

Mitchell D. Roth
Mayor

Deanna Sako
Managing Director



Ramzi I. Mansour
Director

Brenda Iokepa-Moses
Deputy Director

County of Hawai'i

DEPARTMENT OF ENVIRONMENTAL MANAGEMENT

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January 2, 2024

Mr. Jelani Shareem
EPA Region 9 Compliance Officer
75 Hawthorne Street
San Francisco, California 94105-3901
(Email shareem.jelani@epa.gov)

Ms. Kate Rao
EPA Region 9 LCC Project Coordinator
75 Hawthorne Street
San Francisco, California 94105-3901
(Email rao.kate@epa.gov)

**Subject: Federal Administrative Order on Consent
EPA Docket No. SDWA-UIC-AOC-2017-0002
Pāhala and Nā'ālehu Large Capacity Cesspools
SEMI ANNUAL REPORT (7/1/23 through 12/31/23)**

Dear Mr. Shareem and Ms. Rao:

The County of Hawai'i Department of Environmental Management is submitting this report in accordance with Section VI, Reporting Requirements, of EPA Docket No. SDWA-UIC-AOC-2017-002 which requires that Semi-Annual Compliance Reports be submitted to the EPA Region 9 Compliance Officer and EPA Region 9 LCC Project Coordinator twice per year.

As per Item 62 of the Revised Administrative Order on Consent, this report covers the period of July 1, 2023, through December 31, 2023.

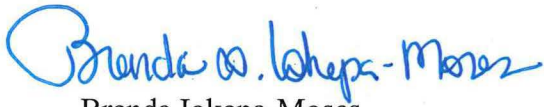
Due to the separate facilities and multiple milestones, the report has been submitted in a tabular format for clarity and is provided as ATTACHMENT 1.

Should there be any comments or questions on the report please contact Mr. Chris Laude, P.E., Acting Wastewater Division Chief at 808-961-8279 (christopher.laude@hawaiiicounty.gov) or myself at 808-961-8083 (Brenda.iokepa-moses@hawaiiicounty.gov).

Mr. Jelani Shareem
Ms. Kate Rao
January 2, 2024
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I certify under penalty of law that this document and all attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gather and evaluate information submitted. Based on my inquiry of the person or persons who manage the system, or those persons directly responsible for gathering the information, I certify that the information submitted is, to the best of my knowledge and belief, true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations.

Sincerely,



Brenda Iokepa-Moses
Deputy Director
County of Hawai'i Department of Environmental Management

ATTACHMENT

cc: Mitch Roth, Mayor
Deanna Sako, Managing Director
Diana Mellon-Lacey, Deputy Corporation Counsel
Ramzi I. Mansour, Director of Environmental Management
Chris Laude, P.E., Acting Wastewater Division Chief
Kimberly Wells, EPA Region 9 Counsel
Mark Tomomitsu, DOH-WWB
Craig Lekven, P.E., Brown & Caldwell

**REVISED ADMINISTRATIVE ORDER ON CONSENT
DOCKET SDWA-UIC-AOC-2017-0002
NA' LEHU AND PAHALA LARGE CAPACITY CESSPOOLS
SEMI-ANNUAL REPORT: July 1, 2023, through December 31, 2023**

Section V.A. Planning				
Compliance Date	Milestone	Current Status	Pending Actions	Comments
Within 60 days of execution of the Revised AOC (NLT Oct 21, 2022)	V.A.31.a Submit Feasibility Evaluation Report for Pahala and Na'alehu for EPA approval	1. Revised AOC effective date is 8/22/2022 2. Report submitted to EPA on 10/18/2022. 3. EPA approved report on 11/7/2022.	None.	Complete.
Within 180 days of EPA's written approval of Feasibility Evaluation report (NLT May 6, 2023)	V.A.31.b Submit Pahala Preliminary Engineering Report for EPA approval	1. Report submitted to EPA on April 19, 2023. 2. EPA approved using the information in the report to proceed with the EID on 7/31/23.	None.	Complete.
Within 300 days of EPA's written approval of Feasibility Evaluation Report (NLT Sep 3, 2023)	V.A.31.b Submit Naalehu Preliminary Engineering Report for EPA approval	1. Report submitted to EPA on August 31, 2023. 2. EPA approved the report on October 20, 2023.	None.	Complete.
Within 180 days of EPA's written approval of Preliminary Engineering Report (NLT Jan 27, 2024)	V.A.31.c Submit EID for Pahala for EPA approval	1. EID in progress	1. Submit Revised EID to EPA.	COH submitted time extension request on December 13, 2023
Within 365 days of EPA's written approval of Preliminary Engineering Report (NLT Oct 19), 2024)	V.A.31.c Submit EID for Naalehu for EPA approval	1. EID in progress	1. Submit EID to EPA.	

ATTACHMENT 1

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TBD = To Be Determined
NLT = No Later Than

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Section V.B. Pahala Community Cesspool Closure Project				
Compliance Date	Milestone	Current Status	Pending Actions	Comments
Within 30 days of EPA's written approval of EID	V.B.32.a Submit Pahala Implementation Plan for EPA approval	1. Contracting in progress	1. Alternative (IWS vs. Package Plant) will be identified in EID submittal to EPA	
NLT Jul 21, 2026	V.B.32.a Close Pahala LCCs	TBD	TBD	

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Section V.C. Na'alehu Community Cesspool Closure Project				
Compliance Date	Milestone	Current Status	Pending Actions	Comments
Within 60 days of EPA's written approval of EID	V.C.33.a. Submit Naalehu Implementation Plan for EPA approval	1. Contracting in progress	TBD	
NLT Dec 31, 2027	V.C.33.a. Close Naalehu LCCs	TBD	TBD	

Section V.D. Pahala Elderly Apartments Cesspool Replacement Project				
Compliance Date	Milestone	Current Status	Pending Actions	Comments
NLT Sep 28, 2018	V.D.34. Close LCCs	1. LCCs have been closed. The backfill completion report was received by EPA on 6/1/2018.	None.	Complete.

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Section V.E. Outreach				
Compliance Date	Milestone	Current Status	Pending Actions	Comments
Within 30 days of execution of the Revised AOC (NLT Sep 21, 2022)	V.E.36. Maintain a public webpage to keep EPA and the public informed of the status of the Community Cesspool Closure Projects. Update at least monthly.	<ol style="list-style-type: none"> 1. Webpage established on 9/20/2022. 2. Updated on 7/27/2023 3. Updated on 8/15/2023 4. Updated on 9/7/2023 5. Updated on 10/16/2023 6. Updated on 11/20/2023 7. Updated on 12/15/2023 8. Updated webpage address on 12/16/2023 	Monthly webpage updates	
Within 45 days of execution of the Revised AOC (NLT Oct 6, 2022)	V.E.40. Hold public meeting to explain the requirements of the Revised AOC	<ol style="list-style-type: none"> 1. Public meeting held in Naalehu 8/31/2022. 	None	Complete
Within 30 days of EPA approval of Pahala EID	V.E.41. Commence solicitation of public comment on the project options and environmental review information	<p>Public meeting to solicit comments on the preparation of Draft EID and available options held in Pahala on 9/28/23.</p> <p>Public meeting to solicit comments on Draft EID and available options held in Pahala on 12/14/23.</p>	COH and EPA is coordinating the revised language of milestone V.E.41.	Proposed revised language of milestone V.E.41 is presented within time extension request, submitted to EPA on December 13, 2023

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		Public comment period on Draft EID for Pahala closed on 12/29/23 and will be followed by alternative selection of a preferred option within revised Draft EID.		
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Section V.E. Outreach				
Compliance Date	Milestone	Current Status	Pending Actions	Comments
Within 30 days of EPA approval of Naalehu EID	V.E.40. Commence solicitation of public comment on the project options and environmental review information	TBD Public meeting to solicit comments on preparation of Draft EID and available options held in Naalehu on 11/16/23.	TBD	
Starting NLT Aug 2022	V.E.42 Start holding semi-annual public outreach meetings in August and February	<ol style="list-style-type: none"> 1. Public meeting held in Naalehu on 8/31/2022 2. Public meeting held in Pahala on 2/22/23 3. Public meeting held in Naalehu on 8/24/23 	<ol style="list-style-type: none"> 1. Next district-wide public meeting to be held in Pahala in February 2024 	

ATTACHMENT 1