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## A BILL FOR AN ACT

RELATING TO TRANSPORTATION.

**BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:**

1           SECTION 1. The legislature finds that the burgeoning  
2 traffic congestion from the leeward coast to downtown Honolulu  
3 will continue to worsen. The Oahu metropolitan planning  
4 organization predicts that in the year 2030, the proposed fixed  
5 railway will take two and one-half hours to reach downtown  
6 Honolulu from the leeward coast. This prediction is based on  
7 the city and county of Honolulu's efforts to turn Kapolei into  
8 the second city and the addition of thousands of new housing  
9 development units in the region. Also, the increasing number of  
10 vehicles using the overburdened H-1 and H-2 freeways will bring  
11 traffic congestion to a complete halt.

12           Since the H-1 and H-2 freeways are the only thoroughfares  
13 into and out of west and central Oahu, any traffic accident on  
14 those freeways virtually paralyzes half of the island of Oahu --  
15 much like the infamous Black Tuesday that caused hours of  
16 needless waiting and frustration for tens of thousands of daily  
17 commuters.

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1           The legislature believes that it is prudent to study other  
2 alternative means of accessing west and central Oahu for daily  
3 commuters, as well as for emergency and disaster purposes.

4           The purpose of this Act is to study the feasibility of  
5 constructing a Pearl Harbor underwater transportation tunnel to  
6 serve as an alternative route for residents of west and central  
7 Oahu.

8           SECTION 2. Chapter 264, Hawaii Revised Statutes, is  
9 amended by adding a new part to be appropriately designated and  
10 to read as follows:

11                   "PART     .   PEARL HARBOR TUNNEL IMPACT FEE

12           §264-A Definition. For purposes of this part, all  
13 definitions contained in section 264-121 shall apply to this  
14 part. Further, as used in this part:

15           "West Oahu" includes the districts of Ewa, Waianae,  
16 Waialua, and Wahiawa.

17           §264-B Pearl Harbor special fund. (a) There is  
18 established in the state treasury, the Pearl Harbor special fund  
19 to be administered by the department into which shall be  
20 deposited:



1 (1) Transfers of county impact fees assessed under part  
2 VIII of chapter 46 and this part for the purposes of  
3 this part;

4 (2) Interest from investments of deposits; and

5 (3) Legislative and county appropriations.

6 (b) Moneys in the Pearl Harbor special fund shall be used  
7 for the following purposes:

8 (1) The cost of an initial feasibility study and planning  
9 costs for an underwater or submerged transportation  
10 tunnel linking Ewa beach across the Pearl Harbor  
11 channel;

12 (2) Transfers under sections 36-27 and 36-30; and refunds  
13 under section 264-D.

14 §264-C Authority to assess impact fee. (a) The city and  
15 county of Honolulu is directed to assess, impose, levy, collect,  
16 and transfer to the department impact fees for any development  
17 in west Oahu pursuant to ordinances adopted under section 46-142  
18 and this part, and the department is authorized to receive those  
19 funds for deposit into the Pearl Harbor special fund; provided  
20 that the impact fees collected shall not be less than \$1,000,000  
21 within a two year period.

22 (b) This assessment of impact fees shall not apply to:



- 1 (1) The development of affordable housing pursuant to a
- 2 city and county of Honolulu authorized project; or
- 3 (2) The development of housing units, single, duplex, or
- 4 multi-family, that are priced under \$600,000.

5 **§264-D Refund of impact fees.** Upon the request of a  
 6 county, the department shall refund any impact fees transferred  
 7 to the Pearl Harbor special fund that have not been expended or  
 8 encumbered for the purposes of this part within ten years after  
 9 collection under part VIII of chapter 46."

10 SECTION 3. This Act does not affect rights and duties that  
 11 matured, penalties that were incurred, and proceedings that were  
 12 begun before its effective date.

13 SECTION 4. In codifying the new sections added by section  
 14 1 of this Act, the revisor of statutes shall substitute  
 15 appropriate section numbers for the letters used in designating  
 16 the new sections in this Act.

17 SECTION 5. This Act shall apply to any grading or building  
 18 permit issued after its effective date.

19 SECTION 6. This Act shall take effect upon its approval.

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INTRODUCED BY:

*Rida Cibamilla*

*Karen [Signature]*

*MA [Signature]*  
*May [Signature]*



**Report Title:**

Transportation; Impact Fees. Pearl Harbor Tunnel

**Description:**

Establishes Pearl Harbor special fund into which shall be deposited impact fees collected from development in west Oahu to fund a feasibility study and planning for a Pearl Harbor underwater transportation tunnel.

*The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.*

