

BEFORE THE PLANNING COMMISSION
OF THE CITY AND COUNTY OF HONOLULU

STATE OF HAWAII

In the Matter of the Application of) FILE NO. 2008/SUP-2
)
DEPARTMENT OF ENVIRONMENTAL) ORDER REGARDING PREHEARING
SERVICES, CITY AND COUNTY OF) CONFERENCE
HONOLULU)
)
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.")
_____)

ORDER REGARDING PREHEARING CONFERENCE

On October 14, 2011, a Prehearing Conference was held at 11:30 a.m. on the 7th Floor of the Fasi Municipal Building. Gayle Pingree, Chair, Planning Commission of the City and County of Honolulu, was present and conducted the conference. The Chair was represented by Winston Wong, Deputy Corporation Counsel. The Applicant Department of Environmental Services, City and County of Honolulu, was represented by Dana Viola and Robert Brian Black, Deputies Corporation Counsel. Intervenor Schnitzer Steel Hawaii Corp. was represented by Ian Sandison, Esq. and Arsima Muller, Esq. Intervenor Ko Olina Community Association and Maile Shimabukuro were represented by Calvert G. Chipchase, Esq. Also present was Mr. Kenneth Williams from the Ko Olina Community Association. Based on the conference, IT IS HEREBY ORDERED as follows:

1. The date and time of the contested case hearing for this matter shall be December 7, 2011, at 1:00 p.m.
2. The place of the contested case hearing shall be the Mission Memorial Hearings Room, Mission Memorial Building, 550 South King Street, Honolulu, Hawaii.
3. The Applicant and all Intervenors shall file and serve their respective witness and exhibit lists on October 26, 2011.
4. The deadline for the filing and serving of all motions shall be November 7, 2011.
5. Opposition memoranda to any motion shall be filed and served by November 14, 2011.
6. The deadline for filing and serving written direct testimony and exchanging exhibits shall be November 30, 2011.
7. All pre-contested case hearing statements shall be filed and served by December 1, 2011.
8. All motions shall be heard on December 7, 2011, before the taking of any testimony.
9. At the contested case hearing, opening statements are limited to 15 minutes and closing arguments are limited to 30 minutes.

//

//

//

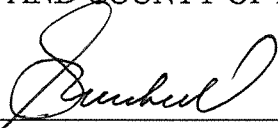
//

//

10. At the contested case hearing, all written direct testimony shall be preceded by an oral summary of no more than 10 minutes.

DATED: Honolulu, Hawaii, November 9, 2011.

PLANNING COMMISSION
CITY AND COUNTY OF HONOLULU

By 

GAYLE PINGREE, Chair

BEFORE THE PLANNING COMMISSION
OF THE CITY AND COUNTY OF HONOLULU

STATE OF HAWAII

In the Matter of the Application of) FILE NO. 2008/SUP-2
)
DEPARTMENT OF ENVIRONMENTAL) CERTIFICATE OF SERVICE
SERVICES, CITY AND COUNTY OF)
HONOLULU)
)
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.")
)
_____)

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a copy hereof was served upon the following by hand delivery or by certified mail, return receipt requested, postage prepaid, on November 9, 2011:

DANA VIOLA (Hand Delivery)
ROBERT BRIAN BLACK
Deputies Corporation Counsel
City and County of Honolulu
530 South King Street, Room 110
Honolulu, Hawaii 96813

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

IAN SANDISON, ESQ. (Certified Mail)
ARSIMA MULLER, ESQ.
Carlsmith Ball LLP
American Savings Bank Tower
1001 Bishop Street, Suite 2200
Honolulu, Hawaii 96813

Attorneys for Intervenor
SCHNITZER STEEL HAWAII CORP.

CALVERT G. CHIPCHASE, ESQ.
Cades Schutte LLP
1000 Bishop Street, Suite 1200
Honolulu, Hawaii 96813-4212

(Certified Mail)

Attorney for Intervenors

KO OLINA COMMUNITY ASSOCIATION and MAILE SHIMABUKURO

DATED: Honolulu, Hawaii, November 9, 2011.



Jeanne Sumida, Secretary-Reporter
Planning Commission

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Ian Sandison, Esq.
 Arsima Muller, Esq.
 Carlsmith Ball LLP
 American Savings Bank Tower
 1001 Bishop Street, Suite 2200
 Honolulu, Hawaii 96813

2. Article Number

(Transfer from service label)

7010 3090 0002 0442 0529

PS Form 3811, February 2004

Domestic Return Receipt

11/9/11

102595-02-M-1540

COMPLETE THIS SECTION ON DELIVERY

A. Signature


 Agent Addressee

B. Received by (Printed Name)

Brian Oberholtzer

C. Date of Delivery

11/10/11

D. Is delivery address different from item 1? YesIf YES, enter delivery address below: No

3. Service Type

 Certified Mail Express Mail Registered Return Receipt for Merchandise Insured Mail C.O.D.

4. Restricted Delivery? (Extra Fee)

 Yes**SENDER: COMPLETE THIS SECTION**

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Calvert G. Chipchase, Esq.
 Cades Schutte LLP
 1000 Bishop Street, Suite 1200
 Honolulu, Hawaii 96813-4212

2. Article Number

(Transfer from service label)

7010 3090 0002 0442 0802

PS Form 3811, February 2004

Domestic Return Receipt

11/9/11

102595-02-M-1540

COMPLETE THIS SECTION ON DELIVERY

A. Signature


 Agent Addressee

B. Received by (Printed Name)

Dean Norwood

C. Date of Delivery

10 Nov 2011

D. Is delivery address different from item 1? YesIf YES, enter delivery address below: No

3. Service Type

 Certified Mail Express Mail Registered Return Receipt for Merchandise Insured Mail C.O.D.

4. Restricted Delivery? (Extra Fee)

 Yes