



June 14, 2010

Mr. Joe Whelan  
General Manager  
Waste Management of Hawaii  
92-460 Farrington Highway  
Kapolei, Hawaii 96707

Subject: Foul Odors, Dust and Noise

Dear Mr. Whelan:

I have been contacted by several residents and businesses voicing their concern with the recent increase in activity on the face of the mountain. These Ko Olina residents, guests and employees have complained about foul odor, blowing dust, excessive noise and the overall unsightliness of the landfill. As the Ko Olina Community Association, the health of our members, guest and employees is of utmost importance to us.

Please provide the Ko Olina Community Association with an explanation as to the reason for the increased foul odor, dust and excessive noise. We would also like to know of any remedies planned for these issues.

Mahalo,

Ko Olina Community Association, Inc.

Ken Williams  
Vice President - Resort Operations

*Copy to:*

Waste Management of Hawaii  
Attn: Russell R. Nanod, Community Affairs Manager  
Department of Environmental Services  
Attn: Tim Steinberger, Director  
Manny Lanuevo, Deputy Director  
Council Chair Todd K. Apo  
Senator Colleen Hanabusa  
Representative Maile Shimabukuro  
Kapolei Neighborhood Board,  
Attn: Chair Maeda Timson

EXHIBIT K134



October 28, 2010

Mr. Joe Whelan  
General Manager  
Waste Management of Hawaii  
92-460 Farrington Highway  
Kapolei, Hawaii 96707

Subject: Resort Complaints - Foul Odors

Dear Mr. Whelan:

I have received complaints today from several residents about foul odor coming from the landfill. I am told that it smells like rotting meat. As the Ko Olina Community Association, the health and welfare of our members, guests and employees are of utmost importance.

Please provide the Ko Olina Community Association with an explanation as to the reason for the increased foul odor. We would also like to know of any remedies planned for these issues.

Mahalo,

Ko Olina Community Association, Inc.

A handwritten signature in black ink, appearing to read "Ken Williams", is written over the printed name.

Ken Williams  
Executive Vice President - Resort Operations

*Copy to:*

Mayor Peter Carlisle  
Senator Colleen Hanabusa  
Council Chair Todd K. Apo  
Representative Maile Shimabukuro  
Kapolei Neighborhood Board,  
Attn: Chair Maeda Timson  
Waste Management of Hawaii  
Attn: Russell R. Nanod, Community Affairs Manager  
Department of Environmental Services  
Attn: Tim Steinberger, Director  
Manny Lanuevo, Deputy Director



November 10, 2010

**Via Email and First Class Mail**

Mr. Joe Whelan  
General Manager  
Waste Management of Hawaii  
92-460 Farrington Highway  
Kapolei, Hawaii 96707

Subject: Ko Olina Resort & Marina Complaints

Dear Mr. Whelan:

Residents and guests of the Resort have asked that this letter be sent to register a complaint concerning the dust and truck congestion at the Waimanalo Landfill over the past two days. The visual blight of trucks and dust can be seen from throughout the Resort.

Please respond with the reason for this occurrence and all remedial actions you plan to institute to ensure that this will not recur.

Very truly yours,

Ko Olina Community Association, Inc.

Ken Williams  
Executive Vice President - Resort Operations

*Copy to:*

Mayor Peter Carlisle  
Senator Colleen Hanabusa  
Representative Maile Shimabukuro  
Council Chair Nestor R. Garcia  
Kapolei Neighborhood Board,  
Attn: Chair Maeda Timson  
Waste Management of Hawaii  
Attn: Russell R. Nanod, Community Affairs Manager  
Department of Environmental Services  
Attn: Tim Steinberger, Director  
Manny Lanuevo, Deputy Director

EXHIBIT K134



November 18, 2010

**Via First Class Mail**

Mr. Joe Whelan  
General Manager  
Waste Management of Hawaii  
92-460 Farrington Highway  
Kapolei, Hawaii 96707

Subject: Ko Olina Resort & Marina Complaints

Dear Mr. Whelan:

We would like to register yet another complaint; this time regarding recent ground tremors. We have received complaints from residents at the Coconut Plantation who have been experiencing ground tremors from recent work being done at the landfill. It has been suggested that the tremors are being caused by explosives being used to clasp pipes or some other work. As you can imagine, this is disruptive and is a cause of much concern.

Please respond with the reason for these tremors and all remedial actions you plan to institute to ensure that it does not recur.

Very truly yours,

Ko Olina Community Association, Inc.

Ken Williams  
Executive Vice President – Resort Operations

*Copy to:*

Mayor Peter Carlisle  
Senator Colleen Hanabusa  
Representative Maile Shimabukuro  
Council Chair Nestor R. Garcia  
Kapolei Neighborhood Board  
Attn: Chair Maeda Timson  
Waste Management of Hawaii  
Attn: Russell R. Nanod, Community Affairs Manager  
Department of Environmental Services  
Attn: Tim Steinberger, Director  
Manny Lanuevo, Deputy Director  
Coconut Plantation

**EXHIBIT K134**

November 30, 2010



Mr. Joe Whelan  
General Manager  
Waste Management of Hawaii  
92-460 Farrington Highway  
Kapolei, Hawaii 96707

Subject: Ko Olina Resort & Marina Complaints - Tremors

Dear Mr. Whelan:

This is in response to your letter dated November 22, 2010 regarding the above-referenced complaint.

Your letter seems to strongly imply that since you and your staff did not feel the tremors triggered by the explosive blasts you are conducting at the landfill, it did not happen. For you to summarily dismiss the complaints by residents at the Coconut Plantation (located just across Farrington Highway) and not offer a solution for its recurrence is irresponsible.

Additionally, the Ko Olina Community Association was not aware that these explosive blasts were starting. We request that we be informed of your schedule for conducting these explosions in advance.

Please respond with your plans to stop the tremors being felt at the Resort.

Very truly yours,

Ko Olina Community Association, Inc.

Ken Williams  
Executive Vice President – Resort Operations

*Copy to:*

Mayor Peter Carlisle  
Senator Colleen Hanabusa  
Representative Maile Shimabukuro  
Council Chair Nestor R. Garcia  
Kapolei Neighborhood Board  
Attn: Chair Maeda Timson  
Department of Environmental Services  
Attn: Tim Steinberger, Director  
Manny Lanuevo, Deputy Director  
Coconut Plantation

EXHIBIT K134



December 27, 2010

**Via Email (JWhelan1@sm.com) and First Class Mail**

Mr. Joe Whelan  
General Manager  
Waste Management of Hawaii  
92-460 Farrington Highway  
Kapolei, Hawaii 96707

Subject: Waimanalo Landfill - Contaminated Storm Water Runoff into the Ocean

Dear Mr. Whelan:

With the recent reports from the Department of Health, we at the Resort are very disturbed by the contaminated storm water runoff that flowed into the ocean from the Waimanalo Landfill on December 19, 2010. In addition, it would seem logical that more of the same recurred yesterday due to the volume of rainfall we experienced.

The Ko Olina Community Association is in receipt of a personal account received on the day of the December 19th storm citing an odor that "smelled like a dump". The complaint also expressed concerns about the quality of the water cascading from the landfill and into the ocean.

It is abundantly clear that this landfill needs to be closed. No amount of "best management practices" can ameliorate the adverse impacts this landfill operation has on the community's health, welfare and environment. Governmental agencies and decision makers need to adhere to the State Land Use Commission's Order to wind down the operations of the Waimanalo Landfill as soon as possible.

Very truly yours,

Ken Williams  
Executive Vice President

*Copy to:*  
Mayor Peter Carlisle  
Senator Colleen Hanabusa  
Representative Maile Shimabukuro  
Council Chair Nestor R. Garcia

EXHIBIT K134



*Cont.:*

Kapolei Neighborhood Board

Attn: Chair Maeda Timson

Nanakuli Neighborhood Board

Attn: Chair Patty Teruya

Department of Environmental Services

Attn: Tim Steinberger, Director

Manny Lanuevo, Deputy Director

Department of Health

Attn: Janice Okubo

State Land Use Commission

Attn: Dan Davidson

Department of Land and Natural Resources

Attn: William Aila

**EXHIBIT K134**



January 14, 2011

**Via Email (JWhelan1@sm.com) and First Class Mail**

Mr. Joe Whelan  
General Manager  
Waste Management of Hawaii  
92-460 Farrington Highway  
Kapolei, Hawaii 96707

Subject: Contaminated Storm Water Discharged into Ocean from  
Waimanalo Gulch Landfill

Dear Mr. Whelan:

As you well know by now, due to discharge of an uncontrolled volume of contaminated water from the Waimanalo Gulch Landfill into the ocean, the State Department of Health has posted "Keep Out – Contaminated Water" signs along all shoreline areas surrounding the Waimanalo Gulch Landfill's storm water outfall. This includes all shoreline areas fronting the Ko Olina Resort, including our beach lagoons. Media reports further cite the Health Department's statement that Waste Management of Hawaii's "continued discharge of contaminated water can be expected over the next few days because storm water has collected in landfill cells," (Honolulu Star Advertiser, 1/14/11).

This is cause for deep concern as it threatens the health and welfare of all in our community as well as the economic vitality of the resort, as the ocean, beaches and pristine coastal waters are our prime guest amenity. Of utmost importance is the possible damage this will cause to our ocean's health and marine life.

Runoff from the Waimanalo Gulch Landfill along with other adverse impacts such as odor, traffic, dust and blasting has always been major concerns. The recent heavy rain solidifies our unwavering and long-standing assertion that the continued use of the landfill is a health risk to the community and its natural assets.

It is abundantly clear that this landfill needs to be closed. No amount of "best management practices" can mitigate the adverse impacts this landfill operation has on the community's surrounding environment and health and welfare. Governmental agencies and decision makers must continue to adhere to the State Land Use Commission's 2009 Order to wind down the operations of the Waimanalo Landfill by July 31, 2012.





Clean up efforts for trash washing ashore is underway. We expect Waste Management Hawaii to reimburse Ko Olina Resort for all costs associated with this work.

Very truly yours,

A handwritten signature in black ink, appearing to read "Ken Williams", written over a horizontal line.

Ken Williams  
Executive Vice President

*Copy to:*

Mayor Peter Carlisle  
Senator Maile Shimabukuro  
Council Chair Nestor R. Garcia  
Kapolei Neighborhood Board  
    Attn: Chair Maeda Timson  
Nanakuli Neighborhood Board  
    Attn: Chair Patty Teruya  
Department of Environmental Services  
    Attn: Tim Steinberger, Director  
        Manny Lanuevo, Deputy Director  
Department of Health  
    Attn: Janice Okubo  
State Land Use Commission  
    Attn: Vladimir Devens  
Department of Land and Natural Resources  
    Attn: William Aila



April 7, 2011

**Via Email (JWhelan1@wm.com) and First Class Mail**

Mr. Joe Whelan  
General Manager  
Waste Management of Hawaii  
92-460 Farrington Highway  
Kapolei, Hawaii 96707

Subject: Odor from Waimanalo Gulch Landfill

Dear Mr. Whelan:

The smell of the dump was upon us again this past Sunday, April 3, 2011.

I was on property at Lanikuhonua when the wind shifted at about noon. The unmistakable stench of the landfill interrupted what otherwise was a pleasant day at the beach. I have also received complaints from Ko Olina Kai residents.

Please respond with why this happened and what will be done so it does not recur. Was the garbage left uncovered again?

Very truly yours,

Ken Williams  
Executive Vice President

*Copy to:*

Mayor Peter Carlisle  
Senator Maile Shimabukuro  
Council Chair Nestor R. Garcia  
Kapolei Neighborhood Board  
Attn: Chair Maeda Timson  
Nanakuli Neighborhood Board  
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