

RICHARD T. BISSEN, JR.
Mayor

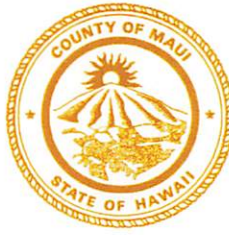
SHAYNE R. AGAWA, P.E.
Director

ROBERT SCHMIDT
Deputy Director

MICHAEL KEHANO, P.E.
Solid Waste Division

ERIC A. NAKAGAWA, P.E.
Wastewater Reclamation Division

Environmental Protection &
Sustainability Division



**COUNTY OF MAUI
DEPARTMENT OF
ENVIRONMENTAL MANAGEMENT**
2145 KAOHU STREET, SUITE 102
WAILUKU, MAUI, HAWAII 96793

February 21, 2024

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OFFICE OF THE
COUNTY CLERK

Mayor Richard T. Bissen, Jr.
County of Maui
200 S. High Street
Wailuku, Hawaii 96793

APPROVED FOR TRANSMITTAL

Richard T. Bissen 2-21-24

Mayor Date

For transmittal to:

Council Chair Alice L. Lee
County of Maui
200 S. High Street
Wailuku, Hawaii 96793

**RE: PROPOSED RESOLUTION AUTHORIZING PROCEEDINGS IN
CONDEMNATION BY EMINENT DOMAIN FOR THE ACQUISITION OF
REAL PROPERTY INTERESTS KNOWN AS LOT 1-B, CENTRAL MAUI
SANITARY LANDFILL SUBDIVISION FOR PHASE VI EXPANSION
OPERATIONS**

Dear Council Chair Lee and Members:

The Department of Environmental Management wishes to submit the attached proposed Resolution entitled:

**AUTHORIZING PROCEEDINGS IN CONDEMNATION BY EMINENT
DOMAIN FOR THE ACQUISITION OF REAL PROPERTY INTERESTS
KNOWN AS LOT 1-B, CENTRAL MAUI SANITARY LANDFILL
SUBDIVISION FOR PHASE VI EXPANSION OPERATIONS**

As background, the County has historically expanded its Central Maui Landfill into land that had been previously quarried. Lot 1-B of the Central Maui Sanitary Landfill Subdivision ("Property") is such a previously quarried site and has been earmarked for acquisition for use as Phase VI of the Central Maui Landfill. The Property is currently owned by Komar Maui Properties I LLC ("KMP"), which purchased the property in 2015.

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Representatives of the County and KMP have negotiated on multiple occasions since at least 2017 for the acquisition of the Property by the County and such negotiations have considered various approaches, including the purchase of the Property and the exchange of other County property for the Property. Despite significant efforts to resolve this matter, negotiations for the purchase of the Property have not been successful and the need for the expansion of the Central Maui Sanitary Landfill and County acquisition of the Property has become increasingly urgent. Given the operational necessities, time is of the essence; therefore, I respectfully request that the Council consider and pass the attached resolution.

Thank you for your consideration and should you have any questions or concerns, please do not hesitate to contact me.

Respectfully,



Digitally signed by Robert Schmidt
DN: cn=Robert Schmidt, o=Environmental
Management, ou=Deputy Director,
email=Robert.Schmidt@co.maui.hi.us, c=US
Date: 2024.02.21 11:40:26 -10'00'

for SHAYNE R. AGAWA, P.E.
Director of Environmental Management

Attachment

Resolution No. ____