
HOUSE CONCURRENT RESOLUTION

REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO
CONDUCT A STUDY OF THE COMMERCIAL VESSEL PERMITS IN STATE
SMALL BOAT HARBORS INVOLVING OCEAN-RELATED ACTIVITIES FOR
OCEAN WATERS BETWEEN KALAELOA POINT AND KAENA POINT.

1 WHEREAS, along the Waianae Coast, the growing population of
2 west Oahu and the visitor industry are affecting the traditional
3 uses of the area and have cumulative economic, environmental,
4 social, and cultural effects on the many communities along the
5 coastline; and

6
7 WHEREAS, the increased usage of beach parks and state
8 boating facilities to accommodate commercial ocean recreation
9 activities between Kalaeloa Point and Kaena Point has had a
10 significant impact on traditional commercial fishing activities
11 and other non-commercial recreational activities; and

12
13 WHEREAS, Act 6, Special Session Laws of Hawaii 2005 (Act
14 6), placed a moratorium on the issuance of new state small boat
15 harbor facility commercial permits for vessels engaged in ocean-
16 use activities in ocean waters between Kalaeloa Point and Kaena
17 Point; and

18
19 WHEREAS, Act 6 also required the Department of Land and
20 Natural Resources to prepare a baseline environmental study to
21 be used in the preparation of draft management area rules; and

22
23 WHEREAS, the Department of Land and Natural Resources
24 Division of Boating and Ocean Recreation published the Waianae
25 Baseline Environmental Study in February 2009; and

26
27 WHEREAS, one of the recommendations of the Waianae Baseline
28 Environmental Study was to clarify existing regulations to allow
29 the Department of Land and Natural Resources to require



1 commercial ocean tour operators state-wide to obtain a permit to
2 operate in state waters; and

3
4 WHEREAS, Act 289, Session Laws of Hawaii 2012 (Act 289),
5 authorizes the Department of Land and Natural Resources to
6 regulate commercial enterprises that operate out of private
7 marinas and use state waters or marine resources; and

8
9 WHEREAS, Act 6, the Waianae Baseline Environmental Study,
10 and Act 289 are all necessary first steps to addressing the
11 increased usage of beach parks and state boating facilities
12 between Kalaeloa Point and Kaena Point; and

13
14 WHEREAS, commercial ocean recreation activities between
15 Kalaeloa Point and Kaena Point have continued to increase since
16 2005, despite the moratorium on the issuance of new state small
17 boat harbor facility commercial permits for vessels engaged in
18 ocean-use activities in ocean waters between Kalaeloa Point and
19 Kaena Point; now, therefore,

20
21 BE IT RESOLVED by the House of Representatives of the
22 Twenty-seventh Legislature of the State of Hawaii, Regular
23 Session of 2013, the Senate concurring, that the Department of
24 Land and Natural Resources is requested to conduct a study of
25 the state small boat harbor facility commercial permits for
26 vessels engaged in ocean-use activities in ocean waters between
27 Kalaeloa Point and Kaena Point that were in existence at the
28 time of the moratorium in 2005, the uses for such permits, and
29 the revenue generated and the current commercial vessel permits,
30 the uses for such permits, and the revenue generated; and

31
32 BE IT FURTHER RESOLVED that the Department of Land and
33 Natural Resources is requested to submit a report of its
34 findings and recommendations, including proposed legislation, to
35 the Legislature no later than 20 days prior to the convening of
36 the Regular Session of 2014; and

37
38 BE IT FURTHER RESOLVED that a certified copy of this
39 Concurrent Resolution be transmitted to the Chairperson of the
40 Board of Land and Natural Resources.



H.C.R. NO. 120

A handwritten signature in black ink, appearing to be 'GSE', written over a horizontal line.

OFFERED BY:

MAR 12 2013

