
A BILL FOR AN ACT

RELATING TO LANDFILLS.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:

1 SECTION 1. The legislature finds that the Waimanalo gulch
2 sanitary landfill, located on the leeward coast, is the only
3 landfill on Oahu capable of receiving the total daily output of
4 non-reusable municipal solid waste. It is also the only
5 municipal solid waste facility owned by the city and county of
6 Honolulu.

7 The island of Oahu produces more than 1.6 million tons of
8 waste a year, and the Waimanalo gulch sanitary landfill accepts
9 about 400,000 tons of waste per year including about 100,000
10 tons of ash from H-POWER generators.

11 The legislature further finds that the department of health
12 has issued citations and fines to the city and county of
13 Honolulu and to the Waimanalo gulch sanitary landfill's
14 contracted operator, Waste Management Hawaii. The citations and
15 fines have been for violations such as exceeding the landfill's
16 allowed height, failure to cover garbage with soil daily,
17 failure to monitor levels of methane gas, failure to measure and



1 maintain records of liquid levels in landfill sump pumps, and
2 failure to record locations of asbestos disposal.

3 Residents along the leeward coast experience many health-
4 related problems including asthma, cancer, and other serious
5 illnesses that may be a result of the presence of the landfill.

6 With the expected growth in the amount of municipal solid
7 waste generated on Oahu, the mayor's landfill site advisory
8 committee identified and ranked eleven potential locations for a
9 new landfill in 2012. Two of these sites are located on the
10 leeward coast.

11 The purpose of this Act is to place a moratorium on any new
12 municipal solid waste landfills on the leeward coast including
13 Nanakuli, Waianae, Maili, Makaha, Makua, Honokai Hale, and Ko
14 Olina on or after

15 SECTION 2. Chapter 342H, Hawaii Revised Statutes, is
16 amended by adding a new section to be appropriately designated
17 and to read as follows:

18 "§342H- Leeward coast landfills; moratorium. Any law to
19 the contrary notwithstanding, no person, including any
20 government agency or entity, shall construct or operate a new



1 municipal solid waste landfill unit on or after _____,

2 within the Oahu areas of:

3 (1) Nanakuli;

4 (2) Waianae;

5 (3) Maili;

6 (4) Makaha;

7 (5) Makua;

8 (6) Honokai Hale; and

9 (7) Ko Olina;

10 provided that this section shall not apply to any municipal
11 solid waste landfill units existing prior to _____, in
12 these areas.

13 For purposes of this section, "new municipal solid waste
14 landfill unit" means any municipal solid waste landfill unit
15 that has not received waste prior to _____ ."

16 SECTION 3. New statutory material is underscored.

17 SECTION 4. This Act shall take effect upon its approval.

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INTRODUCED BY:

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JAN 28 2015



H.B. NO. 1290

Report Title:

Landfill; Moratorium on Leeward Coast of Oahu

Description:

Creates a moratorium on the construction or operation of any new municipal solid waste landfill unit on the leeward coast of Oahu.

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