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Joseph Pontamilla
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COUNTY COUNCIL
COUNTY OF MAUI
200 S. HIGH STREET
WAILUKU, MAUI, HAWAII 96793
www.mauicounty.gov/council

Bill No. 2433

Director of Council Services Support N
Ken Fukutoka

Date 2/7

Time 12:18

Cat AF AS B C

Type 1 2 WI

February 7, 2010

TO: The Honorable Hermina M. Morita, Chair
House Committee on Energy & Environmental Protection

FROM: Danny A. Mateo *Danny A. Mateo*
Council Chair

SUBJECT: **HEARING OF FEBRUARY 9, 2010; TESTIMONY IN OPPOSITION TO HB 2433,
RELATING TO TRANSPORTATION**

Thank you for the opportunity to testify in opposition this important measure. The purpose of this measure is to exempt state department of transportation development and construction of highways and airports from Special Management Area (SMA) permitting and approval of county agencies.

The Maui County Council has not had the opportunity to take a formal position on this measure. Therefore, I am providing this testimony in my capacity as an individual member of the Maui County Council.

I oppose this measure for the following reasons:

1. This bill usurps county authority and repudiates home rule principles. Airport and highway-related improvements are likely to have substantial impacts on local economic, social, and environment conditions. Therefore, local government should retain authority on decisions about airport and highway-related improvements to the greatest possible extent
2. This bill violates the spirit, if not the letter, of the Coastal Zone Management Act of 1972 (Title 16, U.S. Code, Sections 1451 et seq.) and the Hawaii Coastal Zone Management Act of 1977 (Chapter 205A, Hawaii Revised Statutes). In enacting these vitally important environmental statutes, the United States Congress and the Hawaii State Legislature, respectively, expressed a strong intent for local authority in coastal land use decisions. That intent is currently reflected in the existing SMA permitting scheme established throughout the State of Hawaii and in the County of Maui.

For the foregoing reasons, I oppose this measure.

ocs:proj:legis:10legis:10testimony: hb2433_paf10-10-12b_mjg

Cyndi Apana

Bill No. 2433

From: mailinglist@capitol.hawaii.gov
Sent: Sunday, February 07, 2010 8:32 PM
To: EEPtestimony
Cc: dickmayer@earthlink.net
Subject: Testimony for HB2433 on 2/9/2010 9:00:00 AM

Support Y N

Date 2/7

Time 2032

Testimony for EEP 2/9/2010 9:00:00 AM HB2433

Cat AF AS AX C

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Dick Mayer
Organization: Maui General Plan Advisory Committee
Address: 1111 Lower Kimo Dr Kula, HI 96790
Phone: 808-283-4376
E-mail: dickmayer@earthlink.net
Submitted on: 2/7/2010

Type 1 2 WI

Comments:

NOTE: The wording in this proposed bill would prevent our Planning Department from enforcing provisions in our County's adopted General Plan. It would be highly inappropriate for the State's Dept of Transportation to be exempt from the County's adopted General Plans when designing highways.

As the Vice-Chairman of Maui's General Plan Advisory Committee, I am very aware of Maui County's General Plan and the many provisions in our various Community Plans.

It would be highly inappropriate for the State's Dept of Transportation to be exempt from the County's plans when designing highways. In fact, there should be a special provision that DOT should be required to follow all County General Plan provisions.

DEPARTMENT OF PLANNING AND PERMITTING
CITY AND COUNTY OF HONOLULU

850 SOUTH KING STREET, 7TH FLOOR • HONOLULU, HAWAII 96813
TELEPHONE: (808) 768-8000 • FAX: (808) 768-8041
DEPT. WEB SITE: www.honoluluapp.org • CITY WEB SITE: www.honolulu.gov

Bill No. 2433
Support Y N X
Date 2/8
Time 1357
DAVID K. TANOUÉ
DIRECTOR
ROBERT M. SUMITOMO
DEPUTY DIRECTOR
Cat AF AS AX B C
Type (1) 2 WI

MUFI HANNEMANN
MAYOR



February 9, 2010

The Honorable Representative Hermina M. Morita, Chair
and Members of the Committee on Energy &
Environmental Protection
State House of Representatives
State Capitol
Honolulu, Hawaii 96813

Dear Chair Morita and Members:

**Subject: House Bill No. 2433
Relating to Transportation**

The Department of Planning and Permitting has the following **concerns and comments** on this proposed legislation for your consideration:

1. The bill appears unnecessary, since the City has an ongoing Express State Permit ("ESP") process with several State departments, including the State Department of Transportation. The ESP is a cooperative process intended to accelerate the review and permitting process and to overcome any barriers that might impede the progress of State construction projects. The ESP is meant to provide for the general welfare of the public without abandoning existing laws and regulations. The ESP enables the State to apply for and immediately receive a building permit, provided that the State agrees to self-certify certain aspects of plan review and inspection processes. Along with permits, the ESP provides a checklist of requirements for the closing of building permits and issuance of certificates of occupancy.
2. Typically, development permits are required to ensure that proposed development complies with applicable codes and engineering standards; e.g., the building or fire code. However, they are also necessary to ensure that infrastructure is adequate and developers obtain proper authorization to connect to or utilize county-owned infrastructure, such as water, sewer, and streets. Although we do not object to the exemption

The Honorable Representative Hermina M. Morita, Chair
and Members of the Committee on Energy &
Environmental Protection
State House of Representatives
House Bill No. 2433
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Page 2

from the PRU permit requirement, we are concerned that this bill will give the State Department of Transportation unilateral, unlimited powers in developing airports and State-owned roads regardless of their potential impacts on county-owned infrastructure. It seems that the bill will give the State carte-blanche authority to make connections to county-owned water and sewer systems without first obtaining county connection permits. For areas where State-owned roads and City-owned streets intersect or connect, we are concerned that the bill will give the State the right to alter, modify, or reconstruct county-owned streets without any permit or concurrence from the counties.

3. Although we do not object to the bill's provision for exemption from county agencies' special management area permitting requirements, the bill should make clear that compliance with the Federally mandated CZM and NEPA regulations would still be required, and that would be handled and/or processed by a State agency.

Thank you for the opportunity to testify.

Sincerely yours,


for David K. Tanoue, Director
Department of Planning and Permitting

DKT: jmf
hb2433-mf1.doc

Cyndi Apana

Bill No. 2433

From: mailinglist@capitol.hawaii.gov
Sent: Sunday, February 07, 2010 8:13 AM
To: EEPtestimony
Cc: george_96753@yahoo.com
Subject: Testimony for HB2433 on 2/9/2010 9:00:00 AM
Attachments: 2cents.txt

Support Y (N)

Date 2/7

Time 8:13

Testimony for EEP 2/9/2010 9:00:00 AM HB2433

Cat AF AS AX (BC)

Type (1) 2 WI

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: George Tillson
Organization: Individual
Address: 155 wailea ike pl apt 25 kihei, hi
Phone: 808-891-2214
E-mail: george_96753@yahoo.com
Submitted on: 2/7/2010

Comments: I would prefer to see local planning involved in State planning projects at the harbor or airport. Local people should have a voice in such matters. It is a basic function of our existing democracy. Please do not dismantle the existing system.

Cyndi Apana

Bill No 2433

From: mailinglist@capitol.hawaii.gov
Sent: Sunday, February 07, 2010 8:22 AM
To: EEPtestimony
Cc: Jim@tribegamestudios.com
Subject: Testimony for HB2433 on 2/9/2010 9:00:00 AM

Support Y N

Date 2/7

Time 8:22

Testimony for EEP 2/9/2010 9:00:00 AM HB2433

Cat AF AS AX B C

Type 1 2 WI

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Jim langford.
Organization: Individual
Address: 489 alae rd Kula hi
Phone:
E-mail: Jim@tribegamestudios.com
Submitted on: 2/7/2010

Comments:

We must only develop out education and environment. Permits for islands are a county responsibility to keep political development out. More money is in high tech than sprawl economics. Ti e to get smarter not more of the same. I can help if you need. Just ask.

Cyndi Apana

Bill No 2433

From: mailinglist@capitol.hawaii.gov
Sent: Sunday, February 07, 2010 8:49 AM
To: EEPtestimony
Cc: Thorneabbott@yahoo.com
Subject: Testimony for HB2433 on 2/9/2010 9:00:00 AM

Support Y N

Date 2/7

Time 849

Testimony for EEP 2/9/2010 9:00:00 AM HB2433

Cat AF AS AX B C

Type 1 2 WI

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Thorne Abbott
Organization: Individual
Address: 3993 Maalaea Bay Place Wailuku, HI
Phone: 808 344 1595
E-mail: Thorneabbott@yahoo.com
Submitted on: 2/7/2010

Comments:

The bill requires definition of what 'new' construction actually is. Expansions and hardening of the shoreline where it is presently natural is a poor choice when our economy depends more on beaches and pristine shorelines than created limited-term construction jobs that benefit a small minority of the population. Expediting improvements within existing footprints is appropriate and would benefit the construction industry significantly. Projects that have little influence on coastal processes, such as security fencing and perimeter fencing at Kahului Airport should not require extensive SMA review. In contrast, armoring the shoreline on west Maui between Puamana and the pali tunnel fails to consider a far more beneficial opportunity. That opportunity, which would create numerous construction jobs, is to relocate the existing highway inland and out of the flood and tsunami inundation areas. One major hurricane or failure of the existing roadway would leave thousands of people and tourists stranded and could seriously jeopardize recovery and response efforts if Lahaina Harbor was compromised (for example if a ship sank in the harbor's entryway). Write a bill that is broad enough to address future unforeseen circumstances, but narrow enough to underscore the intent. If the intent is to fast track federal funded projects and get construction moving, then consider improving what exists and reduce those projects that degrade important environmental assets such as beaches, ocean recreation access points, favored fishing spots, and oceanic views. Please be responsible with our environmental assets - they can not be remade once destroyed by poor planning and short term ideas. Finally, please do not exclude the public from voicing its opinion on projects which will impact public trust domain resources. Thank you for your consideration.

Cyndi Apana

2433

Bill No. _____

From: mailinglist@capitol.hawaii.gov
Sent: Sunday, February 07, 2010 8:59 AM
To: EEPtestimony
Cc: inunyabus@gmail.com
Subject: Testimony for HB2433 on 2/9/2010 9:00:00 AM

Support Y N

Date 27

Time 859

Cat AF AS AX C

Type 1 2 WI

Testimony for EEP 2/9/2010 9:00:00 AM HB2433

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: elaine dunbar
Organization: Individual
Address: 1978 leile st puhi
Phone:
E-mail: inunyabus@gmail.com
Submitted on: 2/7/2010

Comments:

I oppose this bill as it is an attempt to block out the public's voice.
Only the people in the affected communities are able to determine and direct the state in appropriate administrative rules because no ONE SIZE FITS ALL works on the various islands. Each island is different and should stay that way.
There are no checks and balances otherwise.
Please do not pass this bill.

Cyndi Apana

2433

From: mailinglist@capitol.hawaii.gov
Sent: Sunday, February 07, 2010 9:05 AM
To: EEPtestimony
Cc: gshaines@earthlink.net
Subject: Testimony for HB2433 on 2/9/2010 9:00:00 AM

Bill No. _____

Support Y N

Date 27

Time 905

Cat AF AS AX B

Type 1 2 WI

Testimony for EEP 2/9/2010 9:00:00 AM HB2433

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Gregg Haines
Organization: Individual
Address:
Phone:
E-mail: gshaines@earthlink.net
Submitted on: 2/7/2010

Comments:

It is important that the Counties be able to review plans created by centralized planning based on Oahu, and to modify them so as not to waste money (such as creating physically unworkable projects or projects that create traffic problems).

This bill appears to be a ploy to remove local input and control over State Harbors, Highways and Airports from citizens on the neighbor islands.

I strongly oppose HB2433.

Cyndi Apana

Bill No. 2433

From: mailinglist@capitol.hawaii.gov
Sent: Sunday, February 07, 2010 9:40 AM
To: EEPtestimony
Cc: sd3@hawaii.rr.com
Subject: Testimony for HB2433 on 2/9/2010 9:00:00 AM

Support Y

Date 2/7

Time 940

Testimony for EEP 2/9/2010 9:00:00 AM HB2433

Cat AF AS AX C

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Susan Douglas
Organization: Individual
Address: 3145A Makamae Pl Kihei, HI
Phone: 808 879 1112
E-mail: sd3@hawaii.rr.com
Submitted on: 2/7/2010

Type 2 WI

Comments:

If this passes, my understanding is that it would mean that there would be no legal public review of impacts in the shoreline region for some of the largest projects, e.g., Superferry and Airport Runway expansion. That doesn't even make sense.

Cyndi Apana

Bill No. 2433

From: mailinglist@capitol.hawaii.gov
Sent: Sunday, February 07, 2010 9:55 AM
To: EEPtestimony
Cc: mauryk@gmail.com
Subject: Testimony for HB2433 on 2/9/2010 9:00:00 AM

Support Y N
Date 2/7
Time 955

Testimony for EEP 2/9/2010 9:00:00 AM HB2433

Cat AF AS AX B C

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Maury King
Organization: Individual
Address: Kehala Dr Kihei
Phone: 808 874 5955
E-mail: mauryk@gmail.com
Submitted on: 2/7/2010

Type 1 2 WI

Comments:

It is getting to be so sad to see decisions made to benefit the few, not the many. Or for expediency.

The centralized planning based on Oahu often makes plans which are simply unworkable on Maui. It is important that the County be able to review these plans and modify them so as not to waste money either by creating physically unworkable projects such as the Superferry barge (which our County warned the state would experience damaging surge) or which create traffic problems (such as placing passenger ships on the West Breakwater).

Cyndi Apana

Bill No. 2433

From: mailinglist@capitol.hawaii.gov
Sent: Sunday, February 07, 2010 10:01 AM
To: EEPtestimony
Cc: scottieheller@hawaii.rr.com
Subject: Testimony for HB2433 on 2/9/2010 9:00:00 AM

Support Y N

Date 2/7

Time 1001

Testimony for EEP 2/9/2010 9:00:00 AM HB2433

Cat AF AS AX BC

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: scott heller
Organization: Individual
Address:
Phone:
E-mail: scottieheller@hawaii.rr.com
Submitted on: 2/7/2010

Type 1 2 WI

Comments:

I think that it is unwise to let any legislation through that does not fully protect OUR county with full SMAs and county approval of any airport or harbor expansion. We need only look at the superferry debacle. Also, we the people have strongly opposed airport expansion for so many years and need full accountability to see our desires for Maui aina upheld at the highest level.

Cyndi Apana

Bill No. 2433

From: mailinglist@capitol.hawaii.gov
Sent: Sunday, February 07, 2010 10:04 AM
To: EEPtestimony
Cc: rayneregush@aol.com
Subject: Testimony for HB2433 on 2/9/2010 9:00:00 AM

Support Y N

Date 2/7

Time 1004

Testimony for EEP 2/9/2010 9:00:00 AM HB2433

Cat AF AS AX C

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Rayne Regush
Organization: Individual
Address: Kapaa, HI 96746
Phone:
E-mail: rayneregush@aol.com
Submitted on: 2/7/2010

Type 2 WI

Comments:

There are no economic justifications that warrant diminishing existing environmental laws.

The current protections afforded by law are already jeopardized by variances that are often granted at the county level.

Proposed state and federal projects should not be exempted from the existing environmental permitting process rules.

The public's treasured coastal areas appropriately deserve as much oversight as possible. Planning for our harbors, airports and highways infrastructure must not take shortcuts at the expense of our coastal zone management areas. Remember, the CZM is a critical economic driver for the tourist industry.

Please vote no on HB2433. There are no economic benefits that can be reaped from diminishing Hawaii's environmental protections.

Cyndi Apana

Bill No. 2433

From: mailinglist@capitol.hawaii.gov
Sent: Sunday, February 07, 2010 11:05 AM
To: EEPtestimony
Cc: aliaska@hawaii.rr.com
Subject: Testimony for HB2433 on 2/9/2010 9:00:00 AM

Support Y (N)

Date 2/7

Time 1105

Testimony for EEP 2/9/2010 9:00:00 AM HB2433

Cat AF AS AX (B) C

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Aliaska Brozen
Organization: Individual
Address: 3100 A Mapu Pl. Kihei, HI
Phone: 808-891-9203
E-mail: aliaska@hawaii.rr.com
Submitted on: 2/7/2010

Type 1 2 WI

Comments:

We CANNOT exempt DOT projects from oversight. Our environment can't afford it.

Cyndi Apana

Bill No. 2433

From: mailinglist@capitol.hawaii.gov
Sent: Sunday, February 07, 2010 11:18 AM
To: EEPtestimony
Cc: taylor021@hawaii.rr.com
Subject: Testimony for HB2433 on 2/9/2010 9:00:00 AM

Support Y N
Date 2/7
Time 1118

Testimony for EEP 2/9/2010 9:00:00 AM HB2433

Cat AF AS AX B C

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Ken Taylor
Organization: Individual
Address: 1720-A Makaleha Pl. Kapaa, Hi.
Phone: (808)823-8527
E-mail: taylor021@hawaii.rr.com
Submitted on: 2/7/2010

Type 1 2 WI

Comments:

For a sustainable future for the children of today and tomorrow, we must leave community planning in place. It is important that Kauai and the other Islands be able to review all plans and modify as needed to best serve the needs of the local people. The environment is all we have, if we do not take care of it today, there will be "NO ECONOMIC DEVELOPMENT TOMORROW"; . . . This bill HB2433 is very short-sighted.

Cyndi Apana

Bill No. 2433

From: mailinglist@capitol.hawaii.gov
Sent: Sunday, February 07, 2010 11:23 AM
To: EEPtestimony
Cc: ssipman@gmail.com
Subject: Testimony for HB2433 on 2/9/2010 9:00:00 AM

Support Y N

Date 2/7

Time 1123

Testimony for EEP 2/9/2010 9:00:00 AM HB2433

Cat AF AS AX B C

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: S C SIPMAN
Organization: Individual
Address: Ha'iku, Maui
Phone: 8085752489
E-mail: ssipman@gmail.com
Submitted on: 2/7/2010

Type 1 2 WI

Comments:

HOME RULE. EACH COUNTY HAS ITS OWN STYLE, VALUES AND NEEDS. LESS IS MORE ON MAUI. CRUISE SHIPS DESTROY REEFS WITH BILGE/BALLAST PURGES OF ALIEN SPECIES AND FORIEGN FECES. KAHULUI HARBOR IS OUR FRONT DOOR NOT OAHU'S BACK DOOR.

Cyndi Apana

Bill No. 2433

From: mailinglist@capitol.hawaii.gov
Sent: Sunday, February 07, 2010 12:08 PM
To: EEPtestimony
Cc: peemer@kula.com
Subject: Testimony for HB2433 on 2/9/2010 9:00:00 AM

Support Y (N)

Date 2/7

Time 1208

Testimony for EEP 2/9/2010 9:00:00 AM HB2433

Cat AF AS AX (B)C

Type (1)2 WI

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Pamela Polland
Organization: Individual
Address: 226 Kulalani Drive Kula, HI 96790
Phone: 808/878-3220
E-mail: peemer@kula.com
Submitted on: 2/7/2010

Comments:

To All Whom It May Concern,
I DEEPLY PROTEST the idea of HB2433. This would be a TERRIBLE step backwards for the State. After all that the public went through over the Superferry, it should be OBVIOUS that the public wants to make sure there are laws in place to enforce due diligence and environmental review for everything HB2433 would be trying to undo. Please do not let this proposed bill get any further than the review on 2/9. Nip it in the bud and throw it in the trash. Thank you, Pamela Polland, concerned citizen.

Cyndi Apana

Bill No. 2433

From: mailinglist@capitol.hawaii.gov
Sent: Sunday, February 07, 2010 12:11 PM
To: EEPtestimony
Cc: annf@maui.net
Subject: Testimony for HB2433 on 2/9/2010 9:00:00 AM

Support Y N X

Date 2/7

Time 1211

Testimony for EEP 2/9/2010 9:00:00 AM HB2433

Cat AF AS AX ~~BC~~

Type 1 2 WI

Conference room: 325
Testifier position:
Testifier will be present: No
Submitted by: Ann Fielding
Organization: Individual
Address:
Phone:
E-mail: annf@maui.net
Submitted on: 2/7/2010

Comments:

Plans that are made on Oahu often have little or no input from Maui. Our County Planning Dept HAS to have input on any projects affecting our airports and harbors to be sure they are workable here, so time and taxpayer dollars are not wasted.

Cyndi Apana

Bill No. 2433

From: mailinglist@capitol.hawaii.gov
Sent: Sunday, February 07, 2010 1:48 PM
To: EEPtestimony
Cc: mauistuart@hotmail.com
Subject: Testimony for HB2433 on 2/9/2010 9:00:00 AM

Support Y

Date 2/7

Time 1348

Testimony for EEP 2/9/2010 9:00:00 AM HB2433

Cat AF AS AX

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Stuart Funke-d'Egnuff
Organization: Individual
Address: 108 Kupuna St. Kihei, HI 96753
Phone: 808 344-3434
E-mail: mauistuart@hotmail.com
Submitted on: 2/7/2010

Type 2 WI

Comments:
Exempting a government agency like DOT from laws appears to negate the very intent of the law that was created to protect the land. It does not make sense to have the private sector follow the law and not the government.

Cyndi Apana

Bill No. 2433

From: mailinglist@capitol.hawaii.gov
Sent: Sunday, February 07, 2010 1:59 PM
To: EEPtestimony
Cc: jil1124@earthlink.net
Subject: Testimony for HB2433 on 2/9/2010 9:00:00 AM

Support Y N

Date 2/7

Time 1359

Testimony for EEP 2/9/2010 9:00:00 AM HB2433

Cat AF AS AX BC

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Dr. Jacob Liberman
Organization: Individual
Address: 133 Ka Drive Kula, HI 96790
Phone: 808 876-1926
E-mail: jil1124@earthlink.net
Submitted on: 2/7/2010

Type 1 2 WI

Comments:

I oppose HB2433. After all the citizens went through over the Superferry, it should be clear that we want laws in place to enforce due diligence and environmental review for everything HB2433 is trying to undo. Don't allow this bill get any further than the review on 2/9. Thank you, Dr. Jacob Liberman

Cyndi Apana

Bill No. 2433

From: mailinglist@capitol.hawaii.gov
Sent: Sunday, February 07, 2010 2:39 PM
To: EEPtestimony
Cc: merway@hawaii.rr.com
Subject: Testimony for HB2433 on 2/9/2010 9:00:00 AM

Support Y
Date 2/7
Time 1439

Testimony for EEP 2/9/2010 9:00:00 AM HB2433

Cat AF AS AX BC

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Marjorie Erway
Organization: Individual
Address: PO Box, 2807, Kailua Kona, HI
Phone: 808-324-4624
E-mail: merway@hawaii.rr.com
Submitted on: 2/7/2010

Type 1 2 WI

Comments:

I urge you to stop HB2433, right now! This would be a TERRIBLE step backwards for the State. After all that the public went through over the Superferry, it should be OBVIOUS that the public wants to make sure there are laws in place to enforce due diligence and environmental review for everything HB2433 would be trying to undo. Please do not let this proposed bill get any further than the review on 2/9. Nip it in the bud and throw it in the trash Mahalo for your consideration, Marjorie Erway

Cyndi Apana

Bill No. 2433

From: mailinglist@capitol.hawaii.gov
Sent: Sunday, February 07, 2010 3:11 PM
To: EEPtestimony
Cc: khwinter@hawaii.rr.com
Subject: Testimony for HB2433 on 2/9/2010 9:00:00 AM

Support Y (M)

Date 2/7

Time 1511

Cat AF AS AX (B) C

Type (1) 2 WI

Testimony for EEP 2/9/2010 9:00:00 AM HB2433

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Kate H Winter
Organization: Individual
Address: Ihilani Place Kailua Kona, HI
Phone:
E-mail: khwinter@hawaii.rr.com
Submitted on: 2/7/2010

Comments:

To permit ANY agency to go forward without all environmental studies completed and concerns resolved is at best short-sighted and at worst morally corrupt. Did we learn nothing from the Superferry debacle? Due diligence and foresight as well as transparency is the only way we can operate effectively, efficiently and morally.

Cyndi Apana

Bill No. 2433

From: mailinglist@capitol.hawaii.gov
Sent: Sunday, February 07, 2010 4:06 PM
To: EEPtestimony
Cc: Douglasperrine@yahoo.com
Subject: Testimony for HB2433 on 2/9/2010 9:00:00 AM

Support Y (N)

Date 27

Time 1600

Testimony for EEP 2/9/2010 9:00:00 AM HB2433

Cat AF AS AX (BC)

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Doug Perrine
Organization: Individual
Address: 76-223 Haa Street Kailua Kona HI 96740
Phone: 808-329-4523
E-mail: Douglasperrine@yahoo.com
Submitted on: 2/7/2010

Type (1) 2 WI

Comments:
DOT needs more scrutiny, not less

Cyndi Apana

Bill No. 2433

From: mailinglist@capitol.hawaii.gov
Sent: Sunday, February 07, 2010 4:41 PM
To: EEPtestimony
Cc: walterkawaiaea@gmail.com
Subject: Testimony for HB2433 on 2/9/2010 9:00:00 AM

Support Y N

Date 2/7

Time 1641

Testimony for EEP 2/9/2010 9:00:00 AM HB2433

Cat AF AS AX C

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Walter Kawaiaea Jr
Organization: Individual
Address: 99-003 Kaamilo St Aiea Hi
Phone: 808-222-8730
E-mail: walterkawaiaea@gmail.com
Submitted on: 2/7/2010

Type 1 2 WI

Comments:

Cyndi Apana

Bill No

2433

From: mailinglist@capitol.hawaii.gov
Sent: Sunday, February 07, 2010 5:48 PM
To: EEPtestimony
Cc: shannonkona@gmail.com
Subject: Testimony for HB2433 on 2/9/2010 9:00:00 AM

Support Y N

Date 2/7

Time 1748

Testimony for EEP 2/9/2010 9:00:00 AM HB2433

Cat AF AS AX B C

Type 1 2 WI

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Shannon Rudolph
Organization: Individual
Address: P. O. 243 Holualoa
Phone: 808-322-6604
E-mail: shannonkona@gmail.com
Submitted on: 2/7/2010

Comments:
RE: HB2433

Aloha,

The centralized planning based on Oahu often makes plans which are simply unworkable on Maui. It is important that the County be able to review these plans and modify them so as not to waste money either by creating physically unworkable projects such as the Superferry barge (which our County warned the state would experience damaging surge) or which create traffic problems (such as placing passenger ships on the West Breakwater).

This is an obvious ploy by the businesses using the harbor to wrest local control away from the neighbor islands.

Mahalo,

Cyndi Apana

Bill No. 2433

From: mailinglist@capitol.hawaii.gov
Sent: Sunday, February 07, 2010 6:27 PM
To: EEPtestimony
Cc: designsculpture@mac.com
Subject: Testimony for HB2433 on 2/9/2010 9:00:00 AM

Support Y (N)

Date 2/7

Time 1827

Cat AF AS AX (B)C

Type (1) 2 WI

Testimony for EEP 2/9/2010 9:00:00 AM HB2433

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: joanne Vasquez
Organization: Individual
Address: Haiku Hi
Phone:
E-mail: designsculpture@mac.com
Submitted on: 2/7/2010

Comments:

To All Whom It May Concern,
I DEEPLY PROTEST the idea of HB2433. This would be a TERRIBLE step backwards for the State. After all that the public went through over the Superferry, it should be OBVIOUS that the public wants to make sure there are laws in place to enforce due diligence and environmental review for everything HB2433 would be trying to undo. Please do not let this proposed bill get any further than the review on 2/9. Nip it in the bud and throw it in the trash. Thank you, Joanne Vasquez, concerned citizen.

Cyndi Apana

Bill No. 2433

From: mailinglist@capitol.hawaii.gov
Sent: Sunday, February 07, 2010 6:43 PM
To: EEPtestimony
Cc: lezleyjacintho@gmail.com
Subject: Testimony for HB2433 on 2/9/2010 9:00:00 AM

Support Y

Date 2/7

Time 10:43

Testimony for EEP 2/9/2010 9:00:00 AM HB2433

Cat AF AS AX B C

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: lezley jacintho
Organization: Individual
Address: Haiku, HI
Phone:
E-mail: lezleyjacintho@gmail.com
Submitted on: 2/7/2010

Type 2 WI

Comments:

To All Whom It May Concern,
I DEEPLY PROTEST the idea of HB2433. This would be a TERRIBLE step backwards for the State. After all that the public went through over the Superferry, it should be OBVIOUS that the public wants to make sure there are laws in place to enforce due diligence and environmental review for everything HB2433 would be trying to undo. Please do not let this proposed bill get any further than the review on 2/9. Nip it in the bud and throw it in the trash. Thank you, Lezley Jacintho, concerned citizen.

Cyndi Apana

Bill No. 2433

From: mailinglist@capitol.hawaii.gov
Sent: Sunday, February 07, 2010 6:44 PM
To: EEPtestimony
Cc: jsacher@kona.net
Subject: Testimony for HB2433 on 2/9/2010 9:00:00 AM

Support Y N

Date 2/7

Time 1844

Testimony for EEP 2/9/2010 9:00:00 AM HB2433

Cat AF AS AX B C

Type 1 2 WI

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Jeff Sacher
Organization: Individual
Address: PO Box 44910 Kamuela HI
Phone: 808-936-9983
E-mail: jsacher@kona.net
Submitted on: 2/7/2010

Comments:

O`ahu does not understand the needs of outer islands. I strongly oppose this bill. Let the Counties take care of their own harbors. They know what's needed and what will work best.

Cyndi Apana

Bill No. 2433

From: mailinglist@capitol.hawaii.gov
Sent: Sunday, February 07, 2010 7:15 PM
To: EEPtestimony
Cc: taylorj021@hawaii.rr.com
Subject: Testimony for HB2433 on 2/9/2010 9:00:00 AM

Support Y N

Date 2/7

Time 1915

Cat AF AS AX C

Type 2 WI

Testimony for EEP 2/9/2010 9:00:00 AM HB2433

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Jane Taylor
Organization: Individual
Address: 1720-A Makaleha Place Kapaa, HI
Phone: 8088238527
E-mail: taylorj021@hawaii.rr.com
Submitted on: 2/7/2010

Comments:

Reviewing all plans, and modify if warranted, will best serve the people of the State of Hawaii and Kauai.

Thank you for your kind attention to this note.

Testimony of Owen Miyamoto
3209 Paty Drive
Honolulu, HI 96822-1439

Bill No. 2433
Support Y N
Date 2/7
Time 1940
Cat AF AS AX B C
Type 1 2 WI

February 8, 2010

Honorable Hermina M. Morita, Chair
Honorable Denny Coffman, Vice Chair
Honorable Members of the House Committee on Energy & Environmental Protection,

I am testifying in support for House Bill 2433, Relating to Transportation.

I previously occupied the position of Airports Administrator for the Department of Transportation. I am presently a member of the Commission on Transportation. I do not represent either the Department of Transportation or the position of the Commission on Transportation on HB 2433.

Special Management Areas in each of the counties establish the projects that require permits for development of facilities. These areas are shown on maps at county agencies responsible for designating the SMA. The fact that an airport may have a part of its boundary on the shoreline will subject most of the airport to SMA regulations regardless of the distance from the shoreline of any planned construction. In addition to airport projects, any improvements planned by the tenants of the airport are subject to SMA permit requirements of the county. Permits are required for tenant improvements in spite of the fact that the Airports Division obtained an SMA permit for the terminal facilities and properties, which are subsequently leased to an airline or concessionaire.

The Department of Transportation has attempted without success in the past to include the Airports Division in the exemption from county SMA regulations granted to the Harbors Division since both Divisions plan and develop facilities in practically identical fashion. All projects are subject to extensive authorization, planning, coordination, public hearing and public announcements, which gave public and private agencies and the community several opportunities to express their support or opposition to the program. Judging from the experience with the harbor developments, I believe the airport program will be equally concerned for the issues of shoreline management, which is the basis for the SMA oversight of the counties.

The reef runway at Honolulu International Airport was built before the passage of the Coastal Management Act and was one of the first projects to comply with the National Environmental Protection Act. Substantial planning and mitigation measures were taken to minimize the impact on the shoreline affected by the project. This project has proven to be an outstanding example of the concern for the stewardship the Department of Transportation has for our valuable shoreline resources.

Thank you for the opportunity to testify on this measure. I urge your passage of HB 2433 and would be happy to respond to any questions you may have.

Cyndi Apana

Bill No. 2433

From: mailinglist@capitol.hawaii.gov
Sent: Sunday, February 07, 2010 7:42 PM
To: EEPtestimony
Cc: mh@interpac.net
Subject: Testimony for HB2433 on 2/9/2010 9:00:00 AM

Support Y
Date 2/7
Time 1942

Testimony for EEP 2/9/2010 9:00:00 AM HB2433

ate:

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Cory Harden
Organization: Individual
Address: Hilo
Phone:
E-mail: mh@interpac.net
Submitted on: 2/7/2010

Cat **AF AS AX** **C**
Type **(1)** 2 WI

Comments:

Is this another scheme to force Superferry on us? And other aina-killers? We need environmental laws made stronger--not swept away for special interests!
Mahalo for your consideration.

Cyndi Apana

No. 2433

From: mailinglist@capitol.hawaii.gov
Sent: Sunday, February 07, 2010 7:52 PM
To: EEPtestimony
Cc: ja@interpac.net
Subject: Testimony for HB2433 on 2/9/2010 9:00:00 AM

Support Y N

Date 2/7

Time 1952

Testimony for EEP 2/9/2010 9:00:00 AM HB2433

Cat AF AS AX BC

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Jim Albertini
Organization: Malu 'Aina
Address: P.O. Box AB Kurtistown
Phone: 966-7622
E-mail: ja@interpac.net
Submitted on: 2/7/2010

Type 1 2 WI

Comments:

Send HB 2433 to the bottom of the sea. Sink Joe Souki's end run around environmental Impact statement law to breathe new life into a militarized superferry. NO fast tracking exemptions for DOT environmental reviews. It was wrong to try this with the original superferry and it's wrong again now with the new military superferry.

Cyndi Apana

Bill No. 2433

From: mailinglist@capitol.hawaii.gov
Sent: Sunday, February 07, 2010 8:23 PM
To: EEPtestimony
Cc: emwarner@hawaiiantel.net
Subject: Testimony for HB2433 on 2/9/2010 9:00:00 AM

Support Y N
Date 27
Time 10:23

Testimony for EEP 2/9/2010 9:00:00 AM HB2433

Cat AF AS AX B C
Type 1 2 WI

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Elaine Warner
Organization: Individual
Address:
Phone:
E-mail: emwarner@hawaiiantel.net
Submitted on: 2/7/2010

Comments:

HB2433 must have an EIS!! It's whale soup out there this month/this season. The Superferry would never have been able to avoid them. Our oceans and their inhabitants are as critical to our survival as the lands. Mahalo.

Bill No. 2433

Cyndi Apana

Support Y

From: mailinglist@capitol.hawaii.gov
Sent: Sunday, February 07, 2010 8:39 PM
To: EEPtestimony
Cc: carl.imparato@juno.com
Subject: Testimony for HB2433 on 2/9/2010 9:00:00 AM

Date 2/7

Time 2039

Cat AF AS AX BC

Type 1 2 WI

Testimony for EEP 2/9/2010 9:00:00 AM HB2433

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Carl Imperato
Organization: Individual
Address: P.O. Box 1102 Hanalei, HI
Phone: 808-826-1856
E-mail: carl.imparato@juno.com
Submitted on: 2/7/2010

Comments:

Aloha members of the House Committee on Energy and Environmental Protection,

I strongly oppose HB 2433. The bill would eliminate the local and SMA permitting requirements and procedures that are essential to ensuring that the construction of roads and airports is done with sensitivity to local concerns and complies with environmental standards and community needs.

The county and SMA regulations that HB 2433 seeks to skirt have for many years helped to protect the public and the environment from ill-conceived, poorly-designed and inadequately-mitigated public projects. The desire to expedite state and county projects can in no way justify exempting such projects from these regulations.

Further, I can think of no economically-sound, well-designed, environmentally-responsible projects that have been harmed by being required to comply with county and SMA regulations and procedures.

Please protect Hawaii's residents and communities from future state-sponsored juggernauts and boondoggles by voting no on HB 2433.

Thank you for considering this testimony.

Carl Imperato

Cyndi Apana

Bill No. 2433

From: mailinglist@capitol.hawaii.gov
Sent: Sunday, February 07, 2010 8:41 PM
To: EEPtestimony
Cc: cmg007@gmail.com
Subject: Testimony for HB2433 on 2/9/2010 9:00:00 AM

Support Y/N

Date 2/7

Time 2041

Testimony for EEP 2/9/2010 9:00:00 AM HB2433

Cat AF AS AX BC

Type (1) 2 WI

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Chris Gabriele
Organization: Individual
Address: Kamuela, HI
Phone:
E-mail: cmg007@gmail.com
Submitted on: 2/7/2010

Comments:

I oppose this bill to exempt the Dept Of Transportation from important environmental reviews, which may be used to bring the Superferry back to Hawaii as a military transport ship. If the State really wants this ship then finish the EIS.

You really need to learn from your previous mistakes as a legislature. If the State had done the environmental reviews properly the first time around, we the people might still have the Superferry.

Please remove HB2433 from further consideration and follow NEPA instead.

Mahalo for your consideration.

Chris

Cyndi Apana

Bill No. 2433

From: mailinglist@capitol.hawaii.gov
Sent: Sunday, February 07, 2010 8:57 PM
To: EEPtestimony
Cc: GeoMike5@att.net
Subject: Testimony for HB2433 on 2/9/2010 9:00:00 AM

Support Y N

Date 2/7

Time 2057

Testimony for EEP 2/9/2010 9:00:00 AM HB2433

Cat AF AS AX C

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Michael Reimer
Organization: Individual
Address: 75-6081 Alii Drive Kailua-Kona HI
Phone: 808-334-0109
E-mail: GeoMike5@att.net
Submitted on: 2/7/2010

Type 1 2 WI

Comments:

Don't take a step backwards on today's need for proper and full disclosure of environmental impacts. There can be no free passes today.

Cyndi Apana

Bill No. 2433

From: mailinglist@capitol.hawaii.gov
Sent: Sunday, February 07, 2010 9:05 PM
To: EEPtestimony
Cc: beamiracle@acrosage.org
Subject: Testimony for HB2433 on 2/9/2010 9:00:00 AM

Support Y, (N)

Date 2/7

Time 2105

Testimony for EEP 2/9/2010 9:00:00 AM HB2433

Cat AF AS AX (B) C

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Benjamin Marantz
Organization: Individual
Address:
Phone:
E-mail: beamiracle@acrosage.org
Submitted on: 2/7/2010

Type (1) 2 WI

Comments:

Cyndi Apana

Bill No. 2433

From: mailinglist@capitol.hawaii.gov
Sent: Sunday, February 07, 2010 9:22 PM
To: EEPtestimony
Cc: bgulman3@earthlink.net
Subject: Testimony for HB2433 on 2/9/2010 9:00:00 AM

Support Y N

Date 2/7

Time 2122

Testimony for EEP 2/9/2010 9:00:00 AM HB2433

Cat AF AS AX B C

Type 1 2 WI

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Bettye Gulman
Organization: Individual
Address:
Phone:
E-mail: bgulman3@earthlink.net
Submitted on: 2/7/2010

Comments:

To All Whom It May Concern,
I protest the idea of HB2433. This would be a step backwards for the State. After all that the public went through over the Superferry, it should be apparent that the public wants to make sure there are laws in place to appropriately enforce diligence and environmental review for everything HB2433 would be trying to undo. Please do not let this proposed bill get any further than the review on 2/9. Thank you, Bettye Gulman, concerned citizen.

Cyndi Apana

Bill No. 2433

From: mailinglist@capitol.hawaii.gov
Sent: Sunday, February 07, 2010 9:26 PM
To: EEPtestimony
Cc: shawnjamesleavey@gmail.com
Subject: Testimony for HB2433 on 2/9/2010 9:00:00 AM

Support Y (N)

Date 2/7

Time 2126

Testimony for EEP 2/9/2010 9:00:00 AM HB2433

Cat AF AS AX (B)C

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Shawn James Leavey
Organization: Individual
Address:
Phone:
E-mail: shawnjamesleavey@gmail.com
Submitted on: 2/7/2010

Type (1)2 WI

Comments:
Aloha Rep. Morita,

I urge you to oppose HB2433. Exempting DOT from environmental review would be a TERRIBLE step backwards for the State. After all that the public went through over the Superferry, it should be OBVIOUS that the public wants to make sure there are laws in place to enforce due diligence and environmental review for everything HB2433 would be trying to undo. Please kill this bad bill. Mahalo for your consideration.

Cyndi Apana

Bill No. 2433

From: mailinglist@capitol.hawaii.gov
Sent: Sunday, February 07, 2010 9:30 PM
To: EEPtestimony
Cc: home@hookipa.com
Subject: Testimony for HB2433 on 2/9/2010 9:00:00 AM

Support Y N

Date 2/7

Time 2/30

Testimony for EEP 2/9/2010 9:00:00 AM HB2433

Cat AF AS AX B C

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Margit Tolman
Organization: Individual
Address: 2582 Alohia Place Haiku, HI 96779
Phone: 808 5757340
E-mail: home@hookipa.com
Submitted on: 2/7/2010

Type 1 2 WI

Comments:

Our shoreline, ocean and land are precious and need special attention and protection. Counties need to keep the right to be involved and make their own decision. Each island is different and one shoe does not fit all. Mahalo

Cyndi Apana

Bill No. 2433

From: mailinglist@capitol.hawaii.gov
Sent: Sunday, February 07, 2010 9:37 PM
To: EEPtestimony
Cc: markandster@msn.com
Subject: Testimony for HB2433 on 2/9/2010 9:00:00 AM

Support Y N

Date 2/7

Time 2137

Cat AF AS AX

Type 1 2 WI

Testimony for EEP 2/9/2010 9:00:00 AM HB2433

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Mark Van Doren
Organization: Individual
Address: PO Box 943 Kurtistown, HI
Phone: (808) 938-4612
E-mail: markandster@msn.com
Submitted on: 2/7/2010

Comments:

We must put the long-term best interests of the State of Hawaii ahead of the short-term business interests who seek to make money, regardless of environmental consequences.

Therefore we must oppose HB2433.

The people of Hawaii spoke loud and clear when we stopped the SuperFerry after it tried to bypass environmental regulations.

My family might well have liked the idea of an inter-island ferry, if it was initiated properly. But the SuperFerry was not subjected to proper environmental impact reviews, a procedure so vital to new business initiatives in the ecologically pristine and fragile treasure that is the State of Hawaii.

Business come and go. So do political parties. So do governments. But it took millions of years to create the isolated abundance of beautiful flora and fauna, sea and shore, mountains and coast of the great State of Hawaii.

You who hold office of this great state are entrusted with the future of Hawaii. We trust you to honor your duty and act to ensure that all people consider the impacts of their business and other endeavors that may have any even possible adverse affects on this treasured ecosystem that we cherish and love.

No business or endeavors must by-pass close inspection, period.

Therefore you must oppose HB2433.

Thank-you, Mark Van Doren (registered voter, Island of Hawaii

Thank-you, Mark Van Doren

Cyndi Apana

2433

From: mailinglist@capitol.hawaii.gov
Sent: Sunday, February 07, 2010 9:45 PM
To: EEPtestimony
Cc: sunboba@earthlink.net
Subject: Testimony for HB2433 on 2/9/2010 9:00:00 AM

Bill No. _____
Support Y N
Date 27
Time 2145
Cat AF AS AX C
Type 1 2 WI

Testimony for EEP 2/9/2010 9:00:00 AM HB2433

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Bob Schmidt
Organization: Individual
Address: 4485 Kula Hwy. Kula, HI
Phone: 8088788118
E-mail: sunboba@earthlink.net
Submitted on: 2/7/2010

Comments:
I oppose HB 2433. Haven't we learned a good lesson on this already. Wass't the super ferry shown to be a bad idea on so many levels. The opposition hasn't gone away and will only get more fierce if forced to confront this travesty again. This is shocking that they want to revisit this again in our state and now they want to make this undertaking exempt from any kind of environmental review. The people of Hawaii won't stand for it. Please refuse to pass this bill and lets stop this nonsense again before it starts.

Cyndi Apana

Bill No. 2433

From: mailinglist@capitol.hawaii.gov
Sent: Sunday, February 07, 2010 9:53 PM
To: EEPtestimony
Cc: holter@maui.net
Subject: Testimony for HB2433 on 2/9/2010 9:00:00 AM

Support Y

Date 2/7

Time 2:53

Testimony for EEP 2/9/2010 9:00:00 AM HB2433

Cat AF AS AX C

Type 1 2 WI

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Lance Holter
Organization: Hawaii Chapter of Sierra Club
Address: PO Box 790656 Paia, HI 96779
Phone: 808-579-9442
E-mail: holter@maui.net
Submitted on: 2/7/2010

Comments:

I am the Maui Group Chairman of The Hawaii Chapter of The Sierra Club. We oppose this Bill intended to circumvent environmental rules and law by exempting DOT from the SMA process. Our Environment is our Economy and the SMA process is designed for public input to make a better project and consider the potential impacts of a project thus allowing for the mitigation of potential problems and thus planning for their solutions. It is so short sighted to ignore possible impacts and problems. It would be a disaster if HB2433 became law.

Cyndi Apana

Bill No. 2433

From: mailinglist@capitol.hawaii.gov
Sent: Sunday, February 07, 2010 10:17 PM
To: EEPtestimony
Cc: lola.milani7@gmail.com
Subject: Testimony for HB2433 on 2/9/2010 9:00:00 AM

Support Y

Date 2/7

Time 2217

Cat AF AS AX

Type (1)2 WI

Testimony for EEP 2/9/2010 9:00:00 AM HB2433

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Lola Milani
Organization: Individual
Address:
Phone:
E-mail: lola.milani7@gmail.com
Submitted on: 2/7/2010

Comments:

I deeply oppose the HB2433 idea. We need laws in place to enforce due diligence and environmental review for everything HB2433 would try to undo. We must care for our waters and aina. Please stand with us and protect our fragile eco-system for our children and those to come.

Cyndi Apana

Bill No 2433

From: mailinglist@capitol.hawaii.gov
Sent: Sunday, February 07, 2010 10:24 PM
To: EEPtestimony
Cc: pkfe@msn.com
Subject: Testimony for HB2433 on 2/9/2010 9:00:00 AM

Support Y

Date 2/7

Time 2224

Testimony for EEP 2/9/2010 9:00:00 AM HB2433

Cat AF AS AX

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Philip Fernandez
Organization: Individual
Address: 73-4346 Kalia Place Kailua-Kona, Hawaii
Phone: 80832256122
E-mail: pkfe@msn.com
Submitted on: 2/7/2010

Type 2 WI

Comments:

To All Whom It May Concern,
I urge you to oppose the idea of HB2433. This would be a TERRIBLE step backwards for the State. After all that the public went through over the Superferry, it should be OBVIOUS that the public wants to make sure there are laws in place to enforce due diligence and environmental review for everything HB2433 would be trying to undo. Please do not let this proposed bill get any further than the review on 2/9. Nip it in the bud and throw it in the trash. Mahalo for your consideration, Philip Fernandez

Cyndi Apana

Bill No. 2243

From: mailinglist@capitol.hawaii.gov
Sent: Sunday, February 07, 2010 10:42 PM
To: EEPtestimony
Cc: DuaneErway@hawaii.rr.com
Subject: Testimony for HB2433 on 2/9/2010 9:00:00 AM

Support Y N

Date 2/7

Time 7242

Testimony for EEP 2/9/2010 9:00:00 AM HB2433

Cat AF AS AX B C

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Duane Erway
Organization: Individual
Address:
Phone: 808 324-4624
E-mail: DuaneErway@hawaii.rr.com
Submitted on: 2/7/2010

Type 1 2 WI

Comments:

To All Whom It May Concern:
I urge you to oppose HB2433.

It would eliminate due diligence and environmental review from important projects. The proposed actions are totally irresponsible and the bill needs to be killed ASAP.

Mahalo for your consideration.

Cyndi Apana

Bill No. 2433

From: mailinglist@capitol.hawaii.gov
Sent: Sunday, February 07, 2010 10:48 PM
To: EEPtestimony
Cc: NAleck@hawaii.rr.com
Subject: Testimony for HB2433 on 2/9/2010 9:00:00 AM

Support Y N
Date 2/7
Time 2248

Testimony for EEP 2/9/2010 9:00:00 AM HB2433

Cat AF AS AX B C
Type 1 2 WI

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Nancy Aleck
Organization: Individual
Address: PO Box 61212 HI
Phone: 808 988-3673
E-mail: NAleck@hawaii.rr.com
Submitted on: 2/7/2010

Comments:

Aloha Representatives,

I urge you to oppose the idea of HB2433. This would be a TERRIBLE step backwards for the State. After all that the public went through over the Superferry, it should be OBVIOUS that the public wants to make sure there are laws in place to enforce due diligence and environmental review for everything HB2433 would be trying to undo.

Why would the Legislature work hard to pass good laws and then completely override them?

Please do not let this proposed bill get any further than the review on 2/9. This is NOT in the public interest.

Mahalo for your consideration.

Cyndi Apana

Bill No. 2433

From: mailinglist@capitol.hawaii.gov
Sent: Sunday, February 07, 2010 11:01 PM
To: EEPtestimony
Cc: john@eco-living.net
Subject: Testimony for HB2433 on 2/9/2010 9:00:00 AM

Support Y

Date 2/7

Time 2301

Testimony for EEP 2/9/2010 9:00:00 AM HB2433

Cat AF AS AX BC

Type 1 2 WI

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: John Schinnerer
Organization: Individual
Address: HC2 Box 6482 Kea'au, HI
Phone: 808-982-6529
E-mail: john@eco-living.net
Submitted on: 2/7/2010

Comments:

I oppose HB2433. It is not appropriate to give any agency, entity, person or organization, including the US Military, government departments or corporations, any special ability to bypass, avoid or ignore existing legally required environmental reviews. The citizens of Hawai'i and previous legislation are clear on this issue. Please oppose this bill and do not allow it to pass.

mahalo,
John Schinnerer

Cyndi Apana

Bill No. 2133

From: mailinglist@capitol.hawaii.gov
Sent: Sunday, February 07, 2010 11:33 PM
To: EEPtestimony
Cc: buck@tiki.net
Subject: Testimony for HB2433 on 2/9/2010 9:00:00 AM

Support Y N

Date 2/9

Time 2333

Cat AF AS AX

Type 2 VI

Testimony for EEP 2/9/2010 9:00:00 AM HB2433

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Buck Joiner
Organization: Individual
Address: 3443 Malina Pl. Kihei, HI 96753
Phone: 8088742825
E-mail: buck@tiki.net
Submitted on: 2/7/2010

Comments:

I am in extreme opposition to this bill which would take away the citizens right to review projects at a local level and would permit gross violations of state and local laws that have taken generations to create.

Cyndi Apana

Bill No. 2433

From: mailinglist@capitol.hawaii.gov
Sent: Monday, February 08, 2010 12:39 AM
To: EEPtestimony
Cc: kaliko@kalikoguys.com
Subject: Testimony for HB2433 on 2/9/2010 9:00:00 AM

Support Y N

Date 2/8

Time 39

Cat AF AS AX B C

Type 1 2 WI

Testimony for EEP 2/9/2010 9:00:00 AM HB2433

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Kalikolehua Kanaele
Organization: Individual
Address: Poha Keaau, Hawaii
Phone:
E-mail: kaliko@kalikoguys.com
Submitted on: 2/8/2010

Comments:

> To All Whom It May Concern,
> I urge you to oppose the idea of HB2433. This would be a TERRIBLE step backwards for the State. After all that the public went through over the Superferry, it should be OBVIOUS that the public wants to make sure there are laws in place to enforce due diligence and environmental review for everything HB2433 would be trying to undo. Please do not let this proposed bill get any further than the review on 2/9. No more using our aloha aina a Ke Kai to train to kill and murder peoples in other countries. Nip it in the bud and throw it in the trash. Mahalo for your consideration,

Cyndi Apana

From: mailinglist@capitol.hawaii.gov
Sent: Monday, February 08, 2010 12:56 AM
To: EEPtestimony
Cc: mrgach@att.net
Subject: Testimony for HB2433 on 2/9/2010 9:00:00 AM

Bill No. 2433

Support Y N

Date 2/8

Time 5L

Cat AF AS AFB C

Type 2 WI

Testimony for EEP 2/9/2010 9:00:00 AM HB2433

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Michael Reed Gach
Organization: Individual
Address:
Phone:
E-mail: mrgach@att.net
Submitted on: 2/8/2010

Comments:

I oppose the idea of exempting the county approval state department of transportation development and construction of highways and airports due to numerous abuses of the land and conservation that could result.

Cyndi Apana

Bill No. 2433

From: mailinglist@capitol.hawaii.gov
Sent: Monday, February 08, 2010 8:01 AM
To: EEPtestimony
Cc: cisrael@hawaii.rr.com
Subject: Testimony for HB2433 on 2/9/2010 9:00:00 AM

Support Y N
Date 2/8
Time 8:09

Testimony for EEP 2/9/2010 9:00:00 AM HB2433

Cat AF AS AX B C

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Carolyn Israel
Organization: Individual
Address:
Phone:
E-mail: cisrael@hawaii.rr.com
Submitted on: 2/8/2010

Type 1 2 WI

Comments:

Cyndi Apana

Bill No. 2433

From: mailinglist@capitol.hawaii.gov
Sent: Monday, February 08, 2010 2:09 AM
To: EEPtestimony
Cc: dhyan_sandhya@hotmail.com
Subject: Testimony for HB2433 on 2/9/2010 9:00:00 AM

Support Y

Date 2/8

Time 209

Testimony for EEP 2/9/2010 9:00:00 AM HB2433

Cat AF AS AX B C

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: dhyan sandhya
Organization: Individual
Address:
Phone:
E-mail: dhyan_sandhya@hotmail.com
Submitted on: 2/8/2010

Type 2 WI

Comments:

I do not believe in letting anything go by without scrutiny by many people. There is too much corruption. Many eyes pick up and see things which would go unnoticed otherwise. So NO do not let this bill be enacted and be sorry later on.

Cyndi Apana

2433

Bill No. _____

From: mailinglist@capitol.hawaii.gov
Sent: Monday, February 08, 2010 2:12 AM
To: EEPtestimony
Cc: aipohaku@hotmail.com
Subject: Testimony for HB2433 on 2/9/2010 9:00:00 AM

Support Y

Date 2/8

Time 2:12

Cat AF AS AX BC

Type 1.2 WI

Testimony for EEP 2/9/2010 9:00:00 AM HB2433

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Vince Dodge
Organization: `Ai Pohaku Workshop
Address:
Phone:
E-mail: aipohaku@hotmail.com
Submitted on: 2/8/2010

Comments:

Aloha to all State House members,
Do not waste one more dollar of our state tax money on HB2433. This bill does not address the causes of and solutions to this period of high economic instability. It's the quick fix that favors big business and greed. The construction industry has had over 4 decades to get its act together. It's style of doing business is unsustainable. The problem is not the permitting process. That does not need fixing. Exemption from county review does not benefit the public. The construction industry needs to put people before profits. We need, in these times of high economic instability, truly affordable housing and the government support to grow our own food. That is what needs fixing. County review and public involvement are critical to the well-being of our home. Please focus your energy and our money on the real lasting solutions to our present situation. Get rid of HB2433.
on behalf of the `Ai Pohaku Workshop and our families- we all vote, Vince Kana`i Dodge

Cyndi Apana

From: mailinglist@capitol.hawaii.gov
Sent: Monday, February 08, 2010 2:58 AM
To: EEPtestimony
Cc: dalton@aloha.net
Subject: Testimony for HB2433 on 2/9/2010 9:00:00 AM

Bill No. 2433

Support Y N

Date 2/8

Time 258

Cat AF AS AX B C

Type 1 2 WI

Testimony for EEP 2/9/2010 9:00:00 AM HB2433

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Judy Dalton
Organization: Individual
Address: 43330 Kauai Beach Drive Lihue, HI 96766
Phone: 808-246-9067
E-mail: dalton@aloha.net
Submitted on: 2/8/2010

Comments:

Aloha Chair Mina Morita, Vice Chair Denny Coffman and Committee members,

HB2433 is antithetical to the democratic process as it silences the voices of residents on the neighbor islands. It's an outright take over by the state of the counties' authority and right to self-determination.

Please respect neighbor island citizens, honor county government systems, and uphold democratic principles by stopping this dangerous and egregious bill.

To allow it out of committee runs the risk of creating stressful turmoil for citizens project after project, year after year.

Please do the right thing by preventing HB 2433 from going now furhter.

Mahalo,

Judy Dalton
Resident of Kaua'i

Cyndi Apana

Bill No. 2433

From: mailinglist@capitol.hawaii.gov
Sent: Monday, February 08, 2010 3:49 AM
To: EEPtestimony
Cc: kimberly@kimberlydark.com
Subject: Testimony for HB2433 on 2/9/2010 9:00:00 AM

Support Y N

Date 2/8

Time 349

Testimony for EEP 2/9/2010 9:00:00 AM HB2433

Cat AF AS AX B C

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Kimberly Dark
Organization: Individual
Address: RR 2 Box 4570 Pahoia, HI 96778
Phone: 808-965-6533
E-mail: kimberly@kimberlydark.com
Submitted on: 2/8/2010

Type 1 2 WI

Comments:
Please protect the environment and oppose this bill.

Cyndi Apana

Bill No. 2433

From: mailinglist@capitol.hawaii.gov
Sent: Monday, February 08, 2010 3:53 AM
To: EEPtestimony
Cc: juliawiddop@hotmail.com
Subject: Testimony for HB2433 on 2/9/2010 9:00:00 AM

Support Y N

Date 2/8

Time 353

Testimony for EEP 2/9/2010 9:00:00 AM HB2433

Cat AF AS AX C

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Julia Widdop
Organization: Individual
Address: 515-1/2 Flornece Road Grand Junction, CO 81504
Phone: 970-462-7784
E-mail: juliawiddop@hotmail.com
Submitted on: 2/8/2010

Type 1 2 WI

Comments:

I am opposed to allowing big boats that will have a negative impact on the whale breeding grounds of Hawaii. Once these beautiful creatures are extinct we will never know what benefits they could have had to the world. Just their existence is a benefit. Julia L. Widdop

Cyndi Apana

2433

From: mailinglist@capitol.hawaii.gov
Sent: Monday, February 08, 2010 6:05 AM
To: EEPtestimony
Cc: melvera@hawaiiantel.net
Subject: Testimony for HB2433 on 2/9/2010 9:00:00 AM

Bill NO. _____

Support Y N

Date 2/8

Time 605

Cat AF AS AX C

Type 1 2 WI

Testimony for EEP 2/9/2010 9:00:00 AM HB2433

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Melvin Gabel
Organization: Individual
Address: 3=3400 Kuhio Hwy #C1102 Lihue, Hi 96766
Phone:
E-mail: melvera@hawaiiantel.net
Submitted on: 2/8/2010

Comments:

Counties must be able to approve or disapprove state highway projects.

Cyndi Apana

Bill No. 2433

From: mailinglist@capitol.hawaii.gov
Sent: Monday, February 08, 2010 6:06 AM
To: EEPtestimony
Cc: susan.stayton@gmail.com
Subject: Testimony for HB2433 on 2/9/2010 9:00:00 AM

Support Y N

Date 2/8

Time 606

Testimony for EEP 2/9/2010 9:00:00 AM HB2433

Cat AF AS AX B C

Type 1 2 WI

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Susan Stayton
Organization: Individual
Address: Lawai, HI
Phone:
E-mail: susan.stayton@gmail.com
Submitted on: 2/8/2010

Comments:

Please preserve Counties' rights to self determination. I am against this bill.

Cyndi Apana

Bill No. 2433

From: mailinglist@capitol.hawaii.gov
Sent: Monday, February 08, 2010 6:30 AM
To: EEPtestimony
Cc: robesonb999@hawaii.rr.com
Subject: Testimony for HB2433 on 2/9/2010 9:00:00 AM

Support Y N

Date 2/9

Time 6:30

Testimony for EEP 2/9/2010 9:00:00 AM HB2433

Cat AF AS AX B C

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Barbara Robeson
Organization: Individual
Address: PO Box 369 Hanalei, HI 96714
Phone: 808 8269370
E-mail: robesonb999@hawaii.rr.com
Submitted on: 2/8/2010

Type 1 2 WI

Comments:

This is a really bad bill that undermines the policies, objectives and purposes of the Coastal Zone Management law. Further erosion of a process that automatically extinguishes the ability of the public to comment on projects further diminishes our democracy and principles of open government. The proposal likely conflicts with county planning efforts, and could slam the door on the preservation of Hawaiian sites and historic resources.

Cyndi Apana

Bill No 2433

From: mailinglist@capitol.hawaii.gov
Sent: Monday, February 08, 2010 6:34 AM
To: EEPtestimony
Cc: earlewave@hawaii.rr.com
Subject: Testimony for HB2433 on 2/9/2010 9:00:00 AM

Support Y
Date 2/8
Time 634
Cat AF AS AX
Type 2 WI

Testimony for EEP 2/9/2010 9:00:00 AM HB2433

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: jeffrey h. earle
Organization: Individual
Address: 2095 hanalima st. lihue,hi.
Phone: 808-246-2030
E-mail: earlewave@hawaii.rr.com
Submitted on: 2/8/2010

Comments:
where's the environmental checks for this bill.where's the voice of the people.govt. for govt as usual.

Cyndi Apana

From: mailinglist@capitol.hawaii.gov
Sent: Monday, February 08, 2010 6:49 AM
To: EEPtestimony
Cc: mfsleh@yahoo.com
Subject: Testimony for HB2433 on 2/9/2010 9:00:00 AM

Bill No. 2433

Support Y N

Date 2/8

Time 649

Cat AF AS AX B C

Type 1 2 WI

Testimony for EEP 2/9/2010 9:00:00 AM HB2433

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Michal F Stover
Organization: Individual
Address: 3300 Kalihiwai Rd Kilauea, HI
Phone: 808-826-7150
E-mail: mfsleh@yahoo.com
Submitted on: 2/8/2010

Comments:

Cyndi Apana

Bill No. 2433

From: mailinglist@capitol.hawaii.gov
Sent: Monday, February 08, 2010 6:50 AM
To: EEPtestimony
Cc: randurandu@hotmail.com
Subject: Testimony for HB2433 on 2/9/2010 9:00:00 AM

Support Y N

Date 2/8

Time 6:50

Testimony for EEP 2/9/2010 9:00:00 AM HB2433

Cat AF AS AX B C

Type 1 2 WI

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Randal McEndree
Organization: Individual
Address: 135 Terrace Circle Hilo, HI 96720
Phone: 808 969 3171
E-mail: randurandu@hotmail.com
Submitted on: 2/8/2010

Comments:

When will the government of Hawaii stop cooking up sweetheart deals for single companies?
This is bad policy and bad ethics.
Please stop it!
Sincerely,
Randal McEndree

Cyndi Apana

Bill No. 2433

From: mailinglist@capitol.hawaii.gov
Sent: Monday, February 08, 2010 7:05 AM
To: EEPtestimony
Cc: alohajan@hawaiiantel.net
Subject: Testimony for HB2433 on 2/9/2010 9:00:00 AM
Attachments: Oppose HB2433.doc

Support Y N

Date 2/9

Time 705

Cat AF AS AX B C

Type 1 2 WI

Testimony for EEP 2/9/2010 9:00:00 AM HB2433

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Janet Codispoti
Organization: Individual
Address: RR-3 Box 1354 Pahoaa, HI 96778
Phone:
E-mail: alohajan@hawaiiantel.net
Submitted on: 2/8/2010

Comments:

To All Whom It May Concern,
I urge you to oppose the idea of HB2433. This would be a TERRIBLE step backwards for the State. After all that the public went through over the Superferry, it should be OBVIOUS that the public wants to make sure there are laws in place to enforce due diligence and environmental review for everything HB2433 would be trying to undo. Please do not let this proposed bill get any further than the review on 2/9. Nip it in the bud and throw it in the trash. Mahalo for your consideration,

Cyndi Apana

Bill No. 2433

From: mailinglist@capitol.hawaii.gov
Sent: Monday, February 08, 2010 7:09 AM
To: EEPtestimony
Cc: jtrujill@hawaii.edu
Subject: Testimony for HB2433 on 2/9/2010 9:00:00 AM

Support Y N

Date 2/8

Time 7:09

Testimony for EEP 2/9/2010 9:00:00 AM HB2433

Cat AF AS AX B C

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: james trujillo
Organization: Individual
Address: po box 33 kapaa, HI
Phone: 346 7725
E-mail: jtrujill@hawaii.edu
Submitted on: 2/8/2010

Type 1 2 WI

Comments:

Please do not support this bill. we need to adhere to our local planning laws and processes. to use the excuse of poor economic conditions as an excuse to circumvent local planning processes and sound environmental protections is wrong. please kill this bill. mahalo for your considerations.

Cyndi Apana

Bill No. 2433

From: mailinglist@capitol.hawaii.gov
Sent: Monday, February 08, 2010 7:22 AM
To: EEPtestimony
Cc: darwinbeag@yahoo.com
Subject: Testimony for HB2433 on 2/9/2010 9:00:00 AM

Support Y ^L(N)

Date 2/8

Time 722

Testimony for EEP 2/9/2010 9:00:00 AM HB2433

Cat AF AS AX (B)C

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Jay dorrance
Organization: Individual
Address:
Phone:
E-mail: darwinbeag@yahoo.com
Submitted on: 2/8/2010

Type (1) 2 WI

Comments:

Its another poorly thought out bill that makes it easier for the state to spend monies needlessly.

It has become very apparent that the state of Hawaii, if allowed will spend from its limited coffers like a drunken sailor.

What we need is more consideration, not less.

Aloha, Jay Dorrance Kauai County

Cyndi Apana

Bill No. 2433

From: mailinglist@capitol.hawaii.gov
Sent: Monday, February 08, 2010 7:40 AM
To: EEPtestimony
Cc: hulaglide@hotmail.com
Subject: Testimony for HB2433 on 2/9/2010 9:00:00 AM

Support Y N

Date 2/8

Time 740

Testimony for EEP 2/9/2010 9:00:00 AM HB2433

Cat AF AS AX B C

Type 8 2 WI

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Robyn Kneubuhl
Organization: Individual
Address:
Phone:
E-mail: hulaglide@hotmail.com
Submitted on: 2/8/2010

Comments:

I am opposed to ANY exemptions from rigorous environmental review for ANY organization or individual seeking to do business in the state of Hawaii. The citizens of Hawaii have already spoken with a clear voice regarding this issue. It is an outrage that we need to be protected from special interests and, indeed, our own government, who would subvert the will of the people.

Thank-you, Robyn Kneubuhl

Cyndi Apana

Bill No. 2433

From: mailinglist@capitol.hawaii.gov
Sent: Monday, February 08, 2010 7:44 AM
To: EEPtestimony
Cc: kekahabarb@msn.com
Subject: Testimony for HB2433 on 2/9/2010 9:00:00 AM

Support Y N

Date 2/8

Time 744

Cat AF AS AX B C

Type 1 2 WI

Testimony for EEP 2/9/2010 9:00:00 AM HB2433

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Barbara Childers
Organization: Individual
Address:
Phone:
E-mail: kekahabarb@msn.com
Submitted on: 2/8/2010

Comments:

Hawaii State Legislature
Feb 08 2010

Re: HB2433

Bill No. 2433

Support Y N

Date 2/8

Time 8:04

I am to opposed this bill HB2433. All government are employees of the people and must not have the power to do what ever the government likes without the approval of the people!
of the ~~CA AF AS AX~~ C

Type 1 2 WI

This government must not have any more control over the stolen crown lands, water rights or waste rights. These islands of Hawaii nei belong to the Hawaiian people and your defacto government must abide by the laws of this Hawaiian government not the United States government. This bill will cause an uprising far greater then the super ferry if you pass it.

Think Hawaiian

Think Kanaka Maoli

James Kekoa Huff

Cyndi Apana

2433

Bill No. _____

From: mailinglist@capitol.hawaii.gov
Sent: Monday, February 08, 2010 8:05 AM
To: EEPtestimony
Cc: cstepath@yahoo.com
Subject: Testimony for HB2433 on 2/9/2010 9:00:00 AM

Support Y N

Date 7/8

Time 805

Cat AF AS AX B C

Type 1 2 WI

Testimony for EEP 2/9/2010 9:00:00 AM HB2433

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Carl Stepath
Organization: Individual
Address: 3929 Hunakai St Lihue, HI
Phone: 808-384-6114
E-mail: cstepath@yahoo.com
Submitted on: 2/8/2010

Comments:

I think this is a bad bill, and we should not exempt the Department of Transportation (DOT) projects - airports and highways - from the County approval process.

Cyndi Apana

2433

From: mailinglist@capitol.hawaii.gov
Sent: Monday, February 08, 2010 8:07 AM
To: EEPtestimony
Cc: joann.lordahl.online@gmail.com
Subject: Testimony for HB2433 on 2/9/2010 9:00:00 AM

Bill No. _____

Support Y N

Date 2/8

Time 807

Cat AF AS AX BC

Type 1 2 WI

Testimony for EEP 2/9/2010 9:00:00 AM HB2433

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: jo Ann Lordahl
Organization: Individual
Address: 2363 Puu Road Kalaheo, HI
Phone: 808-332-5717
E-mail: joann.lordahl.online@gmail.com
Submitted on: 2/8/2010

Comments:
Please do not let this bill out of committee!
Aloha, Jo Ann

Cyndi Apana

Bill No. 2433

From: mailinglist@capitol.hawaii.gov
Sent: Monday, February 08, 2010 8:07 AM
To: EEPtestimony
Cc: tailake@msn.com
Subject: Testimony for HB2433 on 2/9/2010 9:00:00 AM

Support Y N

Date 2/8

Time 807

Testimony for EEP 2/9/2010 9:00:00 AM HB2433

Cat AF AS AX B C

Type 1 2 WI

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Tai Lake
Organization: Individual
Address: 765823 Mamalahoa hwy Holualoa, HI 96725
Phone: 808 3241598
E-mail: tailake@msn.com
Submitted on: 2/8/2010

Comments:

To All Whom It May Concern,
I urge you to oppose the idea of HB2433. This would be a TERRIBLE step backwards for the State. After all that the public went through over the Superferry, it should be OBVIOUS that the public wants to make sure there are laws in place to enforce due diligence and environmental review for everything HB2433 would be trying to undo. Please do not let this proposed bill get any further than the review on 2/9. Nip it in the bud and throw it in the trash. Mahalo for your consideration,

Cyndi Apana

Bill No.

2433

From: mailinglist@capitol.hawaii.gov
Sent: Monday, February 08, 2010 8:11 AM
To: EEPtestimony
Cc: be@taotoearthpmpubs.com
Subject: Testimony for HB2433 on 2/9/2010 9:00:00 AM

Support Y N

Date 2/8

Time 8:11

Testimony for EEP 2/9/2010 9:00:00 AM HB2433

Cat AF AS AX BC

Type 1 2 WI

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Cynthia Groves, retired health care practice mgmt. consultant
Organization: Individual
Address: 105 Kulipuu St. Kihei, HI 96753
Phone: 808 281-4212
E-mail: be@taotoearthpmpubs.com
Submitted on: 2/8/2010

Comments:

Passing a bill such as this exempting the Dept Of Transportation from important environmental reviews, such as occurred with the ill-fated Superferry even for being retro-fitted for military transport usage, is dangerous. It's my understanding If HB2433 passes, particularly using a superferry to transport the Styker missiles from island to island. Environmental review process is essential, particularly for large projects. The SMA rules protect our shorelines islands, and environmental laws also protect the quality of our water and our marine sanctuary. We have already seen the damage that has been done to Kahalui harbor area. Imagine with missiles on it what could could happen. Our waters can be very rough and not suited to ferries.

This is very unwise to pass a bill such as this.

Cyndi Apana

Bill No. 2433

From: mailinglist@capitol.hawaii.gov
Sent: Monday, February 08, 2010 8:17 AM
To: EEPtestimony
Cc: elizabethonmaui@yahoo.com
Subject: Testimony for HB2433 on 2/9/2010 9:00:00 AM

Support Y N

Date 2/8

Time 817

Testimony for EEP 2/9/2010 9:00:00 AM HB2433

Cat AF AS AX BC

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Elizabeth Crow
Organization: Individual
Address:
Phone:
E-mail: elizabethonmaui@yahoo.com
Submitted on: 2/8/2010

Type 2 WI

Comments:
Please Do not pass this bill.

Cyndi Apana

Bill No. 2433

From: mailinglist@capitol.hawaii.gov
Sent: Monday, February 08, 2010 8:21 AM
To: EEPtestimony
Cc: iibhawaii@yahoo.com
Subject: Testimony for HB2433 on 2/9/2010 9:00:00 AM

Support Y N
Date 2/8
Time 8:21

Testimony for EEP 2/9/2010 9:00:00 AM HB2433

Cat AF AS AX C
Type 1 2 WI

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: irene i'i brown
Organization: Individual
Address: Kula, Hawaii
Phone:
E-mail: iibhawaii@yahoo.com
Submitted on: 2/8/2010

Comments:

I am strongly opposed to ANY exemptions from rigorous environmental review for ANY organization or individual seeking to do business in the state of Hawaii. This would be a TERRIBLE step backwards for the State. After all that the public went through over the Superferry, it should be OBVIOUS that the public wants to make sure there are laws in place to enforce due diligence and environmental review for everything HB2433 would be trying to undo. It is an outrage that we need to be protected from special interests and, indeed, our own government, who would subvert the will of the people.
Respectfully submitted, Irene I'i Brown

Cyndi Apana

Bill No. 2433

From: mailinglist@capitol.hawaii.gov
Sent: Monday, February 08, 2010 8:27 AM
To: EEPtestimony
Cc: gardengreen@hawaiiantel.net
Subject: Testimony for HB2433 on 2/9/2010 9:00:00 AM

Support Y (N)

Date 2/8

Time 827

Testimony for EEP 2/9/2010 9:00:00 AM HB2433

Cat AF AS AX (B) C

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: James Weatherford
Organization: Individual
Address: POBox 2017 Keaau
Phone: 808-982-5549
E-mail: gardengreen@hawaiiantel.net
Submitted on: 2/8/2010

Type (1) 2 WI

Comments:
Do not exempt DOT from environmental review.

Cyndi Apana

Bill No. 2/33

From: mailinglist@capitol.hawaii.gov
Sent: Monday, February 08, 2010 8:29 AM
To: EEPtestimony
Cc: summer_starr@hotmail.com
Subject: Testimony for HB2433 on 2/9/2010 9:00:00 AM

Support Y N
Date 2/8
Time 8:29
Cat AF AS AX BC
File 1 2 WI

Testimony for EEP 2/9/2010 9:00:00 AM HB2433

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Summer Starr
Organization: Individual
Address: Makawao
Phone:
E-mail: summer_starr@hotmail.com
Submitted on: 2/8/2010

Comments:

Cyndi Apana

Bill No. 2433

From: mailinglist@capitol.hawaii.gov
Sent: Monday, February 08, 2010 8:32 AM
To: EEPtestimony
Cc: loribeach@hawaiiantel.net
Subject: Testimony for HB2433 on 2/9/2010 9:00:00 AM

Support Y N

Date 2/8

Time 832

Cat AF AS AX BC

Type 1 2 WI

Testimony for EEP 2/9/2010 9:00:00 AM HB2433

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Lori Beach
Organization: Individual
Address: 46-1020 Kinimaka Rd. Honokaa Hi
Phone: 808 775-8209
E-mail: loribeach@hawaiiantel.net
Submitted on: 2/8/2010

Comments:

I am opposed to this bill as we need to have impact review on any operation in our pristine waters.

Cyndi Apana

Bill No. 2433

From: mailinglist@capitol.hawaii.gov
Sent: Monday, February 08, 2010 8:33 AM
To: EEPtestimony
Cc: holamaui@earthlink.net
Subject: Testimony for HB2433 on 2/9/2010 9:00:00 AM

Support Y N

Date 2/8

Time 8:33

Testimony for EEP 2/9/2010 9:00:00 AM HB2433

Cat AF AS AX BC

Type 1 2 WI

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Mele Stokesberry
Organization: Individual
Address: P. o. Box 880231 Pukalani, HI 96788
Phone: 808-878-8015
E-mail: holamaui@earthlink.net
Submitted on: 2/8/2010

Comments:

Do NOT cut the outer island counties out of the planning process for our harbors and airports. Our Maui County planners are knowledgeable about our island. They are able to foresee unworkable situations such as the Superferry barge (which our County warned the state about regarding damaging surge) and local culture-changing monstrosities like the huge proposed international airport that fortunately failed to be built, or the traffic snarls caused by locating passenger ships on the West Breakwater. Who is behind this bill? We think it must be businesses that want control of our island out of our hands and handled on O'ahu.

Cyndi Apana

Bill No 2433

From: mailinglist@capitol.hawaii.gov
Sent: Monday, February 08, 2010 8:40 AM
To: EEPtestimony
Cc: sundownertoni@yahoo.com
Subject: Testimony for HB2433 on 2/9/2010 9:00:00 AM

Support Y N
Date 2/8
Time 840

Testimony for EEP 2/9/2010 9:00:00 AM HB2433

Cat AF AS AX C
Type 2 WI

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Toni Withington
Organization: Individual
Address: Hawi
Phone:
E-mail: sundownertoni@yahoo.com
Submitted on: 2/8/2010

Comments:

To All Whom It May Concern,
I urge you to oppose the idea of HB2433. This would be a TERRIBLE step backwards for the State. After all that the public went through over the Superferry, it should be OBVIOUS that the public wants to make sure there are laws in place to enforce due diligence and environmental review for everything HB2433 would be trying to undo. Please do not let this proposed bill get any further than the review on 2/9. Nip it in the bud and throw it in the trash. Mahalo for your consideration, Toni Withington

Cyndi Apana

Bill No. 2433

From: mailinglist@capitol.hawaii.gov
Sent: Monday, February 08, 2010 8:43 AM
To: EEPtestimony
Cc: joan@joanlevy.com
Subject: Testimony for HB2433 on 2/9/2010 9:00:00 AM

Support Y N

Date 2/8

Time 843

Testimony for EEP 2/9/2010 9:00:00 AM HB2433

Cat AF AS AX B C

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Joan Levy
Organization: Individual
Address: POB 160 Kapaa, HI
Phone: 8088225488
E-mail: joan@joanlevy.com
Submitted on: 2/8/2010

Type 1 2 WI

Comments:

Please hold this bill in committee. I object to the State taking input and choice away from the counties. In my experience the State's decision making process does NOT take into account the circumstances of life in the county. The counties have permitting requirements that should not be overridden by the State.

Cyndi Apana

Bill No. 243

From: mailinglist@capitol.hawaii.gov
Sent: Monday, February 08, 2010 8:48 AM
To: EEPtestimony
Cc: kstover@maui.net
Subject: Testimony for HB2433 on 2/9/2010 9:00:00 AM

Support Y N

Date 2/8

Time 848

Ca AF AS AX BC

Type 1 2 WI

Testimony for EEP 2/9/2010 9:00:00 AM HB2433

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Ken Stover
Organization: Individual
Address: 490 Mikioi Place Kihei
Phone: 808-875-4840
E-mail: kstover@maui.net
Submitted on: 2/8/2010

Comments:
Oppose

Cyndi Apana

Bill No. 2433

From: mailinglist@capitol.hawaii.gov
Sent: Monday, February 08, 2010 8:51 AM
To: EEPtestimony
Cc: terimister@hawaii.rr.com
Subject: Testimony for HB2433 on 2/9/2010 9:00:00 AM

Support Y (N)

Date 2/8

Time 851

Testimony for EEP 2/9/2010 9:00:00 AM HB2433

Call AF AS AX BC

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Teri Mister
Organization: Individual
Address:
Phone:
E-mail: terimister@hawaii.rr.com
Submitted on: 2/8/2010

CD C2 WI

Comments:

To All Whom It May Concern,
I DEEPLY PROTEST the idea of HB2433. This would be a TERRIBLE step backwards for the State. After all that the public went through over the Superferry, it should be OBVIOUS that the public wants to make sure there are laws in place to enforce due diligence and environmental review for everything HB2433 would be trying to undo. Please do not let this proposed bill get any further than the review on 2/9. Nip it in the bud and throw it in the trash. Thank you, Teri Mister, concerned citizen.

Cyndi Apana

Bill No. 243

From: mailinglist@capitol.hawaii.gov
Sent: Monday, February 08, 2010 8:59 AM
To: EEPtestimony
Cc: 4hb61@earthlink.net
Subject: Testimony for HB2433 on 2/9/2010 9:00:00 AM

Support Y N

Date 2/8

Time 859

Testimony for EEP 2/9/2010 9:00:00 AM HB2433

Cat AF AS AX BC

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Heatherbell Fong
Organization: Individual
Address: 3241 Wawae Road Kalaheo HI
Phone: 8083326409
E-mail: 4hb61@earthlink.net
Submitted on: 2/8/2010

Type 1 2 WI

Comments:

Please hold this bill and do not let it out of committee. It is an undemocratic move. Each community should be able to make its own decisions about local highways and land use.

Cyndi Apana

2433

From: mailinglist@capitol.hawaii.gov
Sent: Monday, February 08, 2010 9:05 AM
To: EEPtestimony
Cc: annalia@hawaii.rr.com
Subject: Testimony for HB2433 on 2/9/2010 9:00:00 AM

Bill No. _____

Support Y N X

Date 2/9

Time 9:05

Cat AF AS AX DC

Type 1 2 WI

Testimony for EEP 2/9/2010 9:00:00 AM HB2433

Conference room: 325
Testifier position: comments only
Testifier will be present: No
Submitted by: Annlia Russell
Organization: Individual
Address: POBox 1670 HI
Phone: (808) 822-2688
E-mail: annalia@hawaii.rr.com
Submitted on: 2/8/2010

Comments:
Hold this bill and NOT let it pass out of committee!

Cyndi Apana

Bill No. 2433

From: mailinglist@capitol.hawaii.gov
Sent: Monday, February 08, 2010 9:13 AM
To: EEPtestimony
Cc: kamala.everett@yahoo.com
Subject: Testimony for HB2433 on 2/9/2010 9:00:00 AM

Support Y N
Date 2/8
Time 9:13
Cat AF AS AX
ly 3 1 2 WI

Testimony for EEP 2/9/2010 9:00:00 AM HB2433

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Kamala Everett
Organization: Individual
Address: Kumulani Drive Kihei, HI
Phone: 808-879-9094
E-mail: kamala.everett@yahoo.com
Submitted on: 2/8/2010

Comments:

Cyndi Apana

Bill No. 2433

From: mailinglist@capitol.hawaii.gov
Sent: Monday, February 08, 2010 9:18 AM
To: EEPtestimony
Cc: patriciablair@msn.com
Subject: Testimony for HB2433 on 2/9/2010 9:00:00 AM

Support Y N

Date 2/8

Time 9:18

Testimony for EEP 2/9/2010 9:00:00 AM HB2433

Cat AF AS AX (B)C

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Patricia Blair
Organization: Individual
Address: 25 Aulike St Kailua, Hi
Phone: 888-6393
E-mail: patriciablair@msn.com
Submitted on: 2/8/2010

Type (1)2 WI

Comments:

This is a bad bill. Please hold in committee. Thank you very much.

Cyndi Apana

Bill No. 2433

From: mailinglist@capitol.hawaii.gov
Sent: Monday, February 08, 2010 9:23 AM
To: EEPtestimony
Cc: mike@mikeswerdlow.com
Subject: Testimony for HB2433 on 2/9/2010 9:00:00 AM

Support Y N

Date 2/8

Time 9:23

Testimony for EEP 2/9/2010 9:00:00 AM HB2433

Cat AF AS AX BC

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: michael
Organization: Individual
Address:
Phone:
E-mail: mike@mikeswerdlow.com
Submitted on: 2/8/2010

Type 2 WI

Comments:

This is an obvious ploy by the businesses using the harbor to wrest local control away from the neighbor islands.

Bill No. 2711

Cyndi Apana

Support Y N

From: Jeffrey Parker [jeffy3@earthlink.net]
Sent: Monday, February 08, 2010 9:26 AM
To: Rep. Denny Coffman
Subject: Testimony on HB2433

Date 2/8

Time 9:26

Dear Vice-Chair Coffman and Members of the Energy and Environmental Protection Committee **Cat AF AS AX BC**

I urge you to kill HB2433. This is a mean-spirited attack on environmental protection, County rights, and the rights of all of Hawaii's citizens. It is a perfect example of what author Naomi Klein writes about in her landmark book 'The Shock Doctrine; The Rise of Disaster Capitalism'. She explains how fear, generated by crises (for example economic crises) is used the scare the public into giving up their rights in order to benefit big business. The alarmist language in HB2433 is exactly what Klein is talking about. **Type 1 2 WI**

It is a despicable Bill and it must be killed immediately.

Please remember: We elected you to defend our rights, not to take them away from us.

Mahalo for your consideration,

Jeffrey Parker

P.O. Box 170

Haiku, HI

96708

808 572-8569

Cyndi Apana

Bill No. 2433

From: mailinglist@capitol.hawaii.gov
Sent: Monday, February 08, 2010 9:30 AM
To: EEPtestimony
Cc: greenhi3@yahoo.com
Subject: Testimony for HB2433 on 2/9/2010 9:00:00 AM

Support Y (P)

Date 2/8

Time 930

Testimony for EEP 2/9/2010 9:00:00 AM HB2433

Cat AF AS AX (BC)

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Dr. Phil Barnes
Organization: Individual
Address:
Phone:
E-mail: greenhi3@yahoo.com
Submitted on: 2/8/2010

Type (1) 2 WI

Comments:

This bill is a terrible idea. For Dept. of Transportation to be able to skip environmental reviews flies in the face of decades of Hawaiian environmental law.

Cyndi Apana

Bill No. 2433

From: mailinglist@capitol.hawaii.gov
Sent: Monday, February 08, 2010 9:30 AM
To: EEPtestimony
Cc: maluhina@hawaiiantel.net
Subject: Testimony for HB2433 on 2/9/2010 9:00:00 AM

Support Y

Date 2/8

Time 9:30

Testimony for EEP 2/9/2010 9:00:00 AM HB2433

Cat AF AS AX BC

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Cindy Granholm
Organization: Individual
Address: P.O. Box 1375 Volcano, HI
Phone:
E-mail: maluhina@hawaiiantel.net
Submitted on: 2/8/2010

Type 1 2 WI

Comments:

To All Whom It May Concern,
I urge you to oppose the idea of HB2433. This would be a TERRIBLE step backwards for the State. After all that the public went through over the Superferry, it should be obvious that the public wants to make sure there are laws in place to enforce due diligence and environmental review for everything HB2433 would be trying to undo. Please do not let this proposed bill get any further than the review on 2/9. Mahalo for your consideration.

Cyndi Apana

Bill No. 2433

From: mailinglist@capitol.hawaii.gov
Sent: Monday, February 08, 2010 9:45 AM
To: EEPtestimony
Cc: jwotter@yahoo.com
Subject: Testimony for HB2433 on 2/9/2010 9:00:00 AM

Support Y N

Date 2/8

Time 945

Testimony for EEP 2/9/2010 9:00:00 AM HB2433

Cat AF AS AX B C

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: John H. Whittemore
Organization: Sierra Club, Kihei Canoe Club
Address: 542 Hiilei Pl. Wailuku, Hi. 96793
Phone: 808-276-1773
E-mail: jwotter@yahoo.com
Submitted on: 2/8/2010

Type 1 2 WI

Comments:

One of the things that make Hawaii wonderful is that each island is unique. You must allow Maui's planning department to imput on all new land, sea and water use bills.

Sincerely,
John H. Whittemore

Cyndi Apana

Bill No. 2433

From: mailinglist@capitol.hawaii.gov
Sent: Monday, February 08, 2010 9:48 AM
To: EEPtestimony
Cc: jcoop@yahoo.com
Subject: Testimony for HB2433 on 2/9/2010 9:00:00 AM

Support Y N

Date 2/8

Time 948

Cat AF AS AX/BC

Type 1 2 WI

Testimony for EEP 2/9/2010 9:00:00 AM HB2433

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Janet Cooper
Organization: Individual
Address: Makawao, HI
Phone:
E-mail: jcoop@yahoo.com
Submitted on: 2/8/2010

Comments:

To All Whom It May Concern,
I DEEPLY PROTEST the idea of HB2433. This would be a TERRIBLE step backwards for the State. After all that the public went through over the Superferry, it should be OBVIOUS that the public wants to make sure there are laws in place to enforce due diligence and environmental review for everything HB2433 would be trying to undo. Please do not let this proposed bill get any further than the review on 2/9. Mahalo, Janet Cooper concerned citizen.

Cyndi Apana

Bill No. 2433

From: mailinglist@capitol.hawaii.gov
Sent: Monday, February 08, 2010 10:00 AM
To: EEPtestimony
Cc: konachama@netscape.com
Subject: Testimony for HB2433 on 2/9/2010 9:00:00 AM

Support Y(N)

Date 2/8

Time 1000

Cat AF AS AX (B)C

Type (1) 2 WI

Testimony for EEP 2/9/2010 9:00:00 AM HB2433

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Chama Cascade
Organization: Hawaii Oasis
Address: Holualoa, HI.
Phone: 808 896-7623
E-mail: konachama@netscape.com
Submitted on: 2/8/2010

Comments:

To all whom it may concern,
I urge you to oppose the idea of HB2433.
I want to make sure there are laws in place to enforce due diligence and environmental review for everything HB2433 would be trying to undo.
Please do not let this proposed bill get any further than the review on 2/9.
Mahalo for your consideration.

Cyndi Apana

From: mailinglist@capitol.hawaii.gov
Sent: Monday, February 08, 2010 10:11 AM
To: EEPtestimony
Cc: kahiwal@cs.com
Subject: Testimony for HB2433 on 2/9/2010 9:00:00 AM

Bill No. 2433

Support Y N

Date 2/8

Time 10:11

Cat AF AS AX B C

Type 1 2 WI

Testimony for EEP 2/9/2010 9:00:00 AM HB2433

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Clarence Ching
Organization: Individual
Address: 64-823 Mamalahoa Highway Kamuela, HI 96743
Phone: 769-3828
E-mail: kahiwal@cs.com
Submitted on: 2/8/2010

Comments:

The Hawai'i state constitution protects the environment, among other things.

Any legislation to exempt "special" projects that benefit special interests, even that of certain state administrators, should be a "No-No!"

This kind of "politics-as-usual" moves should be totally condemned.

Clarence Ching

Cyndi Apana

From: mailinglist@capitol.hawaii.gov
Sent: Monday, February 08, 2010 10:19 AM
To: EEPtestimony
Cc: siteplanner@juno.com
Subject: Testimony for HB2433 on 2/9/2010 9:00:00 AM

Bill No. 2433

Support Y N

Date 2/8

Time 10:19

Cat AF AS AX BC

Type 1 2 WI

Testimony for EEP 2/9/2010 9:00:00 AM HB2433

Conference room: 325
Testifier position:
Testifier will be present: No
Submitted by: marti buckner
Organization: Individual
Address: 897 maka'ala dr wailuku HI
Phone:
E-mail: siteplanner@juno.com
Submitted on: 2/8/2010

Comments:

Maui should make decisions about Maui. It is important that the County be able to review plans to ensure that they will work here. This is an obvious ploy by the businesses using the harbor to wrest local control away from the neighbor islands.

Cyndi Apana

From: mailinglist@capitol.hawaii.gov
Sent: Monday, February 08, 2010 10:32 AM
To: EEPtestimony
Cc: reluctant_observer@yahoo.com
Subject: Testimony for HB2433 on 2/9/2010 9:00:00 AM

Bill No. 2433

Support Y (N)

Date 2/8

Time 10:32

Cat AF AS AX (B)C

Type (1) 2 WI

Testimony for EEP 2/9/2010 9:00:00 AM HB2433

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Karlos deTreaux
Organization: Individual
Address:
Phone: 808-826-4211
E-mail: reluctant_observer@yahoo.com
Submitted on: 2/8/2010

Comments:

I am not anti-superferry... I am "pro"; EI" study. I will continue to cover this extensively and am very upset at this boondoggle. I have hosted my radio show for 12 years. www.kkcr.org

Cyndi Apana

From: mailinglist@capitol.hawaii.gov
Sent: Monday, February 08, 2010 10:47 AM
To: EEPtestimony
Cc: lindafaye@alfsartgallery.com
Subject: Testimony for HB2433 on 2/9/2010 9:00:00 AM

Bill No. 2433

Support Y N

Date 2/8

Time 10:47

Cat AF AS AX BC

Type 1 2 WI

Testimony for EEP 2/9/2010 9:00:00 AM HB2433

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Lindafaye Kroll
Organization: Kahu O Kahiko, Inc
Address: Keaau, HI
Phone:
E-mail: lindafaye@alfsartgallery.com
Submitted on: 2/8/2010

Comments:

I urge you to OPPOSE HB2433.

Protect the people of Hawai'i Nei by protecting the Aina. Keep all ENVIRONMENTAL LAWS IN PLACE and hold all corporations even the Department of Transportation accountable for environmental impacts. All must tow the Environmental Protection Line. Protecting the Aina is protecting our future. No one or corporation have entitlement to be exempt .

Passing this would be a TERRIBLE step backwards for the State. After all that the public went through over the Superferry, it should be OBVIOUS that the public wants to make sure there are laws in place to enforce due diligence and environmental review for everything HB2433 would be trying to undo. Please do not let this proposed bill get any further than the review on 2/9. Nip it in the bud and throw it in the trash. Mahalo for your consideration.

Cyndi Apana

From: mailinglist@capitol.hawaii.gov
Sent: Monday, February 08, 2010 11:00 AM
To: EEPtestimony
Cc: freeman@aloha.net
Subject: Testimony for HB2433 on 2/9/2010 9:00:00 AM

Bill No. 2433

Support Y N

Date 2/8

Time 11:00

Cat AF AS AX B C

Type 1 2 WI

Testimony for EEP 2/9/2010 9:00:00 AM HB2433

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Margery Freeman
Organization: Individual
Address: 6448 Kahele St. Kapaa, HI 96746
Phone: (808) 822-4605
E-mail: freeman@aloha.net
Submitted on: 2/8/2010

Comments:

since DOT and other agencies in Honolulu do not understand or know what is important to the people of Kauai it is important that any of their plans be passed by Kauai Co. before they can do done.

Please do NOT pass HB 2433 out of committee.

Thanks

Cyndi Apana

From: mailinglist@capitol.hawaii.gov
Sent: Monday, February 08, 2010 11:23 AM
To: EEPtestimony
Cc: gabriela@keapana.net
Subject: Testimony for HB2433 on 2/9/2010 9:00:00 AM

Testimony for EEP 2/9/2010 9:00:00 AM HB2433

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Gabriela Taylor
Organization: Individual
Address: 5620 Keapana Rd Kapaa, Hi.
Phone: 823-9013
E-mail: gabriela@keapana.net
Submitted on: 2/8/2010

Comments:

Bill No. 2433

Support Y N

Date 2/8

Time 11:23

Cat AF AS AX BC

Type 1 2 WI

Cyndi Apana

From: mailinglist@capitol.hawaii.gov
Sent: Monday, February 08, 2010 11:28 AM
To: EEPtestimony
Cc: peggyflute@hawaii.rr.com
Subject: Testimony for HB2433 on 2/9/2010 9:00:00 AM

Bill No. 2433

Support Y N

Date 2/8

Time 11:28

Cat AF AS AX B C

Type 1 2 WI

Testimony for EEP 2/9/2010 9:00:00 AM HB2433

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Margaret Schecter
Organization: Individual
Address:
Phone:
E-mail: peggyflute@hawaii.rr.com
Submitted on: 2/8/2010

Comments:

I protest the proposed bill HB2433. Please do not let this bill get beyond the review on Tuesday February 9th, 2010.

Thank you,
Margaret Schecter

Cyndi Apana

From: mailinglist@capitol.hawaii.gov
Sent: Monday, February 08, 2010 11:35 AM
To: EEPtestimony
Cc: betruetothysself2002@yahoo.com
Subject: Testimony for HB2433 on 2/9/2010 9:00:00 AM

Bill No. 2433

Support Y N

Date 2/8

Time 11:35

Cat AF AS AX B C

Type 1 2 WI

Testimony for EEP 2/9/2010 9:00:00 AM HB2433

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: stephanie cherin
Organization: Individual
Address: 2191 so kihei rd #2404 kihei, hi
Phone: 808-344-4558
E-mail: betruetothysself2002@yahoo.com
Submitted on: 2/8/2010

Comments:

How ridiculous this bill is. How can any dept of the Govt or any company or individual be exempt from harbor improvements needed to handle the new business or extended business? What would they offer to comply? People sitting on upside down buckets?
A long line of temporary toilets needing emptying every day? How antiquated is this? People having to use these outhouses? What kind of conditions do you want to expose tourists to? This is MAUI for God's sake.....not the skids of the poorest nation in the world. What kind of living do you want to reflect? You are more than insane. You are ignorant and no doubt bought by a company. Get real!!! If you are an elected official, you will not be again and that is obvious.

Cyndi Apana

From: mailinglist@capitol.hawaii.gov
Sent: Monday, February 08, 2010 11:37 AM
To: EEPtestimony
Cc: palmtree7@earthlink.net
Subject: Testimony for HB2433 on 2/9/2010 9:00:00 AM

Bill No. 2433

Support Y N

Date 2/8

Time 11:37

Cat AF AS AX B C

Type 1 2 WI

Testimony for EEP 2/9/2010 9:00:00 AM HB2433

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: janice palma-glennie
Organization: Individual
Address:
Phone:
E-mail: palmtree7@earthlink.net
Submitted on: 2/8/2010

Comments:

This bill would exempt the Dept Of Transportation from important environmental reviews. Even the Superferry could be brought back to Hawai'i if this bill passes -- not what thinking residents would like to see.

If HB2433 passes, superferry would be able to operate in Hawaiian waters with no impact review, and it would be likely that we'd see a new incarnation of superferry -- as military transport.

Please stop this bad bill from moving forward.

Cyndi Apana

From: mailinglist@capitol.hawaii.gov
Sent: Monday, February 08, 2010 12:00 PM
To: EEPtestimony
Cc: malianlahey@hotmail.com
Subject: Testimony for HB2433 on 2/9/2010 9:00:00 AM

Bill No. 2433

Support Y N

Date 2/8

Time 12:00

Cat AF AS AX B C

Type 1 2 WI

Testimony for EEP 2/9/2010 9:00:00 AM HB2433

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Malian Lahey
Organization: Individual
Address: 543 Pahi Ka Paia, HI
Phone: 808-227-3762
E-mail: malianlahey@hotmail.com
Submitted on: 2/8/2010

Comments:

This bill is an incredibly destructive provision which could negatively impact not only the health of wildlife, but of all citizens.

I am a longtime asthma sufferer who grew up near an intersection where 90 semi trucks a day passed. 60% of the children at the local school suffered from asthma to some degree. Imagine the cost of that impact passed on to their parents, Medicaid, and the toll it took on their ability to learn and become good citizens in the future.

There are certainly better, more creative and responsible ways to make our Department of Transportation more profitable than to remove important regulation that protects our citizens!

Cyndi Apana

From: mailinglist@capitol.hawaii.gov
Sent: Monday, February 08, 2010 12:03 PM
To: EEPtestimony
Cc: tinaowens@hawaii.rr.com
Subject: Testimony for HB2433 on 2/9/2010 9:00:00 AM

Bill No. 2433

Support Y N

Date 2/8

Time 12:03

Cat AF AS AX C

Type 1 2 WI

Testimony for EEP 2/9/2010 9:00:00 AM HB2433

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Tina Owens
Organization: Individual
Address: 77-6468 Leilani St. Kailua-Kona, HI 96740
Phone: 808-329-9348
E-mail: tinaowens@hawaii.rr.com
Submitted on: 2/8/2010

Comments:

I absolutely adamantly OPPOSE this bill. If anything, environmental studies should be MORE restrictive on vehicles such as the Superferry and others like it. Please do not do this to our beautiful state. Keep our marine environment safe by requiring all such vehicles to do thorough environmental assessments.

Thank you.

Cyndi Apana

From: mailinglist@capitol.hawaii.gov
Sent: Monday, February 08, 2010 12:15 PM
To: EEPtestimony
Cc: wisevalentine@gmail.com
Subject: Testimony for HB2433 on 2/9/2010 9:00:00 AM

Bill No. 2433

Support Y N

Date 2/8

Time 12:15

Cat AF AS AX B C

Type 1 2 WI

Testimony for EEP 2/9/2010 9:00:00 AM HB2433

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Patti Valentine
Organization: Individual
Address:
Phone:
E-mail: wisevalentine@gmail.com
Submitted on: 2/8/2010

Comments:

This bill is outrageous, it's hard to believe you would even consider it!
Please hold HB2433 and do not let it pass from the committee.

Thanks,
Patti Valentine

Cyndi Apana

From: mailinglist@capitol.hawaii.gov
Sent: Monday, February 08, 2010 12:38 PM
To: EEPtestimony
Cc: jstern1028@yahoo.com
Subject: Testimony for HB2433 on 2/9/2010 9:00:00 AM

Bill No. 2433

Support Y N

Date 2/8

Time 12:38

Cat AF AS AX B C

Type 1 2 WI

Testimony for EEP 2/9/2010 9:00:00 AM HB2433

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: John
Organization: Individual
Address: 4701 Kawaihau road Kapaa, HI
Phone: 808-631-8424
E-mail: jstern1028@yahoo.com
Submitted on: 2/8/2010

Comments:

I am against this bill. I do not want the state to impose its will upon our island without approvals as this bill would do. Thank you, John Stern (Kapaa, HI)

Cyndi Apana

Bill No. 2433

From: mailinglist@capitol.hawaii.gov
Sent: Monday, February 08, 2010 1:20 PM
To: EEPtestimony
Cc: hilinetrouble@hotmail.com
Subject: Testimony for HB2433 on 2/9/2010 9:00:00 AM

Support **Y** **N** **X**

Date 2/8

Time 13:20

Testimony for EEP 2/9/2010 9:00:00 AM HB2433

Cat **AF** **AS** **AX** **BC**

Type **1** **2** **WI**

Conference room: 325
Testifier position: comments only
Testifier will be present: No
Submitted by: David Link
Organization: Individual
Address: Palaoa St. Naalehu, HI
Phone: 8083336612
E-mail: hilinetrouble@hotmail.com
Submitted on: 2/8/2010

Comments:

I am requesting that the protection of our environment NOT be watered down to favor certain individuals, corporations, or businesses. We should all be adhering to the standards that are in place, if not trying to exceed those standards. Making exceptions to these environmental standards sets bad precedent. It creates resentment towards those who attempt to undermine from those of us who see protection of the environment as a paramount issue. Please be aware of how sensitive the public is over legislative favoritism - especially over an incident that we've already rejected.

Aloha, David Link



Bill No. 2433

Support Y N

Date 2/8

Time 14:07

Cat AF AS AX BC

Type 1 2 WI

HAWAII BUILDING AND CONSTRUCTION TRADES COUNCIL, AFL-CIO

GENTRY PACIFIC DESIGN CENTER, STE. 215A • 560 N. NIMITZ HIGHWAY, #50 • HONOLULU, HAWAII 96817
(808) 524-2249 • FAX (808) 524-6893

February 8, 2010

NOLAN MORIWAKI
President
Bricklayers & Ceramic Tile Setters
Local 1 & Plasterers/Cement
Masons Local 630

JOSEPH O'DONNELL
Vice President
Iron Workers Local 625

DAMIEN T. K. KIM
Financial Secretary
International Brotherhood of
Electrical Workers Local 1188

ARTHUR TOLENTINO
Treasurer
Sheet Metal Workers I.A. Local 293

REGINALD CASTANARES
Trustee
Plumbers & Fitters Local 575

THADDEUS TOMEI
Elevator Constructors Local 126

MALCOLM K. AHLG
Carpet, Upholstery, & Soft Tile
Local 1298

JOSEPH BAZEMORE
Drywall, Tapers, & Finishers
Local 1944

RICHARD TACCERE
Glaziers, Architectural Metal &
Glassworkers Local Union 1869

RONAN KOZUMA
Hawaii Teamsters & Allied
Workers Local 998

GARY AYCOCK
Boilermakers, Ironship Builders
Local 627

LYNN KINNEY
District Council 50
Painters & Allied Trades
Local 1791

KALANI MAHOE
Operating Engineers Local 3

PETER GANABAN
Laborers' International Union of North
America Local 368

DOUGLAS FULP
International Association of
Heat & Frost Insulators
& Allied Workers Local 132

Honorable Representative Hermina M. Morita, Chair
Honorable Representative Denny Coffman, Vice Chair
Members of the House Committee on Energy & Environmental Protection
Hawaii State Capital
415 South Beretania Street
Honolulu, HI 96813

RE: **IN SUPPORT OF HB 2433**
RELATING TO TRANSPORTATION
Hearing: Tues., Feb. 9, 2010, 9:00 a.m., Room 325

Dear Chair Morita, Vice Chair Coffman and the House Committee on
Energy & Environmental Protection:

For the Record my name is Buzz Hong the Executive Director for
the Hawaii Building & Construction Trades Council, AFL-CIO. Our
Council is comprised of 16-construction unions and a membership
of 26,000 statewide.

Our Council SUPPORTS the passage of HB 2433 that exempts from
county approval state department of transportation development
and construction of highways and airports.

Thank you for the opportunity to submit this testimony in
opposition of HB 2433.

Sincerely,

William "Buzz" Hong
Executive Director

WBH/dg

Skilled Craftsmanship Makes the Difference.

Cyndi Apana

From: mailinglist@capitol.hawaii.gov
Sent: Monday, February 08, 2010 2:24 PM
To: EEPtestimony
Cc: rbeach@hawaii.rr.com
Subject: Testimony for HB2433 on 2/9/2010 9:00:00 AM

Bill No. 2433

Support Y (N)

Date 2/8

Time ~~2:24~~ 14:24

Cat AF AS AX (B)C

Type 1 (2) WI

Testimony for EEP 2/9/2010 9:00:00 AM HB2433

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Richard Beach
Organization: Individual
Address: 6566-C Kuamoo Rd. Kapaa , HI
Phone: 808 822-5398
E-mail: rbeach@hawaii.rr.com
Submitted on: 2/8/2010

Comments:

This bill threatens the ability of individual counties to determine the impact a building or a road will have on our community. We don't like being so far removed from the decision process. I think we need to allow the counties' residents to retain some say in how county roads and maintenance facilities are managed. Let's not over-centralize power in Hawaii.

The Pacific Resource
PARTNERSHIP



Bill No. 2433

Support Y N

Date 2/8

Time 1435

Cat AF AS AX BC

Type 1 2 WI

Testimony of C. Mike Kido
External Affairs
The Pacific Resource Partnership

House Committee on Energy & Environmental Protection
Representative Hermina Morita, Chair
Representative Denny Coffman, Vice Chair

HB 2433 – Relating to Transportation
Tuesday, February 9, 2010
9:00 A.M.
Conference Room 325

Chair Hermina Morita and members of the committee:

My name is C. Mike Kido, External Affairs for the Pacific Resource Partnership (PRP), a labor-management consortium representing over 240 signatory contractors and the Hawaii Carpenters Union.

PRP would respectfully ask that the House Committee on Energy & Environmental Protection Committee keep this bill alive to provide for the legislative discourse on the merits/demerits of this particular legislative proposal as recommended by the Legislature directed task force of Hawaii's economic impact on Hawaii's economy to be fully vetted.

As PRP understand the current process, all major Department of Transportation (DOT) projects go through an Environmental Assessment (EA) or Environmental Impact Statement (EIS) which requires county consultation as well as massive public involvement; Special Management Area (SMA) process requires DOT to do twice which wastes both time and money.

The current process is reviewed by the county agencies as a matter-of-fact and the current provisions covers internal work to be completed in existing facilities which has caused delays in the project advancement to bid/award in a timely manner. It should be noted that it is our understanding that Harbor division projects are now exempted.

Thank you for your consideration of this legislative proposal and your desire to reduce the time and expense of timely permit processing on all parties involved.

Cyndi Apana

From: mailinglist@capitol.hawaii.gov
Sent: Monday, February 08, 2010 2:49 PM
To: EEPtestimony
Cc: wendywailua@gmail.com
Subject: Testimony for HB2433 on 2/9/2010 9:00:00 AM

Bill No. 2433

Support Y N

Date 2/8

Time ~~2:49~~ 14:49

Cat AF AS AX BC

Type 1 2 WI

Testimony for EEP 2/9/2010 9:00:00 AM HB2433

Conference room: 325
Testifier position: oppose
Testifier will be present: Yes
Submitted by: Wendy Raebeck
Organization: Individual
Address:
Phone:
E-mail: wendywailua@gmail.com
Submitted on: 2/8/2010

Comments:

HB2433 needs to be halted right now. The counties must continue to have input regarding all highway matters, particularly new construction. Here on Kaua'i, there's no way that state officials who don't even reside here could have the in-depth understanding of our needs and traffic-flow issues. Moreover, without the counties involved, the citizenry is totally forced out, meaning individuals would no longer have any say in what happens to our land, how and when our highways are widened, or when and if new roads get built. HB2433 is an outlandish proposal, and must be halted right now.

Testimony Against HB2433

I object strongly to this bill, which would exempt the Department of Transportation projects from the Country approval process. This is a short sighted bill that would greatly undermine the process of local government by bypassing the will of the local people and their locally elected representatives. It would be particularly detrimental to the Hawaiian community, which is already at a disadvantage in making its views heard. It would certainly be to the disadvantage of all residents, who seek to ensure that their quality of life is protected.

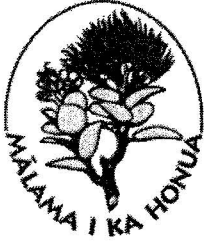
I hope very much that the Committee will hold this bill. It should not go forward.

Thank you.

Yours sincerely,

Anne Thurston

Bill No. 2433
Support Y N
Date 2/8
Time 1457
Cat AF AS AX C
Type 1 2 WI



Sierra Club Hawai'i Chapter

PO Box 2577, Honolulu, HI 96803
808.538.6616 hawaii.chapter@sierraclub.org

Bill No. 2433

Support Y N

Date 2/8

Time 1519

Cat AF AS AX BC

Type 1 WI

HOUSE COMMITTEE ON ENERGY & ENVIRONMENTAL PROTECTION

February 9, 2010, 9:00 A.M.

(Testimony is 2 pages long)

TESTIMONY IN STRONG OPPOSITION TO HB 2433

Aloha Chair Morita and Members of the Committee:

The Hawai'i Chapter of the Sierra Club strongly opposes HB 2433, which would allow the state Department of Transportation to ignore county regulations. It would also allow environmentally damaging developments to escape the necessary oversight and analysis currently required in the Coastal Zone Management Act.

Because state and county agencies are typically more concerned with their mission than the environment, these agencies tend to marginalize environmental concerns. For example, the Department of Transportation attempted to issue a series of "finding of no significant impacts" with the Kahului Airport until the environmental community successfully sued. It's frankly ludicrous that any agency would contend that the construction or expansion of an airport would have no significant environmental impacts . . . but DOT did, and now is seeking authority to avoid these types of bothersome regulations in the future.

It's because of this inability to objectively analyze all relevant factors that our legal system has created a series of checks and balances (state and county approval) and public notification requirements. This measure proposes to eliminate this balance. It would eliminate regulations that ensure:

- the public is well informed of projects before they are authorized;
- that community members -- your constituents -- are able to participate in the planning process;
- that the public and the counties can suggest ways to improve projects to save money, protect natural resources, or satisfy community concerns; and

- save money in the long-term by preventing fool-hardy and short-sighted decisions.

We also note this measure wrongly justifies the removal of environmental regulations by stating it would allow a quicker expenditure of funds from the federal American Recovery and Reinvestment Act of 2009. This ignores one of the express purposes of the ARRA funds, namely to improve transportation *and* environmental protection.¹ That's why funds were supposed to be focused on "shovel ready" projects, namely projects that have already gone through the permitting process rather than be used as an excuse to eliminate the regulatory process.

This bill is described as an economic stimulus measure. As written, it is a penny-wise, pound-foolish proposal. Do we really want to encourage the development of highways and airports without examining the particularized impacts on the neighborhood or the marine environment? The economic benefit -- if any -- is not worth the destruction of our democratic process and the resulting risks to our natural environment.

We hope you will defer this measure indefinitely. Thank you for the opportunity to testify.

¹ See http://www.recovery.gov/About/Pages/The_Act.aspx

Bill No. 2433

Support N

H **The Chamber of Commerce of Hawaii**
The Voice of Business in Hawaii

Time 1524

February 9, 2010

Cat AF AS AX C

House Committee on Energy & Environmental Protection
State House of Representatives
State Capitol, Room 325
Honolulu, Hawaii 96813

Type 1 WI

Subject: House Bill No. HB 2433 Relating to Transportation

Dear Chair Morita, Vice Chair Coffman and Members of the Committee:

My name is Jim Tollefson and I am the President and CEO of The Chamber of Commerce of Hawaii ("The Chamber").

The Chamber is the largest business organization in Hawaii, representing more than 1,100 businesses. Approximately 80% of our members are small businesses with less than 20 employees. As the "Voice of Business" in Hawaii, the organization works on behalf of its members, which employ more than 200,000 individuals, to improve the state's economic climate and to foster positive action on issues of common concern.

The Chamber generally supports H.B. No. 2433 with certain clarifications.

The bill proposes to amend Chapters 261-4 and 264-7 HRS to exempt all State DOT-Airports and Highways projects from the County's Special Area Management (SMA) permitting requirements. It also exempts any State or County highway project from all county approvals.

Section 1 of the bill states that due to the period of high economic turmoil, procedural changes are necessary to provide the State the ability for quick recovery and successful economic stimulation. The proposed changes would allow the federal economic recovery program to be initiated quickly.

The bill also states the bill would implement one of the recommendations from the Construction Task Force established pursuant to Senate Concurrent Resolution No. 132, S.D. 1 (2009).

While the bill cites the Federal economic recovery program as one of the basis to get State Airport and Highway projects constructed quickly, the proposed amendments are not limited to federal economic recovery program projects. The proposed amendments to the Statutes would result in a "total exemption from county permits" for all future State Airport and Highway projects.

Clarification is needed on whether the bill is needed for only the federal economic recovery program projects or for a categorical exemption from county permits for all State DOT Projects. If it is the former than the language in the bill requires clarification to limit the exemption to only those federal economic recovery program projects.

If it is the later, then perhaps the legislature should extend government permitting/approval exemptions to other projects that could be viewed as an economic recovery program for the State such as exempting the Honolulu High Capacity Transit project from all State and County permits/approvals. This would also be consistent with recommendations from the Construction Task Force.

Thank you for the opportunity to share our views with you.

Cyndi Apana

From: mailinglist@capitol.hawaii.gov
Sent: Monday, February 08, 2010 3:31 PM
To: EEPtestimony
Cc: ulukahoi@gmail.com
Subject: Testimony for HB2433 on 2/9/2010 9:00:00 AM

Bill No. 2433

Support Y N

Date 2/8

Time 15:31

Cat AF AS AX B

Type 1 WI

Testimony for EEP 2/9/2010 9:00:00 AM HB2433

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Greg Westcott
Organization: Individual
Address:
Phone:
E-mail: ulukahoi@gmail.com
Submitted on: 2/8/2010

Comments:
Testimony in opposition to HR3433

Granting total exemption from county permits for all future state airport and highway projects goes far beyond this bill's stated goal of facilitating the Federal Economic Recovery Program. Even a time-limited exemption would deny the counties their inherent authority and diminish the spirit of home rule. Eliminating the county's role in these projects would seriously restrict citizen participation. It is a tremendous burden for outer-islanders to travel to Honolulu to testify. Thus, the decision making process would lose the insight of local experience - the very people most intimate with and most affected by possible economic, social and environmental impacts. Finally, the HDOT has a history of financial mismanagement and corruption. This agency needs more transparency and public oversight, not less.

Cyndi Apana

From: mailinglist@capitol.hawaii.gov
Sent: Monday, February 08, 2010 3:36 PM
To: EEPtestimony
Cc: aiannanoa@yahoo.com
Subject: Testimony for HB2433 on 2/9/2010 9:00:00 AM

Bill No. 2433

Support Y N

Date 2/8

Time 1536

Cat AF AS AX B C

Type 1 2 WI

Testimony for EEP 2/9/2010 9:00:00 AM HB2433

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Jeanne Wheeler
Organization: Individual
Address: Bertram St. Honolulu
Phone: 808-383-9836
E-mail: aiannanoa@yahoo.com
Submitted on: 2/8/2010

Comments:

Please do not let the SuperFerry run rampant over local waters - especially not before thorough review. Taxpayer money is better spent to secure a healthy environment, not more military toxicity....

Cyndi Apana

From: mailinglist@capitol.hawaii.gov
Sent: Monday, February 08, 2010 4:19 PM
To: EEPtestimony
Cc: kghean@aol.com
Subject: Testimony for HB2433 on 2/9/2010 9:00:00 AM

Bill No. 2433

Support Y N

Date 2/8

Time 16 19

Cat AF AS AX B C

Type 1 2 WI

Testimony for EEP 2/9/2010 9:00:00 AM HB2433

Conference room: 325
Testifier position: SUPPORT
Testifier will be present: No
Submitted by: Kay Ghean
Organization: Individual
Address: 3101 N. Noho Loihi Way Kihei
Phone: 808-879-1141
E-mail: kghean@aol.com
Submitted on: 2/8/2010

Comments:

I support HB2433. County rules delay projects which will employ our people. Allow projects determined to be important to the State and our people to proceed without petty bureaucrats interference.

Cyndi Apana

From: mailinglist@capitol.hawaii.gov
Sent: Monday, February 08, 2010 4:23 PM
To: EEPtestimony
Cc: labford@turquoise.net
Subject: Testimony for HB2433 on 2/9/2010 9:00:00 AM

Bill No. 2433

Support Y (N)

Date 2/8

Time 1623

Cat AF AS AX (BC)

Type 1 (2) WI

Testimony for EEP 2/9/2010 9:00:00 AM HB2433

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Lawrence Ford
Organization: Individual
Address: 81-950 Makahiki Captain Cook, HI
Phone: 808 323-2323
E-mail: labford@turquoise.net
Submitted on: 2/8/2010

Comments:

Cyndi Apana

From: mailinglist@capitol.hawaii.gov
Sent: Monday, February 08, 2010 4:43 PM
To: EEPtestimony
Cc: feedora@hawaiiintel.net
Subject: Testimony for HB2433 on 2/9/2010 9:00:00 AM

Bill No. 2433

Support Y N

Date 2/8

Time 1643

Cat AF AS AX B C

Type 1 2 WI

Testimony for EEP 2/9/2010 9:00:00 AM HB2433

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Esta marshall
Organization: Individual
Address: pob 916 honaunau , HI
Phone: 808 328 2400
E-mail: feedora@hawaiiintel.net
Submitted on: 2/8/2010

Comments:

To All Whom It May Concern,
I urge you to oppose the idea of HB2433. This would be a TERRIBLE step backwards for the State. After all that the public went through over the Super Ferry, it should be OBVIOUS that the public wants to make sure there are laws in place to enforce due diligence and environmental review for everything HB2433 would be trying to undo. Please do not let this proposed bill get any further than the review on 2/9. Stop this bill NOW. Many thanks for your consideration. Esta Marshall

Cyndi Apana

From: mailinglist@capitol.hawaii.gov
Sent: Monday, February 08, 2010 4:44 PM
To: EEPtestimony
Cc: andyparx@yahoo.com
Subject: Testimony for HB2433 on 2/9/2010 9:00:00 AM

Bill No. 2433

Support Y (N)

Date 2/8

Time 1644

Cat AF AS AX B/C

Type 1 (2) WI

Testimony for EEP 2/9/2010 9:00:00 AM HB2433

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Andy Parx
Organization: Individual
Address:
Phone:
E-mail: andyparx@yahoo.com
Submitted on: 2/8/2010

Comments:

got windmills?
Daily Op-Ed Tilt from Rabid Reporter Andy Parx

Monday, February 8, 2010

FIND THE PEA

FIND THE PEA: A slew of emails over the past two days have come in from activists on Maui, the Big Island and Kaua'i with a subject line of "Bad Bill Alert" regarding a hearing for HB2433, scheduled for tomorrow at 9 a.m..

Simply put, according to it's purpose the bill, if passed, "(e)xempts from county approval state department of transportation development and construction of highways and airports".

But while some of the emails were partially accurate, overall they were confusing and incomplete.

According to the bill itself:

Notwithstanding any law to the contrary, all structures and improvements to land to be used for state or county highway purposes:

- (1) May be planned, designed, and constructed by the appropriate state or county department without the approval of county agencies;
- (2) Shall be exempt from any county permitting requirements; and
- (3) Shall be exempt from any county agencies' special management area permitting requirements

It also similarly exempts airports.

Let's start with some debunking. First of all the bill would not, as some said, exempt the Harbors Division because harbors are the one area that is already exempted from county permitting That includes exemption from the Shoreline Management Area (SMA) permits for which the counties are responsible, as PNN exclusively and extensively reported in the fall of 2007 during the Hawai'i Superferry (HSf) debacle.

This bill- which is similar to ones that have been introduced every session of the legislature in recent years- would grant the same exemption to airports and this year adds on

state highways, something that Kaua'i Representative Mina Morita told PNN at the time she opposed but feared would someday pass.

At the time we tried to find out why there was no SMA permit for the Superferry and our queries wound their way from the unreturned phone calls to the Kaua'i Planning Department all the way up to Mike Formby the head of the Harbors Division of the Department of Land and Natural Resources (DLNR) who informed us of and cited the exemption.

But the problem is that the state has no right to trump the federal Coastal Zone Management Act (CZMA) which requires the states to protect the shorelines.

As we wrote in a November of 2007 investigative report:

Formby has repeatedly refused, in writing, to answer repeated requests for required documentation of compliance with the federal Coastal Zone Management Act (CZMA). Rather, has refused to answer or discuss any issues of federal law.

When asked for the documentation of state compliance with various processes required by federal law, Formby, an attorney, has refused to provide documentation for compliance. He also refused to discuss and legal issues relating to any federal regulations

He has cited a state law exempting harbors from compliance all county permits, including Shoreline Management Area (SMA) permitting which though federal law is issued at the local level- in Hawai'i at the county level.

The state is in effect playing a shell game in which they have given the responsibility for enforcing the CZMA- imposed upon it by the federal government and which they can't legislate their way out of- to the counties under one shell and under another they have exempted harbors from county permitting which they can legislate.

Neat trick, eh?

So with all the legal actions at the time why didn't anyone file suit in federal court based on the lack of enforcement of the CZMA in order to stop the HSf until the counties issued SMA permits?

That became PNN's \$64,000 question at the time. Turns out it would have cost even more than \$64,000- and another set of attorneys- to open another suit, especially in federal court where Maui attorneys who were fighting the infamous HSf "EIS" case had already lost an earlier unrelated round.

Although a small group of concerned Kaua'i citizens contacted a prominent CZMA attorney in San Francisco and tried to secure funding for a federal challenge to the exemption, the lion's share of the legal fund contributions for fighting the HSf were being directed toward the EIS case on Maui and the federal suit was never filed.

We're pretty sure the legislature is counting on the fact that they've been exempting harbors from the SMA for years without a challenge to say they can also exempt airports and now highway projects given their Superferry-proven penchant for the Minotaur behavior of "doing what's wrong as long as they can".

While the Bad Bill Alert alerted us to the upcoming hearing in Morita's EEP Committee tomorrow they failed to report the current status of the bill which has already been heard and passed unanimously out of the Joe Souki's TRN Committee and in fact has passed second reading in the house with the referral to EEP.

Bill No. 2433

Support Y N

Date 2/8



Protecting Maui's Future

1651
Cat AF AS AX B C

Type 1 2 WI

February 8, 2010

Honorable Joseph M. Souki, Chair
House Transportation Committee

Re: HB 2433 "A Bill for An Act Relating To Transportation"

Dear Chair Souki,

Maui Tomorrow Foundation, Inc. thanks you for the opportunity to testify in opposition to HB 2433, a measure to exempt the State Department of Transportation, Highways and Airports divisions, from county Special Management Area (SMA) and any county permitting requirements for the development and construction of highways and airports.

We are opposed because this bill preempts county authority and dismisses home rule principles; it goes against important environmental statutes, including the Coastal Zone Management Act of 1972 and the Hawaii Coastal Zone Management Act of 1977, both of which were intended to keep local authority in coastal land use decisions.

Planning based on Oahu for neighbor island projects leads to expensive mistakes, such as the example of the Hawaii Superferry barge system which created hazardous conditions at north-facing Kahului Harbor. The State Department of Transportation ignored important information from Maui County that would have provided the State with a better project.

Please don't put into place legislation that will set a bad precedent for future decision-making. Give the knowledge which each island holds the respect that it deserves.

Mahalo,

A handwritten signature in cursive script that reads "Irene Bowie".

Irene Bowie
Executive Director
Maui Tomorrow Foundation, Inc.

Testimony for tomorrow's EEP hearing can be entered directly at the email testimony web site. When you get there, type in HB2433 in the box and click button that says "get latest hearing" and it will auto fill-in the info for you. Then type your name, email and address and enter your testimony. Click and submit.

Posted by Andy Parx at 4:26 PM

Labels: 2010 State Legislature, CZMA, Hawai'i Superferry, Mina Morita, SMA Post a Comment

Cyndi Apana

From: mailinglist@capitol.hawaii.gov
Sent: Monday, February 08, 2010 4:54 PM
To: EEPtestimony
Cc: gentlewave@hawaii.rr.com
Subject: Testimony for HB2433 on 2/9/2010 9:00:00 AM

Bill No. 2433

Support Y N

Date 2/8

Time 1654

Cat AF AS AX BC

Type 1 2 WI

Testimony for EEP 2/9/2010 9:00:00 AM HB2433

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: David Dinner
Organization: Individual
Address: P.O. Box 942 HI
Phone: 808 639-7845
E-mail: gentlewave@hawaii.rr.com
Submitted on: 2/8/2010

Comments:

This bill does not even deserve discussion and should never have been entered because it denies the right of due process and takes power from the electorate and elected officials. Please drop it without further consideration.

Cyndi Apana

From: mailinglist@capitol.hawaii.gov
Sent: Monday, February 08, 2010 5:11 PM
To: EEPtestimony
Cc: msch4@ccmaui.net
Subject: Testimony for HB2433 on 2/9/2010 9:00:00 AM

Bill No. 2433

Support Y N

Date 2/8

Time 17:11

Cat AF AS AX BC

Type 1 2 WI

Testimony for EEP 2/9/2010 9:00:00 AM HB2433

Conference room: 325
Testifier position: support
Testifier will be present: No
Submitted by: Madge Schaefer
Organization: Individual
Address:
Phone:
E-mail: msch4@ccmaui.net
Submitted on: 2/8/2010

Comments:

If this will help bring back the Superferry I am all for it.

Cyndi Apana

From: mailinglist@capitol.hawaii.gov
Sent: Monday, February 08, 2010 7:18 PM
To: EEPtestimony
Cc: leetepley@earthlink.net
Subject: Testimony for HB2433 on 2/9/2010 9:00:00 AM
Attachments: HB2433 for upload.doc; HB2433 for upload.doc

Bill No. 2433

Support **Y** **N**

Date 2/8

Time 1918

Cat **AF AS AX** **BC**

Type **1** **2** **WI**

Testimony for EEP 2/9/2010 9:00:00 AM HB2433

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Lee Tepley
Organization: Individual
Address: 73-1132 Ahikawa Street Kailua Kona, Hawaii 96740
Phone: 808 325 0710
E-mail: leetepley@earthlink.net
Submitted on: 2/8/2010

Comments:

HB2433 is another cynical attempt to bypass environmental law as was the earlier bill to illegally let the Superferry operate while a phony environmental Impact Statement was being prepared. That bill was killed by a Hawaii Supreme court ruling but the proponents, who obviously have no respect for law, are at it again.

Although there are apparently many aspects to the bill, it would apparently allow a military version of the Superferry to operate freely in Hawaiian waters without previously doing a full scale environmental impact statement. This will pose a continuing threat to Humpback whales and other marine mammals.

Proponents of the Superferry had argued that the vessel would not be a threat to marine mammals - but on approximately Jan. 20, 2009, a collision occurred near Maui that probably killed a large whale as indicated by a large bump felt by some passengers. Coincidentally, NOAA had a representative aboard that managed to cover-up any possible after-effects of the collision. A few days earlier I had written an e-mail pointing out that it would be difficult to verify a whale collision with the Superferry because the whales carcass would be unlikely to be impaled on the sharp pontoons. It would more likely be cut into two pieces which would rapidly disappear in the wake of the fast-moving vessel. The same thing would occur from collisions with military versions of the Superferry. In the case of collisions with smaller marine mammals, the bump would probably be too small to be felt.

In any case, a military version of the Superferry should be kept out of Hawaiian waters during the Humpback whale season. HB2433 will pose a new threat to marine mammals.

Cyndi Apana

Bill No. 2433

From: mailinglist@capitol.hawaii.gov
Sent: Monday, February 08, 2010 8:14 PM
To: EEPtestimony
Cc: loukorn@hawaiiantel.net
Subject: Testimony for HB2433 on 2/9/2010 9:00:00 AM

Support Y (N)

Date 2/8

Time 2014

Testimony for EEP 2/9/2010 9:00:00 AM HB2433

Cat AF AS AX BC

Type 1 (2) WI

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Louis Korn
Organization: Human Rights Monitoring Project
Address: PO Box 851 Naalehu HI
Phone: 808-929-9938
E-mail: loukorn@hawaiiantel.net
Submitted on: 2/8/2010

Comments:

To All Whom It May Concern,
Reiterating Jim Albertini's succinct reasons:
I urge you to oppose the idea of HB2433. This would be a TERRIBLE step backwards for the State. After all that the public went through over the Superferry, it should be OBVIOUS that the public wants to make sure there are laws in place to enforce due diligence and environmental review for everything HB2433 would be trying to undo. Please do not let this proposed bill get any further than the review on 2/9. Nip it in the bud and throw it in the trash. Mahalo for your consideration,

Cyndi Apana

From: mailinglist@capitol.hawaii.gov
Sent: Monday, February 08, 2010 8:20 PM
To: EEPtestimony
Cc: marisb001@hawaii.rr.com
Subject: Testimony for HB2433 on 2/9/2010 9:00:00 AM
Attachments: HB2433.doc

Bill No. 2433

Support Y N

Date 2/8

Time 2020

Cat AF AS AX B C

Type 1 2 WI

Testimony for EEP 2/9/2010 9:00:00 AM HB2433

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: William Maris
Organization: Individual
Address: 68-1376 S. Pauoa Road B22 Kamuela, HI
Phone: 8088871202
E-mail: marisb001@hawaii.rr.com
Submitted on: 2/8/2010

Comments:

To All Whom It May Concern,

I respectfully urge, and more than Urge you to OPPOSE HB2433. Hawaii espouses Malama 'Aina, Malama Kai. After the Superferry end-run around the environment, the majority of voters want laws enforcing environmental review due diligence. Transportation is a more than significant land user, and a more than significant environmental impact and influence. Giving even a little free rein to a public service sector which is closely tied to construction and development interests would be a CLEAR statement that our law makers are "in it for the short term" and do not care about their great grandchildren or the long term health of the environment, PLEASE stop this ill conceived bill at the review on 2/9. Mahalo for your consideration,

Cyndi Apana

Bill No. 2433

From: mailinglist@capitol.hawaii.gov
Sent: Monday, February 08, 2010 8:43 PM
To: EEPtestimony
Cc: teridiver@earthlink.net
Subject: Testimony for HB2433 on 2/9/2010 9:00:00 AM

Support Y N

Date 2/8

Time 2043

Testimony for EEP 2/9/2010 9:00:00 AM HB2433

Cat AF AS AX B C

Type 1 2 WI

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Teri Leonard
Organization: Individual
Address: Kehala Dr. kihei, HI
Phone: 808 268 2628
E-mail: teridiver@earthlink.net
Submitted on: 2/8/2010

Comments:

With impaired waters surrounding Maui, it is imperative that all projects conduct an Environmental Impact Statement, as well as the establishment of TMDLs and NPDES permits.

Cyndi Apana

Bill No. 2433

From: mailinglist@capitol.hawaii.gov
Sent: Monday, February 08, 2010 9:20 PM
To: EEPtestimony
Cc: mel_s_gbf@yahoo.com
Subject: Testimony for HB2433 on 2/9/2010 9:00:00 AM

Support Y N

Date 2/8

Time 2120

Testimony for EEP 2/9/2010 9:00:00 AM HB2433

Cat AF AS AX BC

Type 1 2 WI

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Melanie Stephens
Organization: Individual
Address: 1165A Olinda Rd. Makawao, HI
Phone: 573-9260
E-mail: mel_s_gbf@yahoo.com
Submitted on: 2/8/2010

Comments:

I am completely opposed to this bill. Nothing that happens n Hawaii should be exempt from an impact review. Please support our environment by voting against this bill.

Cyndi Apana

Bill No. 2433

From: mailinglist@capitol.hawaii.gov
Sent: Monday, February 08, 2010 9:23 PM
To: EEPtestimony
Cc: gkband@hotmail.com
Subject: Testimony for HB2433 on 2/9/2010 9:00:00 AM

Support Y N

Date 2/8

Time 2123

Testimony for EEP 2/9/2010 9:00:00 AM HB2433

Cat AF AS AX B C

Type 1 2 WI

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Geoff Kraus
Organization: Individual
Address:
Phone:
E-mail: gkband@hotmail.com
Submitted on: 2/8/2010

Comments:

To All Whom It May Concern,
I urge you to oppose the idea of HB2433. This would be a TERRIBLE step backwards for the State. After all that the public went through over the Superferry, it should be OBVIOUS that the public wants to make sure there are laws in place to enforce due diligence and environmental review for everything HB2433 would be trying to undo. Please do not let this proposed bill get any further than the review on 2/9. Nip it in the bud and throw it in the trash. Mahalo for your consideration, Geoff Kraus

Bill No. 2433

Support Y N

Date 2/8

Time 2130

Cat AF AS AX B C

Type 1 2 WI

Cyndi Apana

From: mailinglist@capitol.hawaii.gov
Sent: Monday, February 08, 2010 9:30 PM
To: EEPtestimony
Cc: chancygrace@hotmail.com
Subject: Testimony for HB2433 on 2/9/2010 9:00:00 AM

Testimony for EEP 2/9/2010 9:00:00 AM HB2433

Conference room: 325
Testifier position:
Testifier will be present: No
Submitted by: Susan Grace
Organization: Individual
Address:
Phone:
E-mail: chancygrace@hotmail.com
Submitted on: 2/8/2010

Comments:

To All Whom It May Concern,
I urge you to oppose the idea of HB2433. This would be a TERRIBLE step backwards for the State. After all that the public went through over the Superferry, it should be OBVIOUS that the public wants to make sure there are laws in place to enforce due diligence and environmental review for everything HB2433 would be trying to undo. Please do not let this proposed bill get any further than the review on 2/9. Nip it in the bud and throw it in the trash. Mahalo for your consideration, Susan Grace

Cyndi Apana

From: mailinglist@capitol.hawaii.gov
Sent: Monday, February 08, 2010 10:43 PM
To: EEPtestimony
Cc: hawaii625@gmail.com
Subject: Testimony for HB2433 on 2/9/2010 9:00:00 AM

Bill No. 2433

Support Y N

Date 2/8

Time 2243

Testimony for EEP 2/9/2010 9:00:00 AM HB2433

Cat AF AS AX B C

Type 1 2 WI

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Colett Welch
Organization: Individual
Address: Anahola, HI
Phone:
E-mail: hawaii625@gmail.com
Submitted on: 2/8/2010

Comments:

To All Whom It May Concern,
I urge you to oppose the idea of HB2433. This would be a TERRIBLE step backwards for the State. After all that the public went through over the Superferry, it should be OBVIOUS that the public wants to make sure there are laws in place to enforce due diligence and environmental review for everything HB2433 would be trying to undo. Please do not let this proposed bill get any further than the review on 2/9. Nip it in the bud and throw it in the trash. Mahalo for your consideration, Colett Welch, Anahola, Hi.

Cyndi Apana

Bill No. 2433

From: mailinglist@capitol.hawaii.gov
Sent: Monday, February 08, 2010 10:59 PM
To: EEPtestimony
Cc: msdsb@mac.com
Subject: Testimony for HB2433 on 2/9/2010 9:00:00 AM

Support Y N

Date 2/8

Time 2159

Cat AF AS AX B C

Type 1 2 WI

Testimony for EEP 2/9/2010 9:00:00 AM HB2433

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Diana Bowman
Organization: Individual
Address: 4337 Malama Aina Pl. (no mail delivery) HI
Phone: 808-652-4499
E-mail: msdsb@mac.com
Submitted on: 2/8/2010

Comments:

To Whom it May Concern,
I strongly urge you to oppose HB2433. No one, including (or especially) the Department of Transportation should be exempt from an Environmental Review, and his bill supports the DOT circumventing the law so that protects our valuable natural resources. It's time to put a stop to special interests who want to get around the law by making it possible for any company or individual to operate without a complete environmental impact review. Please do not approve or recommend approval of this bill. HR2433 is a bad bill, and it needs to be trashed. Thank you.

Cyndi Apana

Bill No. 2433

From: mailinglist@capitol.hawaii.gov
Sent: Tuesday, February 09, 2010 12:27 AM
To: EEPtestimony
Cc: laluz@maui.net
Subject: Testimony for HB2433 on 2/9/2010 9:00:00 AM

Support Y N

Date 2/9

Time 2:1

Cat AF AS AX B C

Type 1 2 WI

Testimony for EEP 2/9/2010 9:00:00 AM HB2433

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Lucienne de naie
Organization: Individual
Address: PO BOx 610 Haiku, HI
Phone: 808 572-8331
E-mail: laluz@maui.net
Submitted on: 2/9/2010

Comments:

We elect our county officials to make locally based decisions with community input, based upon our community needs. This Bill would remove public scrutiny from important project decisions. I urge committee members not to support it.

One small example: a harbor expansion was planned here in Maui by state and Feds. Luckily, there was a local public hearing required where local harbor users pointed out that the state and federal studies had the ocean currents heading the wrong direction in their model. Let's make sure he people have a say so we can keep common sense in our decision making.

God bless you all for your hard work

Lucienne de Naie
Haiku, Maui

Bill No. 243
Support Y N
Date 2/9
Time 225
Cat AF AS AX BC
Type 1 WI



Via: EEPTestimony@Capitol.hawaii.gov

February 9, 2010

Support and Comments regarding
HB 2433 Relating to Transportation
(Exempts DOT Highways and Airports from County Approvals)

Honorable Representative Hermina M. Morita, Chair,
Representative Denny Coffman, Vice Chair and
Members of the House Committee on Energy and Environmental Protection,

My name is Dave Arakawa, and I am the Executive Director of the Land Use Research Foundation of Hawaii (LURF), a private, non-profit research and trade association whose members include major Hawaii landowners, developers and a utility company. One of LURF's missions is to advocate for reasonable, rational and equitable land use planning, legislation and regulations that encourage well-planned economic growth and development, while safeguarding Hawaii's significant natural and cultural resources and public health and safety.

LURF's Position. LURF has **comments and concerns, but also strongly supports HB 2433**, which exempts the State Department of Transportation's (DOT) development and construction of highways and airports from county approval.

The City and County of Honolulu (City), however, has legitimate and major concerns regarding whether the deadlines are unrealistic and unreasonable, given current circumstances. Thus, we strongly encourage DOT to work together with the counties to develop policies, procedures and opportunities which can lead to realistic and reasonable implementation of this bill.

Background. Senate Concurrent Resolution No. 132, S.D. 1 (2009) established a Construction Industry Task Force to determine the economic contributions of the construction industry in Hawaii. As directed in the concurrent resolution, the Task Force has developed a series of proposals for state actions to preserve and create new jobs in the local construction industry. The intent of this bill is to implement one of the Task Force's proposals.

We agree with the views of the Task Force, that in this period of high economic turmoil, procedural changes are necessary to provide the State the ability for quick recovery and

successful economic stimulation. The federal government has instituted an economic recovery program that is based on the abilities of state agencies to begin and complete construction projects. To facilitate the federal program, it is necessary for the State to make changes to its laws and programs that will allow state funded construction projects to move forward quickly and efficiently.

The Task Force also believes that it is necessary to provide the DOT Airports and Highways Division with the same type of county exemptions from shoreline management area permits that are provided to the DOT Harbors Division.

We understand that this exemption is also necessary to allow both the DOT Airports and Highways Divisions to progress with construction work which is necessary to a project's "footprint" and to contain escalating construction costs.

City's Concerns. The City has expressed the following legitimate concerns, which should be addressed by DOT:

- The City has commented that the bill appears unnecessary, since the City and DOT are involved in an ongoing Express State Permit process (ESP), to accelerate the review and permitting process, without abandoning existing laws and regulations. According to the City, under the ESP program, DOT could immediately receive a building permit, provided that DOT agrees to self certify certain aspects of the plan review and inspection processes.
- Concerns have been expressed by the City regarding compliance with applicable codes and engineering standards and proper City authorization to connect to, or utilize county-owned infrastructure, such as water, sewer and streets.
- DOT should work with the City regarding any potential impacts on county-owned infrastructure.
- Another concern expressed by the City is that the bill might give the State the right to alter, modify, or reconstruct City-owned streets without any permit or concurrence from the counties.
- Lastly, a clarification may be in order, which would confirm that compliance with the Federally-mandated CZM and NEPA regulations would still be required and processed by a State agency.

Conclusion. We would respectfully recommend that your Committee consider amendments and/or recommend further policies or rules, which would address the City's concerns. We are also confident that DOT could work together with the counties to develop policies, procedures and opportunities which can lead to realistic and reasonable implementation of this bill.

We appreciate the opportunity to present our **comments, concerns and strong support of HB 2433**, and we ask for your favorable consideration of this bill.

Thank you for the opportunity to express our **support for HB 2433**.

Cyndi Apana

From: mailinglist@capitol.hawaii.gov
Sent: Tuesday, February 09, 2010 6:25 AM
To: EEPtestimony
Cc: auntie@lava.net
Subject: Testimony for HB2433 on 2/9/2010 9:00:00 AM

Bill No. 2433

Support Y N

Date 2/9

Time 625

Cat AF AS AX B C

Type 1 2 WI

Testimony for EEP 2/9/2010 9:00:00 AM HB2433

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Maria Hickling
Organization: Individual
Address:
Phone:
E-mail: auntie@lava.net
Submitted on: 2/9/2010

Comments:

To All Whom It May Concern,
I urge you to oppose the idea of HB2433. This would be a TERRIBLE step backwards for the State. After all that the public went through over the Superferry, it should be OBVIOUS that the public wants to make sure there are laws in place to enforce due diligence and environmental review for everything HB2433 would be trying to undo. Please do not let this proposed bill get any further than the review on 2/9. Nip it in the bud and throw it in the trash. Mahalo for your consideration,

Cyndi Apana

From: mailinglist@capitol.hawaii.gov
Sent: Tuesday, February 09, 2010 6:30 AM
To: EEPtestimony
Cc: josephine@poidogs.com
Subject: Testimony for HB2433 on 2/9/2010 9:00:00 AM

Bill No. 2433
Support Y N
Date 2/9
Time 630
Cat AF AS AX BC
Type 1 2 WI

Testimony for EEP 2/9/2010 9:00:00 AM HB2433

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Josephine Keliipio
Organization: Individual
Address: 76-167 Royal Poinciana Drive Kailua-Kona, Hawaii
Phone: (808) 936-4739
E-mail: josephine@poidogs.com
Submitted on: 2/9/2010

Comments:
I am opposed to the exemptions in this Bill that would allow the retro-fitted military SUPER FERRY transport to escape environmental review. This is a very IRRESPONSIBLE Bill that should be KILLED. Mahalo.