

ENVIRONMENTAL MANAGEMENT COMMISSION

Wednesday, July 28, 2004, 9:10 a.m.

Waimea Community Center (Park) Building, 65-1260 Kawaihae Road, Kamuela, Hawai'i

**COMMISSIONERS
PRESENT:**

Riley Smith
Marjorie Erway
Sam Kawamura
Hugh Ono
Lorraine Stahr
Sam Sumner

**ALSO
PRESENT:**

Anne Field-Gomes
Walter Iida, Legislative Aide to
Councilman Reynolds
Diane Noda, Corporation Counsel

EXCUSED:

David Frankel
Arnold Okamura
Carolyn Witcher

STAFF:

Barbara Bell, Director
Nelson Ho, Deputy Director
Peter Boucher, Wastewater Division Chief
Lono Tyson, Solid Waste Division Chief
Sharron Henry, Secretary

1. **CALL TO ORDER:** Commission Chair Smith called the meeting to order at 9:10 a.m. and all attendees introduced themselves.
2. **APPROVAL OF MINUTES OF MAY 26, 2004 MEETING:**
Marjorie Erway made a motion to approve the May 26, 2004 minutes. Sam Kawamura seconded the motion. Motion passed unanimously.
3. **APPROVAL OF ADDENDUM AND/OR SUPPLEMENTAL AGENDA:**
Hugh Ono made a motion to include, for discussion and recommendation, EMC 2004-03 Ordinance relating to Approval of Extensions of the Public Sewer System and EMC 2004-04 Ordinance to Make Property Owner Responsible for Wastewater Bill in Unfinished Business, Section 6. Lorraine Stahr seconded the motion and it passed unanimously.
4. **STATEMENTS FROM THE PUBLIC ON ITEMS LISTED ON AGENDA:** None.
5. **CORRESPONDENCE/REPORTS/DISCUSSION:**

Director's Report (attached to original minutes)

COMMISSION:

- Department devised numbering system for Ordinances/Resolutions to assist Commission in tracking legislative actions.
- Tentative date of Oahu trash tour will be October. Bell, Boucher and Tyson will select itinerary and Henry will make tour arrangements. Sites suggested were Hawaiian Earth Products, Pacific BioDiesel, Ke`ehi Transfer Station, Honolulu Recovery Systems and HPower.

COUNCIL/LEGISLATIVE ACTIONS:

Solid Waste

- Tyson, Ted Vorfeld and Bell reviewed the Request for Information responses and presented analysis and recommendations to Council.
- No vendors offered infrastructure of roads and utilities or recycling centers. A resolution will be presented at the August 4, 2004 Council meeting clarifying the Request for Proposal concepts and timelines as well as actions the Department will take relating to the Sort Station construction.
- Council will be requested to redirect the Solid Waste Division funds that were transferred to the Council Contingency Fund back to Solid Waste Division to use for other solid waste issues.
- Bottle Bill presentation will be made to the County Council Parks and Environmental Management Committee on August 3, 2004.

Department

- Leithead-Todd will review the removal of appropriate Articles in Chapter 21 of the Hawai'i County Code relating to appeals to avoid duplication of EMC2004-05 Ordinance relating to enforcement and commission hearing appeals.

Other

- Ho updated the Commission on his current activities: personnel, Wastewater and Kahuku Transfer Station.
- Approved and proposed new positions for department were discussed.
- Anyone interested in becoming a member of the Laulimahana Enterprises Steering Committee may contact Cindy Robinson at The Arc of Hilo.
- New "Thank you" signs are up at Hilo and Kealakehe Transfer Stations.

Solid Waste Division Chief's Report (attached to original minutes)

SCRAP METAL PROGRAM:

- **Director will formally notify vendor that they need to solve encroachment on adjacent Queen Liliu`okalani property.**
- Property will be surveyed and boundaries marked.

GREEN WASTE PROGRAM:

- Recent fire is out and Tyson is working with the vendor on proper site management.

CONSTRUCTION & DEMOLITION WASTE RESTRICTION STATUS:

- Concrete from the Kona Lagoon demolition will be recycled or used as daily landfill cover.
- All scrap metal from the Kaiko`o Mall demolition is being recycled, and concrete and masonry is being processed for reuse.
- EPA Hilo Burrito project has been completed with the removal of 5000 tons of contaminated waste.

KEA`AU RECYCLING & REUSE CENTER:

- Stahr noted the need for entry road repair and discussed the presence of cats, chickens and pigs in the area.

TRANSFER STATIONS:

- Engineering Consultant will be selected to prepare plans for maintenance of transfer stations.

Wastewater Division Chief's Report (attached to original minutes)

KALANIANA'OLE INTERCEPTOR SEWER REHAB:

- Phase I construction is scheduled August 9 – September 17, 2004.
- All affected parties have been notified of road lane closure and signs will be in place.

6. UNFINISHED BUSINESS:

DISCUSSION AND RECOMMENDATION ON DEPARTMENT OF ENVIRONMENTAL MANAGEMENT RULES: Deferred. **Commission concurred that David Frankel and Bobby Jean Leithead-Todd continue to refine the document. Chair Smith requested the Commissioners receive a finalized document by August 30th and that Frankel and Leithead-Todd present a summary at the next meeting.**

DISCUSSION AND RECOMMENDATION ON ORDINANCE FOR THE DEPARTMENT OF ENVIRONMENTAL MANAGEMENT TO ESTABLISH A PROCESS FOR ENFORCEMENT AND FOR APPEALS TO BE HEARD BY THE ENVIRONMENTAL MANAGEMENT COMMISSION AND ALTERNATE ORDINANCE FOR APPEALS TO BE HEARD BY THE BOARD OF APPEALS (EMC2004-05): Deferred. See first UNFINISHED BUSINESS item above.

DISCUSSION AND RECOMMENDATION ON PROPOSED CAPACITY ASSESSMENT FEE ORDINANCE (EMC2004-01): After briefing by Boucher, **Ono made a motion to approve this ordinance as submitted. Erway seconded and motion passed unanimously.**

DISCUSSION AND RECOMMENDATION ON PROPOSED ORDINANCE RELATING TO SEWER CONNECTION FEE (EMC2004-02): Deferred.

DISCUSSION AND RECOMMENDATION ON PROPOSED ORDINANCE RELATING TO APPROVAL OF EXTENSIONS OF THE PUBLIC SEWER SYSTEM (EMC2004-03): **Sam Kawamura made a motion to approve this ordinance as submitted. Sam Sumner seconded and motion passed unanimously.**

DISCUSSION AND RECOMMENDATION ON PROPOSED ORDINANCE TO MAKE PROPERTY OWNER RESPONSIBLE FOR WASTEWATER BILL (EMC2004-04): **Stahr made a motion to approve this ordinance as submitted. Erway seconded and motion passed unanimously.**

7. NEW BUSINESS:

ELECTION OF OFFICERS: **Frankel made a motion that Hugh Ono chair the commission and Marjorie Erway be the Vice Chair. Stahr seconded the motion and it passed unanimously.** Transition will begin immediately.

OAHU TRASH TOUR: See Director's Report, COMMISSION, second bullet.

8. **FUTURE AGENDA ITEMS**: None

9. **ANNOUNCEMENTS**

FUTURE COMMISSION MEETINGS

- **September 22, 2004, 9 a.m. – 12 noon, Islander Room, King Kamehameha’s Kona Beach Hotel, 75-5660 Palani Road, Kailua-Kona, HI 96740**
- **October meeting cancelled.**
- November 17, 2004, 9 a.m. – 12 noon, Hawai`i County Council Room, 25 Aupuni Street, Room 201, Hilo, Hawai`i 96720
- **December meeting cancelled.**
- February 22, 2005, 9 a.m. – 12 noon, Hawai`i County Council Room, 25 Aupuni Street, Room 201, Hilo, Hawai`i 96720

10. **ADJOURNMENT**

Kawamura moved to adjourn. Stahr seconded and motion was carried unanimously.

Meeting adjourned at 11:10 a.m.

Minutes Respectfully Submitted by:

SHARRON HENRY
Environmental Management Secretary

FORMAT NOTE: ACTION ITEMS ARE IN **BOLD** PRINT (MOTIONS AND ITEMS REQUIRING ACTION TO BE TAKEN FOR FUTURE MEETINGS).