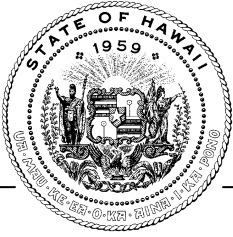


SB 3059

EDT-WLH



DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT & TOURISM

NEIL ABERCROMBIE
GOVERNOR
RICHARD C. LIM
DIRECTOR
MARY ALICE EVANS
DEPUTY DIRECTOR
JESSE K. SOUKI
DIRECTOR
OFFICE OF PLANNING

OFFICE OF PLANNING

235 South Beretania Street, 6th Floor, Honolulu, Hawaii 96813
Mailing Address: P.O. Box 2359, Honolulu, Hawaii 96804

Telephone: (808) 587-2846
Fax: (808) 587-2824

Statement of
JESSE K. SOUKI
Director, Office of Planning
Department of Business, Economic Development, and Tourism
before the
SENATE COMMITTEE ON ECONOMIC DEVELOPMENT AND TECHNOLOGY
AND
SENATE COMMITTEE ON WATER, LAND, AND HOUSING
Tuesday, February 14, 2012
1:30 PM
State Capitol, Conference Room 225

in consideration of
SB3059
RELATING TO SUSTAINABILITY.

Chairs Fukunaga and Dela Cruz, Vice Chairs Wakai and Solomon, and Members of the Senate Committees on Economic Development and Technology and Water, Land, and Housing.

The Office of Planning (OP) supports S.B. 3059 Relating to Sustainability provided that its passage does not replace or adversely impact priorities as indicated in the Executive Budget. OP is supportive of sustainability but has human and fiscal constraints due to budget reductions incurred since FY09. Nonetheless, OP has undertaken or supported many sustainability activities under its statutory responsibility to administer the Hawaii State Plan. OP supported the passage of Act 181 Session Laws of Hawaii (SLH) 2011 which sets forth sustainability guidelines and principles in the Hawaii State Plan. OP worked to bring in the Governor's Institute on Sustainable Design (with funding from the National Endowment for the Arts and Environmental Protection Agency) to conduct a workshop with members of the cabinet on

sustainability best practices. OP obtained and coordinated State agency responses to assist the University of Hawaii Public Policy Center on their report (www.publicpolicycenter.hawaii.edu/documents/Final-H2050REPORT-appendices.pdf) on progress made in implementing sustainability guidelines and principles set forth in the Hawaii State Plan.

Section 2 of the bill directs OP to convene a working group to establish guidelines for a Hawaii statewide sustainability partnership and identifies three additional tasks for OP to undertake (items 2 to 4). Tasks 2 through 4 may be premature since the working group has not met yet. OP recommends that Section 2 be revised such that tasks 2 through 4 are sub-tasks that the working group would examine and make recommendations on. The working group could make specific recommendations as to what should be done and submit those recommendations to the Legislature. There should also be a sunset date for the working group. The working group should also be allowed to conduct telephonic meetings to reduce costs.

Thank you for the opportunity to testify.



UNIVERSITY OF HAWAII SYSTEM

Legislative Testimony

Written Testimony Presented Before the
Senate Committees on Economic Development and Technology, and
Water, Land, and Housing
Tuesday, February 14, 2012 at 1:15 p.m.

by
Virginia S. Hinshaw, Chancellor
and
Susan Chandler, Director
Public Policy Center
College of Social Sciences
University of Hawai'i at Mānoa

SB3059 Relating to Sustainability

Chairs Fukunaga, Dela Cruz, and honorable members, thank you for the opportunity to testify in support of SB 3059, relating to sustainability. I am the director of the Social Sciences Public Policy Center (“Center”) at the University of Hawai'i at Mānoa and, along with Dr. Sharon Moriwaki, have been working on the Hawai'i 2050 Sustainability Plan (“H2050 Plan”) and its updates; and, more specifically, the report as directed by Act 181 (2011). As a result of your support last session, Act 181 codified sustainability goals, definitions and guidelines into state law (the Hawai'i State Planning Act) and also directed the Center, in consultation with the Office of Planning (“OP”), to identify the states progress in implementing the sustainability guidelines and to submit a report (“Act 181 Report”) with recommendations for facilitating their full implementation.

We strongly support SB 3059, which seeks to implement the recommendations from the Act 181 Report. More specifically, it directs the OP to: (1) convene a working group of government, nonprofit, education, business and other interested organizations to establish guidelines for a public-private “Hawai'i Statewide Sustainability Partnership,” (2) determine key indicators for measuring sustainability and establishing benchmarks for measuring progress; (3) translating the sustainability principles into clear objectives, specific actions and accountability measures; and (4) coordinating progress among the state and counties. It further requests an appropriation to enable the office of planning to obtain services to accomplish effectively these major responsibilities to design and establish an ongoing, coordinated program and network, including a set of accountability measure of progress.

The Center and the OP, together with the sustainability/environmental coordinators from the counties of Maui, Hawai'i, and Kaua'i and the City and County of Honolulu, and community organizations such as Kanu Hawai'i and Hawai'i Green Growth Initiative/Global Island Partnership, identified the programs and efforts throughout the state; and also obtained further input from a community survey of organizations and individuals interested in and conducting work in sustainability. We found that major progress has been made by each of the counties. Hawai'i and Kaua'i counties have adopted sustainability plans. The City and County of Honolulu and Hawai'i and Kaua'i counties have established a sustainability coordinator or manager position and Maui County has an environmental coordinator. The State is committed to implementing Act 181 across its agencies, with OPs support and coordination through its administration of the Hawai'i State Plan; and has a number of initiatives

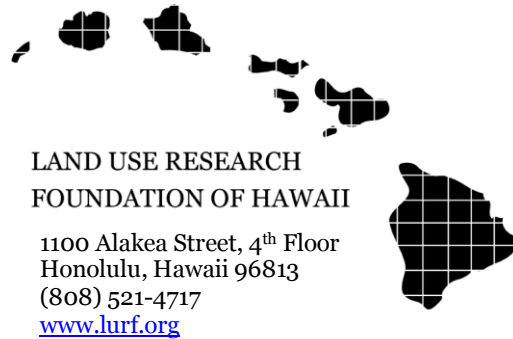
that are advancing the sustainability goals such as: (1) the State Energy Office *Hawai'i Clean Energy Initiative* to achieve energy independence; (2) the Department of Land and Natural Resources *The Rain Follows the Forest Plan*, which seeks to ensure mauka watersheds are fully functioning to ensure fresh water resources for Hawai'i's people, and (3) the Office of Planning collaboration with public, private, and community stakeholders to update the *Hawai'i Ocean Resources Management Plan* to facilitate comprehensive ocean resources management throughout the State. The University of Hawai'i has also provided leadership among its campuses in engaging faculty, staff and students in classes, programs, research and projects to reduce fossil fuel use, promoting energy efficiency and renewable energy technologies.

Community organizations have also continued efforts to advance sustainable principles and practices. Eighty-eight organizations and/or individuals responded to the community survey and an overwhelming majority are involved in activities advancing the seven sustainability guidelines and principles, ranging from the highest involvement in planning that respects and promotes living within the natural resources and limits of the State (88%); followed by encouraging balanced economic, social, community and environmental priorities and encouraging respect for the host culture (84%); promoting decisions based on meeting the needs of the present without compromising the needs of future generations and emphasizing that everyone has the responsibility for achieving a sustainable Hawai'i (83%); promoting a diversified and dynamic economy (70%), with 60% working on increasing the competitiveness of Hawai'i's workforce; and considering the principles of the ahupua'a system in decision making (67%). Organizations involved in implementing the sustainability principles were primarily represented by the non-profit (37%), government (20%), education (17%), and business (16%) sectors.

The Center found that while there are a number of diverse efforts across the state, there was overwhelming agreement by county, state and community representatives that there is need for establishing a statewide network of state, county, private, and community organizations if we are to truly fully implement sustainability goals and guidelines – there is need for continuing collaboration, action, and accountability. It is therefore critical that a working group as proposed in SB 3059 be convened to establish the Hawai'i Statewide Sustainability Partnership to fully implement the sustainability goals and principles envisioned in the H2050 Plan and Act 181. It is further recommended that the state and counties provide leadership support, which should include funding of the Partnership (for staff, travel for neighbor island members, and communication, including website development and maintenance) and participation by its various agencies and, in particular, the development of statewide measures of accountability and benchmarks to measure progress in the near and long term. As importantly, the OP and representatives from the several counties have agreed to work together on long-range planning, including updating the inventory of sustainability activities and developing sustainability indicators and translating the Act 181 sustainability principles into clear objectives, specific actions, and accountability measures.

Based on the foregoing, the University of Hawai'i strongly supports SB 3059, including the needed funding for the Office of Planning to enable it to carry out the recommendations as set forth in SB 3059.

Thank you for the opportunity to testify. I will be happy to answer any questions.



LAND USE RESEARCH
FOUNDATION OF HAWAII

1100 Alakea Street, 4th Floor
Honolulu, Hawaii 96813
(808) 521-4717
www.lurf.org

February 10, 2012

Senator Carol Fukunaga, Chair
Senator Glenn Wakai, Vice Chair
Senate Committee on Economic Development and Technology

Senator Donovan M. Dela Cruz, Chair
Senator Malama Solomon, Vice Chair
Senate Committee on Water, Land, and Housing

Opposition to, and concerns regarding SB 3059 Relating to Sustainability. (Requires the Office of Planning [“OP”] to convene a workgroup to develop sustainability guidelines, establish benchmarks for measuring sustainability progress, and coordinate sustainability progress made by the State and counties.)

Tuesday, February 14, 2012, 1:15 p.m., in CR 225

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 appreciates the opportunity to express **opposition to the current form of this bill, and to offer concerns and comments regarding SB 3059.** LURF supports the intent of this measure, but has serious concerns relating to the bill as drafted, and would like to offer comments and suggested revisions for the Committee’s consideration.

SB 3059. The purpose of this bill is to implement the recommendations made by the University of Hawaii public policy center pursuant to Act 181, Session Laws of Hawaii 2011, which requires the OP to convene a working group to develop sustainability guidelines, establish benchmarks for measuring sustainability progress, and coordinate sustainability progress made by the State and counties. This measure also appropriates an unspecified sum for the purposes of the working group, and authorizes the OP to contract for a coordinator or facilitator, without regard to the procurement law.

LURF’s Position. While LURF supports the concept of “sustainability,” it has been forced, in the past, to oppose the Hawaii 2050 Sustainability Plan (the “2050 Plan”) and implementing legislation (including Act 181 (2011)), due to the shortcomings of the 2050 Plan. LURF must now similarly oppose the current version of SB 3059 based on the following, including what it continues to believe are inadequacies of the 2050 Plan:

- This bill should at least make reference to the Hawaii State Planning Act, which is the principal law that guides State policy relating to planning, and all planning-related concerns and issues;
- The 2050 Plan is flawed because it fails to include a detailed discussion of major planning issues, including infrastructure, affordable housing, education, tourism, the military, construction and agriculture;
- The 2050 Plan is already out-dated, and should be updated and revised to include the major issues it failed to initially address, and to consider the new State Renewable Energy Agreement, Honolulu's rail project, transit-oriented development, and the current economic situation;
- In these challenging economic times, the need for yet another study costing thousands of dollars, simply to determine how the OP should perform its job, is questionable at best. (Instead, should action be directly taken at this time? Did the original State Plans require similar studies? Will separate plans –one for each county, be required?)
- The OP should be directly afforded the opportunity to implement the recommendations of Act 181 without the proposed recommendations of the working group;

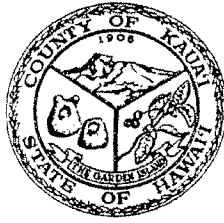
Should the current measure is passed, LURF recommends that it be revised to specifically include working group members who have expertise in education, infrastructure and affordable housing, as well as members from Hawaii's major industries. These members should include the State Department of Education and other educators from private institutions; the State Department of Transportation; the Chambers of Commerce from each county; tourism industry representatives; the Building Industry Association; the Hawaii Farm Bureau Federation; the United States Military; and representatives of Hawaii's major private landowners;

Moreover, the sum to be appropriated for expenses incurred by the working group should be identified, together with any future costs which may be incurred by the State and counties to "coordinate sustainability progress among the State and counties, including data collection, analysis, and reporting of accountability measures."

LURF remains willing to take part in any State working group relating to sustainability, and will support "sustainability" legislation that addresses Hawaii's major planning-related issues and concerns which are identified by, and based upon the input of all of Hawaii's major industries and stakeholders.

Thank you for the opportunity to present testimony in opposition to the current form of this bill.

Bernard P. Carvalho, Jr.
Mayor



George K. Costa
Director

Gary K. Heu
Managing Director

OFFICE OF ECONOMIC DEVELOPMENT

County of Kaua'i, State of Hawai'i

4444 Rice Street, Suite 200, Lihu'e, Hawai'i 96766
TEL (808) 241-4946 FAX (808) 241-6399

TESTIMONY OF GLENN SATO, SUSTAINABILITY MANAGER, COUNTY OF KAUAI

BEFORE A HEARING OF THE SENATE COMMITTEE ON ECONOMIC DEVELOPMENT AND
TECHNOLOGY AND THE SENATE COMMITTEE ON WATER, LAND AND HOUSING

Tuesday, February 14, 2012
Conference Room 225
1:30 p.m.

SENATE BILL 3059 RELATING TO SUSTAINABILITY

I strongly support SB 3059 which seeks to implement the recommendations made by the University of Hawai'i public policy center in response to Act 181, Session Laws of Hawai'i 2011.

The County of Kaua'i participated in formulating these recommendations, which will help to implement the sustainability guidelines and principles set forth in Act. 181.

A Hawai'i statewide partnership convened under the Office of Planning will allow for the collaborative development of guidelines, coordinated establishment of key indicators for measuring sustainability both in the short-term and long term, and development of clear objectives and accountability to the process.

The services of a coordinator/facilitator will enable the process to proceed smoothly and result in a timely work products.

The County hopes to actively participate as a member of the working group in this effort and would be willing to share and discuss our data collection efforts and analysis of accountability measures. We are currently collecting and processing data to establish a carbon emissions inventory of county operations and hope to have an active data base established by year's end, along with an action plan to improve sustainability within county operations.

I request your favorable consideration and support of SB 3059.

Mahalo,

Glenn Sato



**Testimony to Senate Committees on Economic Development and Technology and
Water, Land, and Housing**

Tuesday, February 14, 2012

1:30 p.m.

Capitol Room 225

RE: S.B. 3059, Relating to Sustainability

Good morning Chairs Fukunaga and Dela Cruz, Vice Chairs Wakai and Solomon, and members of the Committees:

My name is Gladys Quinto Marrone, Government Relations Director for the Building Industry Association of Hawaii (BIA-Hawaii). Chartered in 1955, BIA-Hawaii is a professional trade organization affiliated with the National Association of Home Builders, representing the building industry and its associates. BIA-Hawaii takes a leadership role in unifying and promoting the interests of the industry to enhance the quality of life for the people of Hawaii.

BIA-Hawaii offers the following **comments** on S.B. No. 3059 (Companion bill H.B. No. 2671), which requires the office of planning to convene a workgroup for sustainability guidelines, establish benchmarks for measuring sustainability progress, and coordinate sustainability progress made by the State and counties. It also authorizes the office of planning to contract for a coordinator or facilitator.

Our understanding is that pursuant to Act 181, SLH 2011, the University of Hawaii public policy center, in consultation with the office of planning, submitted a report to the legislature identifying the progress made in implementing the sustainability guidelines and principles, as set forth in Act 181, and making recommendations for legislation or other action to facilitate their full implementation.

S.B. 3059 provides for the office of planning to convene a working group of government, non-profit, education, business and other interested organizations to establish guidelines for the Hawaii Statewide sustainability partnership in implementing implement the recommendations made by the University of Hawaii public policy center in response to Act 181, Session Laws of Hawaii 2011.

We respectfully recommend that the bill be **amended** to ensure that there is a **balanced** representation on the working group representative of the economic, social, community and environmental priorities being discussed.

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



**Testimony to the Senate Committees on Economic Development and
Technology and Water, Land & Housing
Tuesday, February 14, 2012
1:30 p.m.
State Capitol - Conference Room 225**

RE: SENATE BILL NO. 3059 RELATING TO SUSTAINABILITY

Chairs Fukunaga and Dela Cruz, Vice Chairs Wakai and Solomon, and members of the committees:

The Chamber of Commerce of Hawaii ("The Chamber") respectfully recommends that the bill be amended to ensure that there is a balanced representation on the working group representative of the economic, social, community and environmental priorities being discussed.

The Chamber is the largest business organization in Hawaii, representing more than 1,000 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 has the following comments on S.B. No. 3059 which proposes to require the office of planning to convene a workgroup for sustainability guidelines, establish benchmarks for measuring sustainability progress, and coordinate sustainability progress made by the State and counties. It also authorizes the office of planning to contract for a coordinator or facilitator.

Our understanding is that pursuant to Act 181, Session Laws of Hawaii 2011, the University of Hawaii public policy center, in consultation with the office of planning, submitted a report to the legislature identifying the progress made in implementing the sustainability guidelines and principles, as set forth in Act 181, and making recommendations for legislation or other action to facilitate their full implementation.

The bill provides for the office of planning to convene a working group of government, non-profit, education, business and other interested organizations to establish guidelines for the Hawaii Statewide sustainability partnership in implementing the recommendations made by the University of Hawaii public policy center in response to Act 181, Session Laws of Hawaii 2011.

Thank you for this opportunity to express our views.

Testimony In Support of SB 3059, Relating to Sustainability
Senate Committee on Economic Development and Technology

Public Hearing on 14 February 2012, Conference Room 225, 1:30pm

Audrey Newman
Senior Advisor, Global Island Partnership
P.O. Box 535
Hoolehua, Hawai'i 96729

Aloha Senators:

Thank you for this opportunity to address your committee on this important bill to help us work together and achieve Hawai'i's critical sustainability targets.

My name is Audrey Newman and I am writing on behalf of the Hawaii Green Growth Initiative in support of Senate Bill 3059. The Hawai'i Green Growth Initiative brings leaders from energy, food and the environment together to achieve Hawaii's sustainability goals and to be a model for building a green economy.

We ask you to support SB 3059 and the leadership role assigned to the Office of Planning. In particular, we ask your Committees to strongly support three key elements in SB 3059:

1. A statewide Hawai'i Sustainability Partnership to coordinate and promote action across the many sectors and levels of government working for sustainability in Hawaii. The bill calls for a representative working group to guide the development of this partnership (Section 2(a)(1)). This approach has proven successful in other situations.
2. Practical, cost-effective accountability measures and reporting, so public and private stakeholders can track progress on Hawai'i's clean energy, food security, natural resource management and other sustainability targets. (Sections 2(a)(2) & 2(a)(4)).
3. Contracting authority and financial support to the Office of Planning to implement these important actions (Sections 2(b), 2(c) and 3)

For clarity, the Committee could amend Section 2(b) to read "The office of planning may contract for a coordinator or facilitator and for technical assistance to implement this Act..." Developing cost-effective indicators, benchmarks, etc often benefits greatly from specialized expertise that a coordinator or facilitator may not have.

Many of our Working Group members actively participated with the UH Public Policy Center in the development of these recommendations and are ready to

share their experience with other highly effective cross-sector partnerships in Hawai'i. We look forward to continue working with the State, Counties and others in these important steps to build a more sustainable and secure economy in Hawai'i.

Mahalo nui for your time and consideration,

A handwritten signature in cursive script that reads "Audrey Newman". The signature is written in dark ink on a light-colored background.

Audrey Newman
Senior Advisor,
Global Island Partnership (GLISPA)

Promoting action for island conservation and sustainable livelihoods.
www.glispa.org

**Testimony In Support of SB 3059, Relating to Sustainability
Senate Committee on Economic Development and Technology**

Public Hearing on 14 February 2012, Conference Room 225, 1:30pm

Jenta Russell
Fellow, Global Island Partnership & long time Hawaii Resident
1212 Nuuanu Ave #3509
Honolulu, HI 96817

SB 3059, Relating to Sustainability

Aloha and good afternoon House Committee members,

My name is Jenta Russell and I am writing to ask your support for a more sustainable Hawaii by passing Senate Bill 3059's recommendations to:

1. Convene a working group of government, nonprofit, education, business, and other interested organizations to establish guidelines for the Hawaii statewide sustainability partnership;
2. Appropriate funds to the Office of Planning to support development of a statewide sustainability measures of accountability, including benchmarks, indicators, date and data sources for measuring short-term and long-term progress; and
3. Translate the sustainability principles set forth in Act 181, Session Laws of Hawaii 2011, into clear objectives, specific actions, and accountability measures.

I apologize for not being present today, as I am in a minor medical operation.

Being born and raised on Maui, I recently returned home after leaving for college with a newfound respect and admiration for this beautiful and one of a kind place. Being so isolated, so dependent on imported food and energy makes us incredibly vulnerable and perpetuates a livelihood that cannot sustain itself. Yet Hawaii is unique, is incredible, has the ability and already is moving along on so many sustainability initiatives. From the many small & large farms, to one of the best invasive species management programs in the world, to a 70% clean energy goal and the new DLNR watershed plan, Hawaii is showing its ability to not only contribute to the emerging national and global trend of sustainability, but also demonstrating the deep care and connection that each individual in

these islands has for the longevity and health of a place in which we all live and dearly love. Senate Bill 3059, with its direct and simple recommendations, allows Hawaii to truly commit to its longevity and the wellbeing of its inhabitants. I ask for your support in passing this bill, and in doing so, allow for the actualization of a prosperous, harmonious, and sustainable future for Hawaii.

Mahalo nui loa for your time and consideration,

Sincerely,

Jenta Russell

Fellow

Global Island Partnership

Testimony of The Nature Conservancy of Hawai'i
Supporting on S.B. 3059 Relating to Sustainability
Senate Committee on Economic Development and Technology
Senate Committee on Water, Land and Housing
Tuesday, February 14, 2012, 1:15PM, Rm. 225

The Nature Conservancy of Hawai'i is a private non-profit conservation organization dedicated to the preservation of Hawai'i's native plants, animals, and ecosystems. The Conservancy has helped to protect nearly 200,000 acres of natural lands for native species in Hawai'i. Today, we actively manage more than 32,000 acres in 11 nature preserves on Maui, Hawai'i, Moloka'i, Lāna'i, and Kaua'i. We also work closely with government agencies, private parties and communities on cooperative land and marine management projects.

The Nature Conservancy of Hawai'i supports S.B. 3059 Relating to Sustainability.

The health of Hawai'i's unique but threatened natural resources directly affects our economy and quality of life. Residents and visitors alike are awed and inspired by the Hawaiian Islands' natural wonders. Beyond breathtaking beauty, these resources provide essential natural benefits that make life possible in the middle of the vast Pacific Ocean. From native forests that give us fresh water, erosion control, and cultural treasures, to abundant coral reefs that provide food, recreation, and protection from storms, we all depend daily on nature to sustain us. Now more than ever in the past, we have come to appreciate the importance of balancing environmental protection with the obvious need to maintain a vibrant economy that supports and does not threaten the needs of future generations.

The Hawai'i 2050 sustainability plan provides a strong and defined foundation for sustainability to help lead us toward the Hawai'i we all want for ourselves and future generations. We were pleased last year to support the inclusion of the 2050 plan's guiding principles and goals into the Hawai'i State Planning Act. Now, this bill takes the logical next step of setting up a process to develop indicators and benchmarks for measuring our progress, and to coordinate activities, data collection and reporting on the goals we have set. We look forward to being a part of that process and success in our area of expertise related to the natural environment of these islands.

BOARD OF TRUSTEES

S. Haunani Apoliona Christopher J. Benjamin Anne S. Carter Richard A. Cooke III Peter H. Ehrman Kenton T. Eldridge
Thomas M. Gottlieb James J.C. Haynes III J. Douglas Ing Mark L. Johnson Dr. Kenneth Y. Kaneshiro Bert A. Kobayashi, Jr.
Eiichiro Kuwana Duncan MacNaughton Bonnie P. McCloskey Bill D. Mills Wayne K. Minami Michael T. Pfeffer James C. Polk
H. Monty Richards Chet A. Richardson Jean E. Rolles Scott C. Rolles Crystal K. Rose Dustin M. Shindo Nathan E. Smith Eric K. Yeaman

Chair: Kenton T. Eldridge *Chair Emeriti:* Samuel A. Cooke (co-founder; chair 1980-1991), Herbert C. Cornuelle (co-founder),
Bill D. Mills (1991-1995), Jeffrey N. Watanabe (1995-2004), David C. Cole (2004-2008), Duncan MacNaughton (2008-2011)