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July 29, 2024

Daniel E. Orodener  
Executive Officer  
State of Hawaii Land Use Commission  
Department of Business, Economic Development & Tourism  
State Office Tower  
Leiopapa A Kamehameha Building  
235 South Beretania Street Room 406  
Honolulu, HI 96813



Re: Documentation of on-going compliance for Special Use Permit – Docket No. SP21-411 AES  
West O’ahu Solar, LLC

Dear Mr. Orodener

Pursuant to Condition No. 2 in the Land Use Commission Decision & Order (“Order”) in Docket  
No. SP21-411, attached is the report for compliance with compatible agricultural operations at  
the AES West O’ahu Solar, LLC project (“Project”).

As detailed in the attached report, the Project complies with the condition set forth in the Order,  
effective June 24, 2021.

Please contact us if there are any questions or concerns.

Sincerely,

A handwritten signature in black ink, appearing to read "nm", followed by a horizontal line.

Nick Molinari  
Authorized Representative  
AES West Oahu Solar, LLC  
282 Century Place, Suite 2000  
Louisville, CO 80027  
P: 303-524-4368  
E: [nick.molinari@aes.com](mailto:nick.molinari@aes.com)

Cc:  
Dawn Takeuchi Apuna, Director, Honolulu Department of Planning and Permitting



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## **AES West O'ahu Solar, LLC**

2024 Compliance update – Special Use Permit Compliance (SP21-411)

### **SUP Condition # 2**

Usable lands of the Petition Area, as required under Condition No. 5a below, shall be made available for compatible agricultural use at a lease rate that is at least 50 percent below the fair market rent for comparable properties, as long as the Project is in operation. Compatible agricultural operations shall be established, or Applicant shall be actively seeking to have such operations established, within six months of the start of commercial power generation (referred to as the "initial six-month period"). Extensions to this deadline may be granted by the Director of the DPP for unforeseen circumstances that were beyond the control of the Applicant.

### **Compliance update**

The Project attained Commercial Operations on Thursday, March 28, 2024. Please see Attachment 1, notification of Commercial Operations Date (COD) to the Public Utilities Commission (PUC). Within six months of the start of commercial power generation, two compatible agricultural operations were established at the Project as described below.

### **Livestock Grazing**

The Project executed an agreement on March 18, 2024, with Griffith Livestock Company, LLC ("Contractor") for livestock grazing services. The contractor uses sheep for grazing inside the fenced array areas. Free ranging cattle around the parcel periodically graze through the Project including the gulches around the fenced array areas. Attachment 2 includes photographs of grazing activities at the site.

### **Beehive Management**

The Project executed an agreement on April 16, 2024, with Meli, LLC for the operation and maintenance of beehives at the Project. Attachment 3 includes photographs of beehive installations at the site.

Both operations are being actively managed, and it is expected that operations will scale up and result in output after some period of observation, subject to weather conditions and forage growth rates.

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**Attachment 1 – COD letter to the PUC**



April 1, 2024

The Honorable Chair and Members  
of the Hawai'i Public Utilities Commission  
Kekuanao'a Building, First Floor  
465 South King Street  
Honolulu, Hawai'i 96813

Dear Commissioners:

Subject: Docket No. 2019-0050 – Power Purchase Agreement between  
Hawaiian Electric Company, Inc. and AES West Oahu Solar, LLC  
Commercial Operations Date

Hawaiian Electric Company, Inc. respectfully informs the Commission for the record, that on Thursday, March 28, 2024, the AES West Oahu Solar 12.5 MW solar plus 50 MWh battery storage project was placed into commercial operation.

Sincerely,

/s/ Kevin M. Katsura

Kevin M. Katsura  
Director, Regulatory Non-Rate Proceedings

c: Division of Consumer Advocacy  
Counsel for AES West Oahu Solar, LLC

**FILED**

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2019-0050

The foregoing document was electronically filed with the State of Hawaii Public Utilities Commission's Case and Document Management System (CDMS).

**Attachment 2 – Sheep grazing photos**





**Attachment 3 – Beehive photos**

