
HOUSE 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
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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
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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
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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
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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
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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
30 commercial ocean tour operators state-wide to obtain a permit to
31 operate in state waters; and



1 WHEREAS, Act 289, Session Laws of Hawaii 2012 (Act 289),
2 authorizes the Department of Land and Natural Resources to
3 regulate commercial enterprises that operate out of private
4 marinas and use state waters or marine resources; and
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6 WHEREAS, Act 6, the Waianae Baseline Environmental Study,
7 and Act 289 are all necessary first steps to addressing the
8 increased usage of beach parks and state boating facilities
9 between Kalaeloa Point and Kaena Point; and
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11 WHEREAS, commercial ocean recreation activities between
12 Kalaeloa Point and Kaena Point have continued to increase since
13 2005, despite the moratorium on the issuance of new state small
14 boat harbor facility commercial permits for vessels engaged in
15 ocean-use activities in ocean waters between Kalaeloa Point and
16 Kaena Point; now, therefore,
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18 BE IT RESOLVED by the House of Representatives of the
19 Twenty-seventh Legislature of the State of Hawaii, Regular
20 Session of 2013, that the Department of Land and Natural
21 Resources is requested to conduct a study of the state small
22 boat harbor facility commercial permits for vessels engaged in
23 ocean-use activities in ocean waters between Kalaeloa Point and
24 Kaena Point that were in existence at the time of the moratorium
25 in 2005, the uses for such permits, and the revenue generated
26 and the current commercial vessel permits, the uses for such
27 permits, and the revenue generated; and
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29 BE IT FURTHER RESOLVED that the Department of Land and
30 Natural Resources is requested to submit a report of its
31 findings and recommendations, including proposed legislation, to
32 the Legislature no later than 20 days prior to the convening of
33 the Regular Session of 2014; and
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35 BE IT FURTHER RESOLVED that a certified copy of this
36 Resolution be transmitted to the Chairperson of the Board of
37 Land and Natural Resources.
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H.R. NO. 91

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

OFFERED BY: _____

MAR 12 2013

