
HOUSE CONCURRENT RESOLUTION

REQUESTING THE ENVIRONMENTAL COUNCIL TO REPORT TO THE
LEGISLATURE ON THE EFFECTIVENESS OF THE HAWAII
ENVIRONMENTAL PROTECTION ACT AND RECOMMEND CHANGES.

1 WHEREAS, Kuilima Resort Company is proceeding with plans to
2 expand the existing Turtle Bay Resort from five hundred hotel
3 rooms to four thousand hotel and condominium units; and
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5 WHEREAS, the environmental impact statement for this
6 project was completed in 1985; and
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8 WHEREAS, the original project plans approved in 1985
9 included three hotels, one thousand four hundred fifty hotel
10 rooms, and two thousand sixty-three condo units; and
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12 WHEREAS, Kuilima Resort Company received tentative block
13 subdivision approval on September 29, 2006. The approval would
14 allow the eight hundred eighty-acre property to be subdivided
15 into five new hotel sites, with a potential for two thousand
16 five hundred hotel rooms, one thousand condominium units, a new
17 interior roadway, a commercial center, four new parks, and
18 several public beach accesses; and
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20 WHEREAS, much has changed in this area of Oahu since 1985.
21 For example, a traffic study completed in 2005 by Kuilima Resort
22 Company indicates a future traffic level of two thousand fifty-
23 four vehicles per hour as compared to the current level of nine
24 hundred vehicles per hour near the resort. Also, the property
25 under development is now home to monk seals, and has also become
26 a nesting area for greater numbers of green sea turtles; and
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28 WHEREAS, due to the changes in this area since the
29 environmental impact statement was completed, there is now much
30 to study and update before this project should be allowed to
31 proceed, and the community consensus calls for renewed



WHEREAS, interested parties have filed suit against the City and County of Honolulu, Department of Planning and Permitting, and Kuilima Resort Company to require a supplemental environmental impact statement before the expansion project is allowed to proceed; and

WHEREAS, the Hawaii Revised Statutes does not specifically address the requirements for obtaining a supplemental environmental impact statement where the impact of a project has potentially changed. This differs from the National Environmental Policy Act and the California Environmental Quality Act, both of which require supplemental environmental impact statements; now, therefore,

BE IT RESOLVED by the House of Representatives of the Twenty-fourth Legislature of the State of Hawaii, Regular Session of 2007, the Senate concurring, that the Environmental Council is requested to prepare a report for the Legislature assessing the scope of chapter 343, Hawaii Revised Statutes, and recommend amendments to bring the Hawaii Environmental Protection Act in line with federal and other states' environmental laws, specifically with regard to the use of supplemental environmental impact statements; and

BE IT FURTHER RESOLVED that certified copies of this Concurrent Resolution be transmitted to the Director of Health, the Director of the Office of Environmental Quality Control, and the Chairperson of the Environmental Council.

Norman Thorne B/R

Therese Mayrow

Lyda B. Berg

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J. L. H.

Dee Stanham MAR 14 2007 ²



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