

TESTIMONY

February 26, 2014

**LATE**

To: Rep. Sylvia Luke, Chair / and Members  
Finance Committee

From: Mahealani Cypher / Cypher `Ohana

Re: H.B. 2554, Relating to the Hawaii Community Development Authority  
SUPPORT

Aloha, Chair Luke and Committee Members:

My `ohana and I offer our strong support for the passage of House Bill 2554, which would authorize the Office of Hawaiian Affairs to pursue residential development on sections of land OHA received from the State of Hawai`i as compensation for past-due obligations of the State to the Hawaiian people. Although this residential development was not spelled out in the land transfer agreement, the trustees were assured that this matter would be taken up by the legislature subsequently.

We are concerned about the impact of urban sprawl should the O`ahu General Plan redirect growth outside of the primary urban center – which includes Kaka`ako – and the secondary urban center at `Ewa. Our island plan, which was developed in 1977 and adopted by the City Council in 1978, was a collaboration and compromise among many diverse interest groups on O`ahu – environmentalists, industry, labor unions, businesses, community organizations and many others – on where future growth was to occur.

We have encouraged OHA to work with the community to create a healthy living environment at Kaka`ako-makai that meets our island's critical need for kupuna housing and places where our young island families can live in central Honolulu. They have assured us that they intend to do so.

We urge your committee to approve this bill.

Mahalo for allowing us to share our mana`o.

**LATE**

From: Daryl Dawson <darylanne.dawson@gmail.com>  
Sent: Wednesday, February 26, 2014 6:15 AM  
To: FINTestimony  
Subject: Testimony in Opposition to HB2554

**To Whom It May Concern:**

Please consider the serious implications of this decision. Daily water main breaks, bad roads, congestion will only worsen if this project were to go through. Keep the aina for public use and recreation. Do not succumb to greed! Ua Mau ke Ea o ka 'Aina i ka pono. I believe you will do the right thing.

Mahalo,

Daryl

8082859798



From: mailinglist@capitol.hawaii.gov  
Sent: Wednesday, February 26, 2014 7:47 AM  
To: FINTestimony  
Cc: rdulcich@gmail.com  
Subject: Submitted testimony for HB2554 on Feb 26, 2014 14:00PM

**HB2554**

Submitted on: 2/26/2014

Testimony for FIN on Feb 26, 2014 14:00PM in Conference Room 308

Submitted By	Organization	Testifier Position	Present at Hearing
Richard Dulcich	Individual	Oppose	No

Comments: I oppose HB2554

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From: mailinglist@capitol.hawaii.gov  
 Sent: Tuesday, February 25, 2014 11:18 PM  
 To: FINTestimony  
 Cc: richfassler@gmail.com  
 Subject: Submitted testimony for HB2554 on Feb 26, 2014 14:00PM

**HB2554**

Submitted on: 2/25/2014

Testimony for FIN on Feb 26, 2014 14:00PM in Conference Room 308

Submitted By	Organization	Testifier Position	Present at Hearing
Richard Fassler	Individual	Oppose	No

Comments: As much as I strongly support legislation that would allow the Office of Hawaiian Affairs to develop its Kaka'ako Makai lands, HB2554 will not accomplish this. At the February 8th hearing on this bill, the most telling testimony was submitted by Attorney General David Louie who had concerns that specifically exempting OHA from existing legislation which bans residential development in the Kakaako Makai district "may constitute special legislation, in violation of the Constitution of the State of Hawaii." I very much share his concerns. Moreover, this bill puts the proverbial cart before the horse. OHA should be allowed to develop its property, and THEN be required to hold a hearing on possible uses of that land. As a former State of Hawaii legislative aide, I can affirm the fact that too many bills are presented which are flawed and frivolous and, therefore, doomed to failure. HB2554 provides an excellent example of proposed legislation which wastes lawmakers' time and taxpayers' resources.

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From: Ron Iwami <ronald@kewalo.org>  
Sent: Wednesday, February 26, 2014 6:39 AM  
To: FINTestimony  
Subject: Testimony in Opposition to HB 2554



House Committee on Finance, Sylvia Luke, Chair  
Wednesday, February 26, 2014 @ 2:00 pm  
Conference room 308, State Capitol

**Testimony in Opposition to HB 2554**

My name is Ron Iwami, president of Friends of Kewalos. We and thousands of others live the ocean lifestyle everyday. Here in Hawaii, our lives are tied to the land and ocean, just as much a part of us as we are of it. It is imperative that we protect and preserve this oceanfront land and all that it offers for the sake of who we are to become as a People.

OHA now has the opportunity before them to do exactly this, as they have asserted, as good stewards of this land. However, with all due respect, I am saddened by the direction they are taking. One of the first things they did after getting this land was to propose to weaken the no residential law that was created by the *Will of the People* in 2006. This law exists to protect and preserve this land for public use. In the same breath, they want to double the height limit from 200 feet to 400 feet to enable them to build their 40 story skyscrapers with unobstructed ocean views and sell the units for millions.

For who? I ask.

Only the select few who have the means to buy in will be able to enjoy this land. All of this in the name of the “highest and best use” for the almighty dollar. How long before the money they made will run dry but the skyscrapers would still remain as sad reminders of what took place.

Do we not want our keiki to know that they live in a place that values the land and ocean with all its splendor as much as we value the almighty dollar?

Our worst fear is that any exception to the law will set a bad precedent and the flood gates will open and more high-rises will come. Is this what we want for this land?

Two years ago OHA graciously accepted this land with all its provisions from the People. It is our hope that they graciously develop this last public oceanfront land with proper kuleana for all the people of Hawaii to enjoy for the sake of our keiki and their keiki and who they will become as the future People of Hawaii.

We must not lose sight of this.

Mahalo for this opportunity to testify and share my manao.

Ron Iwami  
Friends of Kewalos

**LATE**

From: Stephen T. Hazam <sthazam@yahoo.com>  
Sent: Tuesday, February 25, 2014 7:01 PM  
To: FINTestimony  
Subject: House Bill 2554

Please oppose HB2554. We should not allow residential highrises on waterfront land. These areas should be left open so that all of the public can enjoy the land and the view.

Please oppose HB2554.

Thank you for allowing me to submit testimony.

Mahalo,

Stephen T Hazam

Stephen T. Hazam  
1288 Kapiolani Blvd., #1104  
Honolulu, HI 96814-2867  
Tel: 808-593-2798  
<http://www.linkedin.com/in/stephenhazam>

**KALIHI PALAMA HAWAIIAN CIVIC CLUB**

e-mail: mkhan@hawaiiantel.net



February 25, 2014

**LEGISLATIVE TESTIMONY  
IN SUPPORT OF  
HB2554, RELATING TO HAWAII COMMUNITY  
DEVELOPMENT AUTHORITY**

Hearing, Wednesday, February 26, 2014, 2:00 p.m., Room 308

Representative Sylvia Luke, Chair  
Rep Scott Y. Nishimoto, Vice Chair  
Rep Aaron Ling Johanson, Vice Chair  
Members, Committee on Finance

The Kalihi Palama HCC is in support of HB2554 which requires OHA to conduct a public hearing on any plan or proposal for any residential development in Kaka‘ako prior to submission of the plan or proposal to the HCDA. We note that when a similar bill, SB 3122, was heard in the Senate, it was amended specifically to also include authorizing residential development in certain specified parcels of land owned by the Office of Hawaiian Affairs in Kaka‘ako. Likewise, we support SB3122, SD1.

It took the State of Hawaii over 30 years to resolve claims of the Office of Hawaiian Affairs for income and proceeds from public land trust lands from Nov 7, 1978 up to and including June 30, 2012. The settlement included certain parcels of land situated in Kaka‘ako makai. Clearly, a review of legislative committee reports reflected the intent that eventually OHA would seek the necessary permits to fully realize these property values and that the revenue generated would be used to fund the Office of Hawaiian Affairs services to its beneficiaries, while creating jobs and funding valuable programs.

OHA is committed to developing only three parcels for residential development, none that would obstruct access to the ocean. Too, they understand the impacts of irresponsible development and the need to balance malama ‘aina values with commerce when designing these residential structures.

The requirement for OHA to conduct a public hearing on any plan or proposal for any residential development in Kaka‘ako prior to submission of the plan or proposal to the HCDA is reasonable and allows a forum for the public and OHA beneficiaries to voice any concerns for their consideration.

Mahalo for this opportunity to testify. Please support HB2554.





# COUNCIL FOR NATIVE HAWAIIAN ADVANCEMENT

2149 Lauwiliwili Street, Suite 200, Kapolei, Hawaii 96707

Tel: 808.596.8155/800.709.2642 • Fax: 808.596.8156/800.710.2642

www.hawaiiancouncil.org

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February 25, 2014

To: Representative Sylvia Luke, Chair  
Representative Scott Nishimoto, Vice Chair  
Representative Aaron Ling Johanson, Vice Chair  
Members of the Committee

**LATE**

From: Michelle Kauhane, CNHA President & CEO

Re: HB 2554 – Relating to Hawaii Community Development Authority  
HCDA; Office of Hawaiian Affairs - **SUPPORT**

Thank you for the opportunity to submit testimony on HB 2554 authorizing the Hawaii Community Development Authority to approve any plan or proposal for residential development of OHA lands in Kakaako after meeting a public hearing prerequisite.

CNHA is a member based nonprofit network of over 160 community organizations governed by a 21 member board. Our mission is to enhance the well-being of Hawaii through the cultural, economic and community development of Native Hawaiians. We administer the *Native Hawaiian Policy Center*, along with our coalition partners. Throughout the year, we convene our respective members of small business owners, nonprofit executives, housing advocates and homestead leaders to identify our annual policy priorities. Access to affordable housing is a priority for CNHA as we understand the need for sufficient housing stock to meet the unmet demands of OHA beneficiaries and Hawaii residents.

CNHA is also a HUD-certified housing counseling agency and a Native Community Development Financial Institution (CDFI). We have engaged in the development of affordable housing through the implementation of a modified self-help program and have witnessed first hand through our programs the high demand for housing options throughout the state.

CNHA encourages passage of HB 2554 to provide OHA with residential entitlements that support the development of housing on its Kakaako Makai parcels. Development of OHA's Kakaako Makai lands will allow OHA to better address its statutory responsibility to improve the conditions of Native Hawaiians.

The state legislature has an incredible opportunity to advance economic stimulus, create jobs in the construction trades, shepherd in valuable infrastructure development in the state, and open the pathway for increasing housing stock to meet the need for housing among OHA's beneficiaries and other residents in Hawaii. Thank you for the opportunity to support HB 2554.

finance8-Danyl

**LATE**

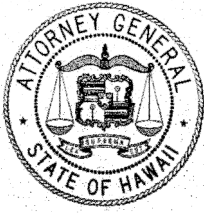
From: Shereen Goto <hiconnect@hawaiiantel.net>  
Sent: Tuesday, February 25, 2014 8:18 PM  
To: FINTestimony  
Subject: Testimony in Opposition to HB2554

**House Committee on Finance  
Wednesday, Feb. 26, 2014 @ 2 pm  
Room 308, State Capitol  
Testimony in opposition to HB 2554**

***Please do not allow residential development in Kaka'ako Makai. Existing law protects this land for ALL of Hawaii's people. Please do not allow an exception to this law.***

*Sincerely,*

*Shereen Goto  
Honolulu*



**TESTIMONY OF  
THE DEPARTMENT OF THE ATTORNEY GENERAL  
TWENTY-SEVENTH LEGISLATURE, 2014**

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**ON THE FOLLOWING MEASURE:**

H.B. NO. 2554, RELATING TO HAWAII COMMUNITY DEVELOPMENT AUTHORITY.

**BEFORE THE:**

HOUSE COMMITTEE ON FINANCE

**LATE**

**DATE:** Wednesday, February 26, 2014 **TIME:** 2:00 p.m.

**LOCATION:** State Capitol, Room 308

**TESTIFIER(S):** David M. Louie, Attorney General, or  
Charleen M. Aina, Deputy Attorney General  
Lori N. Tanigawa, Deputy Attorney General

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Chair Luke and Members of the Committee:

The Department of the Attorney General offers the following comments because the Department has concerns that this bill could be challenged as special legislation and violative of article XI, section 5, of the State Constitution.

The bill proposes to allow the Hawaii Community Development Authority (HCDA) to approve residential development on lands owned by the Office of Hawaiian Affairs (OHA), provided OHA conducts a public hearing, and notwithstanding the prohibition in section 206E-31.5, Hawaii Revised Statutes (HRS), against residential development in the Kakaako makai area. It also exempts OHA from HCDA's rules requiring dedication of land, facilities, or cash for public facilities as a condition to development.

To accomplish this, however, this bill would need to expressly exempt applications for residential development of OHA's lands in the makai area from section 206E-31.5, HRS.

Article XI, section 5, of the Constitution of the State of Hawaii provides:

The legislative power over the lands owned by or under the control of the State and its political subdivisions shall be exercised only by general laws, except in respect to transfers to or for the use of the State, or a political subdivision, or any department or agency thereof.

(Emphasis added.) OHA is a state agency and, as such, transfers of land to or for its use by special legislation should not run afoul of this provision of the State Constitution.

To minimize a constitutional challenge, we recommend that the bill explicitly provide that the lands exempted from section 206E-31.5, HRS, were transferred to OHA by Act 15,

Session Laws of Hawaii 2012, for OHA to use to better the conditions of native Hawaiians. In furtherance of this clarity, the bill should also identify the lands in the manner they are identified in Act 15.



From: mailinglist@capitol.hawaii.gov  
 Sent: Tuesday, February 25, 2014 9:10 PM  
 To: FINTestimony  
 Cc: KehaulaniLum@Ameritech.net  
 Subject: Submitted testimony for HB2554 on Feb 26, 2014 14:00PM

**HB2554**

Submitted on: 2/25/2014

Testimony for FIN on Feb 26, 2014 14:00PM in Conference Room 308

Submitted By	Organization	Testifier Position	Present at Hearing
Kehaulani Lum	Ali`i Pauahi Hawaiian Civic Club	Support	No

Comments: Aloha Chair Luke, Vice Chairs Nishimoto and Johanson and Members of the Committee. Mahalo nui loa for your consideration of this very important measure, which will help the Office of Hawaiian Affairs in its efforts to respond to the pressing housing needs of the Hawaiian and Hawai`i community. As President of Ali`i Pauahi Hawaiian Civic Club, I strongly echo the support expressed by Association of Hawaiian Civic Clubs President Soulee L.K.O. Stroud and ask for your kokua in ensuring the passage of HB 2554. This will allow OHA to fulfill the vision of the land trust settlement. My understanding is that the peninsula lands in question are not natural, but, rather man-made through fill, and therefore, represent an innovative and model response to reducing human impact on important agricultural, rural and conservation lands. Moreover, it will allow OHA to address the serious problem of out-migration of the Hawaiian people, most of whom have left the islands due to economic hardship and lack of housing. Through benefits derived from OHA's vision, our Native Hawaiian people will continue to call Hawai`i Nei "home." And Hawai`i will remain the land of Aloha. In gratitude, Kehaulani Lum

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**LATE**

From: mailinglist@capitol.hawaii.gov  
Sent: Tuesday, February 25, 2014 7:07 PM  
To: FINTestimony  
Cc: clamor808@yahoo.com  
Subject: \*Submitted testimony for HB2554 on Feb 26, 2014 14:00PM\*

**HB2554**

Submitted on: 2/25/2014

Testimony for FIN on Feb 26, 2014 14:00PM in Conference Room 308

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Clara K Morikawa	Individual	Oppose	No

Comments:

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finance8-Danyl

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**LATE**

From: Dian <dian@hawaii.rr.com>  
Sent: Wednesday, February 26, 2014 12:16 AM  
To: FINTestimony  
Subject: Testimony in Opposition to HB2554

Aloha,

Please save some of the ocean land for all, not just the rich.

Dianna Moore



From: mailinglist@capitol.hawaii.gov  
 Sent: Tuesday, February 25, 2014 8:45 PM  
 To: FINTestimony  
 Cc: jjn@lava.net  
 Subject: Submitted testimony for HB2554 on Feb 26, 2014 14:00PM

**HB2554**

Submitted on: 2/25/2014

Testimony for FIN on Feb 26, 2014 14:00PM in Conference Room 308

Submitted By	Organization	Testifier Position	Present at Hearing
James Nelson	Individual	Oppose	No

Comments: I strongly oppose HB2554. It purports to allow some sort of pre-approval process for residential development in Kakaako Makai, despite the statutory prohibition on such development clearly specified in HRS 206E-31.5(2). If the purpose of this measure is to effectively repeal or dilute the prohibition in HRS206E-31.5(2), then the measure should address that matter directly. Neither HCDA nor OHA has any legal authority to conduct any type of approval process for residential development in Kakaako Makai without first seeking repeal of HRS206E-31.5(2), and to proceed as if some sort of authority exists as proposed by this measure is disingenuous to the public. I understand that no piece of prior duly enacted legislation is beyond possible repeal, but I suspect that public sentiment has changed little since 2006 when this particular development prohibition was proposed, debated, and passed by both chambers of the legislature. I strongly urge the Committee to defer this measure indefinitely.

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finance8-Danyl

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**LATE**

From: speye@scottpratson.com  
Sent: Tuesday, February 25, 2014 11:23 PM  
To: FINTestimony  
Subject: Testimony in Opposition to HB2554

I'm sending this e-mail to voice my opposition to HB2554.

What makes Hawaii is the ocean. It is what draws so many people here in the first place.

Keep our coastal zones free of overblown expansion.

Aloha, Scott Pratson

finance1

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From: Brian Shimokawa <shimokawab@gmail.com>  
Sent: Tuesday, February 25, 2014 8:31 PM  
To: FINTestimony  
Subject: Testimony in Opposition to HB2554

**LATE**

Aloha,

My name is Brian Shimokawa.

I strongly oppose HB2554 for one main reason being that when OHA accepted their lands from the State back in April 2012 they very well knew that the law to those lands "Prohibited" any type of residential use.

To be stewards of the land they must first be stewards of the law. If OHA is sincere about working to help the Native Hawaiian People they should/need to listen to what the many groups and organizations have to say about creating a viable long term revenue source that creates jobs much less educate the Keiki Of Hawai`i without building any type of residential.

Mahalo Nui Loa!

Brian Shimokawa  
2216 Hyde Street  
Honolulu, HI. 96822

**Testimony in Opposition to HB2554**  
Galen Fox, Kaka'ako United

**LATE**

Chair Luke, Representatives:

I'm Galen Fox of Kaka'ako United and oppose HB2554 which would allow residential construction on OHA land makai of Ala Moana Blvd. in Kaka'ako makai.

I am a keiki o ka aina. I remember when a powerful governor, backed by the (then) most powerful labor union, almost succeeded in turning Magic Island into a hotel district, in the name of progress and jobs. That was in 1969.

But most of us, nearly all of us, remember well the surfer-led people's crusade to preserve Kaka'ako makai from another governor's attempt, in the name of progress and jobs, to build condos (largely for an offshore market) on our precious Kaka'ako waterfront land. That was just 8 years ago! How can we so quickly forget?

OHA already has the \$200 million owed it under the ceded lands settlement. How much more can OHA, without building residential condos, earn from the Kaka'ako lands granted it? I don't know, but that figure, with good stewardship, should move well beyond \$200 million. If not, OHA should sell the land rather than change the law.

We the people want OHA with us in continuing to protect the limited Kaka'ako makai shoreline from residential condo development. Build on the mauka side of Ala Moana, if necessary. Let's stand together. Mahalo.



From: mailinglist@capitol.hawaii.gov  
 Sent: Wednesday, February 26, 2014 11:35 AM  
 To: FINTestimony  
 Cc: scoleman@surfrider.org  
 Subject: Submitted testimony for HB2554 on Feb 26, 2014 14:00PM

**HB2554**

Submitted on: 2/26/2014

Testimony for FIN on Feb 26, 2014 14:00PM in Conference Room 308

Submitted By	Organization	Testifier Position	Present at Hearing
Stuart Coleman	Individual	Oppose	No

Comments: My name is Stuart Coleman, and I am the Hawaii Coordinator of the Surfrider Foundation, a grassroots non-profit dedication to the protection of our coastal areas. I am writing in opposition to HB 2554 because it violates the law that the Hawaii Legislature passed in 2006 preventing residential development in Kakaako Makai. Many organizations like Surfrider came together to oppose the selling of state land for A&B's luxury condos, and we helped pass the law forbidding development in the future. When OHA was given this same land, they knew about this law and agreed to the purchase. Now, they are asking for a special exemption to the law, and many lawmakers have said they wouldn't have agreed to the deal to give the land to OHA if they had known they would try to put in residential development. We sympathize with OHA's situation and would like to explore if other lands could be traded for residential development, but we need to abide by the laws that so many citizens and grassroots groups like ours helped to pass. Please oppose this bill, stand by existing laws and keep Kakaako Makai free from residential development so all of the people can enjoy this last area of shoreline for recreation. Mahalo for your consideration.

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finance8-Danyl

**LATE**

From: Monica Morris <monicam@oha.org>  
Sent: Wednesday, February 26, 2014 12:04 PM  
To: FINTestimony  
Subject: SUPPORT for HB 2554, 2/26/14 Hearing, 2:00 pm



December 18, 2013, OHA's New Address will be  
737 Iwilei Road, Honolulu, HI 96817, (phone/fax numbers will remain the same)

Monica T.L. Morris  
'Aho Pueo Kulekele Aupuni, Public Policy Advocate  
Office of Hawaiian Affairs  
☎: (808) 594-0285 📠: (808) 594-1825 ✉: [monicam@@oha.org](mailto:monicam@@oha.org)

Testimony of

John C. Horvath  
425 South Street #3101  
Honolulu, HI 96813

**LATE**

Before the House Committee on Finance

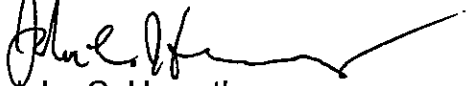
Wednesday, February 26, 2014

House Bill 2554 Relating to the Hawaii Community Development Authority

My name is John C. Horvath and I am in support of HB 2554 because any development of land should involve the community and should give the community a chance to respond to development that will impact the lives of citizens especially when the development goes against set rules and zoning.

Please require OHA to hold public meetings prior to any planned residential development in Kakaako.

Sincerely,



John C. Horvath

808.589.9665

[pohoiki@hawaiiantel.net](mailto:pohoiki@hawaiiantel.net)

**LATE**

From: mailinglist@capitol.hawaii.gov  
Sent: Wednesday, February 26, 2014 1:05 PM  
To: FINTestimony  
Cc: kamailem@oha.org  
Subject: \*Submitted testimony for HB2554 on Feb 26, 2014 14:00PM\*

**HB2554**

Submitted on: 2/26/2014

Testimony for FIN on Feb 26, 2014 14:00PM in Conference Room 308

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Kamaile Maldonado	Individual	Support	No

Comments:

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**LATE**

From: Joshua Echemendia <joshuaechemendia@gmail.com>  
Sent: Wednesday, February 26, 2014 1:10 PM  
To: FINTestimony  
Subject: Testimony in Opposition to HB2554

**To Whom It may Concern:**

I fervently oppose this bill and ask you to defeat it. Kaka'ako makai is a unique and special area and the open coast line and public areas are one of the last remaining open area of Honolulu. Please preserve and protect it by defeating this bill.

Sincerely,

Joshua Echemendia  
59-036 Kahauola Street  
Haleiwa, HI 96712

--

Joshua Echemendia  
808.228.7588 (cell)  
808.356.1523 (fax)  
joshua.echemendia (Skype)



finance1

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From: mailinglist@capitol.hawaii.gov  
Sent: Wednesday, February 26, 2014 3:40 PM  
To: FINTestimony  
Cc: mendezj@hawaii.edu  
Subject: \*Submitted testimony for HB2554 on Feb 26, 2014 14:00PM\*

**LATE**

**HB2554**

Submitted on: 2/26/2014

Testimony for FIN on Feb 26, 2014 14:00PM in Conference Room 308

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Javier Mendez-Alvarez	Individual	Oppose	No

Comments:

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**LATE**

Testimony in Opposition of HB 2554

Re: Hawaii Community Development Authority Residential Development

Aloha mai kakou Chair Luke, Vice Chair Nishimoto and Finance committee members,

My name is Juanita Mahienaena Brown Kawamoto and I am testifying on behalf of myself and my various ohana and Representative of Na Kupuna Moku O Keawe as Native Hawaiian Citizen advocates.

We are strongly opposed to House Bill 2554.

Kakaako Makai was and is protected by State of Hawaii law that was designed to respect and protect the Kakaako ahupua`a and the community's Kuleana.

As Native Hawaiian beneficiaries of OHA, we are seriously questioning their fiscal responsibilities by requesting legislation that contradicts and conflicts with Hawaiian Kuleana culture. The OHA trustees have exercised little effort in developing outreach and education to the Hawaiian community prior to taking on this multi million dollar project. The Hawaiian community will suffer great financial losses if OHA continues to pretend to be an Alii trust when it is a interim means of holding interest ultimately for Hawaiian nationhood. As an interim or temporary stakeholder for the Hawaiian people, OHA should remain fiscally solvent. Taking on major land transactions only weigh down our hopes for independence. OHA as a public trust should be more cash based than land based in their effort to hold on to our birthrights. The crown and ceded land issues will provide a better fiscal resource. Settling for dysfunctional wastelands has left us in a more unstable fiscal position than if we had waited for a cash settlement 10 or more years down the road!

My ohana and other Kupuna are preparing to petition la hui kanaka to protest this wrongful action. As Hawaiians, we should always be steadfast and vigilant in the pursuit of justice for all. The Native Hawaiian beneficiaries again will watch in dismay and distrust as our birthright is squandered away in a futile pursuit to develop toxic brownfields and impending wetlands.

Do not pass this bill. It is HEWA!

me ka pono,

Juanita Mahienaena Brown Kawamoto  
Personal representative of the Smith/Akina Family Trust  
Trustee for the Frank Palani Foster Trust  
Trustee for the Rebecca Mahienaena Trust  
Native Hawaiian Citizen Advocate  
Representative for Na Kupuna Moku O Keawe



From: mailinglist@capitol.hawaii.gov  
Sent: Wednesday, February 26, 2014 4:58 PM  
To: FINTestimony  
Cc: michelematsuo@yahoo.com  
Subject: Submitted testimony for HB2554 on Feb 26, 2014 14:00PM



**HB2554**

Submitted on: 2/26/2014

Testimony for FIN on Feb 26, 2014 14:00PM in Conference Room 308

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
michele matsuo	Individual	Oppose	Yes

Comments: I testified regarding HB 2554, today, and referenced but neglected to attach the flood map prepared by UH SOEST and presented by Dr. Chip Fletcher at the Hawaii Bar Association convention . This is the flood map for Kakaako . The humps at the bottom are in Kakaako Waterfront Park for references purposes. Due to technical difficulties I am unable to attach the map so will now email it to Vice Chair Nishimoto's email address. Thank you!

Please note that testimony submitted less than 24 hours prior to the hearing, improperly identified, or directed to the incorrect office, may not be posted online or distributed to the committee prior to the convening of the public hearing.

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