March 8, 2013

Cades Schutte LLP  
Attn: Calvert G. Chipchase, Esq.  
1000 Bishop Street, Suite 1200  
Honolulu, HI 96813

Re: File No. 2008/SUP-2; Waimanalo Gulch Sanitary Landfill

Filed copy of Stipulation and Order to Continue the February 20, 2013 hearing to April 17, 2013 as modified

Dear Calvert:

Enclosed is the filed copy of the modified Stipulation and Order to Continue the February 20, 2013 hearing to April 17, 2013.

Thank you,

Gloria Takara  
Planning Commission – Hearings Reporter  
768-8007

cc: Dana Viola, Esq.  
    Ian L. Sandison Esq.  
    Richard D. Wurdeman, Esq.
In The Matter Of The Application Of
The
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 Waimānalo Gulch Sanitary Landfill, Waimānalo Gulch, O'ahu, Hawai'i, Tax Map Key: 9-2-03: 72 And 73


STIPULATION AND ORDER TO CONTINUE THE FEBRUARY 20, 2013 HEARING TO APRIL 16, 2013

To delete Condition No. 14 of Special Use Permit No. 2008/SUP-2 (also referred to as Land Use Commission Docket No. SP09-403) which states as
follows:

“14. Municipal solid waste shall be allowed at the WGSL up to July 31, 2012, provided that only ash and residue from H-POWER shall be allowed at the WGSL after July 31, 2012.”

STIPULATION AND ORDER TO CONTINUE THE FEBRUARY 20, 2013 HEARING TO APRIL 18, 2013

The Honolulu Planning Commission ("Commission") has scheduled a hearing in this matter for February 20, 2013 at 1:30 p.m. for consideration of and action on (1) the State Land Use Commission's October 8, 2012 Order Remanding County Special Use Permit File No. 2008/SUP-2 to the City and County of Honolulu Planning Commission (Docket No. SP09-403); and (2) Intervenor Ko Olina Community Association and Maile Shimabukuro's (together "KOCA") Motion to Effect the Consolidation of the Separate Proceedings in 2008 SUP-2 as Ordered by the State Land Use Commission on October 8, 2012.

Applicant Department of Environmental Services, City and County of Honolulu, and KOCA are currently in discussions regarding the above-referenced proceedings. Under the circumstances, the parties to this proceeding request that the Commission continue the hearing on both (1) and (2) as noted above that are currently scheduled for February 20, 2013 to April 18, 2013 or as soon thereafter as counsel may be heard.

A facsimile or other copy of this stipulation may be relied upon as an original for all purposes.