CITY AND COUNTY OF HONOLULU PLANNING COMMISSION



CONTESTED CASE HEARING

NOTICE IS HEREBY GIVEN of a contested case hearing to be held by the Planning Commission of the City and County of Honolulu:

PLACE:In-person and Remote Hearing at Mission Memorial Auditorium, Mission
Memorial Building, 550 South King Street, Honolulu, HawaiiDATE:Wednesday, August 9, 2023

TIME: 1:30 p.m.

regarding the following request to modify an existing condition to the State Special Use Permit (SUP) to extend the deadline to December 31, 2024 for identifying an alternative landfill site.

The contested case hearing of the Honolulu Planning Commission will be conducted as follows:

- Remotely by interactive conference technology and in-person hearing (details below)
- A recording of the hearing will also be posted at a later date
- If any major and insurmountable technical difficulties are encountered during the hearing, the Planning Commission will automatically recess for up to thirty (30) minutes to restore communication. The hearing will reconvene when either audiovisual or audio-only communication is established with the same WebEx link below. If it is not possible to reconvene the hearing as provided within thirty (30) minutes after an interruption to communication, the Planning Commission will continue all matters and reconvene at the next scheduled Planning Commission hearing

REMOTE PARTICIPATION OPTIONS

All participants must keep their microphone and camera/video muted at all times, except when the Chair calls upon you to speak. When finished speaking, please mute your microphone and camera/video.

- Join from a computer: <u>https://globalpage-prod.webex.com/join</u> Meeting Number: 2495 135 7347 Meeting Password: dpp1
- Join from the Webex smartphone app: Meeting Number: 2495 135 7347 Meeting Password: dpp1
- Join from a phone (audio only): (Telephone participants can press *6 to mute and unmute themselves.) +1-408-418-9388 (USA Toll) Access code: 2495 135 7347 Numeric meeting password: 3771

WAIANAE – STATE SPECIAL USE PERMIT – 2008/SUP-2 (FK) WAIMANALO GULCH SANITARY LANDFILL

Petitioner:	City and County of Honolulu, Department of Environmental Services
Landowner:	City and County
Location:	92-460 Farrington Highway, Waianae
Tax Map Keys:	9-2-050: 005 and 006
Existing Use:	Municipal Solid Waste Landfill
Existing Zoning:	AG-2 General Agricultural District
Land Area:	Approximately 200.622 acres
Request:	The request is to modify an existing condition to the State Special
	Use Permit (SUP) to extend the deadline to December 31, 2024 for
	identifying an alternative landfill site. The request is not to expand
•	the existing facility or intensify the use or operations associated
	with the existing SUP.

- This contested case hearing is to be held under the provisions of Chapters 46, 91, 92 and 205, Hawaii Revised Statutes (HRS);; Articles VI and XIII, Revised Charter of the City and County of Honolulu, 1973, as amended; and Chapter 2 of the Rules of the Planning Commission, City and County of Honolulu, (Rules of the Planning Commission).
- The particular sections of statutes and rules involved include Section 205-6, HRS, and Subchapter 4 of Chapter 2 and Section 2-45 of the Rules of the Planning Commission.
- 3. The issues involved are whether the Planning Commission should recommend approval of the request by the Department of Environmental Services, City and County of Honolulu, to modify an existing condition to the State Special Use Permit (SUP) to extend the deadline to December 31, 2024 for identifying an alternative landfill site. The request is not to expand the existing facility or intensify the use or operations associated with the existing SUP.
- 4. Any party may retain counsel if the party so desires, and an individual may appear on the individual's own behalf, or a member of a partnership may represent the partnership, or an officer or authorized employee of a corporation or trust or association may represent the corporation, trust or association.

PLANNING COMMISSION PANE MEATOGA III, Chair Bv PANE MEATOGA III Chair

CITY AND COUNTY OF HONOLULU PLANNING COMMISSION

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a copy hereof was served upon the following by certified mail, return receipt requested, postage prepaid, on June 27, 2023;

ROGER W. BABCOCK JR., Ph.D., P.E. Department of Environmental Services 1000 Uluohia Street Kapolei, Hawaii 96707 (Certified Mail)

(Interdepartmental Mail)

DANA M.O. VIOLA Corporation Counsel JEFFREY HU KAMILLA C. K. CHAN Deputies Corporation Counsel City and County of Honolulu 530 South King Street, Room 110 Honolulu, Hawaii 96813

u, Hawaii 96813

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

(Certified Mail)

IAN SANDISON, ESQ. JOYCE W.Y. TAM-SUGIYAMA, ESQ. RIHUI YUAN, ESQ. Watanabe Ing LLP 999 Bishop Street, Suite 1250 Honolulu, Hawaii 96813

Attorneys for SCHNITZER STEEL HAWAII CORP.

CALVERT G. CHIPCHASE, ESQ. CHRISTOPHER T. GOODIN, ESQ. STACEY F. GRAY, ESQ. KATHERINE E. BRUCE, ESQ. Cades Schutte LLP 1000 Bishop Street, Suite 1200 Honolulu, Hawaii 96813

Attorneys for KO OLINA COMMUNITY ASSOCIATION and MAILE SHIMABUKURO (Certified Mail)

(Certified Mail)

RICHARD N. WURDEMAN, ESQ. 1003 Bishop Street, Suite 720 Honolulu, Hawaii 96813

Attorney for COLLEEN HANABUSA

(Certified Mail)

ANNE E. LOPEZ, ESQ. Attorney General BRYAN C. YEE, ESQ. Deputy Attorney General Department of the Attorney General 425 Queen Street Honolulu, Hawaii 96813

Attorneys for OFFICE OF PLANNING, STATE OF HAWAII

Pursuant to Section 2-53 of the Rules of the Planning Commission:

DAWN TAKEUCHI-APUNA, Director Department of Planning and Permitting 650 South King Street, 7th Floor Honolulu, Hawaii 96813 (Hand Delivery)

DATE: Honolulu, Hawaii, June 27, 2023.

Gloria Takara, Secretary-Reporter Planning Commission