OF AGENT


DATE

The Application must be signed by the person who desires to undertake the proposed activity (applicant) or it may be signed by a duly authorized agent if the statement in block 11 has been filled out and signed.

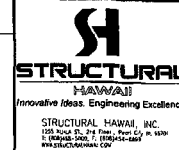
8 U.S.C. Section 1001 provides that: Whoever, in any manner within the jurisdiction of any department or agency of the United States knowingly and willfully falsifies, conceals, or covers up any trick, scheme, or disguises a material fact or makes any false, fictitious or fraudulent statements or representations or makes or uses any false writing or document knowing same to contain any false, fictitious or fraudulent statements or entry, shall be fined not more than \$10,000 or imprisoned not more than five years or both.

PROPOSED BOAT DOCK FOR KANESHIRO RESIDENCE

46-194 NA KOA PLACE
KANEHOE, HI 96744
TMK: 4-6-003:077

PROJECT DATA

PROJECT SCOPE: PROPOSED BOAT DOCK
 TMK 4-6-003:077
 MAX BUILDING HEIGHT 25'-0" (30'-0" plane)
 ZONING TYPE R-7.5 RESIDENTIAL DISTRICT
 LOT AREA 9,396 SQ. FT.
 SETBACK FRONT: 10'-0"
 SIDES: 5'-0"
 REAR: 5'-0"
 PLUMBING NO IRRIGATION OR FIRE SPRINKLERS



This work was prepared by me or under my supervision and certification of this project shall be under my direction. (Description of Construction to be defined in Chapter 10-15 of the Hawaii Building Code) Approved: [Signature]
 Architect, Engineer, and Landscape Architects

4/30/12
 up date

REVISIONS

Δ	DATE	DESCRIPTION

PROJECT NAME:

KANESHIRO RESIDENCE

PROJECT ADDRESS:

46-194 NA KOA PLACE
 KANEHOE, HI. 96744

TAX MAP KEY:

4-6-003:077

SHEET TITLE:

**TITLE
 PLOT PLAN
 SYMBOLS
 GENERAL NOTES
 MAPS**

DATE: FEBRUARY 17, 2012

DESIGNED: -

DRAWN: RA

CHECKED: -

SHEET NUMBER:

T-1

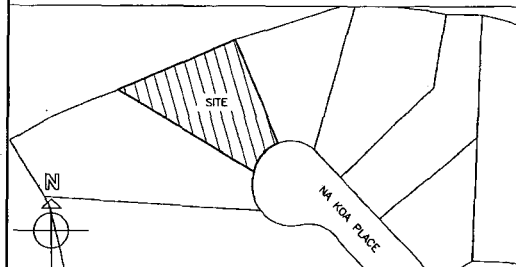
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PAGE 1 OF 2 SHEETS

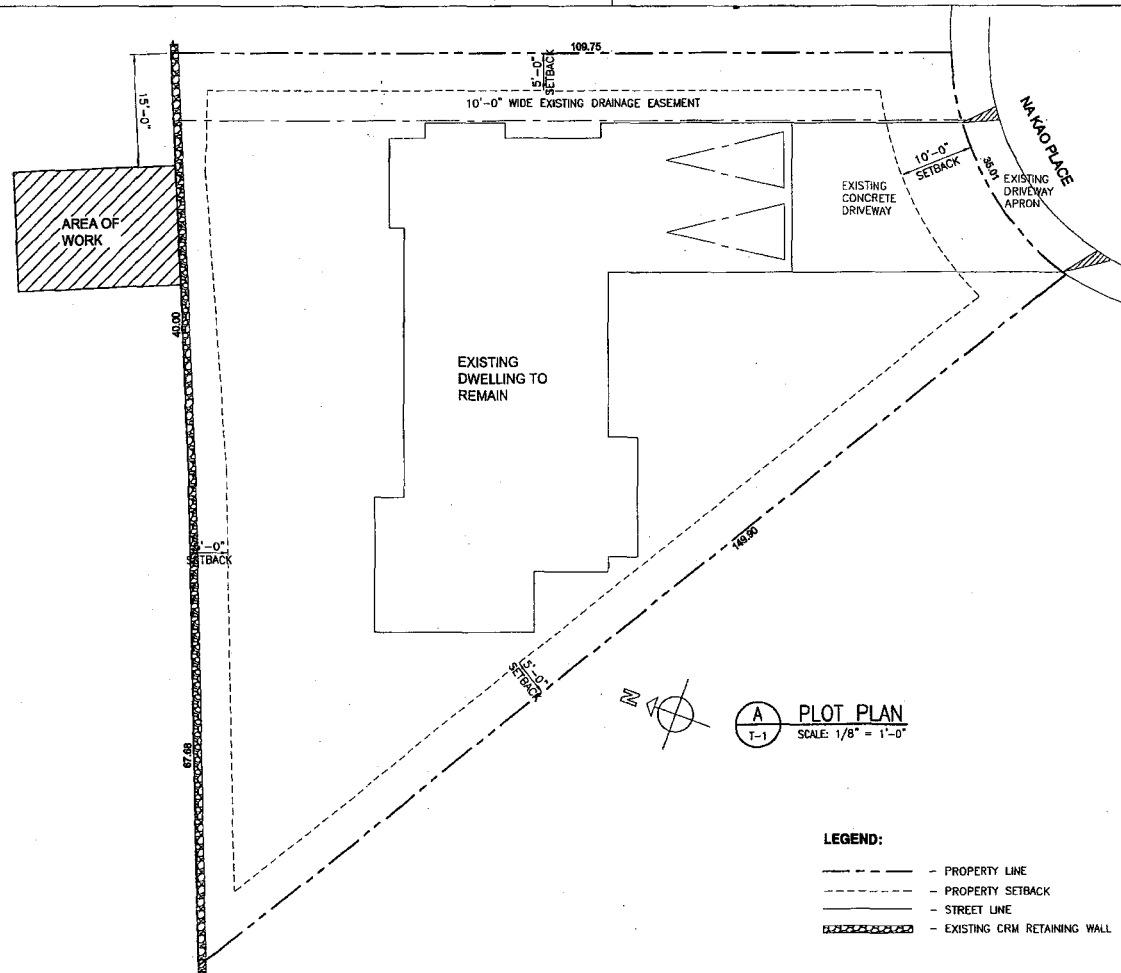
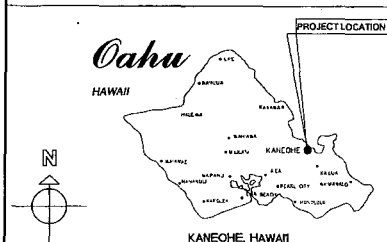
GENERAL NOTES

1. ARCHITECT/ENGINEER OF RECORD: STRUCTURAL HAWAII INC. 488-5000.
2. FIELD VERIFY ALL DIMENSIONS AND CONDITIONS. NOTIFY ENGINEER OF ANY DEVIATIONS OR DISCREPANCIES FROM THESE PLANS DUE TO UNFORESEEN OR VARYING FIELD CONDITIONS INCLUDING CLEARANCES, DIMENSIONS, AND ELEVATIONS. ENGINEER SHALL APPROVE ANY CHANGES OR MODIFICATIONS PRIOR TO COMMENCING OF WORK OR ORDERING MATERIALS.
3. ALL ITEMS OF WORK SHOWN ARE NEW, UNLESS NOTED AS EXISTING.
4. TONE AREA FOR UNDERGROUND UTILITIES PRIOR TO EXCAVATION
5. DETAILS SHOWN ON DRAWINGS SHALL BE TYPICAL FOR ALL SIMILAR CONDITIONS. MODIFY DETAILS FOR SPECIAL CONDITIONS AS DIRECTED BY ENGINEER.
6. ALL MATERIALS AND WORKMANSHIP SHALL CONFORM TO REQUIREMENTS OF LOCAL BUILDING CODE.
7. PROJECT SHALL BE CONSTRUCTED IN ACCORDANCE WITH 2003 INTERNATIONAL RESIDENTIAL CODE, UNIFORM PLUMBING CODE, AND NATIONAL ELECTRICAL CODE AS LOCALLY ADOPTED.
8. ALL WORK DAMAGED IN PERFORMANCE OF NEW WORK SHALL BE REPAIRED. PATCH ALL DAMAGE TO (E) SURFACES RESULTING FROM THIS WORK. FINISH TO MATCH (E) ADJACENT SURFACES.
9. INSTALL SEALANT AT JOINTS WHETHER SHOWN OR NOT ON DRAWINGS TO PROVIDE A WATER TIGHT INSTALLATION.
10. WHERE DETAILS ARE NOT SHOWN, CAREFULLY STUDY (E) CONDITIONS BEFORE REMOVAL WORK AND PROVIDE REPAIRS TO MATCH (E).
11. PAINT ALL SURFACES OF NEW CONSTRUCTION, INSIDE AND OUTSIDE, EXCEPT THOSE SURFACES TYPICALLY NOT PAINTED (EG: STAINLESS STEEL, LEAD) UNLESS NOTED OTHERWISE ON DRAWINGS.
12. NOTIFY STRUCTURAL HAWAII INC. PRIOR TO STARTING CONSTRUCTION.

VICINITY LOCATION MAP



OAHU MAP



(A) PLOT PLAN
 T-1 SCALE: 1/8" = 1'-0"

LEGEND:

- PROPERTY LINE
- - - - - PROPERTY SETBACK
- - - - - STREET LINE
- [Patterned Box] EXISTING CRM RETAINING WALL

This work was prepared by me or under my supervision and certification. It has been prepared with my professional seal and signature. I am a duly licensed Professional Engineer, Architect, Surveyor, and Landscape Architect.

4/30/12
 Date
 Signature

REVISIONS

NO.	DATE	DESCRIPTION

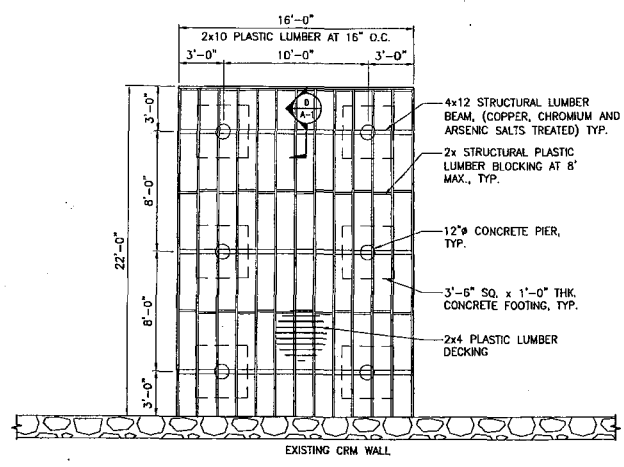
PROJECT NAME:
KANESHIRO RESIDENCE

PROJECT ADDRESS:
 46-194 NA KAO PLACE
 KANEIHE, HI. 96744

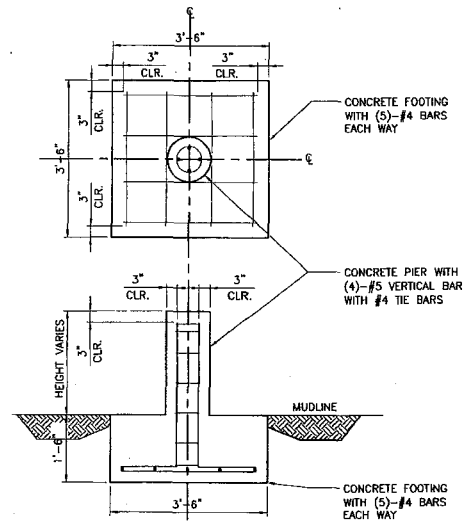
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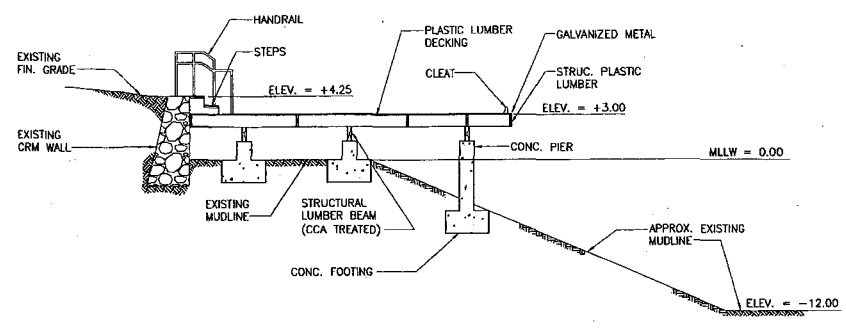
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A-1
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 PAGE 2 OF 2 SHEETS



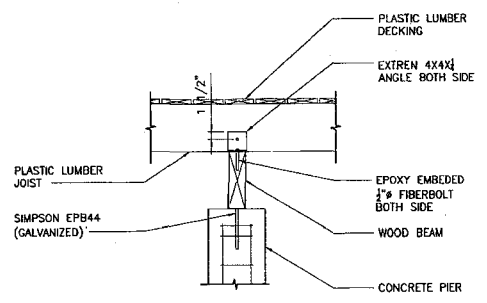
A DOCK FRAMING PLAN
 SCALE: 1/4" = 1'-0"



C CONCRETE PIER DETAIL
 SCALE: 3/4" = 1'-0"



B DOCK SECTION
 SCALE: 1/4" = 1'-0"



D SECTION DETAILS
 SCALE: 1" = 1'-0"