

# LATE TESTIMONY

# HB 193

LATE

DEPARTMENT OF PLANNING AND PERMITTING  
**CITY AND COUNTY OF HONOLULU**

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KIRK CALDWELL  
MAYOR



GEORGE I. ATTA  
FAICP, LEED AP, CEI  
DIRECTOR DESIGNATE

JIRO A. SUMADA  
DEPUTY DIRECTOR

March 19, 2013

The Honorable Malama Solomon, Chair  
and Members of the Committee on Water and Land  
The Honorable Donovan M. Dela Cruz, Chair  
and Members of the Committee on Economic  
Development, Government Operations and Housing  
State Senate  
Hawaii State Capitol  
415 South Beretania Street  
Honolulu, Hawaii 96813

Dear Chairs Solomon, Dela Cruz and Members:

**Subject: House Bill No. 193, H.D. 1  
Relating to Land Use**

The Department of Planning and Permitting (DPP) **supports with amendments** House Bill No. 193, H.D. 1. We support the intent of the bill which provides for time extensions for petitioners to comply with conditions of approval of State Land Use Boundary Amendments.

However, we recommend amending House Bill No. 193, H.D. 1, by deleting assignment to the counties to make the determination on whether a petitioner has substantially commenced development. The Land Use Commission (LUC) is the appropriate agency to administer its own conditions. It should make the call on whether a petitioner has substantially commenced with development in accordance with LUC conditions or whether other good cause exists to extend the deadline of conditions. The LUC rules already allow a petitioner to appeal for a time extension or other modifications. The county as well as the State, as parties to the proceedings, can comment on any request for a time extension. This deliberative process would allow a more informed decision by the LUC.

Thank you for the opportunity to testify.

Very truly yours,

A handwritten signature in black ink that reads "George I. Atta".

George I. Atta, FAICP, LEED AP, CEI  
Director Designate  
Department of Planning and Permitting

GIA:jmf  
hb193hd1-LandUse-k

L A T E

**Piikea Tomczyk**

**From:** mailinglist@capitol.hawaii.gov  
**Sent:** Tuesday, March 19, 2013 11:29 AM  
**To:** WTLTestimony  
**Cc:** 1mu630@gmail.com  
**Subject:** Submitted testimony for HB193 on Mar 19, 2013 13:15PM

**HB193**

Submitted on: 3/19/2013  
Testimony for WTL/EGH on Mar 19, 2013 13:15PM in Conference Room 225

**Submitted By      Organization      Testifier Position      Present at Hearing**

Ricky Tamashiro	Hawaii Masons' Union	Support	No
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Comments: The Masons Union supports the intent and purpose of bill HB 193, HD 1 which requires the Land Use Commission (LUC), upon request, to extend the time period for which a boundary amendment is effective for at least 2 years if the appropriate county officer or agency determines that the petitioner has substantially commenced development or if other good cause exists. The Masons Union Local 1 & 630 represents 1800 members of the following construction trades Bricklayers, Stone Masons, Ceramic Tile Setters, Marble Masons, Cement Finishers, Fire Proofers, and Plasterers. The Masons Union respectfully ask for your support on HB 193, HD 1. Thank you for the opportunity to share our views with you.

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Piikea Tomczyk

From: mailinglist@capitol.hawaii.gov  
Sent: Tuesday, March 19, 2013 6:34 PM  
To: WTLTestimony  
Cc: Kumukahi77@gmail.com  
Subject: \*Submitted testimony for HB193 on Mar 19, 2013 13:15PM\*

**HB193**

Submitted on: 3/19/2013  
Testimony for WTL/EGH on Mar 19, 2013 13:15PM in Conference Room 225

Submitted By	Organization	Testifier Position	Present at Hearing
Dea Rackley	Individual	Oppose	No

Comments:

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Piikea Tomczyk

From: mailinglist@capitol.hawaii.gov  
Sent: Tuesday, March 19, 2013 10:19 AM  
To: WTLTestimony  
Cc: palmtree7@earthlink.net  
Subject: Submitted testimony for HB193 on Mar 19, 2013 13:15PM

**HB193**

Submitted on: 3/19/2013  
Testimony for WTL/EGH on Mar 19, 2013 13:15PM in Conference Room 225

Submitted By	Organization	Testifier Position	Present at Hearing
janice palma-glenie	Individual	Oppose	No

Comments: developers have enough time to get started on projects. more corporate coddling isn't necessary to protect hawaii's resources and communities. mahalo.

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Piikea Tomczyk

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**From:** mailinglist@capitol.hawaii.gov  
**Sent:** Monday, March 18, 2013 11:01 PM  
**To:** WTLTestimony  
**Cc:** 09jjju@hotmail.com  
**Subject:** \*Submitted testimony for HB193 on Mar 19, 2013 13:15PM\*

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**HB193**

Submitted on: 3/18/2013  
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Submitted By	Organization	Testifier Position	Present at Hearing
Julian Jiman	Individual	Oppose	No

Comments:

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**HB193**

Submitted on: 3/18/2013  
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Submitted By	Organization	Testifier Position	Present at Hearing
Lisa Kirbin	Individual	Oppose	No

Comments:

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## Piikea Tomczyk

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**From:** mailinglist@capitol.hawaii.gov  
**Sent:** Monday, March 18, 2013 11:01 PM  
**To:** WTLTestimony  
**Cc:** jamies@twi.org.com  
**Subject:** \*Submitted testimony for HB193 on Mar 19, 2013 13:15PM\*

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### **HB193**

Submitted on: 3/18/2013

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Submitted By	Organization	Testifier Position	Present at Hearing
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Jamie Schwartz	Individual	Oppose	No
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### Comments:

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Piikea Tomczyk

From: mailinglist@capitol.hawaii.gov  
Sent: Monday, March 18, 2013 11:00 PM  
To: WTLTestimony  
Cc: johnrobcc@gmail.com  
Subject: \*Submitted testimony for HB193 on Mar 19, 2013 13:15PM\*

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**Submitted By      Organization      Testifier Position      Present at Hearing**

John connors	Individual	Oppose	No
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Comments:

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Piikea Tomczyk

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Sent: Monday, March 18, 2013 11:00 PM  
To: WTLTestimony  
Cc: lieu\_q\_nguyen@yahoo.com  
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Submitted By	Organization	Testifier Position	Present at Hearing
lieu nguyen	Individual	Oppose	No

Comments:

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**Piikea Tomczyk**

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**From:** mailinglist@capitol.hawaii.gov  
**Sent:** Monday, March 18, 2013 11:00 PM  
**To:** WTLTestimony  
**Cc:** lztran@yahoo.com  
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Submitted By	Organization	Testifier Position	Present at Hearing
L Tran	Individual	Oppose	No

**Comments:**

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## Piikea Tomczyk

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**From:** mailinglist@capitol.hawaii.gov  
**Sent:** Monday, March 18, 2013 11:00 PM  
**To:** WTLTestimony  
**Cc:** ln421@msn.com  
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### HB193

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Submitted By	Organization	Testifier Position	Present at Hearing
Larson Noa	Individual	Oppose	No

### Comments:

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Piikea Tomczyk

From: mailinglist@capitol.hawaii.gov  
Sent: Monday, March 18, 2013 10:28 PM  
To: WTLTestimony  
Cc: mh@interpac.net  
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Submitted By	Organization	Testifier Position	Present at Hearing
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Cory Harden	Individual	Oppose	No
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Comments: Please oppose HB193. We have enough loopholes for developers already without allowing the land use commission, upon request, to extend the time period for which a boundary amendment is effective for at least two years. Mahalo!

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Piikea Tomczyk

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Sent: Monday, March 18, 2013 6:54 PM  
To: WTLTestimony  
Cc: Alemorrier@gmail.com  
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Submitted By	Organization	Testifier Position	Present at Hearing
Alicia Morrier	Individual	Oppose	No

Comments:

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**Piikea Tomczyk**

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**From:** mailinglist@capitol.hawaii.gov  
**Sent:** Monday, March 18, 2013 6:35 PM  
**To:** WTLTestimony  
**Cc:** MSMatson@hawaii.rr.com  
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MS Matson	Individual	Oppose	No
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