

Testimony for SB2547 on 3/8/2010 10:00:00 AM

mailinglist@capitol.hawaii.gov [mailinglist@capitol.hawaii.gov]

Sent: Monday, March 08, 2010 9:05 AM

To: WLOtestimony

Cc: patmaui1@aol.com

LATE TESTIMONY

Testimony for WLO 3/8/2010 10:00:00 AM SB2547

Conference room: 325

Testifier position: oppose

Testifier will be present: No

Submitted by: Patrick Stenger

Organization: Individual

Address: 1364 Ainakea Rd Lahaina

Phone: 808 276 4657

E-mail: patmaui1@aol.com

Submitted on: 3/8/2010

Comments:

Aloha,

I STRONGLY OPPOSE SB 2547.

Lets call this bill what it is--an attempt to create a monopoly in the boating business on Lanai. If this bill passes, it will devastate the boating companies which now legally operate, employ Hawaii residents, and generate the tax dollars that maintain state facilities including Manele harbor.

LATE TESTIMONY

TESTIMONY – SB 2547 by Ron McOmber

One of the Lana`i Park Councils concerns over the years has been, what will we do when Maui Boaters find our quiet only beach park.

We now face an on slot of commercial boaters dumping thousands of their customers on our island to use our beach park without regard for the limited size of the park.

SB 2547 will assist by asking DOBAR to stop illegal transporting of their customers to use our only beach.

For some years, we have requested the Dept. of Boating to help us in this matter but because there are no rules to act on, they have not been able to assist.

We believe this Bill will provide The Boating Dept. tools to stop illegal ferrying of people to Lana`i with the intent of spending the day on our small beach.

The rules of our Lana`i Park Council state that a commercial operator must receive a permit from Castle & Cooke before they can use the beach area and facilities. We are not aware of any requests made to use the beach park.

In 1976 this community asked the State to create Manele-Hulopoe area a Marine Life Conservation District. This was our first attempt to conserve the area for our family's future use.

In 1987 Castle & Cooke purposed a hotel in the Hulopoe area. Again the Lana`i community stepped up and asked to intervene in the permit process. The County of Maui agreed and a community group started Lanaiians for Sensible Growth, (L.S.G.).

L.S.G. signed a memorandum of agreement (M.O.A.) in 1987, which included the formation of a Manele-Hulopoe Park Council. The Council is made up of nine members, representing 2 members from Castle & Cooke, 3 L.S.G. and 4 community members. The Council meets monthly on the third Thursday.

As the State, Maui County, and tourism has grown, so has ocean activities through out the islands.

Ron McOmber

P.O.Box 630646

Lana`i City, HI 96763

LATE TESTIMONY

--- On Mon, 3/8/10, David Jung <mauicaptaindave@yahoo.com> wrote:

From: David Jung <mauicaptaindave@yahoo.com>
Subject: SB 2547
To: repito@Capitol.hawaii.gov
Date: Monday, March 8, 2010, 3:02 AM

To: Chairman Ito, Water, Land, and Ocean Resources
RE: SB 2547 Testimony

Chairman Ito,

My name is David Jung and I am the president of Sea Link of Hawaii, the Maui to Molokai Ferry. We have been a PUC regulated operation since 1987 and operate under multiple DL&NR, DOT, PUC, and USCG permits and licences.

While I DO NOT operate to Lanai but personally am very famailar with the island , I totally oppose this bill. It is obvious this bill was designed to deny the public access to one of the state's finest marine preserves solely for the benefit of a Major Hotel and its marine concessionairs. I am apalled this bill has proceeded as far as it has. Claiming that is is for the benefit of Lanai residents is totally false.

The second horrible mistake being made here is the support of the concept that transportation services (airline, ferry, or motorcoach) may be denied permits if their passengers perform any unlawful acts. Does this mean United Airlines will be denied landing rights in Honolulu if one of its passengers illegally smokes in the terminal? What a can of worms.

But what really upsets me is that well connected individuals claiming to represent Lanai can pervert our legislative system for their own monopoly at the public's expense. Shame on them! Please kill this bill for the public's good.

Yours Truly,
David Jung
Box 651, Lahaina, HI

LATE TESTIMONY

TESTIMONY TO: Senate WTL Committee:
Senator Clayton Hee, Chair
Senator Jill Tokuda, Vice Chair

February 22, 2010
3:00 PM Conf Room 229

(Your Name Here)
Speaking in **Very Strong Support of SB 2547**

Chair Hee, Vice Chair Tokuda and members of the WTL committee:

My name is Jonona Alconcel. I am a Lanai resident for over 50 years. I am speaking in **Very Strong Support of SB 2547.**

Hulopoe Beach is Lana'i's only publicly-accessible, facility-friendly beach. It is the site for resident birthday parties, family reunions, spontaneous gatherings, and abundant camping. It is a beautiful, treasured beach, designated as a Marine Life Conservation District after much hard work by the Lana'i community. But within the past ten years, the overuse by commercial operators has severely threatened this valuable natural resource. Too many times, the beach is overcrowded, residents are pushed aside, and its limited facilities are over-used and abused by unregulated commercial operators that are ignoring the Hulopoe Beach Park Rules.

The Hulopoe Beach Park Council, a management Council composed of Lana'i residents and Castle & Cooke employees, has a long-established set of Park Rules, to which Maui County is a legal partner. But these rules are constantly and obnoxiously flouted by the many commercial boat operators coming from Maui to Lana'i. **This legislation –SB 2547 -- will require the commercial operators to comply with the Hulopoe Beach Park rules and regulations** which have been approved by the Beach Park Council and the County of Maui. It is a long-needed tool for the Lana'i community to manage its threatened natural resource. **Please support this legislation SB 2547**

Please note: the following language -- which was agreed upon by Lana'i residents, the Hulopoe Beach Park Council and Castle & Cooke, should have been substituted into HB 2492 **which we offer as an amendment:**

“As a condition of any permit issued pursuant to this chapter, a permittee who, in the course of providing an excursion involving use of boating facilities within the state of Hawaii, disembarks fare paying passengers with the expectation that they enter upon any public or quasi-public real property before conclusion of the excursion, shall be required to comply with all rules and regulations including permitting requirements that may govern such entry.”

The recently renovated Manele Small Boat Harbor and the adjacent Hulopoe Beach Park are frequently overrun by several tour boat operators from Maui Island and their passengers, resulting in overcrowding and misuse of Lana`i's only easily accessible beach park. These **unregulated commercial activities** have adversely impacted the residents of Lana`i who feel they are being driven away from the Harbor and the Beach by the large numbers of **unsupervised** tour boat patrons transported to Lanai by these companies.

We humbly ask you to please pass SB 2547 for the People of Lanai

Mahalo for your consideration of my testimony.

If you have any questions, please feel free to contact me.

Sincerely,

Name, Jonona M Alconcel

Phone #808-559-0369

Email Address: pkalconcel@yahoo.com

LATE TESTIMONY

From: Yasha-Ann Kahananui-Peralta [makanaakua@hotmail.com]
Sent: Monday, March 08, 2010 4:19 PM
To: WLOtestimony
Subject: Support of bill SB2547

Aloha Chaiman Ito, Vice Chair Har, and the members of the committe. My name is Yasha-Ann Kahananui-Peralta, I am a 10 year resident of the island of Lana'i. I am here to plead with you to help us stop the overcrowding on our Hulopoe beach. The increase of people using the beach has become so much to where the safety of these guest coming off of the boats, the safety of our residents, and our children are being jeopardized. The lanai beach park council, made up of Lana'i residents, and members of Castle & Cooke has had rules set up for many years. It has been my understanding that the commercial boat operators are to be supervising their patrons onto the beach after they disembark from the boats. If so this is not being done. I strongly support bill 2547, and ask for your support as well. This will help our beach park council to enforce rules, and allow us residents to enjoy the beauty of Hulopoe with our families especially on the weekends.

Thank-you for your time.

Aloha

Yasha-Ann Kahananui-Peralta

P.O. Box 631524

Lanai City, HI. 96763

808-559-0040

makanaakua@hotmail.com

Hotmail: Trusted email with Microsoft's powerful SPAM protection. [Sign up now.](#)

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