

MAR 14 2007

SENATE CONCURRENT RESOLUTION

REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO
ESTABLISH UNIFORM RULES AND PERMITTING PROCEDURES FOR
PUBLIC BEACH WEDDINGS.

1 WHEREAS, Hawaii is home to some of the world's most
2 spectacular beaches; and

3
4 WHEREAS, these beautiful and serene beaches are becoming
5 popular locations for wedding ceremonies for residents of Hawaii
6 and tourists from all over the world; and

7
8 WHEREAS, Hawaii has a proud history of ensuring public
9 access for all to its beaches and shorelines; and

10
11 WHEREAS, recently, couples planning beach weddings in
12 Hawaii have been receiving inconsistent information on
13 permitting procedures and requirements, often being told that
14 permits are not required; and

15
16 WHEREAS, on several occasions, beach wedding ceremonies
17 have been interrupted by enforcement officials from different
18 divisions of the Department of Land and Natural Resources in an
19 effort to enforce inconsistent permitting procedures; and

20
21 WHEREAS, the Department of Land and Natural Resources has
22 acknowledged that uniform rules need to be adopted to address
23 these inconsistencies; and

24
25 WHEREAS, chapter 171, Hawaii Revised Statutes, provides the
26 Department of Land and Natural Resources with jurisdiction over
27 public lands, which includes state-controlled beaches and small
28 boat harbors; and

29
30 WHEREAS, the State's primary role in the shoreline area is
31 to preserve and protect coastal resources and support public
32 access along and below the shoreline; and



1
2 WHEREAS, generally, the counties have the primary authority
3 and duty to develop and maintain public access to and along the
4 shorelines; and
5

6 WHEREAS, two divisions within the State's Department of
7 Land and Natural Resources, the Conservation and Resource
8 Enforcement Division and the Division of Boating and Ocean
9 Recreation, seem to have conflicting rules regarding permit
10 requirements for beach weddings; and
11

12 WHEREAS, the Conservation and Resource Enforcement
13 Division, with full police powers, enforces all state laws and
14 rules involving state lands, state parks, historic sites, forest
15 reserves, aquatic life and wildlife areas, coastal zones,
16 conservation districts, state shores, as well as county
17 ordinances involving county parks; now, therefore,
18

19 BE IT RESOLVED by the Senate of the Twenty-fourth
20 Legislature of the State of Hawaii, Regular Session of 2007, the
21 House of Representatives concurring, that the Department of Land
22 and Natural Resources is requested to establish uniform rules
23 and permitting procedures for weddings on state-controlled
24 beaches and to ensure consistent intra-agency enforcement of the
25 rules; and
26

27 BE IT FURTHER RESOLVED that the Department of Land and
28 Natural Resources is requested to cooperate with the counties in
29 establishing appropriate rules and permits for beach weddings;
30 and
31

32 BE IT FURTHER RESOLVED that the Department of Land and
33 Natural Resources is requested adopt rules and permitting
34 procedures that allow for the issuance of annual and daily beach
35 wedding permits, where appropriate; and
36

37 BE IT FURTHER RESOLVED that the Department of Land and
38 Natural Resources is requested to require a beach wedding permit
39 when twenty-five or more chairs are to be set-up on the beach
40 and unattended for thirty minutes or more; and
41

42 BE IT FURTHER RESOLVED that the Department of Land and
43 Natural Resources submit a report on the actions taken pursuant



1 to this measure to the Legislature no later than twenty days
 2 prior to the convening of the 2008 Regular Session; and
 3

4 BE IT FURTHER RESOLVED that certified copies of this
 5 Concurrent Resolution be transmitted to the Chairperson of the
 6 Department of Land and Natural Resources, the Administrator of
 7 the Division of Boating and Ocean Recreation, the Administrator
 8 of the Conservation and Resource Enforcement Division, the Mayor
 9 of Honolulu, Mayor of Hawaii, Mayor of Kauai, and the Mayor of
 10 Maui.
 11
 12
 13

OFFERED BY:

Rosalyn H. Baker

McDonald Jr

David Y. Lee

Carol F. Thompson

Anna M. Sloan

Elizabeth Chun Okauch

James D. Owens Jr.

Will E. Eyo

Clarence K. Smith

Fred L. Brown

John

