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LAND USE COMMISSION,
STATE OF HAWAII

2017 MAY 31 A 11: 02

Attorneys for Applicant
DEPARTMENT OF ENVIRONMENTAL
SERVICES, CITY AND COUNTY OF
HONOLULU

BEFORE THE LAND USE COMMISSION
OF THE STATE OF HAWAII

In the Matter of the Application of

DEPARTMENT OF ENVIRONMENTAL
SERVICES, CITY AND COUNTY OF
HONOLULU

For A New Special Use Permit To Supersede
Existing Special Use Permit To Allow A
92.5-Acre Expansion And Time Extension For
Waimanalo Gulch Sanitary Landfill, Waimanalo
Gulch, O'ahu, Hawai'i, Tax Map Key: 9-2-03:
72 and 73

DOCKET NO. SP09-403

DEPARTMENT OF ENVIRONMENTAL
SERVICES, CITY AND COUNTY OF
HONOLULU'S WRITTEN STATUS
REPORT FOR MAY 2017; CERTIFICATE
OF SERVICE

DEPARTMENT OF ENVIRONMENTAL SERVICES, CITY AND
COUNTY OF HONOLULU'S WRITTEN STATUS REPORT FOR MAY 2017

Comes now Petitioner DEPARTMENT OF ENVIRONMENTAL SERVICES, CITY
AND COUNTY OF HONOLULU ("ENV"), by and through its attorneys, DONNA Y. L.
LEONG, Corporation Counsel, and KAMILLA C. K. CHAN, Deputy Corporation Counsel, and

hereby files its written status report for May 2017 pursuant to the Land Use Commission of the State of Hawaii Order Requiring Written Status Reports, dated May 28, 2014.

The Honolulu Planning Commission (“Planning Commission”) issued its Findings of Fact, Conclusions of Law, and Decision and Order in 2008/SUP-2 on April 28, 2017 (“Planning Commission’s Order”). On May 12, 2017, Intervenors Ko Olina Community Association and Maile Shimabukuro (collectively “KOCA”) filed its motion to deny and remand the Planning Commission’s Order and also its alternative motion to deny the applications unless additional conditions are imposed. On May 19, 2017, ENV filed its response to KOCA’s motion to deny and remand as well as its memorandum in opposition to KOCA’s alternative motion. On May 22, 2017, Intervenor Colleen Hanabusa filed its joinder to KOCA’s motion to deny and remand. On May 23, 2017, first KOCA, then Intervenor Schnitzer Steel Hawaii Corp., then ENV submitted letters to the Land Use Commission.

The Land Use Commission held the hearing on the above motions and the Planning Commission’s Order on May 24, 2017, and remanded Docket No. SP09-403 to the Planning Commission, without denying the consolidated special use permit applications at issue, to allow the Planning Commission to clarify five (5) points. The Land Use Commission did not rule on KOCA’s alternative motion or consider the Planning Commission’s Order because its order to remand made moot such consideration.

ENV will cooperate to its fullest with the Planning Commission to facilitate a timely resolution of the remanded matter.

DATED: Honolulu, Hawaii, May 31, 2017.

DONNA Y. L. LEONG
Corporation Counsel

By 

KAMILLA C. K. CHAN
Deputy Corporation Counsel

Attorneys for Applicant
DEPARTMENT OF ENVIRONMENTAL
SERVICES, CITY AND COUNTY OF
HONOLULU

DOCKET NO. SP09-403; IN THE MATTER OF THE APPLICATION OF DEPARTMENT OF ENVIRONMENTAL SERVICES, CITY AND COUNTY OF HONOLULU - DEPARTMENT OF ENVIRONMENTAL SERVICES, CITY AND COUNTY OF HONOLULU'S WRITTEN STATUS REPORT FOR MAY 2017

BEFORE THE LAND USE COMMISSION

OF THE STATE OF HAWAII

In the Matter of the Application of

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CERTIFICATE OF SERVICE

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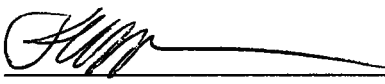
I hereby certify that a copy of the **DEPARTMENT OF ENVIRONMENTAL SERVICES, CITY AND COUNTY OF HONOLULU'S WRITTEN STATUS REPORT FOR MAY 2017** was duly served by either hand-delivery or U. S. Mail, postage prepaid, by certified mail, return receipt requested, to the following on the date below, addressed as follows:

	<u>Delivery</u>	<u>Mail</u>
Leo Asuncion, Acting Director Office of Planning P. O. Box 2359 Honolulu, Hawaii 96804-2359	X	
Brian Yee, Esq. Deputy Attorney General Hale Auhau, Third Floor 425 Queen Street Honolulu, Hawaii 96813		X

	<u>Delivery</u>	<u>Mail</u>
Kathy Sokugawa, Acting Director Department of Planning and Permitting City and County of Honolulu 650 South King Street, 7th Floor Honolulu, Hawai'i 96813	X	
Don S. Kitaoka Deputy Corporation Counsel City and County of Honolulu 530 South King Street Honolulu, Hawaii 96813	X	
Department of Environmental Services City and County of Honolulu 1000 Uluohia Street, 3 rd Floor Kapolei, Hawaii 96707		X
Richard N. Wurdeman, Esq. 1003 Bishop Street, Suite 720 Honolulu, Hawaii 96813		X
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DATED: Honolulu, Hawaii, May 31, 2017.

DONNA Y. L. LEONG
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By 
KAMILLA C. K. CHAN
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