

STAND. COM. REP. NO. 1570

Honolulu, Hawaii

April 8, 2011

RE: S.B. No. 1549
S.D. 2
H.D. 1

Honorable Calvin K.Y. Say
Speaker, House of Representatives
Twenty-Sixth State Legislature
Regular Session of 2011
State of Hawaii

Sir:

Your Committee on Finance, to which was referred S.B. No. 1549, S.D. 2, entitled:

"A BILL FOR AN ACT RELATING TO SMALL BOAT HARBORS,"

begs leave to report as follows:

The purpose of this bill is to begin to improve Hawaii's small boat harbors. Specifically, this measure provides funding for repairs at the Ala Wai and Keehi boat harbors by:

- (1) Authorizing the issuance of commercial-use permits;
- (2) Extending the maximum term of the disposition of public lands of state boating facilities from 55 to 65 years;
- (3) Providing that any fees collected within small boat harbors must be expended only for costs related to the operation, upkeep, maintenance, and improvement of small boat harbors;
- (4) Specifying a process to impose mooring fees; and
- (5) Directing the Department of Land and Natural Resources (DLNR) to enter into a public-private partnership to lease and develop certain lands at the Ala Wai Boat Harbor.

SB1549 HD1 HSCR FIN HMS 2011-3667



DLNR testified in support of this bill. Shuto Sales and Management, LLC; Ala Wai Harbor Landside Coalition; Waikiki Residents Association, and numerous concerned individuals opposed this measure. The Ilikai Association of Apartment Owners provided comments.

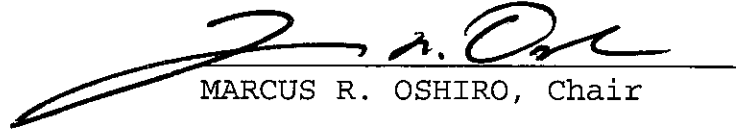
Your Committee has amended this bill by:

- (1) Deleting the provision requiring fees collected within small boat harbors to be expended only for costs related to the operation, upkeep, maintenance, and improvement of small boat harbors;
- (2) Removing certain permissible-use conditions required under a lease of lands at Ala Wai Boat Harbor when DLNR enters into a public-private partnership for the development, management, and operation of areas of the harbor, including requirements for:
 - (A) Minimum office space square footage for use by the Division of Boating and Ocean Recreation (DOBOR); and
 - (B) A minimum number of parking stalls for DOBOR and for public metered parking;
- (3) Changing its effective date from July 1, 2050, to July 1, 2030, to continue to encourage further discussion; and
- (4) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1549, S.D. 2, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 1549, S.D. 2, H.D. 1.



Respectfully submitted on
behalf of the members of the
Committee on Finance,


MARCUS R. OSHIRO, Chair



Record of Votes of the Committee on Finance

Bill/Resolution No.: SB 1549, SDZ	Committee Referral: WLO, FIN	Date: 4/5/11		
<input type="checkbox"/> The committee is reconsidering its previous decision on the measure.				
The recommendation is to: <input type="checkbox"/> Pass, unamended (as is) <input checked="" type="checkbox"/> Pass, with amendments (HD) <input type="checkbox"/> Hold <input type="checkbox"/> Pass short form bill with HD to recommit for future public hearing (recommit)				
FIN Members	Ayes	Ayes (WR)	Nays	Excused
1. OSHIRO, Marcus R. (C)	✓			
2. LEE, Marilyn B. (VC)	✓			
3. CHONG, Pono	✓			
4. CHOY, Isaac W.	✓			
5. COFFMAN, Denny				✓
6. CULLEN, Ty	✓			
7. HAR, Sharon E.	✓			
8. HASHEM, Mark J.	✓			
9. ICHIYAMA, Linda	✓			
10. JORDAN, Jo	✓			
11. LEE, Chris	✓			
12. MORIKAWA, Dee	✓			
13. TOKIOKA, James Kunane	✓			
14. YAMASHITA, Kyle T.	✓			
15. MARUMOTO, Barbara C.		✓		
16. RIVIERE, Gil	✓			
17. WARD, Gene	✓			
TOTAL (17)	15	1	0	1
The recommendation is: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted If joint referral, _____ did not support recommendation. <div style="text-align:center; font-size: small;">committee acronym(s)</div>				
Vice Chair's or designee's signature: _____ <i>Marilyn B. Lee</i>				
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