

**EXECUTIVE CHAMBERS**  
HONOLULU

LINDA LINGLE  
GOVERNOR

Testimony of Linda L. Smith  
Senior Policy Advisor to the Governor

Before the

Senate Committee on Water and Land

Saturday, February 9, 2008, 11:00 a.m.  
State Capitol, Conference Room 229

SB 2423 Relating to Land Acquisition

Chair Hee and Members of the Committee:

Thank you for the opportunity to represent Governor Lingle on SB 2423, SD1, a measure that provides tools for the acquisition of lands at the area known as Turtle Bay on Oahu's North Shore. We appreciate this step the Senate has taken to provide a legislative vehicle, should it be needed, for this significant undertaking.

The Administration is recommending clarifying amendments to the bill.

Before discussing the specifics of SB 2423, I would like to provide some history behind the Governor's State of the State Address when she introduced the idea that the State, in collaboration with private, public, and non-profit partners, should purchase the 850-acre Turtle Bay property. For several years the Lingle-Aiona Administration has been monitoring activities on the North Shore. Governor Lingle has long been troubled by the proposed development of a major resort complex in this area and the impact this would have both on the public infrastructure and the quality of life for Oahu residents and visitors.

She was encouraged last year by two significant purchases of land supported by the North Shore community. A coalition of community, public, and non-profit organizations came together to preserve the Waimea Valley and to purchase Pupukea-Paumalu. During her State of the State Address the Governor recognized several of the community leaders who were instrumental in these efforts.

When it was announced that the Turtle Bay creditors filed a foreclosure lawsuit against the Turtle Bay owners, Governor Lingle recognized this was the opportune time for the State to publicly express its interest in preserving and protecting nearly five miles of pristine coastline and some of the last remaining open space along the North Shore.

The Legislature also has long recognized the significance of this area and in 2006 proposed House and Senate Resolutions calling for the rigorous reexamination of the expansion of the Turtle Bay resort. While neither of the 2006 resolutions passed, in 2007 the Legislature enacted HCR 194 that requested the Senate Committee on Judiciary and Labor and the House Committee on Labor to convene a joint hearing on the impacts of the Turtle Bay Resort expansion on the vibrant North Shore of Oahu. Unfortunately, this joint hearing never took place.

In 2008 we have the opportunity to join together, Legislative and Executive branches, private and non-profit, community-based and national, federal and local, to save this unique and special place.

SB 2423 SD 1 appears to be modeled along the lines of the successful Kukui Gardens legislation that allowed the preservation of affordable housing in downtown Honolulu. First, it provides unspecified sums for the Board of Land and Natural Resources or another State entity to negotiate with the current landowner, Oaktree Capital Management. Second, it further authorizes the issuance of an unspecified amount of general obligation bonds for the possible purchase of the property. And, it authorizes the use of eminent domain powers should an agreement not be reached.

While it may not be necessary to use all of the legislative remedies to acquire this property, this bill provides an avenue should non-legislative solutions not succeed. We believe the bill can be strengthened by amending several provisions.

First, we are concerned that the description of the properties in Section 2 of the bill limits the State's ability to acquire the resort and accompanying developed portions held by Kuilima Resorts LLC. Governor Lingle has made it clear that the State does not intend to operate a hotel or manage condominiums and golf courses. However, it is necessary and prudent for the State to have the ability to acquire the entire area, including the developed sections, to use the proceeds from the sale of the developed portions and possible additional developable sections to protect an agreed upon portion of undeveloped space. We recommend Section 2 and each reference in the bill to "undeveloped property" be revised to include the entire area shown on the map accompanying this testimony.

Second, we recommend Section 1 and Section 3 be revised to allow the Board of Land and Natural Resources, or any appropriate entity of the State, to serve as the negotiating entity for the preservation of this land. Similar to the successful Kukui Gardens negotiations, we believe a working group with technical experience in these types of complex financial transactions and that is knowledgeable in preservation and protection programs can best fulfill the requirements.

Third, we recommend amending Section 6 to allow Oaktree Management or its successor in interest, since it is not clear that Oaktree will remain the controlling entity we will need to work with in the final disposition of this property.

We also believe that the language in Section 6 should be amended to allow the use of private investment or donations, federal funds, special funds, public lands, and other assets both to carry out the negotiations as well as to acquire Turtle Bay. Governor Lingle has been encouraged by the outpouring of support she has received from a wide variety of organizations and entities who want to help in this endeavor. Governor Lingle has spoken to Secretary Dirk Kempthorne about assistance from the Department of the Interior and will be traveling to Washington, DC later this month to meet with the Secretary of the Interior. We have also been encouraged by support from charitable organizations, including the Trust for Public Lands. We ask that the legislation, if it is enacted, allow for the maximum flexibility in how resources are brought to this project.

Fourth, we recommend deletion of Section 7. One of the keys to a successful negotiation is the ability to genuinely work out a reasonable purchase price. If this bill were enacted with a stipulation of how much in general bonds would be issued to purchase Turtle Bay, the negotiating team will lose leverage in negotiating a fair and reasonable price. Real estate markets are dynamic and, thus, it is important that maximum leeway be given to the negotiating team without signaling to the sellers what the State might be willing to pay for this property. This was recognized in the Kukui Gardens legislation, which did not include any GO bond funding at the time the negotiations legislation was enacted.





Some have voiced concerns that Governor Lingle has not presented a specific plan to purchase the land or describe what will be done with the property. That is true because she recognizes it should not be her plan, but the community's plan. This proposal touches our entire State and requires discussion and input from all sectors. I also note that the Governor will not negotiate this transaction through the media. Additionally, the Governor has had a long-standing policy of preferring to negotiate land transfers rather than exercising eminent domain powers.

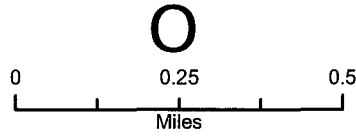
In summary, for too long and too often important pieces of rural Hawaii have been sold to the highest bidder and developed into something that forever changed the essence and character of the area. Governor Lingle has spoken often and eloquently about the need to transform our economy into one that no longer depends upon the sale of land, to one based on the brainpower of our residents. As we work on this transformation, it is crucial to preserve elements of Hawaii's lifestyle and identity. Preserving Turtle Bay is an important part of this effort. We look forward to working with the Legislature, members of the public, federal agencies, national organizations, and even international organizations to pursue the truly worthy goal of preserving Turtle Bay.

# Turtle Bay Resort

Kuilima Resort Company

## 2006 State Land Use Districts

-  Agricultural
-  Conservation
-  Rural
-  Urban



This map was produced by the Office of Planning (OP) for planning purposes. It should not be used for boundary interpretations or other spatial analysis beyond the limitations of the data. Information regarding compilation dates and accuracy of the data presented can be obtained from OP.  
Map Date: 12/14/07  
Map No.: 20071214-03-DK  
Sources:  
2006 State Land Use Districts - State Land Use Commission.  
Aerial Photo - NGA, 2005.



## testimony

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**From:** Lucky Cole [lucky@hawaii.rr.com]  
**Sent:** Thursday, February 07, 2008 10:24 AM  
**To:** testimony  
**Cc:** Denise Antolini; lea.hong@tpl.org; doug; Gil Riviere; Jeff and Patti Johnson  
**Subject:** Correction to and testimony on SB#2423 sd 1; hearing 11am Saturday Feb 9, 2008

Thursday, February 7, 2008

Aloha Senator Hee and committee members;

First a minor correction, I believe you meant "makai" not "mauka" of Kamehameha Highway in line 22 bottom of page two.

I support the Governor's initiative and Senate Bill #2423.

The planned expansion of the Turtle Bay Resort will overwhelm Kamehameha Highway obligating future legislators to fund a giant (\$1B) capital budget item.

The decision to expand Turtle Bay was made over a generation ago when sugar mills were closing and the internet was a research project at UH.

The decision to expand Turtle Bay was made before the State decided to create a second city at Kapolei and a second tourist destination area at Ko Olina.

The decision to expand Turtle Bay was made before the North Shore and circle island tour attracted most visitors and residents alike.

The decision to expand Turtle Bay was made before surfing became a dominant player in the action sports industry with recognition of its Hawaiian roots.

The decision to expand Turtle Bay was made before the Hawaiian and Environmental movements had taken off.

We sued to require the City and the owner to do an updated EIS; this lawsuit is now before the intermediate court of appeals; please refer to our website.

The people support the Governor's initiative, Senate Bill #2423 and the non partisan, public and private effort to preserve this property.

- Please refer to the PBN survey which shows 56% support and over 20 pages of reader comments;
- Also, please refer to the KHON2 survey which shows 53% support for the Governor's initiative;
- We have received broad community and financial support from all areas of Oahu, Hawaii and the world.

The completion of the acquisition will require time and the non partisan support of many people and agencies. It is the right thing to do!

Mahalo for your consideration of my views!

Schuyler "Lucky" Cole Treasurer of Keep The North Shore Country (KNSC)  
808-638-7289; 808-638-8736 fax; 808-554-8113 cell;  
[www.keepthenorthshorecountry.org](http://www.keepthenorthshorecountry.org)

2/7/2008



**THE TRUST FOR PUBLIC LAND'S TESTIMONY IN SUPPORT OF  
SB 2423, S.D. 1 WITH COMMENTS  
Senate Committee on Water and Land  
Saturday, February 9, 2008, 11:00 a.m., Room 229  
testimony@capitol.hawaii.gov**

Aloha Chairperson Hee and Vice-Chair Kokubon:

The Trust for Public Land (TPL) supports the intent of SB 2423, S.D. 1 Relating to Land Acquisition, which proposes to allocate funds towards the acquisition of undeveloped lands around the Turtle Bay Resort, but has the following concerns. While TPL is in support of section 7 of the bill, which gives the Director of Finance authority to issue general obligation bonds, it would oppose any use of the Legacy Lands Fund to finance the payments of those bonds. Finally, TPL's mission is to support voluntary land conservation, and cannot support efforts to condemn the property against the landowner's wishes. I apologize if a representative of TPL is not present for the hearing. I must attend a funeral at that same time, and our other staff person will be on a neighbor island.

TPL conserves land for people to enjoy as parks, gardens and other natural places, ensuring livable communities for generations to come. Nationwide, TPL has five program initiatives: (1) providing parks for people, (2) protecting working lands (farms, ranches, and forests), (3) conserving natural lands (wilderness, wildlife habitat), (4) safeguarding heritage lands (cultural and historical resources), and (5) preserving land to ensure clean drinking water and the natural beauty of our coasts and waterways. In Hawai'i, TPL has worked with public and private partners to conserve over 36,000 acres of land in the State, including Pūpūkea-Paumalū and Waimea Valley on O'ahu, Wao Kele o Puna on Hawai'i Island, Mū'olea Point on Maui, and Lumaha'i Beach on Kaua'i.

First, TPL was as surprised as the Legislature by the Governor's State of the State address and the announcement of an initiative to acquire the Turtle Bay Resort. Nonetheless, we support the bold initiative, and believe that by working in partnership with the Legislature, federal agencies, our Congressional delegation, the community, the business community, and private donors, we can together, achieve our vision of preserving the unique rural character of North Shore, and at the same time, enhancing much needed jobs provided at the existing resort and golf courses.

Second, while TPL supports the State's ability to finance a purchase through a bond, it opposes using the Legacy Lands Fund to leverage the bond. TPL was actively involved in the passage of the Legacy Lands Act, which sets aside a small percentage of the conveyance tax for conservation acquisition projects (currently, roughly \$4.7 million per year). Grant applications are competitively reviewed by the Legacy Lands Commission, which consists of experts in agriculture, land conservation, Hawaiian culture, biology, and other disciplines. These representatives also are geographically dispersed among all four counties. In the past two years, the number

of worthy projects has far exceeded the available funds, and every project funded has leveraged matching federal, county or private funds, making the dollars in the fund go farther. These projects are having willing landowners/sellers, engaged communities calling for the acquisition of these lands, plans to manage the land, and substantial matching funding, and range across all the islands. Using the Legacy Lands Fund to finance a bond for the purchase of Turtle Bay Resort would not be consistent with the goals of the Act, and the render the Legacy Lands Commission useless.

Third, SB 2423's focus on the undeveloped portions of land surrounding the Turtle Bay Resort is a good initial step forward. As it has done with other undeveloped conservation lands (e.g., Moanalua Valley, Pūpūkea-Paumalū), the Legislature can appropriate seed money that can be leveraged against other federal, county and private sources of funding for conservation acquisitions. To the extent that any of the undeveloped lands qualified for Legacy Lands Funds, those parcels would compete with other parcels for the limited Legacy Lands Funds (about \$4.7 million per year) among other projects.

TPL supports SB 2423 with comments/concerns, and is ready to assist the State and other conservation partners in collaborative efforts to acquire the undeveloped lands surrounding the Turtle Bay Resort.

Mahalo for this opportunity to testify.

  
Lea Hong  
Hawaiian Islands Program Director

## testimony

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**From:** Kelly Viszolay [viszolaygallery@cox.net]  
**Sent:** Friday, February 08, 2008 7:31 AM  
**To:** testimony  
**Cc:** KeNuiWahine@aol.com; Gay Purcilly; seejoycego@aol.com  
**Subject:** SB 2423 SD1

To: the Senate Committee on Water and Land  
Re: SB 2423 SD1  
Time: Sat, 11 am room 229 at the State Capitol

This letter is to let you know that I totally support the purchase of undeveloped land at Turtle Bay, on the North Shore of Oahu. This is one of the most beautiful places in Hawaii and keeps me coming back year after year. We love the country feel of the North Shore and the feeling of getting away from it all. Please vote to support this and keep Oahu paradise.

Sincerely,  
Walter and Kelly Viszolay  
Laguna Beach, Ca.



**testimony**

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**From:** drjant@aol.com  
**Sent:** Thursday, February 07, 2008 6:37 PM  
**To:** testimony  
**Subject:** SB 2423,(PROPOSED SD1), 2421, 2248, 3221

I strongly and unreservedly support the Governor's announced initiative to buy out approximately 850 acres of land in Kahuku that incorporates Turtle Bay Resort subject to the condition that the State so structures the purchase that it has a buyer in the wings ready to repurchase the hotel under some arrangement that makes it viable if its viability is properly determined by an independent third party.

The State ought also include in the buy out all that ocean front land that abuts the Turtle Bay property and extends south towards Malaekahana--ocean front land that used to be owned by Campbell Estate, recently purchased by Continental Pacific. This strip of ocean front land is that last remaining wild, pristine ocean front property left to residents and tourists alike. Unfettered access to the ocean ought also to be ensured so that both Native Hawaiians and others can exercise their PASH and other rights.

I have no opposition in principle to the contemplated purchase of the lands which are the subject of SB 2421, SB 2248 and SB 3221--provided such purchases do not overload the circuits and make it difficult to purchase the Turtle Bay property and ocean strip land identified in para 2 above.

The Turtle Bay property and adjoining ocean front lands could be easily financed if the Legislature were to be brave by levying a \$20 per person departure tax from Honolulu International Airport for the next ten years.

The Governor is to be commended for her daring and her vision for advocating the Turtle Bay property acquisition. There are well known precedents for such initiatives: Kahana Valley, Waiahole-Waikane lands, Waimea Valley and Pupukea.

Jim Anthony, Ph.D.

P.O. Box 629  
Ka'a'awa, HAWAII 96730

eMail: drjant@aol.com  
Fax: 237-8962  
Cell Phone: 221-5559

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## testimony

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**From:** John Dinneen [joyofpilates@mac.com]  
**Sent:** Friday, February 08, 2008 8:32 AM  
**To:** testimony  
**Subject:** support of SB 2423 SD1

Aloha,

I am writing in support of SB 2423 SD1. I am a resident of the North Shore community and would like to have the rural feel preserved. I have had many visitors tell me that they had no idea that there was a part of Oahu that was like the North Shore and how glad they were to find it. The North Shore of Oahu is an important part of the island as it is. Residents and visitors come to this part of the island to have a more rural feel. We do not have a better opportunity than know, with the hotel in foreclosure. Please help preserve what is very special to all of us.

Sincerely,

Joy Silver

59-595 KeIki Rd. #D

Haleiwa, HI 96712

808-294-0605

**testimony**

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**From:** johnross@johnross.net

**Sent:** Friday, February 08, 2008 8:51 AM

**To:** testimony

Dear Honorable Senators and Representatives,

I would like to support the **Senate Bill 2423 SD1**. It would be very sad to see the north shore lose it's country setting for our future generations. Please preserve this pristine coastline with world class surf, breath-taking views and beautiful beaches for our keiki.

Very Respectfully

John Ross

**testimony**

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**From:** Balderama Albert GS-08 15 CES/CEF [Albert.Balderama@hickam.af.mil]  
**Sent:** Friday, February 08, 2008 8:51 AM  
**To:** testimony  
**Subject:** FW: Testimony supporting SB 2423 SD1

A hearing is scheduled by the Senate Committee on Water and Land on a bill to appropriate funds for the purchase of the undeveloped parcels at Turtle Bay.

SB 2423 SD1 will be heard this Saturday, 11 a.m.  
in Room 229 at the State Capitol.

Dear Honorable Senators and Representatives,

On behalf of my family, I would like to support the **Senate Bill 2423 SD1**. My family and friends have always used the north shore country-side since I can remember from my childhood days. We all need areas like the country setting on the north shore of Oahu for getting away from the hustle and bustle of daily stresses in our lives. The north shore has been getting very crowded every weekend with or with out a special event there. Traffic is horrendous lately. Just last Sunday I spent about 1 hour to get from Haleiwa to Pipeline. It seems it is getting worst every year. My family lives in Mililani and we use the north shore many times throughout every year. It would be very sad to see the north shore lose it's country setting for our future generations. Please preserve this pristine coastline with world class surf, breath-taking views and beautiful beaches for our keiki.

Very Respectfully

Albert D.F. Balderama  
Yong C. Balderama  
Catherine C. Balderama  
Cencia C. Balderama

## KUILIMA RESORT COMPANY

To: Committee on Water and Land  
Chair: Senator Clayton Hee  
Vice Chair: Russell S. Kokubun

From: Nicola J. Jones  
Chief Executive Officer  
Kuilima Resort Company

Date: February 8, 2008

Re: SB 2423, SD1 Relating to Land Acquisition

Thank you for this opportunity to provide testimony on SB 2423, SD1. My name is Nicola Jones and I am the CEO of Kuilima Resort Company (KRC), the owner of the Turtle Bay Resort.

KRC is currently involved in a mortgage foreclosure action filed by KRC's first mortgagee. In light of this pending litigation, KRC is somewhat restrained in the statements that it can publicly make about Bill 2423 at this time. That being said, we ask that you keep the following in mind:

1. KRC cannot support any proposed legislation which suggests that the State of Hawaii acquire the Turtle Bay Resort by exercising the power of eminent domain, as such action would clearly interfere with KRC's vested legal rights.
2. In order for KRC to engage in any meaningful discussion concerning the possible sale of the resort, there are a number of significant obligations which we must bear in mind, including:
  - a. The obligations which KRC has to its first tier and second tier lenders (currently in excess of \$400 million with significant interest accruing each month);
  - b. The obligations which KRC has to over 700 employees at the resort, the vast majority of whom reside in the North Shore from Hauula to Waialua; and
  - c. The obligations which KRC has (and which any future owner of the resort would have) to fulfill the significant community commitments under the resort's Unilateral Agreement and Declaration for Conditional Zoning. These commitments were carefully considered by the Honolulu City Council to directly address many of the same issues which people raise today: creating new employment opportunities, developing affordable housing, improving public beach access and facilities, developing significant public parks with free parking, and the like.
3. While discussions concerning the State's acquisition of the resort continue, in light of the above commitments, it is imperative that KRC be allowed to continue to process permits and governmental approvals and to take any other steps that are necessary to preserve its entitlements.

57-091 Kamehameha Highway  
Kahuku, Hawaii 96731

**testimony**

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**From:** mark manley [mkmbay@yahoo.com]  
**Sent:** Friday, February 08, 2008 9:04 AM  
**To:** testimony  
**Subject:** SB2423 Testimony

SB2423 Hearing - Land and Water - Chairman Clayton Hee - Feb. 9, 2008 11:00 am I urge you to pass this Bill; SB2423, it is in the best interests of all citizens of Hawaii. I also support SB2421, SB2248 and SB3221. Mahalo, Mark K. Manley Pahipahialua, Ko'olauloa Hi.

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**testimony**

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**From:** Abe [abe@hinchcliffdrywall.com]  
**Sent:** Friday, February 08, 2008 9:25 AM  
**To:** testimony  
**Subject:** Please pass SB 2423 SD1

Although I live on the Big Island of Hawaii, I am passionate in my support of this bill. Hawaii desperately needs initiative to keep cherished parts of our home, home. Please purchase the lands at Turtle bay and keep the North Shore of Oahu in the hands of Hawaii's people.

*Abraham Glover*



Abraham Glover | Controller  
Hinchcliff Drywall Construction, Inc  
P.O. Box 1384, Kailua Kona, HI 96745  
Ph: 808-331-2183 ext. 114 | Fax: 808-329-5770  
[abe@hinchcliffdrywall.com](mailto:abe@hinchcliffdrywall.com)

Dr. Kolja Rotzoll  
66-126 Awai Lane  
Haleiwa, HI 96712

Testimony to  
Senate Committee on Water and Land  
SB 2423 SD1, Saturday, Feb 9 2008, 11 a.m.

February, 8th 2008

To whom it may concern,

I support the bill SB 2423 SD1 because it is important to maintain the rural character of the North Shore. As a resident of Haleiwa, I am concerned with the proposed development and I believe that the purchase of undeveloped Turtle Bay Parcels by the State is a good idea to preserve a healthy north shore/island community.

Mahalo and with warm regards,  
Dr. Kolja Rotzoll



## testimony

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**From:** Lane Davey [usgirls@hawaii.rr.com]  
**Sent:** Friday, February 08, 2008 10:06 AM  
**To:** testimony  
**Subject:** Testimony for SB 2423 SD1

Testimony for SB 2423 SD1

I am really hoping that the state will move forward and purchase Turtle and the surrounding areas. I actually live and own a condo at Turtle Bay. We have been here since 2001. I have been surfing the Northshore for almost 20 years and have also lived at Pipeline and in Waialua. I think anyone who has been living here for just 5 years would have seen a vast change. We used to have serenity here on the Northshore, but now suffer from traffic problems and a lack of parking from the influx of tourism out here which has been broadcasted on TV in a variety of movies and is advertised heavily in travel brochures around the islands. We have so many surf contests here now and it is very frustrating because all the big companies invested bring all their own teams of writers photographers videographers and the like meanwhile the writers like myself and photographers like my husband who live here are sometimes left out in our own residence not to mention they crowd up our surf and make it hard just to get around really.

Its a bummer because the people who come here on vacation or for surf contests come here, use it and leave it a mess. It leaves us with dirty beaches, torn up roads, and sewage pouring out into our surf spots because the septic system here cannot handle 20 people staying in each house.

I feel that as a small business owner I have made a huge sacrifice to stay in the islands where it is hard to compete with other business and now all that I have sacrificed for is being taken away. I think when you make a choice to live in a place like the Northshore, you choose peace and a simple life style over material things but now the simple people are being pushed out by people who only live here part time, if that and most of them dont even surf or enjoy it the way we do.

I think the purchase of this land will protect people like me from losing all Ive sacrificed for because I cant imagine how much worse the traffic, the roads, the parking and the septic systems will be with any more growth here. We do not have the infrastructure here to even handle what we have now.

It would be nice if our valuable coastline here would be labeled and treated as state parks, then people might treat it with more respect

Mahalo, for all your efforts!!

Lane Davey  
www.LaneDavey.com  
www.usgirlshawaii.com  
LaneSki@LaneDavey.com

**testimony**

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**From:** randy ching [oahurandy@yahoo.com]  
**Sent:** Friday, February 08, 2008 10:13 AM  
**To:** testimony  
**Subject:** WTL: in support of SB 2423 SD1 - relating to land acquisition

Water and Land Committee  
Chair Clayton Hee, Vice Chair Russell Kokubun  
In support of SB 2423 SD1 - relating to land acquisition

Hearing on Saturday, February 9  
11 a.m. in conference room 229

Chair Hee, Vice Chair Kokubun, and members of the committee,

I support SB 2423 SD1. It is important to maintain the rural character of the North Shore. There will never be a better opportunity to purchase the lands around the Turtle Bay Resort than now.

Please pass SB 2423 SD1. Mahalo.

Randy Ching  
Sierra Club, Oahu Group chair

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**testimony**

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**From:** Antya Miller [millera012@hawaii.rr.com]  
**Sent:** Friday, February 08, 2008 10:25 AM  
**To:** testimony  
**Subject:** SB 2423 Acquiring Turtle Bay Resort and Oaktree Property Attn: Senate Water and Land Committee  
**Importance:** High

Aloha Senator Hee and Members of the Water and Land Committee:

As a resident of the North Shore for the last 47 years and having grown up on Waialua Plantation, I fully support SB 2423 to acquire the Turtle Bay Resort property owned by Oaktree. In recent articles in national publications, Oahu is being described as an overbuilt, traffic-congested island. This kind of reputation is a direct threat to our number one industry of tourism. If it continues and worsens, visitors will go elsewhere and are already choosing to do so. In a recent New York Times editorial Hawaii was described thus: "The other thing Hawaii has a lot of is talk. The state gets more than 90 percent of its energy from imported fossil fuels and *has some of the country's worst highway congestion*. It is the worst oil addict in the nation, but has wasted decades complaining about it and doing next to nothing." See link.

<http://www.nytimes.com/2008/02/08/opinion/08fri4.html?ex=1203138000&en=222e37a05a338f8a&ei=5070&emc=eta1>

The North Shore is the last place on the island to which both visitors and residents can escape from the urban part of the island for recreation and to connect with nature and be spiritually revived. One can still see beautiful panoramic views of open space and, as yet, unspoiled beaches, unlike other parts of the island. It is referred to as "The Country" and has a slower pace, close-knit communities where people know their neighbors and people still show up at community meetings because they think they can make a difference. This way of life is under attack by the developers and must be stopped. Urban sprawl is threatening to take over agriculture lands such as the Galbraith Estate. Another highway to address traffic congestion on Kamehameha Hwy, which is already at capacity, would cost over a billion dollars. Enough is enough!

Please support this effort to save "the country," our way of life and the world-renowned North Shore!

Mahalo for your consideration,  
Antya Miller  
Member of North Shore Neighborhood Board #27 and  
Representative to OMPO

59-661 Alapio Road  
Haleiwa  
638-8462

## testimony

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**From:** francesl@soest.hawaii.edu  
**Sent:** Friday, February 08, 2008 10:36 AM  
**To:** testimony

Frances Lichowski  
66-126 Awai Lane  
Haleiwa, HI 96712

Testimony to  
Senate Committee on Water and Land  
SB 2423 SD1, Saturday, Feb 9 2008, 11 a.m.

February, 8th 2008

To whom it may concern,

I support the bill SB 2423 SD1 because it is very important to maintain the rural character of the North Shore. As a resident of Haleiwa, I am concerned with the proposed development and I believe that the purchase of undeveloped Turtle Bay Parcels by the State is a way to preserve a healthy north shore/island community.

Mahalo and with warm Aloha,  
Frances Lichowski

## testimony

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**From:** Jeannine Johnson [Jeannine@pitluck.com]  
**Sent:** Friday, February 08, 2008 10:41 AM  
**To:** testimony  
**Cc:** Rep. Barbara Marumoto; Rep. Lyla B. Berg; Rep. Gene Ward; Sen. Sam Slom; htf@lava.net; hawaii kaihui@aol.com; lcataluna@honoluluadvertiser.com; jeannine@hawaii.rr.com  
**Subject:** RE: Testimony in Strong Support of SB2248 (Ka Iwi) & SB2423 SD1 (Turtle Bay)

### COMMITTEE ON WATER AND LAND

Senator Clayton Hee, Chair  
Senator Russell S. Kokubun, Vice Chair

Re: SB 2248 - RELATING TO LEGACY LANDS.  
SB 2423 SD1 - RELATING TO LAND ACQUISITION  
Hearing: Saturday, February 9, 2008, at 11 am in Conference Room 229

Dear Chair Hee and Vice Chair Kokubun,

I strongly support the purchase of the Ka Iwi legacy lands as well as the purchase of the undeveloped lands surrounding the Turtle Bay Hotel and Resort. I am very pleased that Governor Linda Lingle shares a vision of preservation of our 'āina for future generations, just as former Governor George Ariyoshi did by land banking key properties on the Windward side.

*"The land is a living thing. It's like putting a price on a human life. Our state motto should be more than something we make kids memorize in the fifth grade. It should be more than the words on the government seal. Ua mau ke ea o ka 'āina i ka pono. The life of the land is perpetuated in righteousness." (Lee Cataluna, November 16, 2003)*

*Ua mau ke ea o ka 'āina i ka pono!* Mahalo for the opportunity to testify today.

*Jeannine*

Jeannine Johnson  
5648 Pia Street  
Honolulu, HI 96821  
Ph: 373-2874 / 523-5030 (w)  
Email: [jeannine@hawaii.rr.com](mailto:jeannine@hawaii.rr.com)  
Or work: [jeannine@pitluck.com](mailto:jeannine@pitluck.com)

cc via email:

Sen. Sam Slom  
Rep. Lyla Berg  
Rep. Gene Ward  
Rep. Barbara Marumoto  
Livable Hawai'i Kai Hui  
Hawai'i Thousand Friends  
Ka Iwi Coalition

2/8/2008

**testimony**

---

**From:** mummasan@gmail.com on behalf of Matt Mumma [mummasan@hawaii.rr.com]  
**Sent:** Friday, February 08, 2008 10:55 AM  
**To:** testimony  
**Subject:** testimony - committee on water and land

testimony to the committee on water and land relating to land acquisition proposed SD1

I think the state should acquire the lands surrounding Turtle Bay Resort. I think the state should also acquire Kahuku Beach fronting Kahuku Golf Course.

It is important to keep some areas of O'ahu less developed than Honolulu.

Matt Mumma

**testimony**

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**From:** Brenda\_Bunting/KAHUKUHI/HIDOE@notes.k12.hi.us  
**Sent:** Friday, February 08, 2008 10:52 AM  
**To:** testimony  
**Subject:** Acquisition

Aloha,

I'm writing to support the acquisition of undeveloped lands at Turtle Bay on the North Shore of Oahu. Gov. Lingle has shown great foresight in proposing the state acquire this property. Anyone who has recently traveled to the North Shore recognizes the dramatic change in the number of visitors and vehicles that now gridlock the two lane highway, making it stop and go traffic for miles, in summer, winter, rain, shine, surf or no surf. The infrastructure cannot support any additional development. And Turtle Bay development will be a major intrusion and disruption to the community. I believe the community as a whole welcomes visitors as well as folks from town to enjoy the beauty of this special place on the island, and in order to continuing to do that, I am asking you to support the acquisition of undeveloped lands at Turtle Bay.

Also, anyone that has ever played golf at Kahuku Golf Course knows what a gem it is. To sell of that beach fronting the course for another gated community is a travesty. Please consider acquiring this property.

Thank you for soliciting these comments from concerned citizens on this beautiful island.

Brenda Bunting

## testimony

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**From:** Dolan Eversole [dolan@ikenanalulu.com]  
**Sent:** Friday, February 08, 2008 10:57 AM  
**To:** Sen. Clayton Hee  
**Cc:** testimony; governor.lingle@hawaii.gov  
**Subject:** SB 2423 SD1 Turtle Bay Aquisition

Attention: Governor Linda Lingle and Senator Clayton Hee (Committee on Water and Land)

Senator Hee, I encourage you to support the proposed legislation directing a state agency to acquire undeveloped lands at Turtle Bay. I support this effort and feel this would be an important step to protecting this valuable resource. I also support the initiative to appropriate money for this investment for the following reasons:

The property may not be worth as much as originally estimated. based on factors complicating the proposed expansion the actual development potential may not be what was originally expected.

The Turtle Bay Resort is in Foreclosure.  
What better time could there be to acquire a property than when there are no other buyers and the property must be sold?

It is in the State's Interest to Preserve the North Shore.  
The cost to mitigate the traffic problems of a massive resort would be much greater than being pro-active now. Another buyer may also want to proceed with the very unpopular expansion plan, so finding a solution now is the best action.

The community supports the existing hotel operations.  
The resort provides employment for many residents and it should continue.  
The State will not buy and keep the property, but can help with a successful transition of ownership while preserving the undeveloped lands.

The Governor Does Have a Plan  
This initiative is complex and it will take time to determine the best approach to acquiring the property and determining the future for the property. Creative solutions will be explored and the recent successes in preserving Waimea Valley and Pupukea-Paumalu show a strong and growing ability of communities to preserve important lands.

This is a non-partisan issue.  
Thanks to Senator Hee and others like him, the Legislature is now considering ways to move the land acquisition forward. There are many important priorities to be considered by the Legislature, but the process has begun. The will of the public is quite clear that the North Shore should retain its rural character.

Thanks you for your time and consideration,

--

Dolan Eversole  
Ikena Nalu Productions  
2198 Aha Niu Pl  
Honolulu, Hi 96821  
(808) 282-2273  
www.ikenanalulu.com



**testimony**

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**From:** Carol Philips [carolphilips1@gmail.com]

**Sent:** Friday, February 08, 2008 11:05 AM

**To:** testimony

**Subject:** Senate Committee on Water and Land Suport SB 2423 SD1 February 9, Saturday, 11 a.m. Room 229

Dear Honorable Chair Hee and Committee Members;

I'm a life long resident of the North and East Shores of Oahu, a member of the North Shore Neighborhood Board and past president of Defend Oahu Coalition. I'm testify in **strong support** of SB 2423.

Most obviously is the traffic problem it will cause. It is less expensive for the State to facilitate a purchase of this property then it would be to expand Kamehameha Hwy into 4 lanes or to build H4 from Wahiawa to Kahuku, both of which the vast majority of the residents on the East and North Shores of Oahu do not want at any cost.

In addition, the State and County have preserved, Kaena Point (North West Point of Oahu) and Sandy Beach (South East Point of Oahu). The preservation of Kahuku Point (North East Point of Oahu) follows suite and will as Sandy Beach and Kaena Point do, help to provide breaks in continuous development.

Thank you for your consideration.

Warmest Aloha,  
Carol Philips  
66-008 C Kamehameha Hwy  
Haleiwa, Hawaii 96712

--

**testimony**

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**From:** Doug Cole [dougcole@hawaii.rr.com]  
**Sent:** Friday, February 08, 2008 12:19 PM  
**To:** testimony  
**Subject:** Testimony in support of SB 2423 SD1

Senate Committee on Water and Land,

I support SB 2423 and encourage you to do the same.

I support the existing Turtle Bay Resort and the employment that it provides to members in our community, but I do not think it is sensible to allow the massive expansion project to go forward.

The cost of not purchasing the undeveloped land now will far exceed the cost of mitigating the unbearable traffic congestion that will result if the resort expansion takes place.

How will the State mitigate this traffic? By widening Kamehameha Hwy? Building H-4? Mass Transit?

I cannot begin to imagine how much any of these options would cost, nor can I imagine an alternative solution to the traffic problems that the expansion will create.

The opportunity to avoid these future costs while permanently protecting over 4 miles of spectacular coastline including over half of the beautiful Kawela Bay is before you today. I urge you to make the difficult decision to spend money today in order to save money tomorrow.

Thank you very much.

Douglass Cole

Phone: 497-0036  
Email: [dougcole@hawaii.rr.com](mailto:dougcole@hawaii.rr.com)

Address:  
59-199 D Ke Nui Rd  
Haleiwa, HI 96712

Water & Land Committee Hearing  
Saturday, Feb 9th, 11 a.m. Rm 229  
SB 2423, proposed SDI Support

Re: proposed SDI relating to Turtle Bay Land Acquisition

Dear Sir/Madame,

This is my congratulations to Governor Lingle in regard to her proposal to acquire the Turtle Bay Resort and the lands surrounding it. What an amazing idea...thank you. I am a resident of the North Shore and a teacher at Kahuku High and Intermediate School. I am continually amazed at how beautiful the land is in this area as I drive to school each day. I support her plan 100%.

I realize that other islands have land areas that need protection as well, but I see this as a huge step in the right direction. We cannot sit by and let big money buy up our precious land. We, as an island community, are nothing without our blue ocean and green acres of land. Without bold green areas of land in parts of these islands, we will soon become any beach area on the mainland. That is a scary thought as I came from California in 1970 and have witnessed the onslaught of building from then to now.

The North Shore is a destination spot for people to calm down more, get out their snorkels and get in the water. We have several housing projects in the works here that will go through. I suppose developers are sitting at their desks right now and contemplating on which parcel they will go after soon, and designing something to go on it. If our land is not protected from building projects, they will consume us.

We have beautiful Waikiki with all it's new renovations. The North Shore of Oahu is the area people come to for different reasons. The North Shore has an image and a characteristic lifestyle that people want to experience. If we pave it over, even nicely, the thrill of the North Shore will slowly go away. So, I applaud the Governor's plan to acquire the land at Turtle Bay. I realize it is a huge idea, but with this type of planning we will remain the wonderful destination area we are now.

In conjunction with this bill I would like to make a plea to add on the Kahuku Golf Course area to the acres already intended in this bill. This area is a another treasure.

Respectively submitted,



Mary Jo Buell  
59-236 Kam. Hwy. Haleiwa, Hi. 96712  
808 638-8418

**testimony**

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**From:** Katy Killebrew [katyek@mac.com]  
**Sent:** Friday, February 08, 2008 12:01 PM  
**To:** testimony  
**Subject:** SB 2423 SD1 Testimony

Aloha Senators,

I am in strong support of SB 2423 SD1 being introduced today. It is such a proactive way to plan ahead for preservation and conservation of appropriate lands. Once they're developed there's no going back. Thank you for working for and listening to the people. We feel the victories at Waimea Valley and Pupukea/Paumalu have strengthened our communities with feeling of empowerment. Our voices ARE being heard!

Warm aloha,  
Katy Killebrew

Katy Killebrew  
[katyek@mac.com](mailto:katyek@mac.com)

2140 Aha Niu Place  
Honolulu, Hawaii 96821  
(808) 734-3499 home  
(808) 734-3498 fax  
(808) 864-6281 cell

**testimony**

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**From:** Daniel Skaf [skafdaniel@yahoo.com]  
**Sent:** Friday, February 08, 2008 10:53 AM  
**To:** testimony  
**Subject:** SB 2423 SD1, Feb 9, Saturday-10am- Purchase North Shore Lands

Aloha,

My name is Daniel Skaf and I'm a resident of the North Shore. I teach Communications at BYU Hawaii and understand the negative impact the proposed north shore development would cause.

I drive from Waialua to Laie almost every day, and whenever there's surf, or on the weekends, or holidays, there's traffic from haleiwa all the way to Waimea and beyond.

Please, purchase the land Governor Lingle is proposing.

Not only that will avoid future expenses by enlarging roads or creating new roads, but also, tourists will keep coming to the North Shore, as it maintains the famous country style of Hawaii.

Please, preserve the North Shore!!!!

Thanks,  
Daniel Skaf  
(808) 232-9772

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## testimony

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**From:** gotonsbs@hawaiiantel.net  
**Sent:** Friday, February 08, 2008 11:28 AM  
**To:** testimony  
**Subject:** Purchased of Undeveloped Land at Turtle Bay

Re: SB 2423 SD1  
Saturday - 11 AM  
Rm 229 - State Capitol

To Whom It May Concern:

I am currently a resident of the N. Shore but I have lived all over Oahu in the last 25 years.

The purchase of this land, in my opinion is of up most importance. It is akin to the decision in New York City over a 100 years ago to purchase the land for Central Park.

It may seem expensive now, but 50 years from now it will be hailed as a bargain and those who brought it about will be thought of as heroes.

We know all of the reasons why N. Shore residents in particular do not want to see this development; the traffic, the lack of infrastructure, the environment but I believe it is beyond that, and I, as a private citizen, will be contributing to the purchase as I did for the Pamalu Project.

Sincerely

Robert B. Smith  
59-220 Alapio Rd  
Haleiwa, Hi  
96712  
638-0789

**testimony**

---

**From:** Mark Cunningham [mrc123@mac.com]  
**Sent:** Friday, February 08, 2008 11:33 AM  
**To:** testimony  
**Subject:** SB 2423 SD1

Aloha Senators, I strongly support SB 2423 SD1. Thank you very much for pursuing the preservation of the undeveloped land surrounding the existing Turtle Bay Resort. This is bold and challenging legislation that is being proposed. It will be so important to keep this corner of Oahu as rural and green for all future generations of residents and visitors alike. Oahu and her infrastructure are bursting at the seams and as much foresightful legislation and planning that can be done, **MUST BE DONE**.

As a taxpayer, I urge all parties involved to examine all means possible in determining the lowest possible price for these lands.

Thank you all, for listening to the people and trying to Keep the Country **COUNTRY**.

After all I haven't read one letter, story or bumper sticker that says: Build More Hotels! or, Add More Traffic!

Again, thank you very much for your attention and deliberation to this very important issue.

Mark Cunningham  
[mrc123@mac.com](mailto:mrc123@mac.com)  
P.O. Box 504  
Haleiwa, HI 96712

Home: 808-206-8502  
Cell: 808-224-2626

**margaret primacio**

---

**From:** "margaret primacio" <stibbardm003@hawaii.rr.com>  
**To:** <testimony@capitol.hawaii.gov>  
**Sent:** Friday, February 08, 2008 2:11 AM  
**Subject:** SB2423, Proposed SD1 Relating to Land Acquisition - Support  
Committee on Water and Land, Hearing  
Saturday, Feb. 9th, 11:00 A.M.  
Room 229

Aloha Chair Hee and Members of the Committee:

My name is Margaret Primacio and I am a fortunate lifelong resident of Kahuku with ohana going back seven generations in this former plantation town. I am a member of Defend Oahu Coalition and Keep Kahuku Country.

I wholeheartedly support SB2423, proposed SD1 with a huge sigh of relief knowing that with it's passage comes a commitment to future generations that there will exist a Hawaii that is a part of us today. It further ensures that even with mistakes of planning in the past corrections can be made.

While I strongly agree that our rural lifestyles are threatened; traffic will be unmanageable and other infrastructure inadequate for the proposed 3500 room Turtle Bay expansion, the crime disturbing my na'au is the unaddressed Iwi Kupuna. There exists a second archeological study of the property submitted to State Historic Preservation Division by Oaktree Capital which after a suggestion of 750 feet setbacks was withdrawn, thereby leaving our kupuna open to desecration not accidentally but knowingly.

Many Island and National groups concerned with the outdated twenty year old studies welcome the protection of these lands which not only hold some of our most significant natural resources but are honored burial places for kupuna.

I would like to also bring your attention to another public asset requiring preservation and acquisition, **Kahuku Beach**. Long open to fishermen, surfers and beachgoers from the entire island, proposed development will limit access to small parks at extreme ends. This shoreline is threatened with development of gated luxury lots extending almost all of the entire two miles of coastline. The following groups support no development on this beachfront: Keep Kahuku Country Inc., Defend Oahu Coalition, Surfrider Foundation, Oahu Chapter, Waiahole/Waikane Community Association, Kahuku Community Association, Ko'olauloa, Waianae, Kahalu'u, Pauoa/Liliha/Nu'uuanu, and Waimanalo Neighborhood Boards, Ko'olauloa Hawaiian Civic Club, Ilio'ulaokalani Coalition, and Aha Ola Pono O Ko'olauloa.

I ask that from your na'au you vote to preserve our aina for generations to come.

Malama pono,  
Margaret Primacio



## testimony

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**From:** Kevin Kelly [kevink@hawaii.edu]  
**Sent:** Friday, February 08, 2008 12:38 PM  
**To:** testimony  
**Subject:** COMMITTEE ON WATER AND LAND, Saturday, February 9, 11:00 a.m., Room 229

Dear Chairperson Hee and members of the committee on Water & Land,

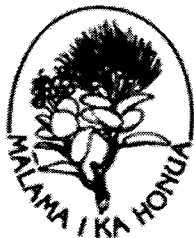
Thank you for the opportunity to testify in SUPPORT OF SB2423 SD1.

I am a resident of Kahuku and during my working hours I work to expand on the university's role in economic diversification in Hawaii. As you all are aware there are many issues that need to be balanced as we move forward in such endeavors, however none may be as important as the preservation of our scenic coastlines. I believe we have a rare opportunity to acquire and preserve in perpetuity the land surrounding the Turtle Bay Resort because of an alignment of economic and political forces that could never have been anticipated or planned for including the foreclosure by Credit Suisse against Oaktree Capital, the weakness of the dollar, and tightening capital markets that are impacting the ability of the owner to recruit a development partner.

Please do not misinterpret this support as opposition to the current hotel operation. My friends and neighbors are employees of Turtle Bay and the resort is a well respected part of our community. As such, I support them.

The bottom line is that the state may never have the chance to acquire this property and I urge you to not only pass this bill, but to please work closely with this community to develop and execute a public/private partnership that will preserve the land and minimize the cost to the state.

Aloha,  
Kevin Kelly,  
Kahuku



# Sierra Club Hawai'i Chapter

PO Box 2577, Honolulu, HI 96803  
808.537.9019 hawaii.chapter@sierraclub.org

## LATE TESTIMONY

### SENATE COMMITTEE ON WATER AND LAND

February 9<sup>th</sup>, 2008, 11:00 A.M.

(Testimony is 1 page long)

### TESTIMONY IN SUPPORT OF SB 2423 SD1

Chair Hee and members of the Committee:

The Sierra Club, Hawai'i Chapter, with 5500 dues paying members statewide, supports SB 2423 SD1, exploring approaches to protect the Turtle Bay area in perpetuity. We appreciate the multi-pronged approach to accomplishing this objective that SB 2423 SD1 offers.

As you may know, the Sierra Club is a co-plaintiff in a lawsuit seeking to require a Supplemental Environmental Impact Statement for the proposed resort expansion at Kawela Bay and Turtle Bay Resort. The litigation stems from the massive development planned for Turtle Bay Resort on the North Shore of O'ahu by Kuilima. The project contemplates the expansion of the Turtle Bay Resort to some five times its existing size to approximately 3500 total hotel and condominium units. The Sierra Club joins Keep the North Shore Country in its concerns that the Kawela Bay Project—now being undertaken nearly 25 years after the original environmental review was completed—will have significant impacts and cumulative environmental effects which have not been properly evaluated or considered by the County or the developer.

The Turtle Bay area contains breathtaking coastline, sensitive wetland environments, and endangered species habitats. It is a playground for Hawai'i residents as well as visitors. It is also a good area for fishing on the North Shore—but accessibility through the existing “private property” has been raised as a concern. Protecting the Turtle Bay area in perpetuity would serve current and future generations well.

Thank you for the opportunity to testify.

# LATE TESTIMONY

## testimony

---

**From:** June T. Shimokawa [junets@clearwire.net]

**Sent:** Friday, February 08, 2008 4:39 PM

**To:** testimony

**Subject:** SB 2423, SD 1

This testimony is for SB 2423, SD1, which is being heard by the Senate Committee on Water, Land, Agriculture and Hawaiian Affairs

Saturday, Feb. 9, 2008

11:00 a.m.

Room 229

Senator Russell Kokubun, Chair

**To:** Senator Russell Kokubun, Chair  
Committee on Water, Land, Agriculture and Hawaiian Affairs

**From** June Shimokawa, private citizen

**Re:** SB 2423, SD 1 Concerning Turtle Bay property

Senator Kokubun and members of the Committee,

I am in support of SB 2423, SD 1, Relating to Land Acquisition. My name is June Shimokawa, a private citizen, very concerned about the extent of commodification of Hawaiian lands by vulture capital entities. SB 2423, SD 1 speaks for those who believe that it is the role of state government to protect and preserve Hawaii's historic and cultural heritage from such financial forces. The people have spoken loudly and clearly about our need to protect these particular private lands surrounding Turtle Bay Hotel and Resort. Use of the state's power of eminent domain appears appropriate to this private citizen.

Please do all in your power to safeguard our Hawaiian lands for our public good into the future. Thank you very much.

**testimony**

**LATE TESTIMONY**

**From:** Ann [kaneboy@hawaii.rr.com]

**Sent:** Friday, February 08, 2008 3:56 PM

**To:** testimony

**Subject:** Testimony on SB 2423 SD 1 Senate Bill on the Purchase of Undeveloped Turtle Bay Parcels

## Senate Bill on the Purchase of Undeveloped Turtle Bay Parcels

A hearing is scheduled by the Senate Committee on Water and Land on a bill to appropriate funds for the purchase of the undeveloped parcels at Turtle Bay.

SB 2423 SD1 will be heard this Saturday, 11 a.m.

in Room 229 at the State Capitol.

Senator Clayton Hee will chair the hearing, which also includes bills relating to Ka Iwi in East Honolulu, the Galbraith Lands near Wahiawa and the Coco Palm property on Kauai.

The announcement by Governor Linda Lingle in the State of the State Address to acquire the Turtle Bay Resort and help preserve the Country for future generations is a issue I support in keeping the country country.

Here is why these intiatiatives should be pursued:

### The Turtle Bay Resort is in Foreclosure.

What better time could there be to acquire a property than when there are no other buyers and the property must be sold?

### It is in the State's Interest to Preserve the North Shore.

The cost to mitigate the traffic problems of a massive resort would be much greater than being pro-active now. Another buyer may also want to proceed with the very unpopular expansion plan, so finding a solution now is the best action.

### The community supports the existing hotel operations.

### The resort provides employment for many residents and it should

continue.

The State will not buy and keep the property, but can help with a successful transition of ownership while preserving the undeveloped lands.

The best approach is to acquire the property and determine the future for the property. Creative solutions can be explored and the recent success in preserving Waimea Valley and Pupukea-Paumalu show a strong and growing ability of communities to preserve important lands.

Thanks to Senator Hee and others like him, the Legislature is now considering ways to move the land acquisition forward.

There are many important priorities to be considered by the Legislature, but the process has begun. The will of the public is quite clear that the North Shore should retain its rural character. This not only important to the residents who call the North Shore home but also for visitors who have loved our 'country'.

Thank you Governor Lingle, and the legislature, for taking the lead to help come up with the solution on this important issue.

Ann Drechsler

59-322 Alapio Road

Haleiwa Town, HI 96712-9605

[kaneboy@hawaii.rr.com](mailto:kaneboy@hawaii.rr.com)

638-9027

To: Senate Sergeant-At-Arms

In regards to ~~case~~

Proposed SDI, SB 2423

Please, please save one of the last pristine bays and natural environments of Kaula Bay that effects the whole North Shore Koolaula area. I believe this effects the whole island as well because this is almost the last place to escape and visit the country side. We like our community out here and don't want to see it turn into another Waikiki where no one will feel connected any more.

I support SB 2423

MANALO'ZENNE Galagan

Depend Oahu coalition, HALIWA.

699-0435

LATE TESTIMONY

**testimony**

---

**From:** kc connors [kcstuff@hotmail.com]  
**Sent:** Friday, February 08, 2008 4:05 PM  
**To:** testimony  
**Subject:** BUY Turtle Bay-Testimony supporting SB 2423 SD1

**LATE TESTIMONY**

DEAR LEGISLATORS,

We respectfully urge you to buy Turtle Bay as a State Park. We are 200% in support of SB 2423 SD1.

It makes Economic sense to SAVE TURTLE BAY! Look at the Economic Impact of over developing Turtle Bay on the ENTIRE Community

Our scenic North Shore, Ko'olau Loa and our beaches are vitally important for both our Tourist Industry and our Film Industry-and preverving the current jobs in these industries.. Pro-Golf in Hawaii is also already in jeopardy. Saving Turtle Bay is not just a "nice thing" for local people, it is crucial for keeping Hawaii as a World Class Tourist & Golf destination.

Already in the recent issue of National Geographic's travel magazine said that Oahu is already "in serious trouble" as a vacation destination" because of the overcrowding. And the Advertiser wrote an article last month about how Pro-Golf in Hawaii is in trouble.

Yes we should buy Turtle & Kawela Bays and keep Hawaii's beautiful beaches and country for future generations.

In His Spirit,

KC Connors

51-636 Kamehameha

Kaaawa, HI 96730

Hwy #616

*"If you have faith as small as a mustard...Nothing will be impossible for you."  
Matthew 17:20*

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2/8/2008

**testimony**

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**From:** Bruce Bila [bbila@sbcglobal.net]  
**Sent:** Friday, February 08, 2008 4:10 PM  
**To:** testimony  
**Subject:** Senate Committee on Land and Water SB2423 SD1

LATE TESTIMONY

We fully support Governor Lingle's plan to purchase the land around Turtle Bay Resort. It is extremely important to preserve these lands for ourselves and future generations. Once they are developed they are lost forever and never can be replaced.

Mahalo Bruce & Trisha Bila



**testimony**

**LATE TESTIMONY**

**From:** Scott Werny [clearwater@hawaii.rr.com]

**Sent:** Friday, February 08, 2008 3:34 PM

**To:** testimony

**Subject:** Testimony for the Senate Committee on Water and Land on SB 2423 SD1; Saturday 2/9; 11 a.m.

Testimony for the Senate Committee on Water and Land on SB 2423 SD1; Saturday 2/9; 11 a.m.

Aloha Senate Committee on Water and Land Members,

The Surfrider Foundation Oahu Chapter supports SB 2423 SD1 because we feel it is very important to preserve the land around Kawela Bay to stop overdevelopment of the North Shore and preserve its environment and character, and we feel that purchasing this area now is the best way to avoid having it developed.

Mahalo,

Scott Werny

Co-chair Surfrider Foundation Oahu Chapter

[www.surfrider.org/oahu](http://www.surfrider.org/oahu)

*The Oahu Chapter works actively to improve ocean water and beach quality, to keep and open access to the ocean for all to enjoy, and to assure that all development on our island is responsible by having minimal impact on our coastal environment.*

**testimony**

---

**From:** Deelynn\_Kaahaaina/KAHUKUHI/HIDOE@notes.k12.hi.us  
**Sent:** Friday, February 08, 2008 1:28 PM  
**To:** testimony  
**Subject:** Turtle Bay Development

LATE TESTIMONY

Aloha,

My name is Deelynn Ka'aha'aina, I am a resident of Laie and a teacher at Kahuku High and Intermediate School. I am writing about the development in Kahuku. I write to support the acquisition of undeveloped lands at Turtle Bay and would also request that the state acquire Kahuku Beach fronting the Kahuku Golf Course. The luxury gated community plans will increase the property value in Kahuku. The Department of Housing and Urban Development has reported that the cost of living in Hawaii is all ready very high. Not much has been done to alleviate the high cost of housing. I am a state employee and on my salary, I have a very difficult time trying to find affordable housing as it is. If the state would assist educators (particularly new teachers, it would help solve the high turn over of teachers that don't stay in the profession in Hawaii) Kahuku is all ready a Title I school, and it seems illogical to build luxury estates in this area where so many have difficulty making a living as it is. My testimony is to request that the legislature assist the citizens in this community by maintaing "affordable" housing for the residents of this great state and KEEP KAHUKU COUNTRY!

Mahalo for your time,  
Deelynn Ka'aha'aina

2/8/2008

## testimony

---

**From:** Merania Kekaula [paitonu@msn.com]  
**Sent:** Friday, February 08, 2008 2:20 PM  
**To:** testimony  
**Subject:** Acquisition Hearing - Turtle Bay property

**LATE TESTIMONY**

Aloha Members of the Committee,

Ref. SB 2423, proposed SD1 relating to  
Land Acquisition  
Committee of Water and Land Hearing  
Saturday, February 9th, 11am  
Rm 229

As a member of the Kahuku area and Koolauloa region, I am asking that the state purchase the Turtle Bay property as well as the Kahuku beach front property. Both purchases will guarantee public access for ourselves and future generations and prevent further erosion of our rights as citizens.

"Malama aina me ke kai i ka pono!"

Mahalo,  
Merania Kekaula

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Dear Honorable Officials,

I write to express my strong support for SB 2423 SD1, on the Purchase of Undeveloped Turtle Bay Parcels. This is a historic opportunity to protect invaluable undeveloped land. Current and future generations will benefit from and appreciate your work to pass this legislation.

Sincerely,

Teresa Wright

Visiting Scholar  
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