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**LAND USE COMMISSION**  
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November 10, 2020

Mr. Keith Kawaoka, Acting Director  
Office of Environmental Quality Control  
235 South Beretania Street, Room 702  
Honolulu, Hawai'i 96813-2437

Dear Mr. Kawaoka:

Subject: Docket No. A18-805/Church Conservation District Boundary Amendment  
Final Environmental Assessment (FEA) and Finding of No Significant Impact (FONSI)  
South Hilo, County of Hawai'i, State of Hawai'i  
Tax Map Keys: (3) 2-9-003: 029 and 060

On January 23, 2019, the Land Use Commission of the State of Hawai'i ("LUC") made a determination at its hearing that the subject project ("Proposed Action") triggered the requirement for HRS Chapter 343 review and that the LUC would be the approving agency. Petitioner had requested the LUC take notice of a previously approved FEA/FONSI by DLNR dated June 22, 2016. At that time the LUC, requested the Petitioner resubmit his EA through the environmental review process in order that the LUC, government agencies, and public would have an opportunity to review and comment upon the document prior to Commission action.

On December 23, 2019, the Petitioner published in the Environmental Notice (Church Conservation District Boundary Amendment) Draft Environmental Assessment ("Draft EA") for public review.

On June 25, 2020, based on the LUC's analysis of the significance criteria set forth in HAR §11 200.1-13 and the public comments received on the Draft EA, the LUC voted 7-0 to:

- (a) find that the Proposed Action will not likely have significant impacts on the environment; and
- (b) determine that a finding of no significant impact ("FONSI") is warranted for the Proposed Action.

With this letter, the LUC hereby transmits: (a) its Determination or Notice of a FONSI; and (b) the Final Environmental Assessment ("Final EA") for the State Land Use District

Boundary Amendment situated at Tax Map Key No. (3) 2-9-003: 029 and 060, in the South Hilo district on the Island of Hawai'i, together with necessary materials for publication in the next available edition of the Environmental Notice.

Enclosed please find the following:

1. A completed OEQC Publication Form;
2. A searchable Adobe Acrobat PDF file of the same; and,
3. An electronic copy of the publication form in MS Word.

#### Applicants

The applicants for the Proposed Action are Ken Stanley Church and Joan Evelyn Hildal, ("Applicants").

#### Approving Agency

The approving agency for the Proposed Action is the LUC.

#### Brief Description of the Proposed Action

Applicants have petitioned the LUC to reclassify approximately 3.4 acres of land located at South Hilo, County and State of Hawai'i, from the SLU Conservation District to the SLU Agricultural District. The Applicants are pursuing the DBA to allow the for the continuation of existing agricultural uses and structures previously permitted.

#### Determination

The LUC has determined that the Proposed Action will not likely have significant impacts on the environment and that a FONSI is warranted.

#### Reasons Supporting Determination

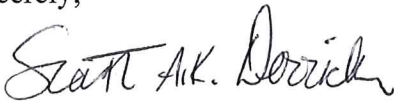
The LUC's analysis and determination of a FONSI is based upon the significance criteria set forth in HAR §11-200.1-13. In summary, the LUC determined that, given the size, nature, and scope of the Proposed Action, as well as the surrounding environment and neighboring land uses, the Proposed Action:

- (a) will not impact any threatened or endangered plant or animal species;
- (b) will not impact any archaeological or cultural resources, or the exercise of traditional and cultural practices;
- (c) will not inhibit public access or impact public views;
- (d) will not impact or otherwise degrade the natural environment or any environmental resources, including air and water quality;
- (e) will not impact public health, services or facilities, or the socioeconomic welfare of the people of the State and County of Hawai'i; and
- (f) will not result in secondary or cumulative impacts.

Representative of Approving Agency

The representative for the LUC, as the approving agency for the Proposed Action, is Scott A.K. Derrickson, AICP. Mr. Derrickson is a Staff Planner for the LUC. Mr. Derrickson's contact information is as follows: [scott.a.derrickson@hawaii.gov](mailto:scott.a.derrickson@hawaii.gov); 808-587-3921; P.O. Box 2359, Honolulu, Hawai'i, 96804-2359.

Sincerely,

*for*   
DANIEL E. ORODENKER  
Executive Officer

Enclosures

cc: Ken Church  
Mary Alice Evans, OP  
Michael Yee, Hawai'i County Planning