
HOUSE RESOLUTION

REQUESTING THE CITY AND COUNTY OF HONOLULU TO EXEMPT THE ALA WAI
AND KEEHI BOAT HARBORS FROM COUNTY ZONING AND BUILDING
ORDINANCES.

1 WHEREAS, numerous economic factors, including the downturn
2 in Hawaii's two main industries, tourism and construction, have
3 had a tremendous impact on the state budget and contributed to
4 the State's growing deficit; and
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6 WHEREAS, although the state economy had been performing
7 very well until recently, with the lowest rate of unemployment
8 in the nation and budget surpluses for many years, the meltdown
9 of the global economy that began in the latter part of 2008
10 severely reduced the State's revenue projections and
11 collections; and
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13 WHEREAS, many Hawaii residents have lost jobs, investments,
14 and homes, and there has been a decrease in the number of
15 visitor arrivals, resulting in a decline of consumer spending;
16 and
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18 WHEREAS, as a result, in 2009, the Legislature faced a
19 historic revenue shortfall; and
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21 WHEREAS, if circumstances remain unchanged, the current
22 budget shortfall of over \$1,100,000,000 will require a reduction
23 in spending of at least \$550,000,000 over the next two years;
24 and
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26 WHEREAS, while some solutions to solve the current fiscal
27 crisis have been or are currently being implemented, additional
28 revenue sources are still needed; and
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30 WHEREAS, without additional revenue sources, the daily
31 operations of the State, including essential services to
32 residents and visitors alike, are in jeopardy; and
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1 WHEREAS, the State urgently needs to address this revenue
2 shortfall as soon as possible; and

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4 WHEREAS, the State holds title to many parcels of land that
5 could be leased and developed to produce a fair return to the
6 State and reduce the State's budget deficit; and

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8 WHEREAS, some of these state lands include fast lands
9 around the State's small boat harbors, which, once developed,
10 could generate sorely needed revenue for the State; and

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12 WHEREAS, all state harbors were exempt from county zoning
13 and building ordinances under section 266-2, Hawaii Revised
14 Statutes, until the enactment of Chapter 200, Hawaii Revised
15 Statutes, in 1991, which transferred the management of the
16 State's small boat harbors to the Department of Land and Natural
17 Resources Division of Boating and Ocean Recreation; and

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19 WHEREAS, pursuant to Chapter 200, Hawaii Revised Statutes,
20 only commercial harbors in the State were exempted from county
21 zoning and building resources under section 266-2, Hawaii
22 Revised Statutes, and small boat harbors were subject to county
23 zoning and building ordinances; and

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25 WHEREAS, county zoning and building ordinances have caused
26 delays in the development of these fast lands and in small urban
27 boat harbors, such as the Ala Wai and Keehi boat harbors, and
28 the lengthy process of obtaining county permits is unnecessary
29 given that any development must also comply with the provisions
30 of Chapter 343, Hawaii Revised Statutes; and

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32 WHEREAS, exempting development of the fast lands in the Ala
33 Wai and Keehi boat harbors from county zoning and building
34 ordinances would expedite these projects at a time when the
35 revenue from these fast lands is needed; now, therefore,

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37 BE IT RESOLVED by the House of Representatives of the
38 Twenty-fifth Legislature of the State of Hawaii, Regular Session
39 of 2010, that the City and County of Honolulu is requested to
40 exempt any development, construction, and improvements of the
41 Ala Wai and Keehi boat harbors and the fast lands contained
42 within these harbors from county zoning and building
43 ordinances; and



1 BE IT FURTHER RESOLVED that if the City and County of
 2 Honolulu does not grant the exemption by January 1, 2011, the
 3 Department of Land and Natural Resources is requested to submit
 4 proposed legislation to this body not later than twenty days
 5 prior to the convening of the 2011 Regular Session that would
 6 re-instate the exemption of small boat harbors from county
 7 zoning and building ordinances; and

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 9 BE IT FURTHER RESOLVED that certified copies of this
 10 Resolution be transmitted to the Chairperson of the Board of
 11 Land and Natural Resources and the Mayor and council members of
 12 the City and County of Honolulu.
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OFFERED BY:

K. L. L.
Michael J. Mayberry
[Signature]

MAR 10 2010

