



## United States Department of the Interior

FISH AND WILDLIFE SERVICE  
Pacific Islands Fish and Wildlife Office  
300 Ala Moana Boulevard, Room 3-122, Box 50088  
Honolulu, Hawaii 96850



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NOV - 6 2007

WILSON OKAMOTO CORPORATION

In Reply Refer To:  
2008-I-0018

NOV 05 2007

Mr. Ronald A. Sato  
Wilson Okamoto Corporation  
1907 South Beretania Street, Suite 409  
Honolulu, Hawaii 96826

Subject: Kuhio Highway Short-Term Improvements, Waialua, Kauai

Dear Mr. Sato:

We are in receipt of your letter dated October 11, 2007, in which you request information concerning the proposed Kuhio Highway improvements. We received your letter on October 15, 2007. The proposed action includes the addition of one southbound lane between mileposts 5.8 and 6.6. The southern terminus is at the intersection of Kuhio Highway with Kuamoo Road. The northernmost extent of the project is at the intersection of Kuhio Highway and the Temporary Bypass Road. The proposed project will widen the highway from three to four lanes. Existing street lights will be relocated and three new street lights will be added. Improvements will also be made to Kuamoo Road using private funds.

We have reviewed the information you provided regarding the proposed project. We request that you prepare a biological assessment accordance with section 7 of the Endangered Species Act of 1973, as amended (16 U.S.C. 1531 *et seq.*) to address potential impacts of this project on the federally endangered Hawaiian coot (*Fulica alai*), Hawaiian duck (*Anas wyvilliana*), Hawaiian common moorhen (*Gallinula chloropus sandvicensis*), Hawaiian stilt (*Himantopus mexicanus knudseni*), Hawaiian hoary bat (*Lasirus cinereus semotus*), Hawaiian petrel (*Pterodroma phaeopygia sandwichensis*) and the threatened Newell's shearwater (*Puffinus auricularis newelli*). We suggest that you include the following as outlined in the regulations governing interagency consultations (50 CFR §402.14(c)).

1. A description of the action to be considered.
2. A description of the specific area that may be affected by the action.
3. A list of threatened or endangered species or critical habitat that may be affected by the action.



4. A description of the manner in which the action may affect any listed species or critical habitat and an analysis of cumulative impacts.
5. Relevant reports related to the project, such as an environmental impact statement, environmental assessment, or biological assessment.
6. Any other relevant available information on the action, the affected listed species, or critical habitat.

The Federal Highways Administration (FHA) will need to determine whether or not their action may affect any listed species. If FHA makes the determination that their actions may affect listed species, they are required to inform the Service in writing. If FHA determines that their actions may affect listed species but are not likely to adversely affect them because the impacts to species are insignificant, discountable, or wholly beneficial, then FHA must request the Service's written concurrence with their finding. Upon receiving written concurrence, Endangered Species Act consultation requirements will be concluded. However, if FHA determines that their actions may adversely affect listed species, or the Service does not concur that FHA's actions are not likely to adversely affect listed species, FHA will need to request formal consultation.

If you have questions regarding these comments, please contact Megan Laut, Fish and Wildlife Biologist, Consultation and Technical Assistance Program (phone: 808-792-9400, fax: 808-792-9581).

Sincerely,



Patrick Leonard  
Field Supervisor