

DLI

MISC. COM. 666



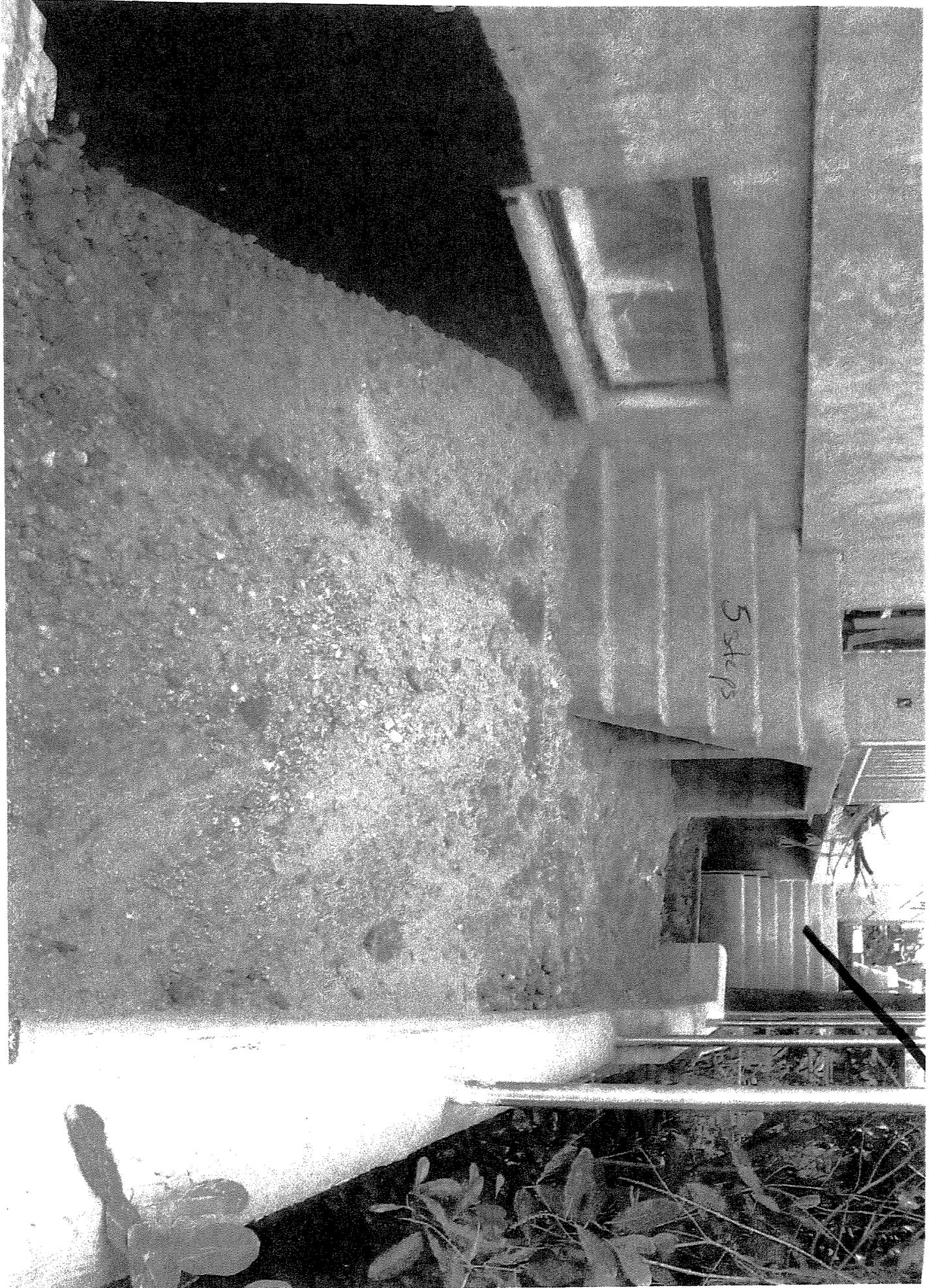
steps
14

RECEIVED
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9/16/08

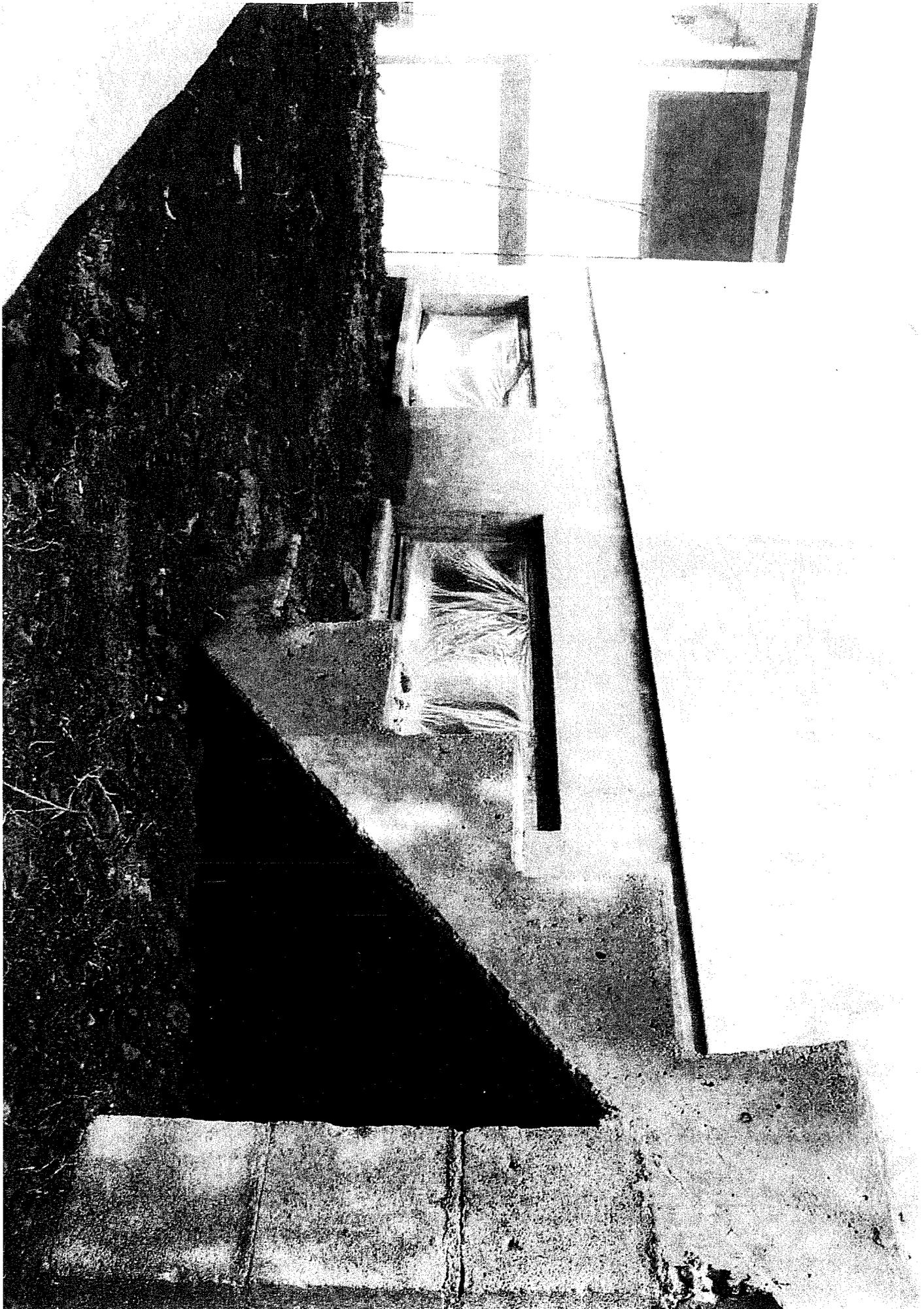
Rodney
A

Submitted by Rodney



(B)

10/14/08



©

11/3/08



①

2/22/09

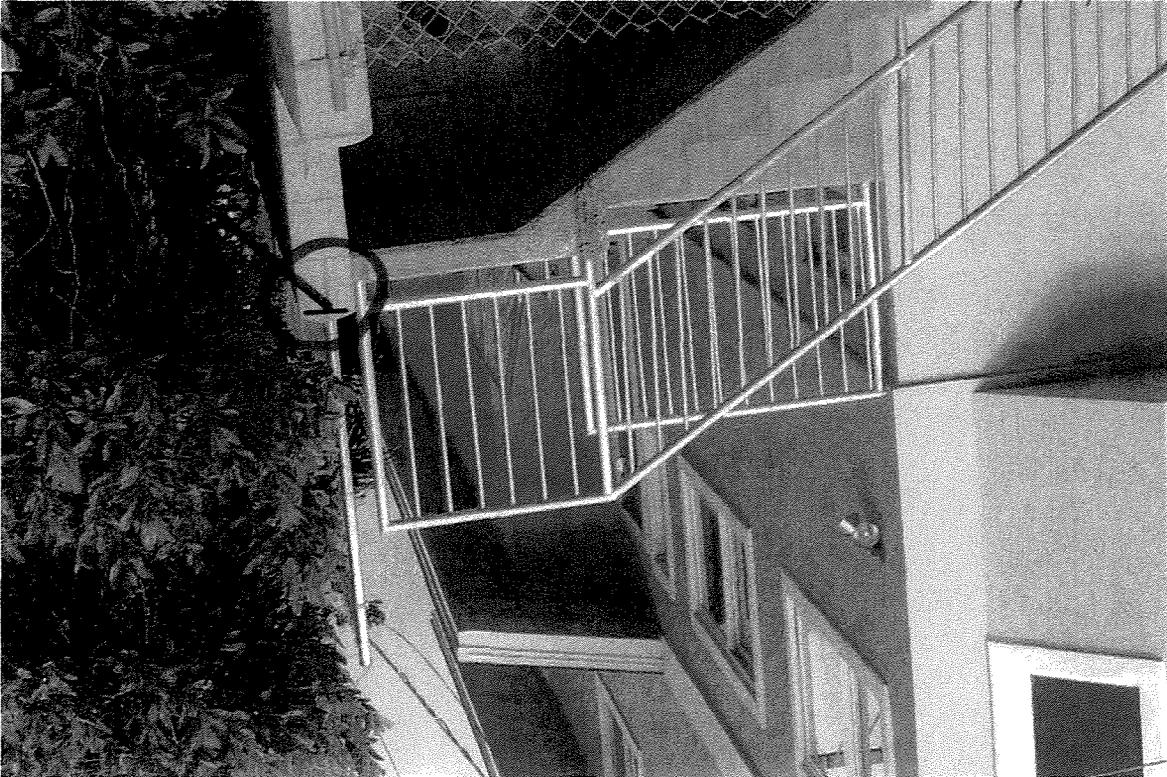
Bedroom



#1, #2

height 6'8"

2/22/09



#1, #2

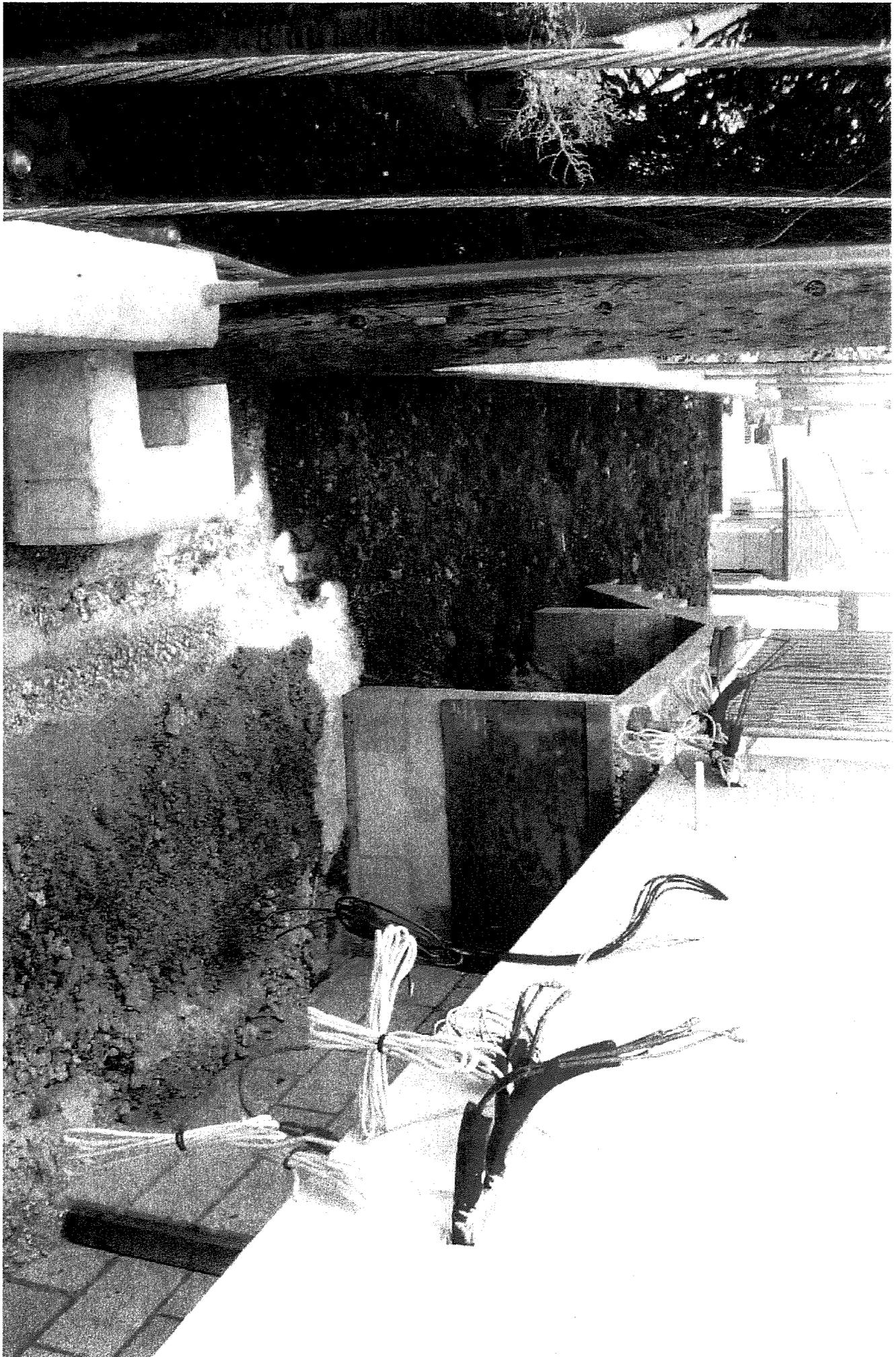


PHOTO # A.



3/13/08

F



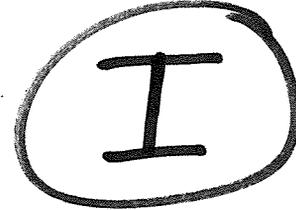
(A)

11/8/08



(H)

2/22/0



July 21, 2010

Mr. Nicholas Ching
Public Utilities Commission
of the State of Hawaii
465 South King Street, #103
Honolulu, Hawaii 96813

FILED
2010 JUL 21 PM 3:59
PUBLIC UTILITIES
COMMISSION

Dear Mr. Ching:

Subject: Informal Complaint No. IC-2010-0055
Complaint from Mr. Mario Madolora
1108-A Kaumailuna Place, Honolulu, HI 96817

This responds to your June 21, 2010 letter regarding an informal complaint filed by Mr. Mario Madolora alleging that Hawaiian Electric Company, Inc. ("Hawaiian Electric" or "Company") has not responded to his verbal complaint made last year regarding a safety hazard to his property.

To assist the Commission in resolving Mr. Madolora's complaint/statements that Hawaiian Electric has ignored his complaints, the Company provides some background and responds to the Commission requests as follows:

Background:

Please refer to Attachment 1, which illustrates the location of the electric pole located at 1128 Alewa Dr. #E and #F and the other properties in the subject area.

According to Company information, in November 2009, Ms. Wong of 1128 Alewa Dr. #D contacted the Company concerning a retaining wall near the pole located on Mr. Kobayashi's property at 1128 Alewa Dr. #E and #F and requested personal utility information concerning the Kobayashi property.

Company information also indicates, in November 2009, a Mr. Ben Torigoe contacted Hawaiian Electric's Legal Department regarding the same information as Ms. Wong.

In November 2009, Hawaiian Electric's Legal Department talked to Mr. Torigoe who generally and broadly indicated that while he was not an attorney and was not officially representing

Mr. Nicholas Ching

July 21, 2010

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Ms. Wong, he would like on a low key basis on behalf of certain unspecified neighbors to ask for background information concerning the Kobayashi property and the pole on their property. The Company's Legal Department informed Mr. Torigoe that Hawaiian Electric could not give specific personal utility information about the Kobayashi account to any third party and that if Ms. Wong or others had concerns regarding any unpermitted building or wall construction, then that matter should be taken up with the appropriate City authorities.

Thus, while the roof eave and wall construction issues are within the purview of the appropriate City authorities, Hawaiian Electric is appreciative of the notification of safety and encroachment issues raised by Mr. Madolora regarding the pole located at 1128 Alewa Dr. #E and #F.

Request 1: A detailed explanation of your safety policies pertinent to this complaint.

Response: As of April 23, 2007, the Public Utilities Commission adopted the 2002 Edition of the National Electrical Safety Code ("NESC") as the standard for the installation, operation, and maintenance of overhead and underground electrical supply and communication lines that are used to provide public utility service in the State. As such, Hawaiian Electric is now governed by the clearance requirements of the NESC. According to NESC Rule 234, the minimum clearance from any secondary conductor at 120 volts to a structure is 3'-6".

These policies are relevant to the subject complaint regarding roof eave and retaining wall proximities of the Kobayashi residence at 1128 Alewa Dr. #E and #F to the Hawaiian Electric pole and related equipment also located at 1128 Alewa Dr. #E and #F. The distance from the secondary conductor on Hawaiian Electric Pole P2/12 to the closest point on the Kobayashi roof eave is approximately 2'-9", which is less than the minimum required clearance. Therefore, the existing roof structure does appear to violate NESC safety clearances.

Additionally, the Occupational Safety and Health administration ("OSHA") standards require a 10'-0" clearance from any energized power line. Given the approximate clearance of 2'-9" between Hawaiian Electric's energized secondary line and the existing roof eave, and Hawaiian Electric's information indicate that a request to de-energize its lines on this property (1128 Alewa Dr. #E and #F) was never received. It appears likely that encroachment occurred during the construction of this house. Therefore, Hawaiian Electric was not informed of the proposed encroaching roof structure and did not consent to such encroachment.

Request 2: Any action that can be taken or any other information to assist the Commission in resolving this complaint.

Response: In addition to the safety concerns described above, Hawaiian Electric considers the current situation (with respect to the pole, anchor, guy wire, and associated lines) to be a detriment to its ability to repair, replace and maintain existing

House wall /
Structure would
have to move
4'9"
back.



Mr. Nicholas Ching

July 21, 2010

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electrical facilities and has not ignored references to the subject complaint. As such, Hawaiian Electric will be working with the Kobayashi's, owner of the property located at 1128 Alewa Dr. #E and #F, as well as any other affected neighbors, to determine as best Hawaiian Electric can the most practicable and safe solution, which may include the option of removing the subject pole from its current location.

The Company trusts this response provides you with the information required to resolve this matter.

If you should have any questions, please contact me at 543-4795.

Very truly yours,



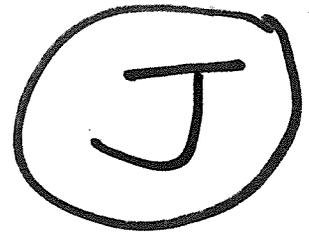
Daniel G. Brown
Director, Regulatory Affairs

Attachment

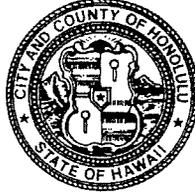


DEPARTMENT OF PLANNING AND PERMITTING
CITY AND COUNTY OF HONOLULU

650 SOUTH KING STREET, 7TH FLOOR • HONOLULU, HAWAII 96813
PHONE: (808) 768-8000 • FAX: (808) 768-6743
DEPT. WEB SITE: www.honoluluodpp.org • CITY WEB SITE: www.honolulu.gov



MUFI HANNEMANN
MAYOR



DAVID K. TANOUE
DIRECTOR

ROBERT M. SUMITOMO
DEPUTY DIRECTOR

2010/RFI-05-0238
B10-67 (WK)

June 30, 2010

Ms. Carol May K. H. Wong
1128-D Alewa Drive
Honolulu, Hawaii 96817

Mr. Mario Madolora
1108-A Kaumailuna Place
Honolulu, Hawaii 96817

Mr. and Mrs. Lane Muraoka
1128-B Alewa Drive
Honolulu, Hawaii 96817

Mr. Richard Hirao
1128-C Alewa Drive
Honolulu, Hawaii 96817

Dear Messrs. and Mesdames:

Subject: Craig Kobayashi
1128-E Alewa Drive
Building Permit Nos. 632189 and 617655
Tax Map Key: 1-8-033: 072

This is in response to your letter dated May 13, 2010, regarding the above-subject matter.

Regarding your concerns, the Department of Planning and Permitting (DPP) has stated our findings through numerous correspondences:

- March 3, 2008

The DPP responded to your inquiries (through the office of Councilmember Rod Tam), addressing concerns regarding the construction discrepancies and the height requirements of the Land Use Ordinance, concerns which were found to be unsubstantiated.

- July 1, 2009

The DPP responded to your inquiries regarding the construction discrepancies and the height requirements of the Land Use Ordinance, concerns which were found to be unsubstantiated.

ATTACHMENT 1

LOCATION MAP LOT 5-B

Being a Portion of
Grant 5591 to John S. Marshall

At Alewa, Honolulu, Oahu, Hawaii

Date: June 12, 2009

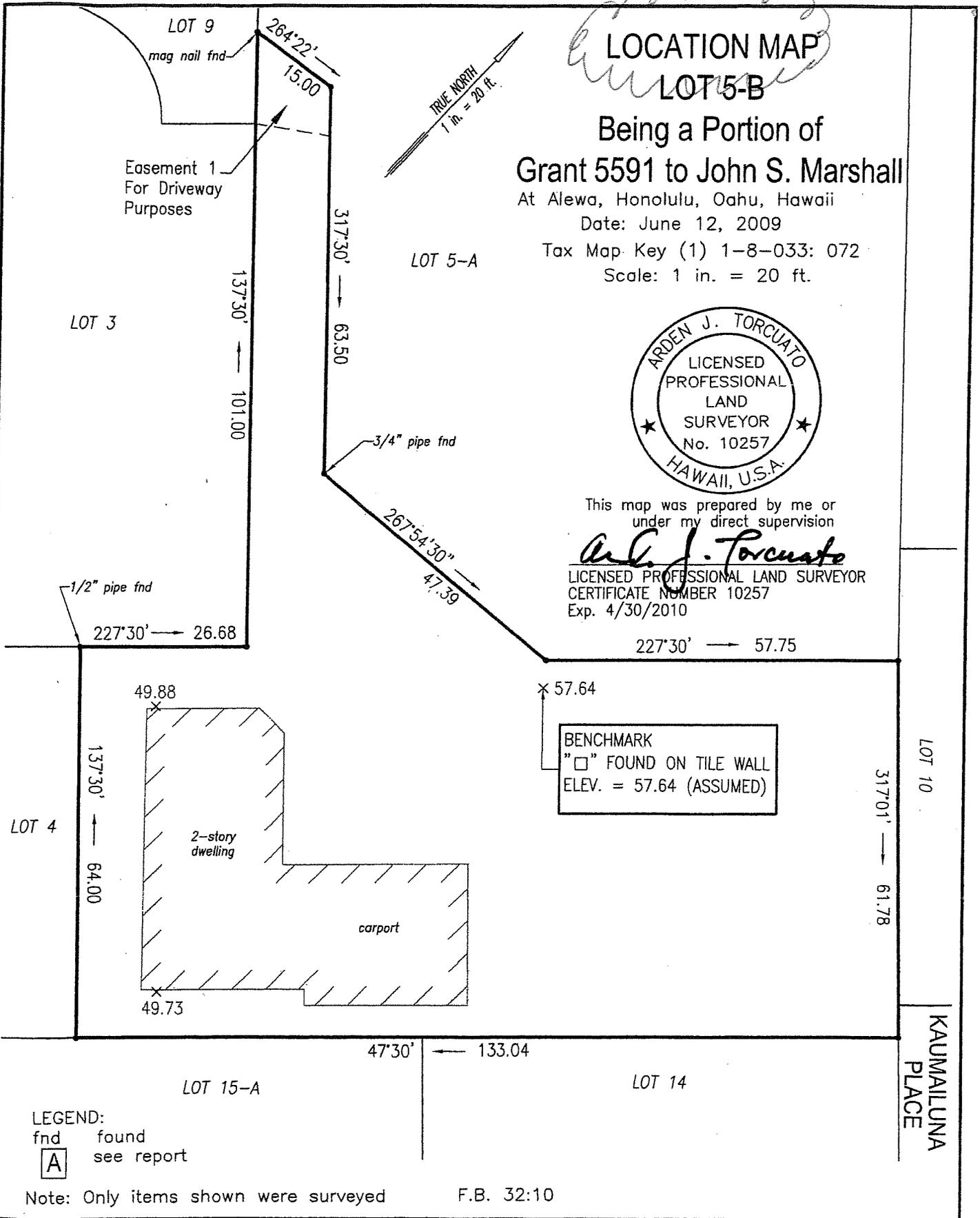
Tax Map Key (1) 1-8-033: 072

Scale: 1 in. = 20 ft.



This map was prepared by me or
under my direct supervision

Arden J. Torcuato
LICENSED PROFESSIONAL LAND SURVEYOR
CERTIFICATE NUMBER 10257
Exp. 4/30/2010



LEGEND:
fnd found
A see report

Note: Only items shown were surveyed F.B. 32:10

ATTACHMENT 2

Roscoe O. Ford

Structural/Civil Engineer

469 Ena Road #2604
Honolulu, HI. 96815

Tel/Fax (808)949-5784
Cell (808)271-6023

2009

July 9, 2009

Building Department
City and County of Honolulu
650 So. King Street
Honolulu, Hawaii 96813

Gentlemen,

The Kobayashi dwelling at 1128-E & 1128-F Alewa Dr., TMK: 1-8-033:072, (Permit #617655) was inspected for the following in accordance with the Building Code requirements for special inspection.

- 4. Reinforcing Steel and Prestressing Steel Tendons
- 7. Structural Masonry
- 13. Special Grading, Excavation and Filling
- 17. Complete Load Path and Uplift Ties
- 18. Termite Protection

To the best of my knowledge the above items were constructed in accordance with approved building plans and to the specifications and the applicable workmanship provisions of the Building Code.

Sincerely yours,



Roscoe O. Ford

ko

mf