

Attachment 1

Kalaeloa Heritage and Legacy Foundation Notice of Violation Timeline

9-May-11	HCDA issued a Right-of-Entry (ROE) to the Kalaeloa Heritage and Legacy Foundation (KHLF) to steward the archaeological sites and to eventually develop the Kalaeloa Heritage Park (KHP).
9-May-12	HCDA issued ROE extension to KHLF.
26-Jul-12	HCDA met with the KHLF members to discuss the potential for locating the sustainable trailer office known as the Green Side Lanai (Trailer) at the KHP.
11-Aug-12	KHLF entered into "hand-shake" agreement with private trucking company allowing passive storage of heavy equipment on KHP site in exchange for use of equipment. KHLF did not secure any regulatory permit; KHLF did not consult or secure HCDA consent to agreement.
Nov-12	HCDA met with the KHLF at KHP site to discuss location for the Trailer and prep work. HCDA notified KHLF the Trailer will be brought to the KHP in December.
9-May-13	HCDA issued ROE extension to KHLF.
23-Sep-13	Department of Planning and Permitting (DPP) issued landowner, HCDA, a Notice of Violation (NOV), No. 2013/NOV-09-085 for stockpiling without a permit. Compliance required by December 2013.
30-Sep-13	HCDA met with KHLF and confirmed stockpiling activity. HCDA notified KHLF of NOV and gave directive to comply with DPP.
23-Oct-13	Department of Health (DOH) issued a warning letter to landowner, HCDA, regarding the stockpiling material at the KHP.
24-Oct-13	HCDA notified KHLF of the DOH warning letter and gave directive to comply with DOH
25-Oct-13	KHLF submitted stockpiling permit application to DPP and due to the size of the property, the DPP required engineering plans.
19-Dec-13	DPP issued landowner, HCDA NOV No. 2013/NOV-262 for failure to timely correct the violation as required by DPP.
15-Jan-14	KHLF contracted Community Planning and Engineering (CPE) to prepare engineering plans to submit with stockpiling permit application.
Apr-14	CPE submitted engineering plans and resubmitted permit application. CPE notified KHLF about DPP's requirement for a performance bond. KHLF attempted to secure the necessary bond.
Sep-14	KHLF was unable to secure bonding. KHLF met with HCDA requesting assistance.
Nov-14	HCDA assisted and found bonding was not required since HCDA was a State of Hawaii entity. CPE resubmitted application as HCDA as the applicant. KHLF funded work.
Dec-14	CPE submitted HCDA permit application with engineering plans to DPP and was notified of DPP's requirement for State Historic Preservation Division (SHPD) review.
30-Dec-14	CPE submitted plans to SHPD for review and comment.
8-Jan-15	HCDA issued letter to City Corporation Counsel with chronology of events and requested a waiver for fines.
2-Feb-15	City Corporation Counsel granted HCDA extension until May 31, 2015, to comply with NOV; HCDA request for waiver of fines were denied.
10-Feb-15	HCDA emailed SHPD to inquire on status of review.
18-Feb-15	SHPD replied apologizing for delay and their intent to comment.
19-Mar-15	HCDA emailed SHPD to inquire on status of review.
20-Mar-15	SHPD conducted site visit and obtained necessary information for their review.

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24-Mar-15	HCDA conducted site visit with KHLF and inspected existing condition of stockpile. Observed vegetation growing over stockpiled material and some biosocks were placed around perimeter of stockpile site.
6-Apr-15	HCDA received copy of letter from SHPD to DPP outlining conditions and concluding, "...the violation resulted in no historic properties affected."
13-Apr-15	CPE submitted HCDA application and engineering plans to DPP for final approval.
23-Apr-15	CPE informed HCDA that DPP is now requiring a letter stating all conditions outlined by SHPD will be met.
5-May-15	HCDA issued letter to DPP affirming all conditions outlined by SHPD will be met.
7-May-15	DPP issued landowner, HCDA, Stockpiling permit number GP2015-05-0218.
13-May-15	CPE delivered stockpiling permit to HCDA for signature. CPE then hand delivered signed permit to DPP.
20-May-15	DPP NOV file closed; fine remained outstanding.
13-May-15	KHLF contracted Environmental Consultant to conduct soil testing report and file findings report with DOH.
15-Sep-15	KHLF contracted Environmental Engineering company for the installation of biosocks and grass over stockpile material to prevent runoff per environmental report and DOH requirements.
1-Dec-15	HCDA issued Lease to KHLF conditioned on KHLF compliance to NOV by end of first year.
15-Apr-16	DOH issued letter to KHLF and concurred with finding in Environmental report of no hazardous materials.
May-17	DPP issued landowner, HCDA, Stockpiling Permit extension to May 2018.