

STATE OF HAWAII  
DEPARTMENT OF HEALTH  
**NOTICE OF VIOLATION AND ORDER**

<p><b>TO:</b> ABC Towing &amp; Parts LLC 794 H Lehua Avenue Pearl City, Hawaii 96782</p> <p>JH HAWAII PROPERTY, LLC c/o Kate Kang LLC dba Koam Realty 1311 Kapolani Boulevard, #205 Honolulu, Hawaii 96814</p> <p style="text-align: center;">RESPONDENTS</p>	<p><b>NOVO No. 26-SHW-SWS-01</b> <i>(Please write this NOVO number on all correspondence)</i></p> <p>Re: Violations at the site located at 794 H Lehua Ave Pearl City, Hawaii 96782 TMK: 9-7-016:011 (the "Property")</p>
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This Notice of Violation and Order (NOVO) is an administrative enforcement action initiated pursuant to chapter 91 and section 342H-7 of the Hawaii Revised Statutes (HRS) and chapter 11-1, Hawaii Administrative Rules (HAR), by the Department of Health (DOH) against ABC Towing & Parts LLC and JH HAWAII PROPERTY, LLC and is based upon violations observed during an investigation of the Property and described in more detail below. This NOVO concerns only the violations contained herein and does not function to preclude or limit actions by any other public agency or private party. The Department reserves the right to bring other actions for other violations.

**I. NOTICE OF VIOLATION**

<p>Statutes/Rules</p>	<p><b>Section 342H-7(a), HRS</b>, provides in part: <i>If the director determines that any person has violated or is violating any provision of this chapter, any rule adopted pursuant to this chapter, or any term or condition of a permit issued pursuant to this chapter, the director may do any one or more of the following:</i></p> <p style="margin-left: 40px;">(1) <i>Issue an order assessing an administrative penalty for any past or current violation;. . . .</i></p> <p style="margin-left: 40px;">(2) <i>Require compliance immediately or within a specified time;</i></p> <p style="margin-left: 40px;">. . . .</p> <p><b>Section 342H-7(b), HRS</b>, provides in part: <i>. . . . Any administrative penalties assessed in the order shall be in accordance with section 342H-10.</i></p> <p><b>Section 342H-10(a), HRS</b>, provides in part: <i>In addition to any other administrative or judicial remedy provided by</i></p>
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	<p><i>the chapter or by rules adopted under this chapter, the director is authorized to impose by order the penalties specified in section 342H-9(a) and (b).</i></p> <p><b>Section 342H-9(a), HRS</b>, provides in part:  <i>Any person who violates this chapter, any rule adopted pursuant to this chapter, or any condition of a permit or variance issued pursuant to this chapter shall be fined not more than \$10,000 for each separate offense. Each day of each violation shall constitute a separate offense.</i>  . . .</p> <p><b>Section 11-58.1-61(a), HAR</b>, provides:  <i>The aesthetic, nonhazardous, and sanitary storage of solid waste is the responsibility of the person owning, operating, or managing the property, premises, business establishment, or industry where the solid waste is accumulated.</i></p> <p><b>Section 11-58.1-61(b), HAR</b>, provides:  <i>Any person not exempted in section 11-58.1-04(b) owning, operating, or managing a property, premise, business establishment, or industry, has the responsibility of removing accumulated solid waste to an approved solid waste disposal facility. Contractual or other arrangements for the removal of accumulated solid waste shall not relieve a person of this primary responsibility as stated above. Solid waste shall be removed to an approved solid waste disposal facility, prior to creating a nuisance condition or health or safety hazard.</i></p> <p><b>Section 342H-30(b), HRS provides:</b>  <i>No person, including any public body, shall operate a solid waste management system without first securing approval in writing from the director.</i></p>
<p>Nature of the Violation</p>	<p>The Property was previously permitted as a solid waste management facility for the salvaging of vehicles.</p> <p>On or about December 5, 2025, the DOH notified the RESPONDENT ABC Towing &amp; Parts LLC that: 1) its previously issued solid waste management permit (SV-0056-20) only allowed for the salvaging of vehicles, 2) during an inspection on September 22, 2025 (Attachment 1), the DOH observed the operation of a transfer station accepting waste other than vehicles inconsistent with the permit previously granted, and 3) its solid waste management permit renewal with modification application was incomplete (Attachment 2). Based on United States Postal Service tracking, the RESPONDENT ABC Towing &amp; Parts LLC accepted the letter on December 22, 2025.</p> <p>On or about February 20, 2026, the DOH issued a letter notifying RESPONDENTS that the previously issued solid waste management</p>

permit to operate a solid waste facility for vehicle salvaging expired on October 31, 2025, that RESPONDENT ABC Towing & Parts LLC's permit application had been abandoned and it no longer had approval to operate based upon its failure to respond to DOH's December 5, 2025 letter requesting additional information, that all recycling and salvage activities shall cease, and closure of the facility shall be initiated (Attachment 3). Due to a change in RESPONDENT JH HAWAII PROPERTY, LLC's land agent, the February 20, 2026 letter was re-issued on March 24, 2026. Due to returned mail, the DOH hand delivered RESPONDENT ABC Towing & Parts LLC the February 20, 2026 letter on March 25, 2026.

RESPONDENT ABC Towing & Parts LLC's acceptance of non-vehicle waste at all times was without a DOH permit or approval as was its acceptance of waste vehicles for salvage from no later than February 20, 2026.

On or about June 23, 2026, inspectors from the DOH conducted an inspection of the Property.

On or about June 23, 2026, the DOH inspectors observed, in multiple areas of the Property, approximately 270 tire bales as well as additional loose tires. Each tire bale contained approximately 80 tires. The total number of tires at the Property was approximately 21,000.

On or about June 23, 2026, the DOH inspectors observed approximately 50 junk cars in multiple areas of the Property. Vehicles were stacked 3-4 high. Multiple vehicles were flattened. Vehicles were observed stored in waste piles.

On or about June 23, 2026, the DOH inspectors observed areas of stained ground near flattened cars and car parts at the Property.

On or about June 23, 2026, the DOH inspectors observed an accumulation of solid waste that was approximately in excess of 10,000 cubic yards of mixed trash (lumber, plastic, mattresses, miscellaneous waste) at the site on bare ground. Using the approximate dimensions of a car (5 ft high, 15 ft long), the pile was estimated to be approximately 5 car lengths wide (75 ft), 15 car lengths long (225 ft), and 4 car heights tall (20 ft).

On or about June 23, 2026, the DOH inspectors observed an accumulation of solid waste that was approximately 3,700 cubic yards of mixed scrap metal and appliances at the site (photo 3, 4, 5) on bare ground. Junk cars and tires were also observed in the pile. Using the approximate dimensions of a car (5 ft high, 15 ft long)

the pile was estimated to be approximately 2 car lengths wide (30 ft), 15 car lengths long (225 ft), and 3 car heights tall (15 ft).

On or about June 23, 2026, the DOH inspectors observed three (3) plastic tote tanks, each appearing to be approximately 275 gallons in capacity, located near the front of the facility. Two (2) of the totes contained liquid estimated at 20–25% of their volume. One of these partially filled totes was labeled “USED OIL,” while the other had no labeling. The third tote was empty but was labeled “USED OIL.”

On or about June 23, 2026, the DOH inspectors observed in a vehicle processing area, a shed with eight (8) plastic tote tanks. Seven (7) of the tanks appeared to be full and one was approximately 25% filled. Some of the tanks appeared to be in poor condition. The back wall of the shed appeared to be painted with the words, “USED GASOLINE.” The roof of the shed appeared to be in imminent danger of a collapse as an adjacent waste pile appeared to be leaning on and over the roof of the shed.

On or about June 23, 2026, the DOH inspectors observed plastic tote tanks, drums, and buckets with liquids and a pallet of vehicle batteries in the vehicle processing area. There were five (5) unlabeled plastic tote tanks, three of which were full of unknown liquids, one approximately 25% filled with an unknown liquid and one empty. There were two (2) unlabeled drums that were full of unknown liquids. There were six (6) unlabeled 5-gallon buckets full of unknown liquids on a pallet. The pallet of batteries was unlabeled.

**COUNT I: Failure to Maintain the Aesthetic, Nonhazardous, and Sanitary Storage of Solid Waste**

Based upon the observations detailed above, RESPONDENTS have failed to maintain the aesthetic, nonhazardous, and sanitary storage of solid waste on the Property in violation of section 11-58.1-61(a), HAR.

**COUNT II: Failure to Remove Accumulated Solid Waste**

Based upon the observations detailed above, RESPONDENTS have failed to remove the accumulated solid waste on the Property to an approved solid waste disposal facility in violation of section 11-58.1-61(b), HAR.

**COUNT III: Operating Without a Solid Waste Management Permit or Approval**

Based upon the observations detailed above, RESPONDENT, ABC Towing & Parts LLC operated a solid waste management facility without a permit or approval in violation of section 342H-30(b), HRS.

## ORDER

RESPONDENTS are ordered to

1. Immediately cease and desist accumulating solid waste at the Property.
2. Within sixty (60) days of receipt of this NOVO, remove all solid waste from the Property. Take all necessary steps to protect public health and environment during movement of waste, including appropriate dust control measures and compliance with state environmental regulations. All solid waste shall be taken to a facility that is permitted or approved by the DOH to accept the waste. If any of the waste is hazardous, then that waste shall be managed in accordance with applicable hazardous waste regulations.
3. Within sixty (60) days of receipt of this NOVO, submit copies of disposal receipts documenting all waste removed from the Property.
4. Within sixty (60) days of receipt of this NOVO, submit to the DOH for review and approval, a Work Plan, and Implementation Schedule to assess the site for potential contaminants, and, if necessary, remediate the subject property. The Work Plan shall be prepared and implemented by a qualified environmental consultant. The Work Plan shall be prepared following guidance provided in the State of Hawaii, DOH, Hazard Evaluation and Emergency Response (HEER) Office's October 2017 (or as revised), "Guidance for Soil Stockpile Characterization and Evaluation of Imported and Exported Fill Material," and the HEER Office's Technical Guidance Manual.
5. Upon the DOH's approval of the Work Plan and using a qualified environmental consultant, implement the Work Plan in accordance with the approved Implementation Schedule; however, work at the site shall commence no later than fourteen (14) days of the DOH's approval.
6. Within thirty (30) calendar days of completion of the field activities prescribed in the Work Plan, submit a Cleanup and Assessment Report to the DOH for review and approval. The Report shall include a description of all waste identification and removal activities that were conducted at the Property, copies of disposal receipts for all solid and hazardous waste removed from the property, a description of the field activities, sampling procedures, and analytical results. The Report shall also include proposed cleanup actions based on the above assessment, a plan of action to minimize or mitigate any threats to public health and the environment due to contaminants possibly left on site by the solid waste operation, and a proposed implementation schedule. Remediation at the site shall continue until the DOH cleanup standards are met.

7. Within 60 days of receipt of this NOVO, contact Mr. Todd Nichols of the DOH at (808) 586-4226 to schedule a follow-up inspection of the Property. Please note, however, that the DOH reserves its right to inspect the Property at any time in accordance with section 342H-6, HRS and nothing in this paragraph is intended to limit its inspection authority.
8. Within thirty (30) days of receipt of this NOVO, pay an administrative penalty of TWO HUNDRED THIRTEEN THOUSAND EIGHT HUNDRED AND NO/100 DOLLARS (\$213,800.00) [Counts I and II].

This penalty is calculated in accordance with the attached penalty calculation worksheets.

RESPONDENT ABC Towing & Parts, LLC shall additionally, within thirty (30) days of receipt of this NOVO, pay an administrative penalty of TWO HUNDRED FIVE THOUSAND NINE HUNDRED AND NO/100 DOLLARS (\$205,900.00) [Count III].

This penalty is calculated in accordance with the attached penalty calculation worksheet.

**This NOVO becomes final and enforceable** twenty (20) days after your receipt of this NOVO, unless before the twenty (20) days expire, you submit a written request for a hearing to PHIG Compliance, Hearings & Investigations Office, c/o Director of Health, Department of Health, 1250 Punchbowl Street, Third Floor, Honolulu, Hawaii 96813, and to the Solid and Hazardous Waste Branch, Department of Health, 2827 Waimano Home Road, #100, Pearl City, Hawaii 96782.

In any request for a hearing, please include a copy of this NOVO. At a hearing, you may seek to avoid any penalty, and the Department may seek the maximum penalty per day, per violation. Parties may present evidence and witnesses on their behalf and may examine and cross-examine all witnesses and evidence presented by the Department. Parties may be represented by attorneys at their own expense, or they may represent themselves. Any hearing will be in accordance with chapter 91, HRS, and chapter 11-1, HAR. The final administrative penalty will be determined at the conclusion of the hearing and will be based upon all the evidence. The final penalty may be greater or less than that contained in this NOVO, or no penalty at all.

If you have questions, please call Mr. Glenn Haae, Solid Waste Section Acting Supervisor, at (808) 586-4226. If you have special needs due to a disability and require accommodation to aid you in participating in the hearing or pre-hearing conference, please contact the Hearings Office at (808) 586-4156 (voice) or through the Telecommunications Relay Service (711), at least ten (10) working days before the hearing or pre-hearing conference date.


DATED: Honolulu, Hawaii 07/08/2026

DEPARTMENT OF HEALTH  
STATE OF HAWAII

*Kathleen Ho*

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KATHLEEN S. HO  
Deputy Director for Environmental Health

APPROVED AS TO FORM:



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WADE H. HARGROVE III  
Deputy Attorney General

# **ATTACHMENT 1**

DEPARTMENT OF HEALTH  
SOLID AND HAZARDOUS WASTE BRANCH SOLID WASTE  
SECTION  
2827 WAIMANO HOME ROAD, #100 PEARL CITY,  
HAWAII 96782  
TEL. NO. 586-4226

**INSPECTION REPORT**

**FACILITY NAME:** ABC Towing & Parts, LLC  
**INSPECTION DATE:** September 22, 2025  
**PERMIT NUMBER:** SV-0056-20  
**ISSUANCE DATE:** August 3, 2023  
**LOCATION ADDRESS:** 794H Lehua Avenue, Pearl City, HI  
**PERSON CONTACTED:** Kainoa Ahsing, Manager  
Ned Murphy (consultant to ABC Towing and Parts)  
**INSPECTORS:** Lenora Mau, Engineer, SW Section  
Lauren Cruz, Environmental Health Specialist, SW Section  
**REPORT DATE:** October 6, 2025

**REASON FOR INSPECTION:**

- ROUTINE
- COMPLIANCE SCHEDULE
- PERMIT REQUIREMENT
- VARIANCE CONDITION
- COMPLAINT EXPLAIN:
- OTHER EXPLAIN: Observe site conditions after fire.

**BACKGROUND:**

ABC Towing and Parts is permitted as a waste vehicle storage and salvage facility. The facility is allowed to receive, store and process, no more than five (5) unprocessed waste vehicles and no more than 250 processed waste vehicles on site, at any given time.

On June 16, 2024, the Department of Health (DOH) received a request to change the point of contact from Mr. Leung to Mr. Ahsing for the subject facility. The facility's name remained as ABC Towing and Parts, LLC and only the ownership changed as of April 1, 2024.

On July 2, 2024, the DOH issued a Transfer of Ownership letter to ABC Parts and Towing, allowing the facility to continue to operate under the existing Solid Waste Management Permit (SV-0056-20), provided there were no modifications to the permitted operations. The letter stated that should there be any proposed changes, the permittee was required to submit a complete modification application and obtain DOH approval prior to any changes.

On September 20, 2025, a fire occurred at the facility. Notification, by email, of the fire was made to the SW Branch on September 20, 2025. On September 22, 2025, a site visit was conducted to observe the impact of the fire to the facility.

## **OBSERVATIONS/FINDINGS:**

After introductions to Mr. Ahsing and Mr. Murphy, the DOH inspectors, escorted by Mr. Murphy, walked through the facility.

The following were observed:

1. The facility had accepted other types of solid waste in addition to waste vehicles. Mr. Murphy stated that the waste being accepted would be sorted to remove the scrap metal for recycling. The DOH inspectors informed Mr. Ahsing and Mr. Murphy that only waste vehicles were allowed to be accepted at the facility under solid waste permit SV-0056-20.
2. According to Mr. Murphy, the fire started in a large pile of scrap metal and was confined to that area. Mr. Murphy stated that the fire was likely due to a battery that had ignited. The pile also contained mattresses and other non-metal solid waste items that were burnt. No other areas appeared to be impacted by the fire. (Photos 1-6)
3. Approximately 30-50 waste vehicles were stored throughout the facility. It was difficult to determine whether the vehicles were unprocessed or processed, since vehicle placement was not in accordance with Site Plan nor was there any indication as to the condition (processed or unprocessed) of the vehicle. DOH inspectors observed approximately 10-15 vehicles stored on metal vehicle rack/stands throughout the facility. DOH inspectors also observed stacking of vehicles, which is not allowed as indicated in the permit conditions. (Photos 7-10, 13, 17, 19, 25-27, 30, 31 and 43)
4. The 40-foot by 50-foot concrete pad identified in the Site Plan for processing of vehicles, was not observed. In addition, there was no identifiable area indicating where vehicle processing was being performed. The shed for storage of drained fluids and the battery storage container identified in the Site Plan were also not observed.
5. Loose tires were stored throughout the facility. Inspectors observed tires stacked on a concrete surface, on the ground, partially buried in the earthen berm, and in containers. The facility appeared to have more than 300 waste (non-salable) tires on site. Permit does not allow acceptance of loose tires. Numerous tire bales were also stored on-site. (Photos 11-20)
6. The earthen berms separating the facility operations and the adjacent stream contained trash, tires, vehicle parts and other solid waste. The access aisles adjacent to the berms were nonexistent or blocked with solid waste. (Photos 21-26)
7. Evidence of chemical releases and staining were seen on the ground, concrete and asphalt throughout the facility. (Photos 27-31)
8. DOH inspectors observed multiple commercial company trucks off-loading solid waste at the facility. There was a large pile of solid waste located in the northeastern portion of the facility. Mr. Murphy explained that the permittee was separating the metals from the waste pile and sending the remaining waste to H-Power or PVT landfill for disposal. Piles of scrap metal were seen throughout the facility. (Photos 32-41)
9. Mattresses were being accepted at the facility, and the DOH inspectors observed a large pile of mattresses. DOH inspectors were informed by Mr. Murphy that ABC Towing and Parts, LLC is awaiting a shredder to shred the mattresses prior to disposal, as Mr. Murphy claimed the City and County of Honolulu was not accepting whole mattresses for disposal. On Friday October 3, 2025, Ms. Lauren Cruz spoke with Mr. Ahmad Sadri of the City and County of Honolulu who verified that the City and County of Honolulu are currently accepting whole mattresses at HPower. (Photos 42 and 43)
10. Fire extinguishers, paint cans, and a loose battery were observed in the area where off-loading is conducted. (Photos 44-46)

11. There appeared to be an overall lack of management of the solid waste accepted at the facility, as waste was seen scattered throughout the site. It appeared that the areas where solid waste was being received, stored and processed was bare ground.

DOH inspectors were informed by Mr. Murphy that Mr. Ahsing is currently working with DOH Clean Water Branch to address storm water violations.

**POTENTIAL VIOLATIONS:**

- HAWAII REVISED STATUTES
- HAWAII ADMINISTRATIVE RULES
- COMPLIANCE SCHEDULE
- PERMIT CONDITION:
- VARIANCE CONDITION
- OTHER
- NONE

**CAUSE OF POTENTIAL VIOLATIONS:**

1. Acceptance of waste other than waste vehicles in violation of Section 342H-30 of Hawaii Revised Statutes and Solid Waste Permit No. SV-0056-20, Part II, Conditions 2 and 4.
2. Commingling and/or mixing waste streams with other solid waste and/or dirt in violation of Solid Waste Permit No. SV-0056-20, Part II, Condition 3.
3. Stacking of vehicles in violation of Solid Waste Permit No. SV-0056-20, Part II, Condition 11.
4. Solid waste present in the berm in violation of Solid Waste Permit No. SV-056-20, Part II, Condition 11c.
5. Releases of fluids onto the bare ground within the storage area in violation of Solid Waste Permit No. SV-056-20, Part II, Condition 11e.
6. Storage of greater than 300 waste tires in violation of Solid Waste Permit No. SV-0056-20, Part II, Conditions 14j and 21a.
7. Storage of batteries on bare ground in violation of Solid Waste Permit No. SV-0056-20, Part II, Condition 20c.
8. Storage of waste tires outside in violation of Solid Waste Permit No. SV-0056-20, Part II, Condition 21d.
9. Lack of a concrete paved surface on which vehicle processing operations are performed in violation of Solid Waste Permit No. SV-0056-20, Part II, Condition 34.
10. Lack of adequate measures to prevent fluids and spills from being discharged onto the ground surface in violation of Solid Waste Permit No. SV-0056-20, Part II, Condition 37.
11. Scattering of litter and other solid waste throughout the facility in violation of Solid Waste Permit No. SV-0056-20, Part II, Condition 39.

**FOLLOW-UP NEEDED:**

YES ( )

NO (X). Enforcement action to be taken.

**LIST OF ATTACHMENTS:**

Photos (46)

**Pile that caught on fire Sept 20, 2025**



2025/09/22

**Photo 1**

**Pile that caught on fire Sept 20, 2025**



2025/09/22

Photo 2

**Pile that caught on fire September 20, 2025**



Photo 3

2025/09/22

Pile that caught on fire September 20, 2025



Photo 4

2025/09/22



**Debris on ground**

**Photo 5**

**2025/09/22**



Opposite side of pile that caught fire.

2025/09/22

Photo 6



**Vehicles stored on property**

**2025/09/22**



Vehicles stored on property -  
some stacked

Photo 8

2025/09/22

# Stored vehicles on property



2025/09/22

Photo 9

Vehicles on racks and other solid waste on ground



Photo 10

2025/09/22



**Tires stored on south east side of property**

**Photo 11**

**2025/09/22**



**Tires stored on south east side of property  
- looking toward road**

2025/09/22



Existing condition at facility - mattresses and tires

2025/09/22



**Stacks of Tires and mattresses**

2025/09/22



**More Tires**

2025/09/22

**Photo 15**

Pile of tires



2025/09/22

Photo16

Condition of Facility at time of site visit



Photo 17

2025/09/22

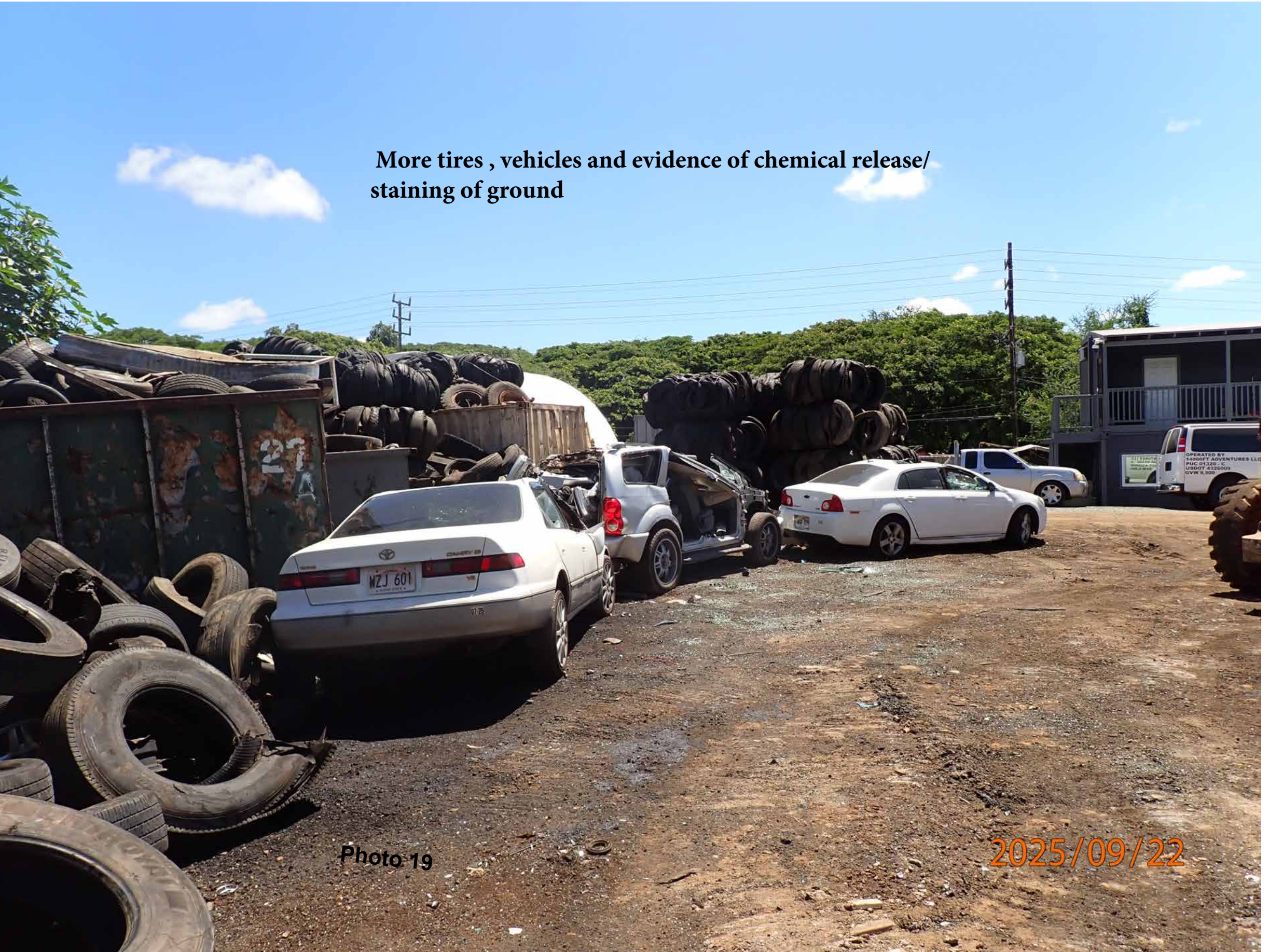


More tires

2025/09/22

Photo 18

**More tires , vehicles and evidence of chemical release/  
staining of ground**



**Photo 19**

**2025/09/22**

**Bales of tires**



**Photo 20**

**2025/09/22**



**Earthen berm mixed with solid waste**

**2025/09/22**

**Photo 21**



**Earthen berm mixed with solid waste**

**2025/09/22**

**Photo 22**



Tire rims, scrap metal and other solid waste stored adjacent to earthen berm

Photo 23

2025/09/22



Condition of facility at time of site visit- dirt and trash

Photo 24

2025/09/22

Condition of facility at time of site visit



Photo 25

2025/09/22

Condition of facility at time of site visit-  
solid waste adjacent to earthen berm



Photo 26

2025/09/22



**Waste Vehicles and Chemical release/  
staining**

**2025/09/22**

**Photo 27**



Chemical release/staining on  
ground

Photo 28

2025/09/22



**Chemical release/staining on ground**

**Photo 29**

**2025/09/22**



**Chemical release/staining  
on ground**

**Photo 30**

**2025/09/22**



**Chemical Release/staining on ground**

**Photo 31**

**2025/09/22**

**Solid waste being dumped by commercial entity.**



Photo 32

2025/09/22

**Pile of solid waste**



**Photo 33**

**2025/09/22**

Solid waste pile



Photo 34

2025/09/22



**Trash pile (dumped by commercial trucks) - sorting for scrap metal**

Pile of trash to be sorted for recyclable materials



2025/09/22

Photo 36

Solid waste pile and scrap metal pile



Photo 37

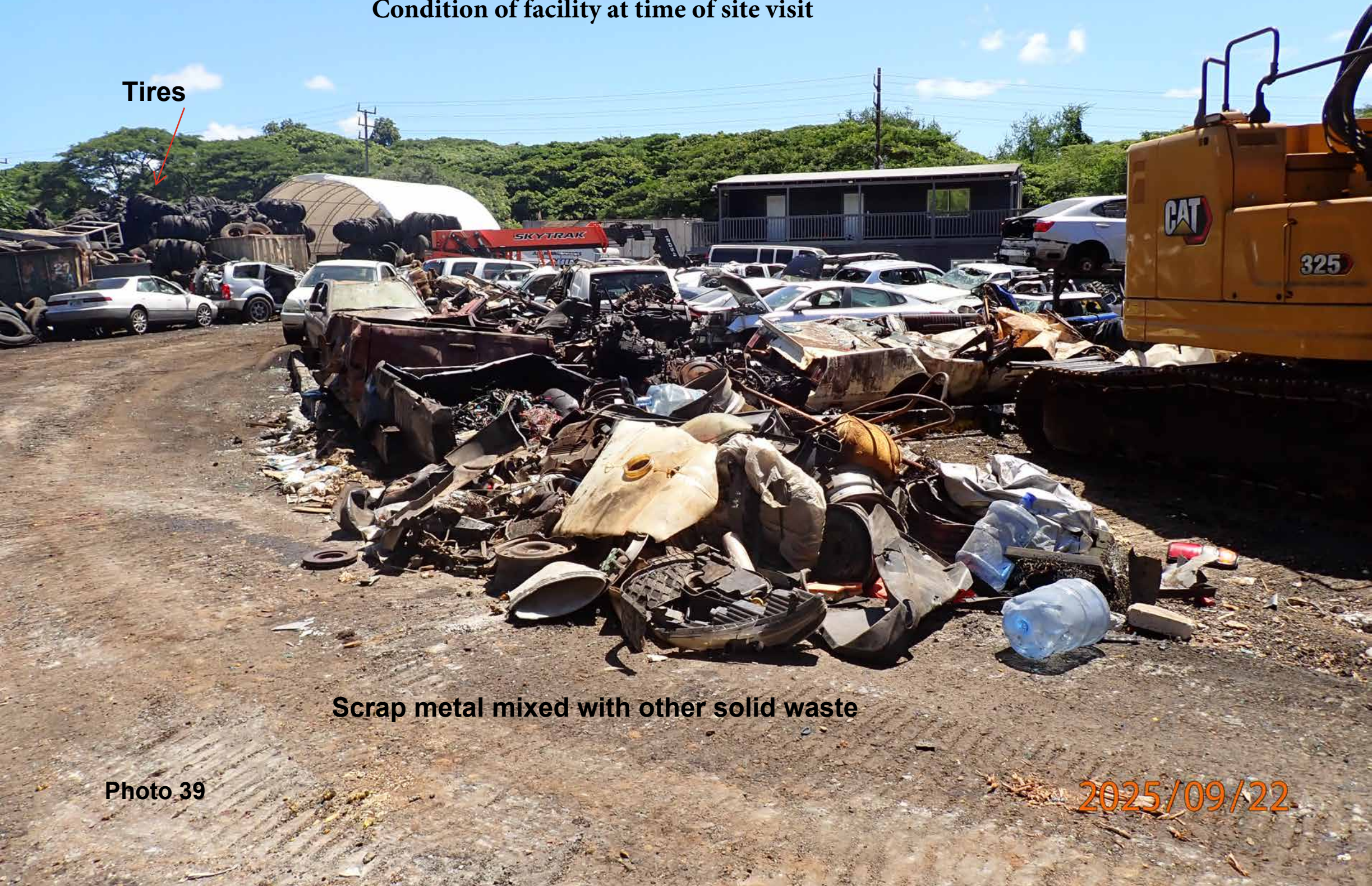
2025/09/22

**Equipment used to sort and separate scrap metal from solid waste pile**



**Condition of facility at time of site visit**

**Tires**



**Scrap metal mixed with other solid waste**

**Photo 39**

**2025/09/22**

## Scrap metal pile



Photo 40

2025/09/22

Scrap metal

Photo 41

2025/09/22





Photo 42

2025/09/22



**Pile of mattresses adjacent to earthen berm -  
Northwest side of property**

2025/09/22

**Types of solid waste accepted at facility**

**paint cans**



**Photo 44**

**2025/09/22**



Fire extinguishers

Photo 45

2025/09/22

**Loose Battery**



**Photo 46**

**2025/09/22**

# **ATTACHMENT 2**

JOSH GREEN, M.D.  
GOVERNOR OF HAWAII  
KE KIA'AINA O KA MOKU'AINA 'O HAWAII



KENNETH S. FINK, MD, MGA, MPH  
DIRECTOR OF HEALTH  
KA LUNA HO'OKELE

STATE OF HAWAII  
DEPARTMENT OF HEALTH  
KA 'OIHANA OLAKINO  
P. O. BOX 3378  
HONOLULU, HI 96801-3378

In reply, please refer to:  
File:

December 5, 2025

S1201LM

**CERTIFIED MAIL NO. 9589 0710 5270 2519 7776 30  
RETURN RECEIPT REQUESTED**

Mr. Kainoa Ahsing  
ABC Towing and Parts, LLC  
91-1388 Kinoiki Street  
Kapolei, Hawaii 96707

Dear Mr. Ahsing:

**SUBJECT:** Incomplete Solid Waste Permit Application  
Solid Waste Management Permit Application No. SV-0060-25  
ABC Towing and Parts, LLC  
794H Lehua Avenue, Pearl City, Hawaii  
TMK No. (1) 9-7-016:011

On September 1, 2025, the Department of Health (DOH), Solid Waste Section (SWS) received your Solid Waste Management Permit renewal with modification application form, Attachments P-1 through P-4 and P-6.

Based on our review, we have determined that your application is incomplete and does not adequately address all the information required by the application form. Please respond to each of the items listed below.

In addition, your current solid waste (Permit No. SV-0056-20), which expired on October 31, 2025, only allows for the salvaging of vehicles. During our inspection of your facility on September 22, 2025, you were observed operating a transfer station, accepting waste other than vehicles, in violation of your permit. Operation of a solid waste facility in non-compliance with your permit is subject to enforcement action in accordance with Chapter 342H, Hawaii Revised Statutes (HRS). Submission of an incomplete solid waste application does not automatically provide the applicant the authority to continue operating under the previous permit when current operations are inconsistent with the permit previously granted [see 342H-4(e), HRS]. In addition to your continuing to operate your facility in a manner inconsistent with your previous permit, your application for a new permit/renewal is deficient for the following reasons:

1. Application Form
  - a. Item D does not contain all the required information. It also has highlighted in yellow "Complete This." Please complete.
  - b. Item G.3. "Transfer station and Recycling/material recovery" are checked, however Salvage is not checked. The Operations Manual indicated that salvaging operations (vehicles) will be performed. Please resolve.
  - c. Item V is checked "No" that the existing facility is not in compliance with applicable solid waste statutes and regulations. The submitted implementation plan does not clearly address the areas of noncompliance, reason for noncompliance, proposed actions towards achieving compliance and an implementation schedule as it relates to permittee's solid waste permit, Chapter 342H, HRS, and Chapter 58.1, Hawaii Administrative Rules. Corrective action related to our Warning Letter addressed to your facility and dated July 24, 2025, remains outstanding.
  - d. No filing fee was submitted for each type of facility requested.
  
2. Attachment P-2. Item 2 states that dust is not a concern due to pavements, high walls around the tipping floor, and water supply on site for dust control. Based on our inspection on September 22, 2025, the existing site does not have high walls, tipping floor, and water system. Is construction being planned for the transfer station, and is this the proposed modification for the project? If yes, then provide a staged site plan (for before, during and after construction), construction drawings, implementation and construction schedule, and revise the operations narrative to incorporate this proposed construction into the operations. The operations plan should discuss the phasing of operations, if applicable. If the applicant intends to operate before construction, under the previously issued permit, then the applicant should also incorporate the implementation plan referenced in Item V of the application form that describes the actions to be taken to come into compliance and the associated timeline.  
  
If the high walls, tipping floor, and water system, are not planned for the site, then revise Attachment P-2 accordingly.
  
3. Attachment P-3
  - a. Operations Manual for the Transfer Station is missing.
  - b. Operations Manual for the Recycling/Salvage Materials Recovery Facility and /Salvage.
    - i. Operations Manual describes a facility layout and infrastructure that currently does not exist.

- (1) The vehicle, trash and scrap metal processing areas lack specific details, such as, but not limited to, size, dimensions, type of construction material for flooring and berms, equipment to be used and layout as it relates to the different processing operations done within each area.
  - (2) The construction of the seven-foot-high berms on the northern and western sides of the facility needs more details such as construction material and location of berms on the site plan.
  - (3) Provide a detailed timeline for all facility construction, modifications and upgrades identified in the application.
  - (4) Provide a staged site plan (for before, during and after construction), construction drawings, implementation and construction schedule, and revise the operations narrative to incorporate this proposed construction into the operations. The operations plan should discuss the phasing of operations before, during, and after construction. The operations before construction should also incorporate the implementation plan referenced in Item V of the application form that describes the actions to be taken to come into compliance and the associated timeline.
- ii. Clearly identify/describe the existing and proposed (after construction) ground surfaces such as concrete, asphalt, soil, throughout the facility, on the Site Plan and in the Operations Manual.
  - iii. It is unclear how the different processing and storage operations will be physically separated to control co-mingling of waste streams. Please elaborate.
  - iv. Clarify how the permittee will manage leaking/damaged vehicles, since no fluids are being removed, and only tires and lead acid batteries are being removed. How long will these vehicles be on-site? What is the length of time for all vehicles to remain on-site?
  - v. Will freon recovery be done at this facility, since the Operations Manual list personnel trained to do this process?
  - vi. Section 5.1.1 lists materials accepted at the facility to only be vehicles, ferrous and non-ferrous scrap metal, and trash from junk haulers for sorting, recycling and disposal. Lead painted debris, light ballast (no-PCB), asbestos, tires not on vehicles, loose batteries, electric vehicles, and mattresses will not be accepted. What controls or preventative measures will be in place to prevent waste haulers from transporting unwanted or non-acceptable waste items to the property?
  - vii. Will the ground surface be disturbed for the installation of the vehicle scale?
  - viii. Section 5.3. Screening methods described in the Operations Manual involves three (3) screening opportunities, by the permittee, to determine acceptability of the type of the waste brought into the facility. Describe in detail how the screening is to be done, for

example: generator documentation (origin and composition of load), visual inspection by permittee before unloading, and monitoring during unloading. Is there any type of equipment used to view each load? Describe in detail how the rejected load will be handled once the load is unloaded onto the Processing Area floor.

- ix. Identify and indicate maximum pile heights, storage locations, method of storage, maximum volume or number of bin/roll off container(s) onsite for the different waste streams.
  - x. Figure 3-Site Plan is very confusing and does not match what is described in the Operations Manual. Please resolve.
  - xi. The submitted Operations Manual has questions and yellow highlights in it, indicating a need for the addition of further information. Please address.
4. Attachment P-4, Closure Plan is incomplete.
- a. Closure Plan does not provide all the information required by the application, including, but not limited to, identification of any contaminants inherent to the operations being conducted, method to deal with releases and contaminants from day-to-day operations, narrative and flow chart of how closure will occur, contaminant release log and results of any environmental sampling as part of closure.
  - b. Closure plan shall address the actual waste streams and all activities that occurred and will occur throughout its history as a solid waste management facility at the site (permitted and unpermitted) that will be evaluated at time of closure.
5. Attachment P-5-is incomplete. The description of the proposed facility only lists "Waste Processing and Recycling." Your application is also requesting to be a solid waste transfer facility and a salvaging facility. Please revise your P-5 and ensure the City and County of Honolulu is aware of all your proposed solid waste operations, including all planned facility modifications and construction. The form requires the City and County of Honolulu, Department of Planning and Permitting's (DPP) approval.
6. According to the City and County of Honolulu, DPP, this parcel is identified as being in a Special Management Area (SMA) where SMA permits are required for "development" which includes construction, grading, or change in the intensity of use of land, with certain exceptions.
- a. Will the facility changes identified in the solid waste permit application renewal require DPP approval and SMA permits? If yes, please provide copies of issued SMA permits and a timeline of when the facility changes will be started and completed.

Mr. Kainoa Ahsing  
December 5, 2025  
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- b. We also noted that DPP issued ABC Towing and Parts, LLC, Notices of Violation in 2024 and 2025 for doing “development” work without a permit. Please provide more information.
  
- 7. Attachment P-6. The description of the proposed facility only listed “Waste Processing and Recycling.” Your application is also requesting to be a solid waste transfer facility and a salvaging facility. Please revise form to accurately identify the proposed solid waste activities and have the owner resign the form with the correct information.

We are unable to continue our review of your application until we receive all the aforementioned information. Please revise and submit your application that includes the requested information, within 30 calendar days of receipt of this letter. If we do not receive the additional information listed in this letter within this time period, we will close your application and deem it abandoned by you.

Section 342H-14, HRS, states that unless the submitted documents and other information secured by the DOH from the permittee contain confidential information, such as secret processes or methods of manufacture, they shall be made available for inspection by the public. Please notify the Solid and Hazardous Waste Branch within 20 calendar days of the receipt of this letter if you would like to make a claim of confidentiality.

If you have any questions regarding this letter, please contact Ms. Lenora Mau of our Solid Waste Section at (808) 586-4226.

Sincerely,



GLENN HAAE, P.E., ACTING CHIEF  
Solid and Hazardous Waste Branch

- c: Mr. James Son (Property Manager)  
Ms. Dawn Takeuchi Apuna, City and County of Honolulu, Department of Planning and Permitting

# **ATTACHMENT 3**

JOSH GREEN, M.D.  
GOVERNOR OF HAWAII  
KE KIA'AINA O KA MOKU'AINA 'O HAWAII



KENNETH S. FINK, MD, MGA, MPH  
DIRECTOR OF HEALTH  
KA LUNA HO'OKOLE

STATE OF HAWAII  
DEPARTMENT OF HEALTH  
KA 'OIHANA OLAKINO  
P.O. Box 3378  
HONOLULU, HAWAII 96801-3378

In reply, please refer to:  
File:

February 20, 2026

S0208LM

**CERTIFIED MAIL NO. 9589 0710 5270 2519 7782 00**  
**RETURN RECEIPT REQUESTED**

Mr. Kainoa Ahsing  
ABC Towing and Parts, LLC  
91-1388 Kinoki St.  
Kapolei, Hawaii 96707

**CERTIFIED MAIL NO. 9589 0710 5270 2519 7781 94**  
**RETURN RECEIPT REQUESTED**

Mr. Jung Hoan Cho  
JH Hawaii Property, LLC  
1311 Kapiolani Blvd., #205  
Honolulu, Hawaii 96814

Dear Messrs. Ahsing and Cho:

SUBJECT: Closure of Solid Waste Management Facility  
ABC Towing and Parts, LLC  
794H Lehua Avenue, Pearl City, Hawaii  
TMK No. (1) 9-7-016:011

On December 5, 2025, the Department of Health (DOH), Solid Waste Section notified Mr. Kainoa Ahsing, with a copy to Mr. James Son, property manager, that the Solid Waste Management Permit renewal application was deficient. We have not received a complete permit application and as such, have closed the application and deemed it abandoned. Since ABC Towing and Parts, LLC's previously issued solid waste management permit to operate a recycling and salvage facility at the subject location expired on October 31, 2025, all recycling and salvage activities shall cease and closure of the facility shall be initiated. Continued operation of the solid waste facility without a permit is a violation of chapter 342H, Hawaii Revised Statutes (HRS) and may be subject to penalties.

In accordance with §11-58.1-61(b), Hawaii Administrative Rules, "Any person not exempted in section 11-58.1-04(b) owning, operating, or managing a property, premise,

Mr. Kainoa Ahsing  
Mr. Jung Hoan Cho  
February 20, 2026  
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business establishment, or industry, has the responsibility of removing accumulated solid waste to an approved solid waste disposal facility. Contractual or other arrangements for the removal of accumulated solid waste shall not relieve a person of this primary responsibility as stated above. Solid waste shall be removed to an approved solid waste disposal facility, prior to creating a nuisance condition or health or safety hazard.”

Therefore, as the operator and property owner, you are responsible for the cleanup of the subject facility. In accordance with §342H-32 HRS, submit a written closure plan, prepared by a qualified environmental consultant, to the DOH for our review and approval within 20 calendar days of receipt of this letter. At a minimum, the closure plan shall include the following:

- a. A plan to remove all remaining solid waste and properly dispose of the waste. If the waste is determined to be a hazardous waste, then the hazardous waste shall be managed and disposed, in accordance with state hazardous waste regulations. If the waste is not a hazardous waste, then the waste shall be recycled or disposed of at a DOH-permitted solid waste facility or transported to out-of-state solid waste facilities. Copies of disposal receipts and manifests shall be provided to the DOH.
- b. A sampling and analysis plan that is designed to assess the site of potential contaminants associated with the site's past solid waste activities and evaluate whether the identified contaminants and associated concentrations are a threat to public health and the environment. The sampling and analysis plan shall follow the DOH-Hazard Evaluation and Emergency Response Office Technical Guidance Manual, which may be found at: <https://health.hawaii.gov/heer/tgm/>.
- c. A remediation plan, if needed, to minimize or mitigate any threats to public health and the environment due to contaminants possibly left on site by the facility's operation.
- d. A schedule to implement the plan.

Upon the DOH approval of the submitted closure plan, you shall implement the plan in accordance with the approved implementation schedule and submit a report documenting at a minimum, the removal of the accumulated waste, its proper disposal, field sampling, analytical testing and results, and completed remediation.

Mr. Kainoa Ahsing  
Mr. Jung Hoan Cho  
February 20, 2026  
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Submit your response to:

Solid and Hazardous Waste Branch  
Department of Health  
2827 Waimano Home Road, 100  
Pearl City, Hawaii 96782

Should you have any questions regarding this letter, please contact Ms. Lenora Mau of our Solid Waste Section at (808) 586-4226 or at: [lenora.mau@doh.hawaii.gov](mailto:lenora.mau@doh.hawaii.gov).

Sincerely,



GLENN HAAE, P.E., ACTING CHIEF  
Solid and Hazardous Waste Branch

c: Mr. James Son (Property Manager)  
Ms. Dawn Takeuchi Apuna, City and County of Honolulu, Department of Planning  
and Permitting

**PENALTY COMPUTATION WORKSHEET**

**Kainoa Ahsing  
ABC Towing and Parts, LLC**

**Jung Hoan Cho**

**794H Lehua Avenue  
Pearl City, Hawaii  
TMK 9-7-016:011**

**COUNT I**

Regulations Violated:  
HAR 11-58.1-61(a)

**Failure to Maintain the Aesthetic, Nonhazardous, and Sanitary Storage of Solid Waste**

**PENALTY AMOUNT FOR  
Notice of Violation/Order**

- 1. Gravity based penalty from matrix..... \$9,000
  - (a) Potential for Harm.....MAJOR  
The potential for harm is major because the facility stored mixed trash, including lumber and scrap metal on bare ground. Leachate from mixed trash may contain contaminants that could impact underlying soil and groundwater. Some fluid containers appeared to be in poor condition and were stored in a shed that appeared to be in danger of collapse from the weight of an adjacent waste pile. Soil staining was observed on the ground.
  - (b) Extent of Deviation .....MAJOR  
The extent of deviation is major because of the large quantity of waste observed that could create greater environmental threat.
- 2. Select an amount from the appropriate Multi Day Matrix cell ..... \$1,100
- 3. Multiply line 2 by number of days of violation minus 1  
(90 days minus 1)..... \$97,900
- 4. Add line 1 and line 3 ..... \$106,900
- 5. Percent increase/decrease for good faith ..... NA
- 6. Percent increase for willfulness/negligence ..... NA
- 7. Percent increase for history of noncompliance ..... NA
- 8. Total lines 5 through 7 ..... 0%
- 9. Multiply line 4 by line 8..... \$0
- 10. Add lines 4 and 9 for penalty amount to be inserted in the NOVO..... \$106,900

**COUNT II**

Regulations Violated:  
HAR 11-58.1-61(b)

**Failure to Remove Accumulated Solid Waste**

PENALTY AMOUNT FOR  
Notice of Violation/Order

- 1. Gravity based penalty from matrix..... \$9,000
  - (a) Potential for Harm..... Major  
The potential for harm is major because the facility did not remove accumulated mixed trash, including lumber, plastic, scrap metal, mattresses, and tires before reaching quantities that could pose health and safety hazards. For example, the large quantities of tires and petroleum, if caught on fire, could cause significant impact to public and the environment.
  - (b) Extent of Deviation ..... Major  
The extent of deviation is major because of the large quantity of waste observed. In addition, the DOH's February 20, 2026 letter required submission and implementation of a closure plan, which the DOH has not received.
- 2. Select an amount from the appropriate Multi Day Matrix cell ..... \$1,100
- 3. Multiply line 2 by number of days of violation minus 1  
(90 days minus 1)..... \$97,900
- 4. Add line 1 and line 3 ..... \$106,900
- 5. Percent increase/decrease for good faith ..... NA
- 6. Percent increase for willfulness/negligence ..... NA
- 7. Percent increase for history of noncompliance ..... NA
- 8. Total lines 5 through 7 ..... 0%
- 9. Multiply line 4 by line 8..... \$0
- 10. Add lines 4 and 9 for penalty amount to be inserted in the NOVO..... \$106,900

**COUNT III**

Regulations Violated:  
HRS 342H-30(b)

**Operating Without a Solid Waste Management Permit or Approval**

PENALTY AMOUNT FOR  
Notice of Violation/Order

- 1. Gravity based penalty from matrix..... \$9,000
  - (a) Potential for Harm..... Major  
The potential for harm is major because the statutory purpose of the DOH's permit or approval is to provide the DOH an opportunity to develop conditions to ensure that the management of waste is protective of human health and the environment. Large quantities of mixed waste were stored on bare ground. The purpose of the September 22, 2025 inspection was to inspect the Property after receiving notification of a fire. The fire occurred in a scrap metal pile that also contained mattresses and other non-metal solid waste.
  - (b) Extent of Deviation ..... Major  
The extent of deviation is major because at all times, the facility lacked the required permit to operate a solid waste management system for the acceptance and management of non-vehicle waste.
- 2. Select an amount from the appropriate Multi Day Matrix cell ..... \$1,100
- 3. Multiply line 2 by number of days of violation minus 1  
(180 days minus 1)..... \$196,900
- 4. Add line 1 and line 3 ..... \$205,900
- 5. Percent increase/decrease for good faith ..... NA
- 6. Percent increase for willfulness/negligence ..... NA
- 7. Percent increase for history of noncompliance ..... NA
- 8. Total lines 5 through 7 ..... 0%
- 9. Multiply line 4 by line 8..... \$0
- 10. Add lines 4 and 9 for penalty amount to be inserted in the NOVO..... \$205,900