



STATE OF HAWAII
DEPARTMENT OF HEALTH
P. O. BOX 3378
HONOLULU, HI 96801-3378

In reply, please refer to:
File:
2018-058 IV

March 12, 2018

Resident/Owner
Factory Street
Honolulu, HI 96819

Subject: **Factory Street Maintenance**
Resident/Operator/Owner Responsibilities

Dear Resident/Owner

For your safety, you, as owner, operator, and/or resident of property lining Factory Street, please:

- **Remove and do not post “No Parking Signs”**
- **Patch/Close/cover holes in the pavement in the shoulder area in front of your house and the road with asphalt or concrete if the pavement degrades.**
- **Report any unannounced drilling, pavement removal, or digging activity to the HDOH HEER Office at 808-586-4249.**
- **At least 30 days prior to any planned subsurface work in the street/shoulder, contact the HDOH HEER. Inquire about the Environmental Hazard Management Plan (EHMP). All work in the street needs to adhere to this plan.**
- **Keep away from the roadway during road work and close windows facing the road.**

In December, 2017 you were notified that the Department of Health (HDOH), Hazard Evaluation and Emergency Response (HEER) Office patched and sealed potholes in the shoulder areas of Factory Street to cover contaminated soils to protect workers and residents from high lead concentrations. This action was a temporary measure until ownership of the street and shoulder areas and final responsibilities for maintenance of these areas can be clarified. Our letter included notification that the City & County of Honolulu (C&C) maintains the travel way of the road, but may stop maintenance if private “No Parking” signs are posted.

Following a recent site inspection, HEER contacted the City & County of Honolulu (C&C) Pothole Hotline at (808-768-7777) to request repairs and learned that Factory Street no longer qualifies for maintenance. We were notified that C&C lists Factory Street as a privately-owned road, as described in the enclosed internal memo. In this regard, the C&C is not responsible for its maintenance, but had maintained the road voluntarily. They are permitted by Ordinance to provide

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surface maintenance to the travel ways of privately owned streets, not including shoulder areas, so long as all 12 conditions specified in ROH Section 14-32 are complied with. The C&C stated that this decision is in accordance with ROH Section 14-32.2 (4) "Surface Maintenance" due to the presence of prohibited signage. Since owners/residents refuse to remove the "No Parking" signs permanently, the HDOH has been informed that that C&C will no longer respond to pothole patching requests through the pothole line. This also means that responsibility for maintenance of the road and shoulder falls to the residents and owners of buildings lining Factory Street.

We recommend that you remove and do not re-post any "No Parking" signs. Once all of the "No Parking" signs are removed, then we suggest that you call the City and County of Honolulu Pothole Hotline Number at (808-768-7777) and request that C&C reinstate maintenance and paving of the travel way of the road, to assist the community with maintaining a protective cover over the underlying soils.

If you have any questions regarding this letter, please contact Iris van der Zander at the HDOH HEER Office (808-586-4249).

cc: Ross Sasamura, Department of Facility Maintenance, City and County of Honolulu
Joey Manahan, City Councilmember Oahu County District 7