

SCR161

Measure Title:

REQUESTING THE DEPARTMENT OF HEALTH TO IMPLEMENT A STATEWIDE
RAINWATER DETENTION AND RETENTION POND SAFETY PROGRAM.

Report Title:

Rainwater Detention and Retention Pond Safety Program; DOH

Introducer(s):

ESPERO

Current Referral:

HTH

The Twenty-Fourth Legislature
Regular Session of 2008

THE SENATE
Committee on Health
Senator David Y. Ige, Chair
Senator Carol Fukunaga, Vice Chair

State Capitol, Conference Room 016
Friday, March 28, 2008; 1:15 p.m.

STATEMENT OF THE ILWU LOCAL 142 ON S.C.R. 161

The ILWU Local 142 supports S.C.R. 161, which requests the Department of Health to implement a statewide rainwater detention and retention pond safety program.

Four years ago, a beautiful young girl named Charlotte Paige Schaefer, known to friends and family as Sharkey, drowned in a retention pond in a Navy housing project next to Pearl Harbor. She was just five years old and died while trying to save a friend who had fallen into an unfenced retention pond just steps away from her home. She is a hero.

But Sharkey's death was clearly preventable. If the pond had been fenced, Sharkey's friend would not have been able to get near the pond, would not have fallen in, and would not have needed Sharkey to save her.

Too often, in the name of expedience or cost-effectiveness, steps are taken that have unintended consequences. In this case, the retention pond was intended to provide an inexpensive drainage system--but the unintended consequence proved to be a huge cost to Sharkey and her family.

While developers and possibly even the Department of Health would say that this resolution, while serving a good purpose, would itself have the unintended consequence of costs that the Department can ill afford. However, we believe that the life of a child is worth much more than the inconvenience and added expense that will be involved to ensure that the health and safety of human beings, especially children, are protected.

Unfortunately, nothing will bring Sharkey back, but if even one life is saved because of this resolution, Sharkey will be forever a hero in the minds and hearts of all.

The ILWU urges adoption of S.C.R. 161. Thank you for the opportunity to share our views on this matter.

**DOWLING
COMPANY, INC**

March 27, 2008

Hearing on SCR 161, Requesting the Department of Health to Implement a
Statewide Rainwater Detention and Retention Pond Safety Program
Before the Senate Committee on Health
on Friday, March 28, 2008 at 1:15 p.m. in Conference Room 016

Dear Chair Ige and members of the Committee:

Dowling Company, Inc ("DCI") supports the intent of SCR 161 and its efforts to keep our children safe, but would recommend an amendment to capture the true intent of the measure. It is DCI's understanding that the sponsor and proponents of SCR 161 never intended it to pertain to golf course properties. Golf course properties generally maintain retention ponds for irrigation purposes and as important design features of the golf course. Needless to say, to have to erect a chain link or any other type of fencing around these ponds would substantially impact the overall character of the golf course and the experience of the player.

The measure as currently drafted does not clearly specify that it does not pertain to golf course properties. Thus, DCI would recommend that language be added to clearly specify that the proposed statewide rainwater detention and retention pond safety program does not apply to golf course properties.

Thank you for the opportunity to testify.

COALITION OF HAWAII ENGINEERING & ARCHITECTURAL PROFESSIONALS

Hearing Date: March 28, 2008, 1:15 pm, CR 016

Honorable David Y. Ige, Chair and Members of the
Senate Committee on Health

Re: **Senate SCR 161**
**REQUESTING THE DEPARTMENT OF HEALTH TO IMPLEMENT A STATEWIDE RAINWATER
DETENTION AND RETENTION POND SAFETY PROGRAM**

Coalition of Hawaii Engineering & Architectural Professionals represents several professional Engineering and Architectural organizations including American Council of Engineering Companies Hawaii; American Institute of Architects; Hawaii Chapter of the American Society of Civil Engineers; American Public Works Association Hawaii Chapter; Structural Engineering Association of Hawaii; and the Hawaii Society of Professional Engineers.

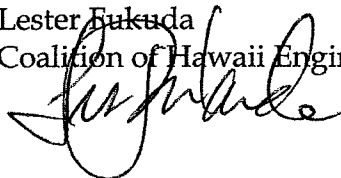
We have the following **QUESTIONS & COMMENTS** on SCR 161 REQUESTING THE DEPARTMENT OF HEALTH TO IMPLEMENT A STATEWIDE RAINWATER DETENTION AND RETENTION POND SAFETY PROGRAM. This resolution proposes to establish requirements for rainwater and storm water retention, detention, catchment area ponds relating to inspection and safety. We agree that this is an area that should be developed and regulated by the appropriate Federal, State or County agency. The current City policy is for all new developments to provide some sort of storm water retention so that new developments do not impact the existing County drainage systems. This in itself is a expensive proposition and increased regulations, requirements and maintenance plan will also be costly to develop and difficult to enforce.

- Artificial ponds - pond sizes vary greatly from many acres to a few hundred square feet or even less. Pond depths also have wide variations. Need to determine the sizes and depths for regulation.
- Detention pond definition may also include agricultural ponds & fields, which will open up other problems.
- Statutory requirement for (72 hour) dissipation of storm storage may not be possible especially when dissipation will be dependent on soil type, geology and saturation of the ground.
- There will be a problem with enforcement, reviews and approvals if multiple agencies are involved.
- Fencing is not visually pleasing and restricts the use of these areas including golf courses. Restricted access (one gate) will prevent adequate maintenance of large facilities.
- What does an adequate hazard signs mean? This will become a legal issue for government agencies, developers and associations.
- Counties require storm water management plans and sustainable design requirements.
- Alternatives to surface pond will add significant costs to projects and may create subsurface drainage and soft soil problems when built under parking lots and other facilities.
- To require the compliance of all existing ponds is extreme burden to all existing facilities, for government agencies, associations and the private sector.

Mahalo for allowing us to make comments on SCR 161,

Lester Fukuda

Coalition of Hawaii Engineering & Architectural Professionals



testimony

From: Allison Schaefer [allischaefer@yahoo.com]
Sent: Thursday, March 27, 2008 10:11 AM
To: testimony
Cc: Malia@hawaiireporter.com
Subject: Testimony in support of SCR 161

Testimony submitted by Allison Schaefer on behalf of SCR 161:

Senators, I come before you today to speak on behalf of my daughter Sharkey Schaefer, who drowned in 2004 while attempting to rescue a friend who had fallen into a poorly built and improperly maintained retention pond.

Sharkey would have turned nine this past January if the developers and builders in our Pearl City neighborhood had not favored cost savings over the safety of a human life or consideration for the environment. Sadly, Sharkey's story is not an isolated one. Families all across Hawaii have the potential to mourn loved ones whose lives have been tragically shortened in rainwater ponds---- structures that are propagating at such alarming speeds that they are now estimated to number in the tens of thousands across the country.

I'm here to remind you that three years ago a health advisory committee recommended that the state take action to reduce Hawaii's drowning rate. The state Department of Health set a goal that same year to cut the state's annual drowning rate by more than half, to less than one resident per 100,000, by 2010. So far, nothing has been done in Hawaii to reduce these heart-breaking statistics.

Right now, Hawaii has the highest rate of drowning in the country. An average of 30 Hawaii residents, or 2.4 victims for every one hundred thousand people, drown each year in the State's oceans, lakes, dams and reservoirs, rainwater retention and detention ponds, flood waters, swimming pools, spas, and in private homes. This rate more than doubles when including visitor statistics; making Hawaii, the nation's riskiest destination in terms of water safety.

Hawaii's keiki are the most vulnerable to drowning, which in this State and nine others, is the leading cause of death among children aged fourteen and younger. Among children under age five, drowning accidents in swimming pools are the leading cause of injury and death. Hawaii's older keiki are more vulnerable to drowning in the ocean, lakes, ponds, dams and reservoirs, rainwater catchments, as well as detention and retention ponds. While the health department's prevention injury department has already discussed the need for fencing to prevent children from wandering into residential pools, I know personally that rainwater ponds also need to be addressed.

My daughter's death could have been prevented. Those responsible for the construction of the pond were well aware of the hazardous conditions that this particular rainwater basin presented. Developers knew that the drain pipe that they put into the basin was 89 percent clogged, but chose not to fix it because they said that "the cost to fix it outweighed the liabilities." Developers also chose to reduce costs by eliminating fencing from their design even though they knew that this pond would be located in a neighborhood where young children lived.

I am not anti-development. I believe that many developers when given the choice will do the right thing, but some will not. The state cannot allow developers to balance their books by taking safety out of

the equation, because when they do someone, like my daughter, is going to pay the ultimate price.

My daughter's death happened on federal land, but it's a tragic story with undeniable ties to Hawaii. Whenever any development takes place in this state, planners consult city and state best practices as they did in the case of my daughter. Also, this is a small island community where members of the building and design industries go back and forth between state and federal jobs. Sadly, when the building team was planning the community where my daughter died, there was not a resolution in place to strongly suggest that they take appropriate safety measures. Since these businesses are now building key state projects, I hope that they have voluntarily adopted new safety guidelines and that this time the state is watching to ensure that they are being proactive.

Unregulated and poorly maintained rainwater detention and retention ponds pose a serious health and safety risk, particularly to Hawaii's children. Rainwater ponds are designed for water drainage management, not recreation. These ponds are often aesthetically pleasing to the eye, so steps must be taken to ensure that people, especially young children, and animals are not attracted to these bodies of water. Sharkey and her friends are not an isolated case. In the recent news clips of this issue, it breaks my heart to see Hawaii's children frolicking in other rainwater ponds. Children are naturally drawn to the water and their parents may not know the danger that these rainwater ponds pose.

Rainwater ponds are often deceptive by design, which makes them inherently dangerous. Many, like the one my daughter died in are deceptively deep and have a steep drop at the water's edge. Retention ponds, which are meant to hold storm water for short periods of time before piping the water into surrounding wetlands or natural water beds, may pose an even greater risk because people may not be aware that they even exist until it is too late. It's easy to get lost in building and design rhetoric, but there is no doubt that encouraging signage and fencing and the adoption of maintenance standards would go a long way toward making these ponds safer for our community.

While I believe that human costs provide the most compelling support for the need to address Hawaii's rainwater drainage systems, there are also solid environmental reasons. Drainage ponds are often filled with toxic chemical runoff from surrounding lawns and buildings. They must be monitored so that environmentally toxic sludge and sediment do not build up inside them. If they are not maintained, these ponds may also become breeding grounds for disease carrying mosquitoes and other pests. They may also have potentially adverse affects on water quality, groundwater, cold water, fisheries, or wetlands.

I have heard the complaint that fences and signage are ugly, but let me remind you safety must take precedence. The state already puts warning signage to advise residents and tourists of the deceptive danger at blow hole as well as the environmental risks of swimming in our ponds and streams, which may contain leptosporosis. If developers want to avoid taking safety precautions such as signage and fencing, let me also remind you that there is another alternative: they can choose not to build these rainwater ponds. While in some cases rainwater ponds are necessary for flood control, they are not considered the most proactive drainage solution for our environment. The most progressive green developers across the country now prefer to use porous asphalt or underground rainwater systems, which are better for the environment and pose less of a safety risk for citizens.

Critics of this resolution also have objected to potential costs. My answer to that is shame on them. If developers choose to take to heart the intent of this resolution, they are going to pass the cost onto citizens or their clients who should be willing to pay a little more for safety. We have to pay for auto safety inspections, seatbelts in cars, car seats for children, bicycle helmets and protective pads. Citizens pay when the state puts in cross walks and safety lights and many of us voluntarily pay for car alarms and house alarms. So I'll pose this question to cost critics, "If it were your child's life at stake, how much would you be willing to pay to keep that child safe?"

And, as for the argument that doing the right thing would add cost to the construction of schools and affordable housing communities, so be it. I can't think of anything more egregious or headline grabbing than making these developments and public buildings more affordable by cutting out safety. Hawaii's youngest and most impoverished deserve more consideration than that. I know that my family certainly did.

Now that I have shared my family's tragedy and outlined my concern for Hawaii's people and environment, you must decide what you will do with this information. Just like my daughter, who stood on the banks of a flooded pond and watched her friend struggling, you have a life or death decision to make. Let me remind you that even though the risks were great, my daughter Sharkey didn't hesitate to jump in and save a life.

My daughter was the most amazing person. She was funny, brave and very, very sweet. She had the biggest heart in the world and she always did what she felt was the right thing to do. She made the ultimate sacrifice for a friend. I'm deeply saddened that it took the death of my child, to shed light on this dangerous situation. Passing SCR 161 reduces the risk that any other child in the state of Hawaii would ever have to do that again.

I urge you to take this opportunity to pass this resolution which shows that Hawaii cares about our children and our environment. Hawaii has one of the highest drowning rates in the county and must take immediate action to improve safety for citizens as well as improve the state's image as a safe as well as pleasurable visitor destination and place to live.

Passing a resolution that lets planners, designers and builders know that Hawaii wants them to build safe systems and monitor them is necessary to ensure the safety of Hawaii's citizens and to protect the environment. I understand that Sharkey's story is a straight forward tragedy and that a solution is more complex. Using a resolution as the vehicle to mitigate drowning risks is a good compromise because it allows the state and its industries to work together to achieve success. My only wish is that you had done this sooner as this resolution will come too late to alleviate my family's pain.

Allison Schaefer, Sharkey's Mom
2238 Auhuhu Street
Pearl City, Hawaii 96782
(808) 456-0570
(808) 781-4029 cell

testimony

From: Stephen Fox [stephen@santafefineart.com]
Sent: Thursday, March 27, 2008 4:44 AM
To: testimony
Subject: Testimony RE: scr 191, :15 p.m. on Friday, March 28 in Room O16

re: SCR161 (re: Rainwater Detention and Retention Pond)

While it is regrettable, indeed inexplicable, that Senator Espero's original SB2884, known as Charlotte "Sharkey" Schaefer's law, was caused to stall in the Senate Ways and Means Committee, legislators should now ignore that prior action, and pass this present Senate Concurrent Resolution, thereby strongly vindicating this little girl's senseless death by drowning; this SCR is also offered by Senator Espero.

She drowned while trying to save another child who had fallen into an unfenced retention pond about 100 yards from her home. Because a drainage pipe was 89-percent clogged, the detention pond had rapidly flooded to create a deadly lake about half of a football field long. This could have been corrected and prevented with just nominal attention from the vast resources of the state of Hawaii.

I believe that this measure is long overdue, and further request that you will come back next year in 2009 and pass the original enforceable statutory change proposed by Senator Espero, rather than the senseless stalling it recieved in the Senate Ways and Means Committee in 2008. Thus, you might vindicate the death of one 5 year old Hawaii girl by preventing future such tragedies, all of which are completely avoidable.

To capitulate to the many real estate developers who want to save the costs incurred by cleaning up such retention and rainwater detention ponds, and therefore don't want such measures passed at all, is to totally abnegate the responsibilities of the Legislature.

Respectfully,

Stephen Fox
Managing Editor, Santa Fe Sun News
Santa Fe, New Mexico
stephen@santafefineart.com

testimony

From: Paul Chevrier - KAKHOA [pchevrier.kakhoa@gmail.com]
Sent: Wednesday, March 26, 2008 12:35 PM
To: testimony
Subject: Testimony for Senate Concurrent Resolution (SCR 161) Hearing Date: 3-28-08 Conf. Room 016 - Time 1:15PM

RE: Testimony for Senate Concurrent Resolution (SCR 161) Hearing Date: 3-28-08 Conf. Room 016 - Time 1:15PM

Please hear and accept my testimony in support of Senate Concurrent Resolution (SCR 161) Hearing Date: 3-28-08 (in reference to HE SENATE S.B. NO. 2884; TWENTY-FOURTH LEGISLATURE, 2008; S.D. 1, STATE OF HAWAII; For the Retention, Detention, and Catchment Pond Safety; which establishes requirements for rainwater and storm water retention, detention, and catchment area pond inspection and safety.

As an active Board of Directors member of a HI - 412J based planned community in Kihei on Maui I know of the concerns many share in looking and working proactively towards the protection of those who depend upon us. Our children along with any others dependent on our forethought and wisdom should rightly expect from us reasonable protections from the environmental conditions we've created for ourselves through our developmental actions. Through working within our own community here in Kihei, and with the care and maintenance of its retention basin (used as an informal park by many as well, I know first hand how children love to play in these unprotected areas as free space. While some in an area would love to keep it as plain free space, other see the dangers that occur from floods and standing water than can and do result from periodic rain and mauka runoff in these water collection areas we have created, yes even in often dry Kihei. I don't believe as some suggest that putting up signs saying use at your own risk - is responsible. What child read such signs? I also doubt many courts would find such simple signage protections adequate if any tragedy should result. When we as people in oversight and management or governmental positions realize a serious risk, especially to children and those dependent upon us, we should reasonable assume responsibility for prudent action to reduce or mitigate these risks where possible; even if it costs us a few dollars more.

I believe along with the bills' referenced American Academy of Pediatrics and the Consumer Product Safety Commission, and the State's injury prevention panel who have recommended four sided fencing with some kind of chain-link or see-through fencing at least four feet high and accessed by lockable gates, to protect those not knowing better or any children seeking to circumventing adult supervision from easily accessing these retention pond areas when they are acting to retain water or otherwise pose a danger to the area's safe use.

Please consider and act to create the protections and safeguards outlined in the above mentioned Senate Concurrent Resolution (SCR 161) (further referenced by HE SENATE S.B. NO. 2884; TWENTY-FOURTH LEGISLATURE, 2008; S.D. 1, STATE OF HAWAII; For the Retention, Detention, and Catchment Pond Safety; which establishes requirements for rainwater and storm water retention, detention, and catchment area pond inspection and safety.)

Mahalo for your consideration of this personal request.

Paul Chevrier
174 Kulipu'u Street, Ke Ali'i Kai
Kihei, HI

testimony

From: Dave Erdman [derdman@pacrimmarketing.com]
Sent: Tuesday, March 25, 2008 5:53 PM
To: testimony
Subject: Senate Concurrent Resolution, SCR161

To: Senate Sergeant-At-Arms Office

Testimony of Dave Erdman

I learned about the tragic drowning accident on the news and in the paper, and was shocked and saddened to hear that the young girl that died in a detention pool of water some years ago was Sharkey Schaefer, the daughter of a media colleague of mine. I could not understand how this could happen, or why, and now there is an opportunity for the future to rectify a problem that could potentially cause another tragic death of a child.

I urge you to support proposed SCR 161, the Charlotte "Sharkey" Schaefer law, relating to retention, detention and catchment pond safety.

The law, which was written in memory of "Sharky", a five-year-old girl who drowned in a Pearl City naval housing complex detention pond while trying to save the life of her childhood friend, seeks to improve the health, safety and welfare of the citizens of this state.

An average of 30 Hawaii residents or 2.4 victims for every one hundred thousand people drown each year in the State's oceans, lakes, dams, reservoirs, rainwater retention and detention ponds, flood waters, swimming pools, spas and private homes. Hawaii's keiki are the most vulnerable to drowning, which in this state and nine others is the leading cause of death among children aged fourteen and younger. The Hawaii Department of Health has recommended action to reduce Hawaii's drowning rate, which detracts from the state's image as a safe as well as pleasurable visitor destination and place to live.

Detention and retention ponds are meant to hold storm water. Similarly, rainwater catchments are used to harvest runoff rainwater. While many catchment systems collect runoff in enclosed tanks, some utilize artificial ponds to catch the water. Unregulated and poorly maintained rainwater detention and retention ponds pose a serious health and safety risk, particularly to Hawaii's children. Passing a law that regulates these systems and monitors them for safety is necessary to ensure the safety of Hawaii's citizens and to reduce the drowning rate.

Sharkey's death could have been prevented. Those responsible for the construction of the pond were well aware of the hazardous conditions that this particular rain catchment basin presented. If state regulations had existed to ensure responsible parties had built and maintained a safe system, the Schaefer's family would not have lost their precious child.

Hawaii has many proactive laws that protect the environment, now it seems we need to advocate for laws that afford our citizens the same rights and privileges.

Sincerely,

Dave Erdman

--

Dave Erdman
President / CEO
PacRim Marketing Group, Inc
2758 South King Street, Suite 206
Honolulu, HI 96826
Phone (808) 949-4592 x 833

testimony

From: Ruth Limtiaco [ruthl@thelimtiacompany.com]
Sent: Wednesday, March 26, 2008 1:27 PM
To: testimony
Subject: SCR 161

This testimony is in support of SCR 161 which will be heard on March 28 , 2008 at 1:15 PM by the Committee on Health and the Committee on Education.

In the interest of public safety and particularly in the interest of the safety of young children who may find retention and detention ponds an attraction, whereas they are actually potentially dangerous and even life-threatening, I urge the adoption of SCR 161.

Ruth Limtiaco

Chief Executive Officer | The Limtiaco Company
928 Nu'uuanu Ave., Suite 400, Honolulu HI 96817
www.TheLimtiacoCompany.com

Office: 808.535.9099 ext 101 | fax: 808.535-9091
E-mail: RuthL@TheLimtiacoCompany.com

testimony

From: Ruth Anne S. Tomlinson, M.D. [ratomlinson@mac.com]
Sent: Tuesday, March 25, 2008 5:43 PM
To: testimony
Cc: Allison Schaefers
Subject: Senate Concurrent Resolution, SCR161

I am writing to urge you to support **Senate Concurrent Resolution, SCR161**, relating to retention, detention and catchment pond safety.

Charlotte, or Sharkey as she loved to be called, was my niece. She drowned in a Pearl City naval housing complex detention pond while trying to save the life of her childhood friend. Unfortunately the drainage pond was not properly maintained. Although the pond was next to the children's playground there was no fence surrounding it. Sharkey's death was preventable. Those responsible for the construction of the pond had been notified of the hazardous conditions that this rain drainage area presented. They chose to do nothing. If state regulations had existed to ensure that the catchment basin was built and maintained safely, I would not have lost my niece. Charlotte was five years old at the time of her death. She was such an amazing little girl with so much potential.

Senate Concurrent Resolution, SCR161, seeks to improve the health, safety and welfare of the citizens of Hawaii. As a pediatrician, mother, and aunt I am especially concerned for the children of your state. Drowning is the leading cause of death among the children in Hawaii. Unregulated and poorly maintained rainwater detention and retention ponds pose a serious health and safety risk, particularly to Hawaii's children. Passing a law that regulates these systems and monitors them for safety is necessary to ensure the safety of Hawaii's citizens and to reduce the drowning rate. The Charlotte "Sharkey" Schaefers law can reduce that death rate and save so many families like mine such terrible heartache.

Hawaii has many proactive laws that protect the environment, now it seems we need to advocate for laws that afford our citizens the same rights and privileges. I would appreciate your support for Senate Concurrent Resolution, SC161. I look forward to a response.
Sincerely,

Ruth Anne Tomlinson, M.D.

P.O. Box 4286
Jackson, WY 83001
(307) 203-2312
ratomlinson@mac.com



Charlotte with my daughter.

testimony

From: Linda Simon [lsimon@hawaii.rr.com]
Sent: Tuesday, March 25, 2008 3:59 PM
To: testimony
Subject: HTH Committee - Hearing 3-28-08

Testimony for Senate Concurrent Resolution (SCR 161)
Hearing Date: 3-28-08
Conf. Room 016 - Time 1:15PM

This testimony is in favor of requesting the department of health to implement a statewide rainwater detention and retention pond safety program. I live on the island of Maui, in a subdivision with a detention basin that currently is not fenced to provide safety for the children in the neighborhood. This year we had extremely heavy rains leaving our detention basin filled and overflowing for many days. Children would ride their bikes over and look down into the muddy, dirty waters and comment on all the balls and floating debris. This is a very dangerous situation that needs to be fenced to keep children out of harms way during the rainy season. I urge the Department of Health to implement a safety program that will protect Hawaii's children.

Thank you for the opportunity to testify.

Linda Simon
221 Kulipuu Street
Kihei, HI. 96753

3-25-2008

Dear Senators:

In lieu of testifying at the March 28, 2008 hearing, I offer the following testimony in support of SCR 161:

I urge you to support SCR 161, which relates to retention, detention and catchment pond safety. Written in memory of a five-year-old girl who drowned in a Pearl City naval housing complex detention pond while trying to save the life of her childhood friend, the resolution seeks to improve the health, safety and welfare of the citizens of this state.

Hawaii has the highest drowning rate in the nation and must take action immediately to improve safety for citizens as well as to improve the state's image as a safe as well as pleasurable visitor destination and place to live. Unregulated and poorly maintained rainwater detention and retention ponds pose a serious health and safety risk, particularly to Hawaii's children. Passing a resolution that encourages and assists developers or persons responsible for construction or maintaining a retention pond, detention pond, or catchment area to adopt maintenance and inspection plan to ensure adequate safety is necessary to ensure the safety of Hawaii's citizens and to reduce the drowning rate. Similarly, I believe that installation of a chain-link or see through fencing and appropriate warning signs should also be encouraged. I also support the provision that retention/detention pond and catchment safety should be incorporated into the Hawaii Department of Health's water safety curriculum.

The death of Sharkey Schaefer could have been prevented. Those responsible for the construction of the pond were well aware of the hazardous conditions that this particular rain catchment basin presented. If regulations had existed to ensure responsible parties had built and maintained a safe system, the Schaefer's family would not have lost their precious child.

Hawaii has many proactive laws that protect the environment, now it seems we need to advocate for laws that afford our citizens the same rights and privileges. I would appreciate your support for SRC161, and I look forward to hearing a response from your office.

Sincerely,



Bee Tan
185 Anapalau St
Honolulu HI 96825

testimony

From: Chuck [chucknaylor@tds.net]
Sent: Tuesday, March 25, 2008 1:01 PM
Cc: testimony; allischaefers@yahoo.com
Subject: Testimony for SCR 161 Health Committee Friday, March 28, 2008 1:15 PM

Testimony for SCR 161 Health Committee Friday, March 28, 2008 1:15 PM

Dear Senators:

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Hawaii has many proactive laws that protect the environment, now it seems we need to advocate for laws that afford our citizens the same rights and privileges. I would appreciate your support for SCR161, and I look forward to hearing a response from your office.

Sincerely,

Charles W. Naylor
310 Ridge Rd
Kingsland, GA 361548

Dear Senators:

In lieu of testifying at the March 28, 2008 hearing, I offer the following testimony in support of SCR 161:

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Hawaii has many proactive laws that protect the environment, now it seems we need to advocate for laws that afford our citizens the same rights and privileges. I would appreciate your support for SRC161, and I look forward to hearing a response from your office.

Sincerely,

Randy A. Roberts (friend of Allison's family)
218 W. Franklin Avenue, New Castle, Delaware 19720

testimony

From: Manu Spaur [MSpaur@hawaii.rr.com]
Sent: Wednesday, March 26, 2008 3:17 PM
To: testimony
Cc: 'Allison Schaefer's'
Subject: Protect Hawaii's children

Dear Senators:

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Sincerely,

Manu

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Sincerely,

Jerry & Vanny Clay
2101 Nuuanu Ave. #505
Honolulu, HI 96817

Aloha Senators

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Mahalo

Anne Murata
126 Opihikao Way
Honolulu, HI 96825

March 26, 2008

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Sincerely & Aloha,

Joe Davis

Joe Davis
1930 Alaeloa Street
Honolulu, HI 96821
808-732-1771

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Sincerely,

Katrina A. Beach

Katrina A. Beach
31 West 39th Street
Wilmington, DE 19802

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Sincerely,

Il Chun

2311 S. Gilinger Rd.
Lafayette Hill, PA 19444

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Sincerely,

Terri Palandrani
31 Old Fence Lane
Newark, De 19702

testimony

From: Alex & Steph Kendrick [sikendrick@clearwire.net]
Sent: Wednesday, March 26, 2008 4:17 PM
To: testimony
Cc: allischaefers@yahoo.com
Subject: SCR 161, March 28 hearing, 1:15 p.m.

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Sincerely,
Steph Kendrick
1760K Palolo Ave.
Honolulu, HI 96816

testimony

From: Tony Lazorko [lazor@mac.com]
Sent: Wednesday, March 26, 2008 4:39 AM
To: testimony
Cc: allischaefers@yahoo.com
Subject: RE: Senate Concurrent Resolution, SCR161

Dear Senators:

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Sincerely,

Tony Lazorko,
Mesilla, NM

testimony

From: Chambers, Catherine L (Card Services) [Catherine.L.Chambers@chase.com]
Sent: Wednesday, March 26, 2008 5:28 AM
To: testimony; allischaefers@yahoo.com
Subject: Senate Concurrent Resolution, SCR161

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Sincerely,

Cathy Chambers
102 Moser Street
Aston, PA 19014

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3/26/2008

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Sincerely,



Sumithra Balraj
Maui Lani Terraces, Apt 301
3740 L. Honoapiilani Road
Lahaina, HI 96761

testimony

From: Dubovsky, Nick (Card Services) [Nick.Dubovsky@chase.com]
Sent: Wednesday, March 26, 2008 3:34 AM
To: testimony
Cc: Allison Schaefer
Subject: SCR 161

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Sincerely,

Nick Dubovsky
324 Flourtown Road
Lafayette Hill, PA 19444
610-825-7411 (Home)
302-282-7212 (Work)
Nick.Dubovsky@chase.com

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testimony

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1760K Palolo Ave.
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Letha Sundquist DeCaires
1022 Loho Street
Kailua, HI 96734

testimony

From: Dubovsky, Nick (Card Services) [Nick.Dubovsky@chase.com]
Sent: Wednesday, March 26, 2008 5:13 AM
To: testimony
Cc: Allison Schaefer
Subject: SCR 161

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324 Flourtown Road
Lafayette Hill, PA 19444
610-825-7411 (Home)
302-282-7212 (Work)
Nick.Dubovsky@chase.com

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Sincerely,

Fern M. Bergeron

Fern M. Bergeron
114 Hawthorne Circle
LaGrange, GA 30240

testimony

From: Nancy Kesler [njkessler@charter.net]
Sent: Thursday, March 27, 2008 3:26 AM
To: testimony
Cc: allischaefers@yahoo.com
Subject: Senate Concurrent Resolutions, SCR161

Dear Senators:

In lieu of testifying at the March 28, 2008 hearing, I offer the following testimony in support of SCR 161:

I urge you to support SCR 161, which relates to retention, detention and catchment pond safety. Written in memory of a five-year-old girl who drowned in a Pearl City naval housing complex detention pond while trying to save the life of her childhood friend, the resolution seeks to improve the health, safety and welfare of the citizens of this state.

Hawaii has the highest drowning rate in the nation and must take action immediately to improve safety for citizens as well as to improve the state's image as a safe as well as pleasurable visitor destination and place to live. Unregulated and poorly maintained rainwater detention and retention ponds pose a serious health and safety risk, particularly to Hawaii's children. Passing a resolution that encourages and assists developers or persons responsible for construction or maintaining a retention pond, detention pond, or catchment area to adopt maintenance and inspection plan to ensure adequate safety is necessary to ensure the safety of Hawaii's citizens and to reduce the drowning rate. Similarly, I believe that installation of a chain-link or see through fencing and appropriate warning signs should also be encouraged. I also support the provision that retention/detention pond and catchment safety should be incorporated into the Hawaii Department of Health's water safety curriculum.

The death of Sharkey Schaefers could have been prevented. Those responsible for the construction of the pond were well aware of the hazardous conditions that this particular rain catchment basin presented. If regulations had existed to ensure responsible parties had built and maintained a safe system, the Schaefers' family would not have lost their precious child.

Hawaii has many proactive laws that protect the environment, now it seems we need to advocate for laws that afford our citizens the same rights and privileges. I would appreciate your support for SRC161, and I look forward to hearing a response from your office.

Sincerely,

Nancy Kesler
116 Ashling Drive
LaGrange, GA. 30240

Dear Senators:

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Sincerely,

Bonnie Barber
109 Hazel Way
LaGrange, Ga. 30241

testimony

From: Peggy McCauley [pmccauley@asginfo.net]
Sent: Thursday, March 27, 2008 4:12 AM
To: testimony
Cc: allischaefers@yahoo.com
Subject: FW: SENATE CONCURRENT RESOLUTIONS, SCR 161

Dear Senators:

In lieu of testifying at the March 28, 2008 hearing, I offer the following testimony in support of SCR 161:

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Sincerely,

Margaret McCauley
412 Gordon St.
LaGrange, GA 30240

3/27/2008

testimony

From: Diane Awtrey [dianeawtrey@yahoo.com]
Sent: Thursday, March 27, 2008 3:00 AM
To: testimony
Subject: SRC 161

Dear Senators:

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Sincerely,

Diane Awtrey
305 Valley Court
LaGrange, GA 30241

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Sincerely,

Christine E. Seta
Allen Y. Seta
2240 Auhuhu St.
Pearl City, HI 96782

testimony

From: Allison Schaefer [allischaefer@yahoo.com]
Sent: Thursday, March 27, 2008 7:39 AM
To: testimony
Subject: Fw: Senate Concurrent Resolution, SCR161

Allison Schaefer
Honolulu Star-Bulletin
(808) 456-0570
(808) 781-4029

----- Forwarded Message -----

From: Molly Gamblin <gamblinm@earthlink.net>
To: testimony@capitol.hawaii.gov
Cc: allischaefer@yahoo.com
Sent: Thursday, March 27, 2008 8:42:25 AM
Subject: Senate Concurrent Resolution, SCR161

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3/27/2008

Hawaii has many proactive laws that protect the environment, now it seems we need to advocate for laws that afford our citizens the same rights and privileges. I would appreciate your support for SRC161, and I look forward to hearing a response from your office.

Sincerely,
Molly Gamblin
LaGrange, GA

Re: SCR 161. March 28, 2008 at 1:15 p.m. in Rm. 016
Health Committee

Dear Senators:

In lieu of testifying at the March 28, 2008 hearing, I offer the following testimony in support of SCR 161:

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Sincerely,

Rose Bernardo
Waipahu

Re: SCR 161. March 28, 2008 at 1:15 p.m. in Rm. 016
Health Committee

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Waipahu

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Sincerely,

Leslie Ann W. Mallory
222 East Yorktown Dr.
LaGrange, GA 30240
434-284-2176

testimony

From: Donna Hartley [hartley@donnahartley.com]
Sent: Thursday, March 27, 2008 8:25 AM
To: testimony
Cc: 'Allison Schaefer's'
Subject: SCR 161 lobbying letter

March 27, 2009

Dear Senators:

In lieu of testifying at the March 28, 2008 hearing, I offer the following testimony in support of SCR 161:

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Sincerely,

Donna Hartley

Donna Hartley
P.O. Box 7650
Tahoe City, CA 96145
(530) 581 2005

3/27/2008

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Sincerely,

Sheila Clause
119 Hawthorne Circle
LaGrange, GA 30240