

har3 - Megan

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**From:** pam kam [pkam614@yahoo.com]  
**Sent:** Thursday, February 03, 2011 7:30 PM  
**To:** WLOtestimony  
**Cc:** Gene Ward; Rep. Gene Ward; Jame Schaedel  
**Subject:** HB1360 TESTIMONY  
**Attachments:** LIONEL TEST. EXH. A - HB 1360.doc

**February 3, 2011**

**To the Committee on Water, Land, and Ocean Resources,**

**My name is Lionel Keahi, resident of Hawaii Kai and avid fisherman. Below please find my written testimony for House Bill 1360, scheduled to be heard February 4, 2011, at 9:00 a.m. , at the Hawaii State Capitol, Conference room 325.**

**I support HB 1360 - Request For a Harbormaster for Maunalua Bay - only if the monies allotted for this new hire can NOT be transferred or added to the budget for Maunalua Bay's CIP budget requests.**

**If the harbormaster monies can NOT be transferred to the CIP budget requests, I hereby testify in support HB 1360. Please see my written testimony below:**

**February 4, 2011**

**Re: HB 1360 – Request for a Harbormaster**

**To all members of the Committee on Water, Land, and Ocean Resources,**

**Thank you for this opportunity to testify in support of HB 1360, requesting a harbormaster for Maunalua Bay .**

**Attached as Exhibit A is a description of MB's rapidly deteriorating conditions due in large part to persistent neglect and abuse. This exhibit also serves as supporting evidence demonstrating the "need" for a harbormaster.**

**The harbormaster would be responsible for restoring the overall "health" of the bay, in the water and out. Other like-kind launch ramp facilities that have harbormasters – Sand Island , Kaneohe Bay – are evidence that harbormasters and proper maintenance go hand in hand.**

**Although MB may not be considered a major launch ramp facility given its size, its usage easily counters this consideration. Did you know that MB's launch ramp facility is the only public ramp facility between the Ala Wai and Kaneohe Bay? That commercial outfits from as far away as Waikiki and beyond utilize the bay? That most escort boats assisting in interisland paddle races launch and dock at the bay?**

**The bottom line is I support HB 1360 requesting a harbormaster to restore the health of Maunalua Bay and to monitor and enforce current launch ramp facility regulations.**

**Thank you once again for this opportunity to testify in support of HB 1360.**

**Mahalo,**

**Lionel Keahi  
309 Lunalilo Home Road  
Honolulu, HI 96825  
808 395-6783**

Exhibit A



HOUSE OF REPRESENTATIVES

STATE OF HAWAII  
STREET OFFICE  
HONOLULU, HAWAII 96813

November 15, 2010

Mr. Edward P. Underwood, Administrator  
Department of Land and Natural Resources

1151 Punchbowl Drive  
Honolulu, Hawaii 96813

Dear Mr. Underwood:

I am writing to you with respect to comments regarding the proposed Kapapa Range  
Feasibility Study for the management of the Department of Land and Natural Resources (DLNR).  
Comments regarding the study are to be provided to the Department of Land and Natural Resources and DLNR.  
Administrative Rules and Regulations regarding the study are also being reviewed.

Administrative Issues

1. Low water procedure at warm facilities, some camp users report that they cannot lift their engines due to lack of pressure, and the engine does not lift out of the water.
2. One wash station is in complete disrepair, with dangerously large holes in the structure.
3. Illegal dumping continues at the facility, resulting in overflowing refuse dumpsters and litter in the vicinity.

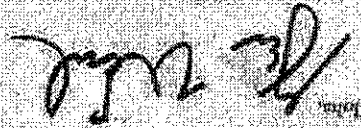
Staff Issues

1. Personnel conflict with fishermen over boundaries and closed right riparian areas. The range of the fish, and presence of bait and equipment with various and administrative rules.
2. Budgets are not tight, and safety is compromised when harvest occurs in the harbor at night.
3. Kapapa range - too many vehicles, boats, kayakers, and canoeists paddle into the camp area and impede and experience issues.

Representative Steve West, 11th  
1701 Kalia Road, Room 218  
Honolulu, Hawaii 96813  
Phone: 508-580-5929 Fax: 508-580-6121  
Email: west@hawaii.gov

Representative Chris Ward, Ph.D.  
17th Legislative District  
Hawaii Kai - Kalaheo Valley  
Hawaii State Capitol, Room 310  
413 South Drexel Avenue  
Honolulu, Hawaii 96813  
Phone: 808-550-4120 Fax: 808-550-6121  
Email: ward@hawaii.gov

Representative Chris Ward  
District 17 - Hawaii Kai - Kalaheo Valley



Chris Ward

I thank you for your time and consideration in this matter.

I am prepared to meet with you privately or call a community meeting with the community to discuss these issues with your department and join together in a joint plan.

What suggestions do you or your staff have that would help manage some of the issues above so that we can work together to find a permanent solution to these ongoing problems?

I stand ready to assist in any way that would increase enforcement and maintain facilities. This includes, but is not limited to requesting permits in DCKA/R, and requesting CIP funds for projects at the Manana Bay Launch Facility. I request that an official from DCKA/R be sent to inspect the facility in order to verify the consistent reports.

Should you be in possession of a law enforcement officer in these facilities would act as a deterrent to any future violations.

Administrative Rules. One recommendation suggested that a Division of Conservation and Resource Management (DCARM) officer be permanently assigned to East Honolulu. The officer would be responsible for enforcement at the Manana Bay Launch Facility and the Ka Iao State Scout Camp. Knowledge of a presence of a law enforcement officer in these facilities would act as a deterrent to any future violations.

1. Environmental issues continue to develop on camp and permit holding issues.
2. Reports of harassment for the past few months.
3. The State Review Board is outdated and obsolete.

Chris Ward

### **Testimony in support of HB 1360**

Aloha, my name is Lyle Hosoda. I represent Annette "Lehua" Lum, and the estate of her late son, Keahi, and Jace Silva. Keahi was killed on October 4, 2009 and Jace was run over and hit twice on the head with the same boat's propellers as they were free diving approximately 175 yards off the shore of China Walls in Maunalua Bay. This tragedy raises the issue of ocean safety. Lehua and Jace both strongly support any laws which will make Maunalua Bay and all waters of Hawaii safer. They believe that laws must be enacted, the public must be educated, and the laws must be enforced to make Hawaii's waters safer.

Ms. Lum was told by various investigating authorities that there were questions regarding jurisdiction. The laws and rules are not clear as to whether the Coast Guard, DLNR or HPD have jurisdiction to apply and enforce laws or rules in the area.

Our roadways are designed by engineers and highway specialists. There are lots of laws and rules about road use, speed, etc. which are enforced. And generally, roadways are limited to authorized vehicles and perhaps pedestrians and bicycles in certain areas. In contrast, there are few laws or rules governing the use of the waters. The public is not educated on them, and there is little to no enforcement of the same. If those that are responsible for enforcing the existing laws or rules do not know, or are unsure of which laws or rules apply, the public either does not, or can not, be expected to know. Ms. Lum understands and appreciates the budgetary constraints that come with enactment and enforcement of new laws. However, she believes that without such laws and enforcement, with as many different types of uses of the water (swimmers, body boarders, surfers, divers, jet skis, water skis, paddle boarders, parasailers, motorized boats, sail boats, etc.) more tragedies are inevitable.

Ms. Lum urges new and more laws regarding water safety which include education and enforcement to avoid more tragedies in the future.