

lowen2-Lanaly

From: mailinglist@capitol.hawaii.gov
Sent: Tuesday, February 04, 2014 7:29 PM
To: waltestimony
Cc: teresa.parsons@hawaii.edu
Subject: *Submitted testimony for HB2554 on Feb 8, 2014 09:00AM*

HB2554

Submitted on: 2/4/2014

Testimony for WAL/OMH on Feb 8, 2014 09:00AM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
Teresa Parsons	Individual	Support	No

Comments:

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.

Do not reply to this email. This inbox is not monitored. For assistance please email webmaster@capitol.hawaii.gov

lowen2-Lanaly

From: mailinglist@capitol.hawaii.gov
Sent: Wednesday, February 05, 2014 3:09 PM
To: waltestimony
Cc: clkkimura@gmail.com
Subject: Submitted testimony for HB2554 on Feb 8, 2014 09:00AM

HB2554

Submitted on: 2/5/2014

Testimony for WAL/OMH on Feb 8, 2014 09:00AM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
Cara Kimura	Individual	Oppose	No

Comments: I oppose HB2554. Kakaako makai lands should NOT be developed for residential use of any kind. Kakaako is lacking in adequate park space, therefore any existing park space must be preserved for public use.

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.

Do not reply to this email. This inbox is not monitored. For assistance please email webmaster@capitol.hawaii.gov

lowen2-Lanaly

From: mailinglist@capitol.hawaii.gov
Sent: Wednesday, February 05, 2014 4:01 PM
To: waltestimony
Cc: rkorph@gmail.com
Subject: Submitted testimony for HB2554 on Feb 8, 2014 09:00AM

HB2554

Submitted on: 2/5/2014

Testimony for WAL/OMH on Feb 8, 2014 09:00AM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
Ron Okamura	Individual	Oppose	No

Comments: In 2006 the law of the land in Hawaii banned residential development in Kakaako Makai. The law ensures the public use of these lands and the careful management of these assets. I strongly oppose HB 2554.

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.

Do not reply to this email. This inbox is not monitored. For assistance please email webmaster@capitol.hawaii.gov

lowen2-Lanaly

From: mailinglist@capitol.hawaii.gov
Sent: Wednesday, February 05, 2014 4:09 PM
To: waltestimony
Cc: eo50@icloud.com
Subject: Submitted testimony for HB2554 on Feb 8, 2014 09:00AM

HB2554

Submitted on: 2/5/2014

Testimony for WAL/OMH on Feb 8, 2014 09:00AM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
Eric Okamura	Individual	Oppose	No

Comments: Keep the present law of prohibiting residential development in Kakaako Makai. We need preserve our shoreline for public use and manage the area carefully for future generations.

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.

Do not reply to this email. This inbox is not monitored. For assistance please email webmaster@capitol.hawaii.gov

lowen2-Lanaly

From: mailinglist@capitol.hawaii.gov
Sent: Wednesday, February 05, 2014 4:15 PM
To: waltestimony
Cc: williamlee244@gmail.com
Subject: Submitted testimony for HB2554 on Feb 8, 2014 09:00AM

HB2554

Submitted on: 2/5/2014

Testimony for WAL/OMH on Feb 8, 2014 09:00AM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
William Lee	Individual	Oppose	No

Comments: I strongly oppose HB 2554. We need to preserve our shoreline area in Kakaako Makai for public use and manage the area carefully for future generations.

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.

Do not reply to this email. This inbox is not monitored. For assistance please email webmaster@capitol.hawaii.gov

lowen2-Lanaly

From: mailinglist@capitol.hawaii.gov
Sent: Wednesday, February 05, 2014 4:29 PM
To: waltestimony
Cc: kareen.tanoue@gmail.com
Subject: Submitted testimony for HB2554 on Feb 8, 2014 09:00AM

HB2554

Submitted on: 2/5/2014

Testimony for WAL/OMH on Feb 8, 2014 09:00AM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
Kareen Tanoue	Individual	Oppose	No

Comments: I oppose HB 2554. Hawaii Community Development Authority should not be given any more authority to approve any more development in Kakaako. They have not shown to act in the best interest of the neighborhood and need to be disbanded. The authority should be given back to the City.

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.

Do not reply to this email. This inbox is not monitored. For assistance please email webmaster@capitol.hawaii.gov

lowen2-Lanaly

From: mailinglist@capitol.hawaii.gov
Sent: Wednesday, February 05, 2014 7:49 PM
To: waltestimony
Cc: evalaviva@gmail.com
Subject: *Submitted testimony for HB2554 on Feb 8, 2014 09:00AM*

HB2554

Submitted on: 2/5/2014

Testimony for WAL/OMH on Feb 8, 2014 09:00AM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
Eva Gallegos	Individual	Oppose	No

Comments:

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.

Do not reply to this email. This inbox is not monitored. For assistance please email webmaster@capitol.hawaii.gov

lowen2-Lanaly

From: mailinglist@capitol.hawaii.gov
Sent: Wednesday, February 05, 2014 7:49 PM
To: waltestimony
Cc: terez_lindsey@yahoo.com
Subject: Submitted testimony for HB2554 on Feb 8, 2014 09:00AM

HB2554

Submitted on: 2/5/2014

Testimony for WAL/OMH on Feb 8, 2014 09:00AM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
Terez Lindsey	Individual	Oppose	No

Comments: I oppose this measure. Please don't shortchange the Hawaiian people yet again with another bad land deal.

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.

Do not reply to this email. This inbox is not monitored. For assistance please email webmaster@capitol.hawaii.gov

lowen2-Lanaly

From: mailinglist@capitol.hawaii.gov
Sent: Wednesday, February 05, 2014 9:05 PM
To: waltestimony
Cc: jtkondo@yahoo.com
Subject: *Submitted testimony for HB2554 on Feb 8, 2014 09:00AM*

HB2554

Submitted on: 2/5/2014

Testimony for WAL/OMH on Feb 8, 2014 09:00AM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
jan kondo	Individual	Oppose	No

Comments:

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.

Do not reply to this email. This inbox is not monitored. For assistance please email webmaster@capitol.hawaii.gov

lowen2-Lanaly

From: mailinglist@capitol.hawaii.gov
Sent: Thursday, February 06, 2014 12:06 AM
To: waltestimony
Cc: joeritter3@yahoo.com
Subject: *Submitted testimony for HB2554 on Feb 8, 2014 09:00AM*

HB2554

Submitted on: 2/6/2014

Testimony for WAL/OMH on Feb 8, 2014 09:00AM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
Joe Ritter	Individual	Oppose	No

Comments:

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.

Do not reply to this email. This inbox is not monitored. For assistance please email webmaster@capitol.hawaii.gov

lowen2-Lanaly

From: mailinglist@capitol.hawaii.gov
Sent: Thursday, February 06, 2014 1:31 AM
To: waltestimony
Cc: clamor808@yahoo.com
Subject: *Submitted testimony for HB2554 on Feb 8, 2014 09:00AM*

HB2554

Submitted on: 2/6/2014

Testimony for WAL/OMH on Feb 8, 2014 09:00AM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
Clara K Morikawa	Individual	Oppose	No

Comments:

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.

Do not reply to this email. This inbox is not monitored. For assistance please email webmaster@capitol.hawaii.gov

lowen2-Lanaly

From: mailinglist@capitol.hawaii.gov
Sent: Thursday, February 06, 2014 5:49 AM
To: waltestimony
Cc: begoniabarry@gmail.com
Subject: *Submitted testimony for HB2554 on Feb 8, 2014 09:00AM*

HB2554

Submitted on: 2/6/2014

Testimony for WAL/OMH on Feb 8, 2014 09:00AM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
Barbara Barry	Individual	Oppose	No

Comments:

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.

Do not reply to this email. This inbox is not monitored. For assistance please email webmaster@capitol.hawaii.gov

lowen2-Lanaly

From: mailinglist@capitol.hawaii.gov
Sent: Thursday, February 06, 2014 8:11 AM
To: waltestimony
Cc: georgeandmary@mac.com
Subject: Submitted testimony for HB2554 on Feb 8, 2014 09:00AM

HB2554

Submitted on: 2/6/2014

Testimony for WAL/OMH on Feb 8, 2014 09:00AM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
George Outlaw	Individual	Oppose	No

Comments: Aloha, I oppose this bill as it is not supportive of the rights of the voters of Hawaii to have a free and democratic process.

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.

Do not reply to this email. This inbox is not monitored. For assistance please email webmaster@capitol.hawaii.gov

From: mailinglist@capitol.hawaii.gov
Sent: Thursday, February 06, 2014 12:25 PM
To: waltestimony
Cc: hnldr1@gmail.com
Subject: Submitted testimony for HB2554 on Feb 8, 2014 09:00AM

HB2554

Submitted on: 2/6/2014

Testimony for WAL/OMH on Feb 8, 2014 09:00AM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
Darrell Chun	Individual	Oppose	No

Comments: First comes residential use, next comes OHA's request for 400 foot towers. I object to the change. A & B took a major loss when their development was overturned by law. Now even more is to be allowed for OHA? Hypocritical to say the least. It's no wonder Hawaii has a reputation as a bad place to do business.

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.

Do not reply to this email. This inbox is not monitored. For assistance please email webmaster@capitol.hawaii.gov

lowen2-Lanaly

From: Pam Wood <pwood229@gmail.com>
Sent: Thursday, February 06, 2014 12:43 PM
To: waltestimony
Subject: Re: HB2554

Testimony of Pamela Wood
For the House Committee on Water & Land
Saturday, February 8, 2014
Re: Opposition to HB2554

Chair Cindy Evans and Members of the House Committee on Water & Land:

Thank you for allowing me the opportunity to oppose HB2554. My name is Pamela Wood and I am a Kakaako resident. The community has made its position clear - NO RESIDENTIAL DEVELOPMENT IN KAKAAKO MAKAI.

The community fought and won this battle years before the State transferred Makai land to the Office of Hawaiian Affairs (OHA). OHA knew of the community's opposition when they accepted the transfer. Now OHA is saying only residential development will provide anadequate financial return. Instead of causing the community to organize and fight this battle again, OHA should have either accepted the limitation of no residential development, or negotiated with the State for other land.

Requiring a public hearing prior to OHA submitting a development permit application to tne Hawaii Community Development Authority (HCDA) will not protect the community. I urge you to oppose HB2554 and to continue to support legislation that will insure NO RESIDENTIAL DEVELOPMENT IN KAKAAKO MAKAI.

Pamela Wood
725 Kapiolani Blvd., #3002
808.781.1732

Testimony of Pamela Wood
For the House Committee on Water & Land
Saturday, February 8, 2014
Re: Opposition to HB2554

Chair Cindy Evans and Members of the House Committee on Water & Land:

Thank you for allowing me the opportunity to oppose HB2554. My name is Pamela Wood and I am a Kakaako resident. The community has made its position clear - NO RESIDENTIAL DEVELOPMENT IN KAKAAKO MAKAI.

The community fought and won this battle years before the State transferred Makai land to the Office of Hawaiian Affairs (OHA). OHA knew of the community's opposition when they accepted the transfer. Now OHA is saying only residential development will provide anadequate financial return. Instead of causing the community to organize and fight this battle again, OHA should have either accepted the limitation of no residential development, or negotiated with the State for other land.

Requiring a public hearing prior to OHA submitting a development permit application to the Hawaii Community Development Authority (HCDA) will not protect the community. I urge you to oppose HB2554 and to continue to support legislation that will insure NO RESIDENTIAL DEVELOPMENT IN KAKAAKO MAKAI.

Pamela Wood
725 Kapiolani Blvd., #3002
[808.781.1732](tel:808.781.1732)

lowen2-Lanaly

From: mailinglist@capitol.hawaii.gov
Sent: Thursday, February 06, 2014 12:46 PM
To: waltestimony
Cc: joe96817@gmail.com
Subject: Submitted testimony for HB2554 on Feb 8, 2014 09:00AM

HB2554

Submitted on: 2/6/2014

Testimony for WAL/OMH on Feb 8, 2014 09:00AM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
Kuhio Lewis	Individual	Support	No

Comments: OHA's ability to generate revenues on its Kakaako Makai lands, which were transferred to OHA as a part of a long overdue public land trust revenue settlement, will allow OHA to continue to contribute to creating a healthy thriving Native Hawaiian community. I look forward to OHA fulfilling its vision to converting Kakaako into a place for Hawaiians and more importantly a Hawaiian place by balancing the needs of the Native Hawaiian and larger community with economic opportunities.

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.

Do not reply to this email. This inbox is not monitored. For assistance please email webmaster@capitol.hawaii.gov

From: mailinglist@capitol.hawaii.gov
Sent: Thursday, February 06, 2014 12:56 PM
To: waltestimony
Cc: ptadaki@hotmail.com
Subject: Submitted testimony for HB2554 on Feb 8, 2014 09:00AM

HB2554

Submitted on: 2/6/2014

Testimony for WAL/OMH on Feb 8, 2014 09:00AM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
Paula B Tadaki	Individual	Oppose	No

Comments: I OPPOSE HB2554. Requiring a public hearing prior to OHA submitting a development permit application to HCDA will not protect the community. OHA knew/ or should have known of the limitations of NO residential development on the Makai side of Kaka'ako. We should not have to "fight" this battle again!

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.

Do not reply to this email. This inbox is not monitored. For assistance please email webmaster@capitol.hawaii.gov

From: mailinglist@capitol.hawaii.gov
Sent: Thursday, February 06, 2014 12:59 PM
To: waltestimony
Cc: bkunies@gmail.com
Subject: Submitted testimony for HB2554 on Feb 8, 2014 09:00AM

HB2554

Submitted on: 2/6/2014

Testimony for WAL/OMH on Feb 8, 2014 09:00AM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
Bernard Nunies	Individual	Oppose	No

Comments: No development in Kakaako Makai! This is what was promised, now OHA is trying to change this. Why? Money talks! As reported, OHA can earn \$14-\$16M in revenue if they develop residential property vs. the \$1M they currently earn in ground lease rent. But at who's expense? Mauka already has approved 11 buildings in 2013 with a plan of at least 20 buildings. Now Makai wants to get a piece of the pie and join the every increasing density of the "Third City". This is wrong and is not what the master plan called for. I strongly OPPOSE HB 2554.

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.

Do not reply to this email. This inbox is not monitored. For assistance please email webmaster@capitol.hawaii.gov

lowen2-Lanaly

From: mailinglist@capitol.hawaii.gov
Sent: Thursday, February 06, 2014 2:21 PM
To: waltestimony
Cc: kamailem@oha.org
Subject: Submitted testimony for HB2554 on Feb 8, 2014 09:00AM

HB2554

Submitted on: 2/6/2014

Testimony for WAL/OMH on Feb 8, 2014 09:00AM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
Kamaile Maldonado	Individual	Support	No

Comments: I support this measure because it will help provide resources for OHA's advocacy (cultural preservation, protection of aina, health, criminal justice, human services, water rights, etc..) and the resources OHA makes available for its beneficiaries (\$14m grants and sponsorships annually; low interest loans to 2,000 NHs).

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.

Do not reply to this email. This inbox is not monitored. For assistance please email webmaster@capitol.hawaii.gov

lowen2-Lanaly

From: mailinglist@capitol.hawaii.gov
Sent: Thursday, February 06, 2014 3:19 PM
To: waltestimony
Cc: igoraaina@hotmail.com
Subject: Submitted testimony for HB2554 on Feb 8, 2014 09:00AM

HB2554

Submitted on: 2/6/2014

Testimony for WAL/OMH on Feb 8, 2014 09:00AM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
Mary Gora-Aina	Individual	Support	No

Comments: I believe that OHA has the best interest of native Hawaiian in heart & also believe that its their fiduciary responsibility to develop certain areas of Kakaako to support the lahui.

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.

Do not reply to this email. This inbox is not monitored. For assistance please email webmaster@capitol.hawaii.gov

lowen2-Lanaly

From: mailinglist@capitol.hawaii.gov
Sent: Thursday, February 06, 2014 3:40 PM
To: waltestimony
Cc: bjborgnino@gmail.com
Subject: Submitted testimony for HB2554 on Feb 8, 2014 09:00AM

HB2554

Submitted on: 2/6/2014

Testimony for WAL/OMH on Feb 8, 2014 09:00AM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
Barbara Borgnino	Individual	Oppose	No

Comments: This is a toxic area not suited for housing.

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.

Do not reply to this email. This inbox is not monitored. For assistance please email webmaster@capitol.hawaii.gov

lowen2-Lanaly

From: mailinglist@capitol.hawaii.gov
Sent: Thursday, February 06, 2014 5:18 PM
To: waltestimony
Cc: kardeen.wong7@gmail.com
Subject: Submitted testimony for HB2554 on Feb 8, 2014 09:00AM

HB2554

Submitted on: 2/6/2014

Testimony for WAL/OMH on Feb 8, 2014 09:00AM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
Kardeen Wong	Individual	Support	No

Comments: I would like to express my support of House Bill 2554. I feel it's about time that these properties be developed to produce income which will be used to support Hawaiian programs and services which not only touch Hawaiians but ultimately touch ALL people of Hawai'i. I would appreciate your sincere support as well. Mahalo, Kardeen H. Wong

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.

Do not reply to this email. This inbox is not monitored. For assistance please email webmaster@capitol.hawaii.gov

Saturday, February 8, 2014, 9:00AM

To: **House Committee on Water & Land**

Chair: Rep. Cindy Evans

Vice-Chair: Rep. Nicole Lowen

House Committee on Ocean, Marine Resources & Hawaiian Affairs

Chair: Rep. Faye Hanohano

Vice-Chair: Rep. Ty Cullen

HB2554

RELATING TO THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY

Testimony in OPPOSITION – James Nelson

Chairs Evans and Hanohano, Vice-Chairs Lowen and Cullen , and members of the committees:

I am James Nelson, and I testify in opposition to this measure.

The synopsis description for this measure, and its substance, are disingenuous and misleading. They imply that the principal purpose of this measure is merely to require OHA to hold public hearings for residential development in Kakaako makai, as if OHA or HCDA currently had any legal ability to approve residential development in Kakaako in the first place. They do not.

HRS §206E-31.5(2) expressly prohibits any residential development in Kakaako makai. This was the result of Act 317 of 2006. Chair Evans and Representative Thielen, as members of the House Committee on Water and Land at that time, surely recall how important and hard-fought the bill was that resulted in Act 317.

The prohibition of HRS §206E-31.5(2) is not touched by the measure before you today and will remain in full force. Nonetheless, any attempt to create some sort of statutory pre-approval process for residential development in Kakaako makai in contemplation of possible future repeal of the statutory prohibition is, in my view, a truly unfortunate and misleading use of the legislature's time. It creates the illusion that OHA and HCDA have powers that they do not have, absent additional legislation that is not on the table and whose passage would hardly be a foregone conclusion, if the memories of 2006 still resonate among the public at large (which I imagine they do.)

I fully realize that no legislature is bound in perpetuity to the acts of previous legislatures. Repeals of duly enacted measures occur every year. However, I respectfully suggest that not nearly enough time has passed to substantially change the circumstances that resulted in Act 317 of 2006, and that any measure that seeks to undercut the importance of that Act is premature. I therefore request that the Committees defer this measure indefinitely.

Thank you for the opportunity to testify.

lowen2-Lanaly

From: mailinglist@capitol.hawaii.gov
Sent: Thursday, February 06, 2014 9:42 PM
To: waltestimony
Cc: rontthi@gmail.com
Subject: *Submitted testimony for HB2554 on Feb 8, 2014 09:00AM*

HB2554

Submitted on: 2/6/2014

Testimony for WAL/OMH on Feb 8, 2014 09:00AM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
Ronald Taniguchi, Pharm.D.	Individual	Oppose	No

Comments:

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.

Do not reply to this email. This inbox is not monitored. For assistance please email webmaster@capitol.hawaii.gov

From: mailinglist@capitol.hawaii.gov
Sent: Thursday, February 06, 2014 10:35 PM
To: waltestimony
Cc: nancylhedlund@yahoo.com
Subject: Submitted testimony for HB2554 on Feb 8, 2014 09:00AM

HB2554

Submitted on: 2/6/2014

Testimony for WAL/OMH on Feb 8, 2014 09:00AM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
Nancy Hedlund	Individual	Oppose	No

Comments: Aloha: I offer testimony in opposition to HB2554 based on HCDA's record of failure to fulfill the intended purpose of advancing development and flourishing of the Kaka'ako community. HCDA is already mandated to engage with the community and use community input in its planning processes. But it has failed to do so and legislation has not given the community its place in providing direction and leadership to development in Hawai'i. With great urgency and sincerity, I ask you to support all proposed bills that abolish or limit the authority and actions of the HCDA in Kaka'ako and other areas for which HCDA has inappropriately been given authority, including Kalaeloa and He'eia lands. My experience with HCDA dates back to membership on the Ala Moana/Kaka'ako Neighborhood Board and the previous community actions to oppose development of luxury high rises in Kaka'ako Makai by Alexander and Baldwin. In the aftermath of community success in blocking this development, we have witnessed the lack of integration of community input in HCDA's process despite its mandate to engage with the community. Yes, there were meetings and pretenses of exchange of information. But at every turn, the outcomes never reflected the community's preferences provided in hearings and testimonies. There are many examples of these failures to serve the community that provide evidence for this pattern of decision making. As one of many concerned citizens who lives here in the Kaka'ako/Ala Moana part of Honolulu, I have made many attempts to participate in planning for Kaka'ako over the past 8 years. I speak from experience. But instead of seeing positive results, every day I see one or more of the many deleterious effects of HCDA's ways of doing business. It has failed to serve our community through vision, principle and or effective planning methods. Please take all actions possible to move us into a more viable process for our community's future. Nancy Hedlund, Honolulu, Hawai'i

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.

Do not reply to this email. This inbox is not monitored. For assistance please email webmaster@capitol.hawaii.gov

lowen2-Lanaly

From: mailinglist@capitol.hawaii.gov
Sent: Thursday, February 06, 2014 10:58 PM
To: waltestimony
Cc: nimo1767@gmail.com
Subject: Submitted testimony for HB2554 on Feb 8, 2014 09:00AM

HB2554

Submitted on: 2/6/2014

Testimony for WAL/OMH on Feb 8, 2014 09:00AM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
Robert Petricci	Individual	Oppose	No

Comments: Aloha Rep. Cindy Evans, WAL Chair Rep. Nicole E. Lowen, Vice Chair, WAL committee members, Rep. Faye P. Hanohano, OMH Chair Rep. Ty J.K. Cullen, Vice Chair, and OMH committee members, My name is Robert Petricci, RE: HB2554 Thank you for the opportunity to offer testimony on HB2554. I stand opposed to HB2554. This bill would allow HCDA to approve residential towers in Kaka'ako Makai following an OHA hearing. This bill effectively repeals prohibition of residential development in Kaka'ako Makai on OHA-held lands: Thank you for your consideration. Robert Petricci

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.

Do not reply to this email. This inbox is not monitored. For assistance please email webmaster@capitol.hawaii.gov

From: mailinglist@capitol.hawaii.gov
Sent: Thursday, February 06, 2014 11:40 PM
To: waltestimony
Cc: jolliidavis@gmail.com
Subject: Submitted testimony for HB2554 on Feb 8, 2014 09:00AM

HB2554

Submitted on: 2/6/2014

Testimony for WAL/OMH on Feb 8, 2014 09:00AM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
Jolle Li	Individual	Support	No

Comments: The Office of Hawaiian Affairs has always stood firm in cultivating and perpetuating Hawaii's aina and its precious resources. They are good stewards of our home. The revenue generated from the development of Kakaako Makai can continue to support community volunteers like myself. I support this proposal because I believe that OHA will truly approach development of these lands responsibly. I encourage this committee to please join me in supporting the Office of Hawaiian Affairs and HB2554 and SB3122

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.

Do not reply to this email. This inbox is not monitored. For assistance please email webmaster@capitol.hawaii.gov

From: mailinglist@capitol.hawaii.gov
Sent: Thursday, February 06, 2014 11:54 PM
To: waltestimony
Cc: hkahealanilii@gmail.com
Subject: Submitted testimony for HB2554 on Feb 8, 2014 09:00AM

HB2554

Submitted on: 2/6/2014

Testimony for WAL/OMH on Feb 8, 2014 09:00AM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
Kahealani Lii	Individual	Support	No

Comments: In light of OHA's statement that they will not develop residential on the Kewalo harbor, I support OHA's request and hope other developers will follow OHA's lead. Mahalo to OHA for being transparent and proactive by talking with the members of my hui in Kapolei.

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.

Do not reply to this email. This inbox is not monitored. For assistance please email webmaster@capitol.hawaii.gov

lowen2-Lanaly

From: mailinglist@capitol.hawaii.gov
Sent: Friday, February 07, 2014 2:03 AM
To: waltestimony
Cc: sharonmi@hawaii.edu
Subject: Submitted testimony for HB2554 on Feb 8, 2014 09:00AM

HB2554

Submitted on: 2/7/2014

Testimony for WAL/OMH on Feb 8, 2014 09:00AM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
Sharon Miyashiro	Kaka'ako United	Oppose	Yes

Comments: This bill terminates a long-standing law and practice that prohibits HCDA from approving any plans or proposals for residential development in Kaka'ako Makai. This bill would betray the trust that community residents have in government, and in particular, HCDA, as its agent. Therefore Kaka'ako United strongly opposes HB 2554.

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.

Do not reply to this email. This inbox is not monitored. For assistance please email webmaster@capitol.hawaii.gov

lowen2-Lanaly

From: mailinglist@capitol.hawaii.gov
Sent: Friday, February 07, 2014 2:07 AM
To: waltestimony
Cc: sharonmi@hawaii.edu
Subject: Submitted testimony for HB2554 on Feb 8, 2014 09:00AM

HB2554

Submitted on: 2/7/2014

Testimony for WAL/OMH on Feb 8, 2014 09:00AM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
Sharon Miyashiro	Kaka'ako United	Oppose	Yes

Comments: This bill terminates a long-standing law and practice that prohibits HCDA from approving any plans or proposals for residential development in Kaka'ako Makai. This bill would betray the trust that community residents have in government, and in particular, HCDA, as its agent. Therefore Kaka'ako United strongly opposes HB 2554.

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.

Do not reply to this email. This inbox is not monitored. For assistance please email webmaster@capitol.hawaii.gov

lowen2-Lanaly

From: mailinglist@capitol.hawaii.gov
Sent: Friday, February 07, 2014 8:29 AM
To: waltestimony
Cc: kaliko08@gmail.com
Subject: Submitted testimony for HB2554 on Feb 8, 2014 09:00AM

HB2554

Submitted on: 2/7/2014

Testimony for WAL/OMH on Feb 8, 2014 09:00AM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
Kaliko Santos	Individual	Support	No

Comments: I am in support of this bill.

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.

Do not reply to this email. This inbox is not monitored. For assistance please email webmaster@capitol.hawaii.gov

lowen2-Lanaly

From: mailinglist@capitol.hawaii.gov
Sent: Friday, February 07, 2014 8:41 AM
To: waltestimony
Cc: kahuroy@gmail.com
Subject: Submitted testimony for HB2554 on Feb 8, 2014 09:00AM

HB2554

Submitted on: 2/7/2014

Testimony for WAL/OMH on Feb 8, 2014 09:00AM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
Roy Newton	Individual	Support	No

Comments: I am in support of this bill. All opportunity for potential positive results should be explored, with cultural sensitivity. engaging the community's support.

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.

Do not reply to this email. This inbox is not monitored. For assistance please email webmaster@capitol.hawaii.gov

lowen2-Lanaly

From: mailinglist@capitol.hawaii.gov
Sent: Friday, February 07, 2014 9:00 AM
To: waltestimony
Cc: theede@hawaii.rr.com
Subject: Submitted testimony for HB2554 on Feb 8, 2014 09:00AM

HB2554

Submitted on: 2/7/2014

Testimony for WAL/OMH on Feb 8, 2014 09:00AM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
Teri Heede	Individual	Support	No

Comments: 1288 Kapiolani Blvd, Apt 1905 Honolulu, Hawai'i 96814 February 7, 2014 LEGISLATIVE TESTIMONY IN SUPPORT OF HB2554, RELATING TO HAWAII COMMUNITY DEVELOPMENT AUTHORITY Hearing, Saturday, February 8, 2014, 9:00 a.m., Room 325 Representative Cindy Evans, Chair Representative Nicole E. Lowen, Vice Chair Members, Committee on Water & Land Representative Faye P. Hanohano, Chair Representative Ty J. K. Cullen, Vice Chair Members, Committee on Ocean, Marine Resources, and Hawaiian Affairs Aloha mai kākou I am writing in support of HB2554 that requires the Office of Hawaiian Affairs 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.

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.

Do not reply to this email. This inbox is not monitored. For assistance please email webmaster@capitol.hawaii.gov

My name is Jeremy Lam and I am submitting testimony in strong opposition to HB 2554 which would allow OHA to build residential housing in Kakaako Makai. The community has fought this battle previously and a law forbidding high rises on Kakaako Makai was enacted.. Now because OHA needs more money, it is attempting to circumvent the established law. It is not thinking of the community nor the environment, but only its bottom line. Kakaako is the last beachfront area in Honolulu where paddle boarders, surfers and swimmers can go to enjoy the water. The only other destinations for local residents are Kaimana Beach and Ala Moana Beach. As the density on our island increases, beach access, parking and park access will be more difficult for the community. Any high residential buildings on Kakaako Makai will impede beachgoers and beach access. Residents will no longer use that area unless it is accessible and not intimidating. No one can truly state that the residential high rises will not tax the existing infrastructure, worsen the traffic to the area, will not block ocean to mountain views and lessen the green open space that is there. The impact of residential housing here will have greater negative impacts than buildings in Kakaako Mauka, It is very shortsighted for our legislature to take part of this land away from greater community. OHA should have realized when they accepted their deal and Governor signed their agreement that this land was not to be punctuated with high rise housing. Please do not pass HB 2554!

Jeremy Lam

2230 Kamehameha Avenue

Honolulu, HI 96822

drjlam@aol.com

lowen2-Lanaly

From: mailinglist@capitol.hawaii.gov
Sent: Friday, February 07, 2014 10:48 AM
To: waltestimony
Cc: aycockburr@aol.com
Subject: Submitted testimony for HB2554 on Feb 8, 2014 09:00AM

HB2554

Submitted on: 2/7/2014

Testimony for WAL/OMH on Feb 8, 2014 09:00AM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
Virginia Aycock	Individual	Oppose	No

Comments: Dear Representatives, I believe this bill should be defeated, especially since it does not address the "residential development" that seems most rampant in Kakaako under HCDA (which I hope will be abolished). Thank you for defeating this bill. Virginia Aycock

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.

Do not reply to this email. This inbox is not monitored. For assistance please email webmaster@capitol.hawaii.gov

lowen2-Lanaly

From: mailinglist@capitol.hawaii.gov
Sent: Friday, February 07, 2014 11:00 AM
To: waltestimony
Cc: lindalegrande2243@gmail.com
Subject: Submitted testimony for HB2554 on Feb 8, 2014 09:00AM

HB2554

Submitted on: 2/7/2014

Testimony for WAL/OMH on Feb 8, 2014 09:00AM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
Linda Legrande	Individual	Support	No

Comments: Many people fought long and hard to protect this precious land. Please do not allow OHA to build it out and deny access to our oceanfront resources. 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.

Do not reply to this email. This inbox is not monitored. For assistance please email webmaster@capitol.hawaii.gov

lowen2-Lanaly

From: mailinglist@capitol.hawaii.gov
Sent: Friday, February 07, 2014 11:28 AM
To: waltestimony
Cc: ikepono@hotmail.com
Subject: Submitted testimony for HB2554 on Feb 8, 2014 09:00AM

HB2554

Submitted on: 2/7/2014

Testimony for WAL/OMH on Feb 8, 2014 09:00AM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
Isaiah Kala Kaaihue	Individual	Support	No

Comments: I support HB2554 whole heartedly.

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.

Do not reply to this email. This inbox is not monitored. For assistance please email webmaster@capitol.hawaii.gov



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

ON THE FOLLOWING MEASURE:

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

BEFORE THE:

HOUSE COMMITTEE ON WATER AND LAND AND ON
OCEAN, MARINE RESOURCES, AND HAWAIIAN AFFAIRS

DATE: Saturday, February 8, 2014 **TIME:** 9:00 a.m.

LOCATION: State Capitol, Room 325

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

Chairs Evans and Hanohano and Members of the Committees:

The Department of the Attorney General has serious concerns about this bill.

The purpose of the bill is allow the Hawaii Community Development Authority (HCDA) to approve residential development on lands owned by the Office of Hawaiian Affairs (OHA) after OHA conducts a public hearing, and to exempt OHA from the application of HCDA's rules requiring dedication for public facilities as a condition to development. As explained below, the bill may present serious constitutional questions.

On page 1, lines 4-10, the bill amends chapter 206E, Hawaii Revised Statutes (HRS), to include a new section that provides that HCDA may approve any plan or proposal for any residential development in Kakaako on lands owned by OHA after OHA conducts a public hearing. HCDA's Kakaako Community Development District is comprised of two areas: the area Makai of Ala Moana Boulevard (Makai area) and the area Mauka of Ala Moana Boulevard (Mauka area). Pursuant to section 206E-31.5, HRS, HCDA is currently prohibited from approving any plan or proposal for residential development in the Makai area notwithstanding anything contained in chapter 206E, HRS, to the contrary. The rules of statutory construction require that the new section added by the bill, if enacted, be read in conjunction with section 206E-31.5, and that both be given effect if possible. Thus, if the statutory prohibition on Makai area residential developments is to be given effect, the new section would likely be construed as authorizing HCDA to approve residential development only on OHA lands in the Mauka area, not in the Makai area. Accordingly, if the intent of this bill was to exempt OHA from the

prohibition against HCDA approving residential development in the Makai area, we do not believe that the bill accomplishes this on its face.

Any exemption from the prohibition on Makai area residential developments would probably need to be expressly provided for in chapter 206E, HRS, to be effective as a matter of statutory law. However, the bill indicates that the desired exemption would only be applicable as to OHA. Such an exemption may constitute special legislation, in violation of the Constitution of the State of Hawaii.

Article XI, section 5 of the State Constitution 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.

General laws apply to a class of persons or things having a reasonable and just relationship to the regulated subject, whereas special legislation discriminates in the favor a single person or entity by granting that single person or entity a special or exclusive privilege. For example, in the Superferry case, the Hawaii Supreme Court held that the act authorizing use of state lands by an illusory class of one – Hawaii Superferry – constituted special legislation in violation of constitutional requirement that legislative power over state lands be exercised only by general laws. Sierra Club et al. v. Dep't of Transp., et al., 120 Hawaii 181, 202 P.3d 1226 (2009). An exemption specific to OHA would effectively grant OHA the exclusive privilege of seeking approval for residential development within the Makai area, a privilege no other person or entity has. Accordingly, we believe that a specific exemption (even if expressly written into chapter 206E) for OHA may violate article XI, section 5, of the State Constitution.

On page 2, lines 18-22, and page 3, lines 1-7, the bill exempts OHA from the application of HCDA's rules requiring dedication for public facilities as a condition to development. For the reasons discussed above, this provision may also constitute special legislation because it expressly grants OHA a special privilege by exempting it from HCDA's dedication for public facilities requirement.

We respectfully ask that the Committee consider our concerns.

Testimony for the
House Committee on Water & Land
and
House Committee on Ocean, Marine Resource & Hawaiian Affairs
Saturday, 0900 hrs, February 8, 2014
Conference Room 325
House Bill 2554
Relating to the Hawaii Community Development Authority (HCDA)

Chairperson Evans and Members of the House Committee on Water and Land

Chairperson Hanohano and Members of the House Committee on Ocean, Marine Resource & Hawaiian Affairs

My name is Grace Ishihara and I am a resident of Kakaako. Thank you giving me this opportunity to submit a testimony.

I strongly oppose HB 2554 for the following reason.

In 2006, the law of the land in Hawaii prohibits residential development in Kakaako Makai. The law ensures the public use of these lands and the careful supervision of these assets. The available lands should be preserved for public use such as park space. Kakaako is lacking the adequate park space and this will become more severe when the authorities approve, and the developers' construct 30 plus new towers in Kakaako. The area will require 60 acres of park space for Kakaako's 30,000 new residents.

I urge the committee members to pass HB 2554. We need to protect and preserve our assets.

Grace Ishihara
ue-wale0903@hotmail.com

Anything contained in this chapter to the contrary notwithstanding, the authority is prohibited from:

(1) Selling or otherwise assigning the fee simple interest in any lands in the Kakaako community development district to which the authority in its corporate capacity holds title, except with respect to:

(A) Utility easements;

(B) Remnants as defined in section 171-52;

(C) Grants to any state or county department or agency; or

(D) Private entities for purposes of any easement, roadway, or infrastructure improvements; or

(2) Approving any plan or proposal for any residential development in that portion of the Kakaako community development district makai of Ala Moana Boulevard and between Kewalo basin and the foreign trade zone.

House Committee on Water and Land
House Committee on Ocean, Marine Resources & Hawaiian Affairs
Joint Committee Hearing
February 8, 2014
Conference Room 325

Testimony Strongly Opposing House Bill 2554

Aloha Committee Chairs and Committee Members:

This is to express *emphatically strong opposition* to House Bill 2554. This measure effectively strips established public protections from large portions of Honolulu's essential Kaka'ako public shoreline resource by exempting the Office of Hawaiian Affairs (OHA) from the Legislature's 2006 public-interest prohibition on any residential development in Kaka'ako Makai.

HB 2554 accomplishes this maneuver by allowing the Hawaii Community Development Authority (HCDA) to approve any residential development proposal or project on OHA public trust property as long as OHA conducts one public hearing. Yet the prohibition on any residential development in Kaka'ako Makai falls under the HCDA governing statute, and OHA was keenly aware of this essential prohibition protecting Kaka'ako Makai in the public interest when they accepted this property.

In addition, OHA's appointed representatives participated on the Kaka'ako Makai Community Planning Advisory Council during the community-based planning process that fully vetted and established the attached Vision and Guiding Principles for the Kaka'ako Makai master plan for public shoreline lands, including Kewalo Basin to the foreign trade zone and from Ala Moana Boulevard to the shoreline. The Kaka'ako Makai master plan elements provide for a significantly important and unique community gathering place comprised of public recreational, cultural and educational features and facilities.

The Kaka'ako Makai Community Planning Advisory Council (CPAC) was established under the advice of House Concurrent Resolution 30, 2006, and worked closely with OHA's representatives at CPAC's steering committee, project team, and planning committee open public meetings during the community-based Kaka'ako Makai planning process. The intrinsic cultural knowledge shared by OHA's representatives and traditional practitioners from the Hawaiian community inspired important guiding principles for Kaka'ako's public shoreline resource plan. The larger community learned from, respected and relied upon this cultural knowledge as a guiding light.

Yet, despite this comprehensive public effort from 2007 through 2010, upon receiving certain parcels of Kaka'ako Makai public land in 2012, OHA hired Group 70 as a planning consultant to justify "highest and best use" residential development in Kaka'ako Makai - contrary to the State statute protecting this public land for public use by so many locals and visitors alike:

§206E-31.5 Prohibitions. Anything contained in this chapter to the contrary notwithstanding, the authority is prohibited from:

(1) Selling or otherwise assigning the fee simple interest in any lands in the Kakaako community development district to which the authority in its corporate capacity holds title, except with respect to:

(A) Utility easements;

(B) Remnants as defined in section 171-52;

(C) Grants to any state or county department or agency; or

(D) Private entities for purposes of any easement, roadway, or infrastructure improvements; or

(2) Approving any plan or proposal for any residential development in that portion of the Kakaako community development district makai of Ala Moana boulevard and between Kewalo Basin and the foreign trade zone.

[L 2006, c 317, §1]

I fully concur with CPAC Chair Wayne Takamine's testimony on this measure. Hawaii Revised Statutes **§206E-31.5** must be protected and preserved in tact in the greater public interest. Please **HOLD** HB 2554.

Respectfully,

Michelle S. Matson

Kaka'ako Makai Community Planning Advisory Council



Association of Hawaiian Civic Clubs
P. O. Box 1135
Honolulu, Hawai`i 96807

HOUSE BILL 2554 RELATING TO THE HAWAII
COMMUNITY DEVELOPMENT AUTHORITY

HOUSE COMMITTEES ON WATER AND LAND
AND
OCEAN MARINE REOURCES & HAWAIIAN AFFAIRS

Saturday, February 08, 2014; 9:00am; Room 325

Aloha Madam Chair Evans, Madam Chair Hanohano and members of the joint committees meeting on HB2554 relating to the HCDA. I am Soulee Stroud, president of the Association of Hawaiian Civic Clubs here to lend support to this bill that would give trustees of the Office of Hawaiian Affairs an opportunity to expand projects and programs for its beneficiaries.

The Hawaiian community witnessed OHA's acceptance of the Kakaako Makai lands at presentations statewide with joy and disbelief that the government of Hawaii was finally settling a 100 year old debt with its native people.

OHA must be allowed to maximize its property to best serve its beneficiaries, or the State, through HCDA, is in the awkward position of giving OHA a Kingdom, but withholding the Keys.

We support this bill and urge its passage. Thank you for the opportunity to testify.

Contact: jalna.keala2@hawaiiantel.net

From: mailinglist@capitol.hawaii.gov
Sent: Friday, February 07, 2014 2:14 PM
To: waltestimony
Cc: rittew@hotmail.com
Subject: Submitted testimony for HB2554 on Feb 8, 2014 09:00AM

HB2554

Submitted on: 2/7/2014

Testimony for WAL/OMH on Feb 8, 2014 09:00AM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
Walter Ritte	Individual	Oppose	No

Comments: Aloha my name is Walter Ritte from the island of Molokai and I oppse HB 2554. This bill will allow OHA to develop Kaka'ako Makai lands, and I can not support OHA as a developer that wants to change existing laws which represents the wishes of the people to protect their neighborhood. OHA accepted a deal with these laws in place. Over developement of Hawaii has always been a concern of mine. I side with the people of Kaka'ako who want to protect their makai lands from development and created this law. Walter Ritte

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.

Do not reply to this email. This inbox is not monitored. For assistance please email webmaster@capitol.hawaii.gov



**O'ahu Council
of the Association of Hawaiian Civic Club**

Testimony Presented Before the
House Committee on Water & Land
House Committee on Ocean, Marine Resources & Hawaiian Affairs
Saturday, February 8, 2014 at 9:00 a.m

By
Daniel Naho'opi'i, President
O'ahu Council

HB 2254 – RELATING TO HAWAI'I COMMUNITY DEVELOPMENT AUTHORITY

Chairs Evans and Hanohano, Vice Chairs Lowen and Cullen, and Members of the Committees:

Aloha! My name is Daniel Naho'opi'i and I serve as the President of the Board of Directors for O'ahu Council of the Association of Hawaiian Civic Clubs (O'ahu Council). The O'ahu Council provides guidance to and assist in, the activities of all Hawaiian Civic Clubs on the island of O'ahu which is now or may hereafter be organized; advocate positions adopted by the Annual Convention, or as approved by the O'ahu Council; and promotes the self-determination and self-governance of the Native Hawaiian peoples.

On behalf of its Board of Directors and its membership, we strongly support the HB 2554 which requires the Office of Hawaiian Affairs (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 Hawai'i Community Development Authority. OHA's ability to fully develop its properties would provide a strong revenue stream to fund community-based programs to improve the conditions of Native Hawaiians today and tomorrow.

Mahalo for the opportunity to testify on this important measure.

lowen2-Lanaly

From: mailinglist@capitol.hawaii.gov
Sent: Friday, February 07, 2014 2:30 PM
To: waltestimony
Cc: haipoalani@yahoo.com
Subject: Submitted testimony for HB2554 on Feb 8, 2014 09:00AM

HB2554

Submitted on: 2/7/2014

Testimony for WAL/OMH on Feb 8, 2014 09:00AM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
Hanalei Y. Aipoalani, Ph.D.	Individual	Support	No

Comments: Dear Honorable Committee Chairs Evans and Hanohano: Aloha no! I am writing to express my support of HB2554. In summary, mixed use development in a high traffic urban area is central to sustaining a thriving and healthy community. It is my firm belief that the Office of Hawaiian Affairs, in the best interest of its beneficiary, is intent on smartly developing Kaka'ako Makai. To this end, I humbly ask that you support this measure. Warm regards, Hanalei

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.

Do not reply to this email. This inbox is not monitored. For assistance please email webmaster@capitol.hawaii.gov

lowen2-Lanaly

From: mailinglist@capitol.hawaii.gov
Sent: Friday, February 07, 2014 2:42 PM
To: waltestimony
Cc: rangien2010@yahoo.com
Subject: *Submitted testimony for HB2554 on Feb 8, 2014 09:00AM*

HB2554

Submitted on: 2/7/2014

Testimony for WAL/OMH on Feb 8, 2014 09:00AM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
Puanani Rogers	Ho`okipa Network - Kauai	Support	No

Comments:

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.

Do not reply to this email. This inbox is not monitored. For assistance please email webmaster@capitol.hawaii.gov

lowen2-Lanaly

From: mailinglist@capitol.hawaii.gov
Sent: Friday, February 07, 2014 2:58 PM
To: waltestimony
Cc: alihilani@hawaii.rr.com
Subject: *Submitted testimony for HB2554 on Feb 8, 2014 09:00AM*

HB2554

Submitted on: 2/7/2014

Testimony for WAL/OMH on Feb 8, 2014 09:00AM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
Dickie Nelson	Individual	Support	No

Comments:

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.

Do not reply to this email. This inbox is not monitored. For assistance please email webmaster@capitol.hawaii.gov

lowen2-Lanaly

From: mailinglist@capitol.hawaii.gov
Sent: Friday, February 07, 2014 3:17 PM
To: waltestimony
Cc: babahoiwaa@yahoo.com
Subject: *Submitted testimony for HB2554 on Feb 8, 2014 09:00AM*

HB2554

Submitted on: 2/7/2014

Testimony for WAL/OMH on Feb 8, 2014 09:00AM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
Laakea Muhlestein	Individual	Support	No

Comments:

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.

Do not reply to this email. This inbox is not monitored. For assistance please email webmaster@capitol.hawaii.gov

lowen2-Lanaly

From: mailinglist@capitol.hawaii.gov
Sent: Friday, February 07, 2014 3:29 PM
To: waltestimony
Cc: kaimookalani@gmail.com
Subject: Submitted testimony for HB2554 on Feb 8, 2014 09:00AM

HB2554

Submitted on: 2/7/2014

Testimony for WAL/OMH on Feb 8, 2014 09:00AM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
T. Kahuehuokalani Kealoha	Individual	Support	No

Comments: I strongly support this bill. T.Kahuehuokalani Kealoha, OHA Beneficiary, Hawaiian Homelands Applicant

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.

Do not reply to this email. This inbox is not monitored. For assistance please email webmaster@capitol.hawaii.gov

HAWAIIAN AFFAIRS CAUCUS
Democratic Party of Hawaii
e-mail: mkhan@hawaiiantel.net or raytanv@aol.com

February 7, 2014

LEGISLATIVE TESTIMONY
IN SUPPORT OF
**HB2554, RELATING TO HAWAII COMMUNITY
DEVELOPMENT AUTHORITY**
Hearing, Saturday, February 8, 2014, 9:00 a.m., Room 325

Representative Cindy Evans, Chair
Representative Nicole E. Lowen, Vice Chair
Members, Committee on Water & Land

Representative Faye P. Hanohano, Chair
Representative Ty J. K. Cullen, Vice Chair
Members, Committee on Ocean, Marine Resources, and Hawaiian Affairs

Aloha mai kākou

The Hawaiian Affairs Caucus of the Democratic Party of Hawai‘i is in support of HB2554, to require the Office of Hawaiian Affairs 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.

In 2012, the State of Hawaii by Senate Bill 2783, enacted into law as Act 015, resolved 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.

A review of committee reports, especially that of the Judiciary and Labor and Ways and Means, indicates that the legislature recognized that, “**The property identified in this measure is virtually contiguous, suited for master planning, and located in an area of Honolulu that is already experiencing significant redevelopment.** Your Committees recognize the value of these properties and believe that **property values could be enhanced by certain entitlements that, while not specifically provided for in this measure, could be obtained at a future date.**” The committee report further recognized that, “**The lands identified in this measure will provide a revenue stream to fund the Office of Hawaiian Affairs’ services to its beneficiaries, while creating jobs and funding valuable programs in every corner of the State.**”

Accordingly, allowing development by OHA in the Kaka'ako lands belonging to it was always envisioned by the legislature. 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.

Respectfully

/s/ Davis Price via on-line testimony

DAVIS PRICE
Chair, Hawaiian Affairs Caucus

lowen2-Lanaly

From: mailinglist@capitol.hawaii.gov
Sent: Friday, February 07, 2014 3:57 PM
To: waltestimony
Cc: kapena3321@gmail.com
Subject: Submitted testimony for HB2554 on Feb 8, 2014 09:00AM

HB2554

Submitted on: 2/7/2014

Testimony for WAL/OMH on Feb 8, 2014 09:00AM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
Kapena Enos	Individual	Support	No

Comments: In its plans, OHA will incorporate projects that balance the desires of the community that Kaka’ako Makai be a “people’s gathering place” where people can go to relax, exercise, relieve stress, and enjoy the beautiful scenery, and its fiduciary responsibility to the beneficiaries that it serves to build a corpus that allows it to maintain the lands it was given as part of a settlement with the state in 2012 and to build its corpus to deliver programs and services to its beneficiaries.

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.

Do not reply to this email. This inbox is not monitored. For assistance please email webmaster@capitol.hawaii.gov

lowen2-Lanaly

From: mailinglist@capitol.hawaii.gov
Sent: Friday, February 07, 2014 4:09 PM
To: waltestimony
Cc: kapinapalacat@gmail.com
Subject: *Submitted testimony for HB2554 on Feb 8, 2014 09:00AM*

HB2554

Submitted on: 2/7/2014

Testimony for WAL/OMH on Feb 8, 2014 09:00AM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
Kapina	Individual	Support	No

Comments:

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.

Do not reply to this email. This inbox is not monitored. For assistance please email webmaster@capitol.hawaii.gov

lowen2-Lanaly

From: mailinglist@capitol.hawaii.gov
Sent: Friday, February 07, 2014 4:17 PM
To: waltestimony
Cc: ds.pups08@gmail.com
Subject: *Submitted testimony for HB2554 on Feb 8, 2014 09:00AM*

HB2554

Submitted on: 2/7/2014

Testimony for WAL/OMH on Feb 8, 2014 09:00AM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
Dawn Tanimoto	Individual	Support	No

Comments:

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.

Do not reply to this email. This inbox is not monitored. For assistance please email webmaster@capitol.hawaii.gov

lowen2-Lanaly

From: mailinglist@capitol.hawaii.gov
Sent: Friday, February 07, 2014 4:17 PM
To: waltestimony
Cc: shane.nelsen@gmail.com
Subject: *Submitted testimony for HB2554 on Feb 8, 2014 09:00AM*

HB2554

Submitted on: 2/7/2014

Testimony for WAL/OMH on Feb 8, 2014 09:00AM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
Shane Nelsen	Individual	Support	No

Comments:

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.

Do not reply to this email. This inbox is not monitored. For assistance please email webmaster@capitol.hawaii.gov

lowen2-Lanaly

From: mailinglist@capitol.hawaii.gov
Sent: Friday, February 07, 2014 4:17 PM
To: waltestimony
Cc: dakatz@aol.com
Subject: *Submitted testimony for HB2554 on Feb 8, 2014 09:00AM*

HB2554

Submitted on: 2/7/2014

Testimony for WAL/OMH on Feb 8, 2014 09:00AM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
Godfrey	Individual	Support	No

Comments:

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.

Do not reply to this email. This inbox is not monitored. For assistance please email webmaster@capitol.hawaii.gov

From: mailinglist@capitol.hawaii.gov
Sent: Friday, February 07, 2014 4:18 PM
To: waltestimony
Cc: oneheart@aloha.net
Subject: Submitted testimony for HB2554 on Feb 8, 2014 09:00AM

HB2554

Submitted on: 2/7/2014

Testimony for WAL/OMH on Feb 8, 2014 09:00AM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
Chuck Flaherty	Individual	Support	No

Comments: OHA should not be restrained from developing Kaka'ako makai for mixed use development, including residential. Developments further mauka should have considered any issues at the time that the decision was made to allow OHA to acquire Kaka'ako in exchange for ceded lands revenues.

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.

Do not reply to this email. This inbox is not monitored. For assistance please email webmaster@capitol.hawaii.gov

lowen2-Lanaly

From: mailinglist@capitol.hawaii.gov
Sent: Friday, February 07, 2014 4:19 PM
To: waltestimony
Cc: noheagl@hotmail.com
Subject: Submitted testimony for HB2554 on Feb 8, 2014 09:00AM

HB2554

Submitted on: 2/7/2014

Testimony for WAL/OMH on Feb 8, 2014 09:00AM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
Marie-Gertrude N Leopoldo	Individual	Support	No

Comments: I am in support of this House Bill which will create a residential development, cultural value enhancements, and money making programs for Native Hawaiians. I am in support of OHA being given their autonomy in the process and creation of this development. They should create this development based on the needs and future needs of the Native Hawaiians, one which will take our people to the next century...culturally, economically in the manner that is "pono".

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.

Do not reply to this email. This inbox is not monitored. For assistance please email webmaster@capitol.hawaii.gov

lowen2-Lanaly

From: mailinglist@capitol.hawaii.gov
Sent: Friday, February 07, 2014 4:23 PM
To: waltestimony
Cc: leimomi8407@gmail.com
Subject: *Submitted testimony for HB2554 on Feb 8, 2014 09:00AM*

HB2554

Submitted on: 2/7/2014

Testimony for WAL/OMH on Feb 8, 2014 09:00AM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
Edee Bandmann	Individual	Support	No

Comments:

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.

Do not reply to this email. This inbox is not monitored. For assistance please email webmaster@capitol.hawaii.gov

lowen2-Lanaly

From: mailinglist@capitol.hawaii.gov
Sent: Thursday, February 06, 2014 5:25 PM
To: waltestimony
Cc: ryjakr@gmail.com
Subject: Submitted testimony for HB2554 on Feb 8, 2014 09:00AM

HB2554

Submitted on: 2/6/2014

Testimony for WAL/OMH on Feb 8, 2014 09:00AM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
George K. K. Wong	Individual	Comments Only	No

Comments: I would like to express my support of House Bill 2554. The development of these properties would produce income which will be used to support Hawaiian programs and services which not only benefit Hawaiians but ALL people of Hawai'i through their health, education and income initiatives. I would appreciate your sincere support as well. Mahalo, George K.K. Wong

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.

Do not reply to this email. This inbox is not monitored. For assistance please email webmaster@capitol.hawaii.gov

HAWAIIAN AFFAIRS CAUCUS

Democratic Party of Hawaii

e-mail: mkhan@hawaiiantel.net or raytanv@aol.com

February 7, 2014

LEGISLATIVE TESTIMONY

IN SUPPORT OF

HB2554, RELATING TO HAWAII COMMUNITY DEVELOPMENT AUTHORITY

Hearing, Saturday, February 8, 2014, 9:00 a.m., Room 325

Representative Cindy Evans, Chair
Representative Nicole E. Lowen, Vice Chair
Members, Committee on Water & Land

Representative Faye P. Hanohano, Chair
Representative Ty J. K. Cullen, Vice Chair
Members, Committee on Ocean, Marine Resources, and Hawaiian Affairs

Aloha mai kākou

The Hawaiian Affairs Caucus of the Democratic Party of Hawai'i is in support of HB2554, to require the Office of Hawaiian Affairs 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.

In 2012, the State of Hawaii by Senate Bill 2783, enacted into law as Act 015, resolved 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.

A review of committee reports, especially that of the Judiciary and Labor and Ways and Means, indicates that the legislature recognized that, "**The property identified in this measure is virtually contiguous, suited for master planning, and located in an area of Honolulu that is already experiencing significant redevelopment.** Your Committees recognize the value of these properties and believe that **property values could be enhanced by certain entitlements that, while not specifically provided for in this measure, could be obtained at a future date.**" The committee report further recognized that, "**The lands identified in this measure will provide a revenue stream to fund the Office of Hawaiian Affairs' services to its beneficiaries, while creating jobs and funding valuable programs in every corner of the State.**"

Accordingly, allowing development by OHA in the Kaka'ako lands belonging to it was always envisioned by the legislature. 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.

Respectfully

/s/ Davis Price via on-line testimony

DAVIS PRICE
Chair, Hawaiian Affairs Caucus

February 7, 2014

Testimony in Support

Committee on Ocean, Marine Resources, & Hawaiian Affairs

Re: HB 2554

Aloha Chair Hanohano, Vice Chair Cullen and members of the committee

I am Homelani Schaedel a native Hawaiian who is 64 years old, and I consider myself a beneficiary of the Office of Hawaiian Affairs (OHA).

The diligent and deliberate efforts of OHA and its' Trustees, some who are no longer with us today; took 33 years, 5 months, and 5 days for the State to settle a long over debt to Native Hawaiians, that is more than half of my lifetime.

Its' been almost two (2) years since Governor Abercrombie signed Senate Bill 2783. I believe, OHA in good faith accepted the settlement on behalf of all their beneficiaries at the estimated value of \$200 million appraised by the States' appraiser.

Since then OHA and its' Trustees continue to move forward, working toward developing the highest and best use of Kaka'ako Makai to ensure long term optimal income to serve its' beneficiaries. In addition, they must also balance the transformation of these lands respectfully and with cultural sensitivity to stand the test of time and elements as did our ancestors.

While we will hear voices who oppose the passage of this bill, it is time for all to hear we are tired of being told what we can or cannot do, or what we should and should not do with our lands. I ask all here to remember, it was our ancestors who walked and worked these lands; they taught us how to be good stewards of the 'āina.

We agree Kaka'ako Makai is for the benefit of native Hawaiians, what we may not agree on is how it should be developed. That kuleana rest on the shoulders of OHA and its' Trustees, do not tie their hands. Let them do their work!

Tho I am only one of thousands from those who came before me and those who are here now; it is for those who will come after me, that today, I raise my voice and humbly ask you to pass HB 2554.

It is my hope that I will live to see today's vision for Kaka'ako Makai become tomorrow's reality.

Mahalo for the opportunity to present my testimony.



HB2554
RELATING TO HAWAII COMMUNITY DEVELOPMENT AUTHORITY
House Committee on Water & Land
House Committee on Ocean, Marine Resources, & Hawaiian Affairs

February 8, 2014

9:00 a.m.

Room 325

The Office of Hawaiian Affairs (OHA) **SUPPORTS WITH AMENDMENTS** HB2554, which proposes to require OHA to conduct a public hearing on any plan or proposal for any residential development in Kaka`ako on lands owned by OHA. For such development, the bill also proposes to exempt OHA from Section 206E-12, Hawai`i Revised Statutes, which requires the authority to establish rules requiring dedication for public facilities, or cash payments in lieu thereof, by developers as a condition of development of real property pursuant to the community development plan.

Act 15, Session Laws of Hawai`i 2012, which emerged from SB2783, conveyed several parcels of land in Kaka`ako Makai to OHA in order to resolve disputes and controversies relating to OHA's constitutional and statutory portion of income and proceeds from the public trust lands for the period November 7, 1978 through June 30, 2012.

During that same 2012 Session, legislators proposed amendments to SB682 in order to give OHA enhanced entitlements on two of the parcels that would be conveyed, specifically the right to develop them for residential use, thus adding to their value. At the time, OHA testified that while we appreciated the effort to give us the enhanced entitlements, OHA did not want the amended SB682 to impair the passage of SB2783. The amended SB682 did not pass.

However, in its 2012 testimony, OHA also assured that once OHA became the landowner, OHA would be in a position to request entitlements in subsequent legislative sessions.

Based on OHA's diligent planning for Kaka`ako Makai to date, the time is now ripe for entitlement legislation. We have been exploring all options for our Kaka`ako Makai properties to maximize our revenue-generating opportunities to best serve our beneficiaries. Thriving development on our Kaka`ako lands, and the income generated to OHA, will allow us to better address our statutory responsibility to improve the conditions of Native Hawaiians. The significantly enhanced revenue stream will help us achieve our strategic priorities in culture, land and water, economic self-sufficiency, education, health, and Hawaiian self-governance.

Our Kaka`ako Makai lands are valued at an estimated \$200 million. We are seeking the ability to develop the land in a manner that is consistent with a \$200 million settlement. Our initial planning clarifies that we cannot achieve that goal with the current land use restrictions. As such, OHA is asking the Legislature to remove the residential-development restriction so that we can reasonably balance the interests of Native Hawaiians and the general public to do something that will make us all proud.

Both stewardship and cultural values will drive our design and use decisions. Our policy is to ensure that our activities in Kaka`ako Makai will balance pono and commerce and prioritize creating a Hawaiian sense of place. We will include beneficiary and community input in our master planning process; we have already included such input through initial stakeholder meetings (before and during the trust-revenue settlement discussions) and two subsequent charrette sessions held as part of our Framework Plan development.

OHA has been fighting from its inception to support appropriate safeguards to ensure responsible development. We are on record as advocates of sustainable growth, the preservation of natural and cultural resources, and the perpetuation of tradition and customary practices.

We understand better than any other developer the impacts of irresponsible development. Native Hawaiians have been victims of, and suffered most from, the consequences of reckless development. We seek to find the highest point at which the culturally rich use of our Kaka`ako Maki lands intersects with revenue-generating use of the parcels. We are not seeking to do anything along the Kewalo waterfront that is not currently allowed. We do not intend to develop residential uses along that waterfront.

While OHA supports HB2554 as the vehicle for the residential entitlements, we recommend certain amendments to clarify the bill. Attached is our proposed SD 1. It would revise the original bill as follows:

1. Section 1 of the bill would now more explicitly state that the Hawai`i Community Development Authority would have the authority to approve any plan or proposal for residential development on OHA's Kaka`ako lands, modified by the condition that OHA first hold a public hearing. We believe this directness is what was intended in the original bill. However, the original bill gives the impression of focusing on the hearing requirement while assuming that the authority of the HCDA to authorize OHA for residential development already exists. Our suggested revision is designed to correct this impression.
2. Section 2 of the original bill would be deleted and a new Section 2 substituted. The original Section 2 appears intended to reinforce the language in Section 1 that would require OHA's public hearings on residential proposals to comply with the notice requirements for government agencies set forth in Section 1-

28.5, Hawai`i Revised Statutes (HRS). The original bill seeks to achieve this reinforcement by modifying the definition of "government agency" in section 1-28.5 to include OHA with respect to residential development in Kaka`ako. However, a perhaps unintended consequence of this language would be to leave Section 1-28.5 vulnerable to an interpretation that OHA is subject to the 1-28.5 notice requirements only with regard to its Kaka`ako residential development. Deleting the existing Section 2 of the bill is designed to avoid this unintended consequence. In addition, our proposed new Section 2 clarifies that OHA's residential development authority in Kaka`ako Makai would be exempt from the residential prohibition set forth in Section 206E-31.5.

In light of the above, OHA urges the Committees to **PASS** HB2554 with amendments. Mahalo for the opportunity to testify on this important matter.

Proposed HD1

A BILL FOR AN ACT

RELATING TO HAWAII COMMUNITY DEVELOPMENT AUTHORITY.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:

1 SECTION 1. Chapter 206E, Hawaii Revised Statutes, is
2 amended by adding a new section to part II to be appropriately
3 designated and to read as follows:

4 "§206E- Residential development of office of Hawaiian
5 affairs lands in Kakaako; public hearing prerequisite. (a) The
6 authority may approve any plan or proposal for any residential
7 development in Kakaako on lands owned by the office of Hawaiian
8 affairs; provided that approval may be granted only after the
9 office of Hawaiian affairs conducts a public hearing held in
10 accordance with subsection (b), notwithstanding hearing
11 procedures under chapter 91.

12 (b) Prior to submission to the authority of any plan or
13 proposal for any residential development, the office of Hawaiian
14 affairs shall hold a public hearing after notice is published,
15 in accordance with section 1-28.5, at least thirty days prior to
16 the hearing. The notice shall include:

- 1 (1) The date, time, and place of the hearing;
- 2 (2) A statement of the topic of the hearing; and
- 3 (3) A description of where, when, and how the residential
- 4 development proposal may be viewed by the public.

5 All interested persons may submit data or opinions, orally or in
6 writing, in conjunction with the hearing.

7 (c) Prior to submitting to the authority for approval any
8 plan or proposal for residential development, the office of
9 Hawaiian affairs shall fully consider all written and oral
10 submissions allowed pursuant to subsection (b) with regard to
11 the proposed residential development."

12 SECTION 2. Section 206E-31.5, Hawaii Revised Statutes, is
13 amended to read as follows:

14 "[+]206E-31.5[+] **Prohibitions.** Anything contained in this
15 chapter to the contrary notwithstanding except section 206E- ,
16 the authority is prohibited from:

17 (1) Selling or otherwise assigning the fee simple interest
18 in any lands in the Kakaako community development
19 district to which the authority in its corporate
20 capacity holds title, except with respect to:

- 21 (A) Utility easements;
- 22 (B) Remnants as defined in section 171-52;

- 1 (C) Grants to any state or county department or agency; or
- 2 (D) Private entities for purposes of any easement,
- 3 roadway, or infrastructure improvements; or
- 4 (2) Approving any plan or proposal for any residential
- 5 development in that portion of the Kakaako community
- 6 development district makai of Ala Moana boulevard and
- 7 between Kewalo basin and the foreign trade zone."

8 SECTION 3. Section 206E-12, Hawaii Revised Statutes, is
9 amended to read as follows:

10 **"§206E-12 Dedication for public facilities as condition to**
11 **development.** The authority shall establish rules requiring
12 dedication for public facilities of land or facilities, or cash
13 payments in lieu thereof, by developers as a condition of
14 developing real property pursuant to the community development
15 plan. Where state and county public facilities dedication laws,
16 ordinances, or rules differ, the provision for greater
17 dedication shall prevail.

18 This section shall not apply to the office of Hawaiian
19 affairs for any residential development in Kakaako on lands
20 owned by the office of Hawaiian affairs, pursuant to section
21 206E- ."

22 SECTION 4. Statutory material to be repealed is bracketed
23 and stricken. New statutory material is underscored.

____.B. NO.____

1 SECTION 5. This Act shall take effect upon its approval.



lowen2-Lanaly

From: mailinglist@capitol.hawaii.gov
Sent: Friday, February 07, 2014 5:12 PM
To: waltestimony
Cc: makani.christensen@gmail.com
Subject: Submitted testimony for HB2554 on Feb 8, 2014 09:00AM

HB2554

Submitted on: 2/7/2014

Testimony for WAL/OMH on Feb 8, 2014 09:00AM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
makani	Individual	Oppose	No

Comments: I Strongly Oppose HB 2554, the proposal for any residential development in Kakaako. During the Kaka'ako Makai planning process, surveys were taken with various concepts for Kaka'ako Makai and residential development was near the bottom of the list. A recent poll in the Honolulu advertiser showed 67% voted against allowing OHA to build residential. Should the Office of Hawaiian Affairs be allowed to develop condominiums on its Kakaako Makai sites? · B. No (67%, 1,826 Votes) · A. Yes (33%, 887 Votes) Total Voters: 2,711 Poll Archives Start Date: January 31, 2014 @ 12:00 am End Date: January 31, 2014 @ 4:00 pm During the legislative approval process for the OHA Ceded land settlement, OHA acknowledged that the settlement bill for the land exchange was equal to the \$200 million that was owed by the state and that the bill did not include any changes to HRS 206E 31.5 that includes the rules prohibiting the sale of state land in Kaka'ako and the prohibition of the planning and development or residential in Kaka'ako Makai. The land in Kaka'ako Makai presents OHA with many options that can benefit the Hawaiians. I believe the development of a multi-use cultural center would be a great benefit for the Hawaiian community and it would function similar to the Filipino Community Center Cultural Center and the Hawaii Okinawa Center. Other concerns related to residential development is the fact that it would be difficult for OHA to retain ownership of the land once people are living on the property. For the HCDA RFP condo development in 2005, the state was to sell land in Kaka'ako to the developers that were building the condominiums. So it would appear that revenue from residential development would not likely be reoccurring over the years and the land may eventually be converted from lease to fee simple. I strongly urge that HB 2554, and any bill with residential development in Kaka'ako Makai be denied approval. I believe a good business plan will allow OHA will make sustainable revenue from the lands in Kaka'ako Makai for its future generations. Development related toward a Hawaiian community center for the preservation of its cultural heritage would bring the highest returns for the Hawaiian community. Some of these components are in the Kaka'ako Makai Conceptual Master Plan approved by the HCDA in 2011.

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.

Do not reply to this email. This inbox is not monitored. For assistance please email webmaster@capitol.hawaii.gov

lowen2-Lanaly

From: mailinglist@capitol.hawaii.gov
Sent: Friday, February 07, 2014 5:41 PM
To: waltestimony
Cc: napelamenor@yahoo.com
Subject: Submitted testimony for HB2554 on Feb 8, 2014 09:00AM

HB2554

Submitted on: 2/7/2014

Testimony for WAL/OMH on Feb 8, 2014 09:00AM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
Napela Menor	Individual	Support	No

Comments: I am an Oha Beneficiary and I support HB2554 Napela Menor from the Island of Hawaii Kona Resident

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.

Do not reply to this email. This inbox is not monitored. For assistance please email webmaster@capitol.hawaii.gov

lowen2-Lanaly

From: mailinglist@capitol.hawaii.gov
Sent: Friday, February 07, 2014 5:49 PM
To: waltestimony
Cc: anohano@gmail.com
Subject: Submitted testimony for HB2554 on Feb 8, 2014 09:00AM

HB2554

Submitted on: 2/7/2014

Testimony for WAL/OMH on Feb 8, 2014 09:00AM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
Anolani Hanohano	Individual	Support	No

Comments: I support OHAs initiatives & ability to fully develop its properties would provide a strong revenue stream to fund community-based programs to improve the conditions of Native Hawaiians today and tomorrow.

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.

Do not reply to this email. This inbox is not monitored. For assistance please email webmaster@capitol.hawaii.gov

lowen2-Lanaly

From: mailinglist@capitol.hawaii.gov
Sent: Thursday, February 06, 2014 12:25 PM
To: waltestimony
Cc: hnldrl@gmail.com
Subject: Submitted testimony for HB2554 on Feb 8, 2014 09:00AM

HB2554

Submitted on: 2/6/2014

Testimony for WAL/OMH on Feb 8, 2014 09:00AM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
Darrell Chun	Individual	Oppose	No

Comments: First comes residential use, next comes OHA's request for 400 foot towers. I object to the change. A & B took a major loss when their development was overturned by law. Now even more is to be allowed for OHA? Hypocritical to say the least. It's no wonder Hawaii has a reputation as a bad place to do business.

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.

Do not reply to this email. This inbox is not monitored. For assistance please email webmaster@capitol.hawaii.gov

lowen2-Lanaly

From: mailinglist@capitol.hawaii.gov
Sent: Thursday, February 06, 2014 11:40 PM
To: waltestimony
Cc: joliidavis@gmail.com
Subject: Submitted testimony for HB2554 on Feb 8, 2014 09:00AM

HB2554

Submitted on: 2/6/2014

Testimony for WAL/OMH on Feb 8, 2014 09:00AM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
Jolle Li	Individual	Support	No

Comments: The Office of Hawaiian Affairs has always stood firm in cultivating and perpetuating Hawaii's aina and its precious resources. They are good stewards of our home. The revenue generated from the development of Kakaako Makai can continue to support community volunteers like myself. I support this proposal because I believe that OHA will truly approach development of these lands responsibly. I encourage this committee to please join me in supporting the Office of Hawaiian Affairs and HB2554 and SB3122

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.

Do not reply to this email. This inbox is not monitored. For assistance please email webmaster@capitol.hawaii.gov

lowen2-Lanaly

From: mailinglist@capitol.hawaii.gov
Sent: Thursday, February 06, 2014 11:54 PM
To: waltestimony
Cc: hkahealanilii@gmail.com
Subject: Submitted testimony for HB2554 on Feb 8, 2014 09:00AM

HB2554

Submitted on: 2/6/2014

Testimony for WAL/OMH on Feb 8, 2014 09:00AM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
Kahealani Lii	Individual	Support	No

Comments: In light of OHA's statement that they will not develop residential on the Kewalo harbor, I support OHA's request and hope other developers will follow OHA's lead. Mahalo to OHA for being transparent and proactive by talking with the members of my hui in Kapolei.

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.

Do not reply to this email. This inbox is not monitored. For assistance please email webmaster@capitol.hawaii.gov

lowen2-Lanaly

From: mailinglist@capitol.hawaii.gov
Sent: Friday, February 07, 2014 8:29 AM
To: waltestimony
Cc: kaliko08@gmail.com
Subject: Submitted testimony for HB2554 on Feb 8, 2014 09:00AM

HB2554

Submitted on: 2/7/2014

Testimony for WAL/OMH on Feb 8, 2014 09:00AM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
Kaliko Santos	Individual	Support	No

Comments: I am in support of this bill.

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.

Do not reply to this email. This inbox is not monitored. For assistance please email webmaster@capitol.hawaii.gov



late

House Committee on Water and Land, Rep. Cindy Evans, Chair

February 8, 2014 @ 9:00 am

Conference room 325, State Capitol

Testimony in opposition to HB 2554

Friends of Kewalos is a non-profit community group dedicated to Protect, Preserve, and Malama Kewalo Basin Park and the surrounding Kaka'ako shoreline area to ensure continued ocean access and the ability to enjoy the area for future generations to come.

Public policy for the Kaka'ako Makai lands was established in 2006 as a result of a huge People's movement called "Save our Kaka'ako". People of all ages and walks of life marched to the Capitol with our red shirts and had numerous rallies which resulted in a near unanimous legislative passage of a law prohibiting residential development in Kaka'ako Makai.

Our worst fear is if OHA is allowed to build residential then other landowners will ask for exceptions too and before you know it the law is void and we have another Waikiki in the making. It is too late for Waikiki, but not too late for Kaka'ako.

In addition, with all the development coming to the Mauka area, it has become more imperative that we keep this land for public use.

We stand by this law, and we hope you do too, to keep this last public oceanfront land in Honolulu residential free for all the people to enjoy, now and for future generations.

Mahalo for this opportunity to testify and share our manao.

Ron Iwami
President, Friends of Kewalos

labe

RE: HB 2554
RELATING TO THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY
HOUSE COMMITTEE ON WATER AND LAND
HOUSE COMMITTEE ON OCEAN, MARINE RESOURCES, & HAWAIIAN
AFFAIRS

Chair Evans, Chair Hanohano, Vice Chair Lowen, Vice-Chair Cullen, Committee Members:

Aloha. My name is Moses Haia. I am the Executive Director of the Native Hawaiian Legal Corporation. The Native Hawaiian Legal Corporation is a non-profit, public interest law firm which strives to protect and preserve the very essence of Hawaii: the Native Hawaiian identity and the wisdom which informs that identity.

Mahalo for this opportunity to testify in support of the amendments proposed to HB 2554 by OHA. So long as OHA does not intend to engage in any residential development along the waterfront its' proposed amendment does away with the need for HB 2554 in its current form.

I and, I suspect, many other like minded constituents, very much look forward to the culturally sensitive and appropriate example OHA will set for development in Hawaii.

Mahalo for this opportunity to testify in support of OHA's proposed amendments to HB 2554.

Late

Testimony of

Sonny Gay

Before the House Committee on Water and Land

Saturday February 8, 2014

House: Bill 2554

Chairpersons Cindy Evans and members of the House Committee on Water and Land:

My name is Sonny Gay. I own real property in Kaka'ako. I'm one - half of the blood of the aborigine prior to 1778; and I am a beneficiary of the Office Hawaiian Affairs. I strongly support The Office of Hawaiian Affairs, but like so many other residence in Hawaii I am against building high risers in Makai Kaka'ako. I propose building a Hawaiian Culture Center similar to the Polynesian Culture village in Laie. I oppose House Bill 2524.

Kindest Aloha

LATE

From: mailinglist@capitol.hawaii.gov
Sent: Friday, February 07, 2014 6:46 PM
To: waltestimony
Cc: dkn@hawaii.rr.com
Subject: Submitted testimony for HB2554 on Feb 8, 2014 09:00AM

HB2554

Submitted on: 2/7/2014

Testimony for WAL/OMH on Feb 8, 2014 09:00AM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
Daniel Nahoopii	Individual	Support	No

Comments: We should support OHA's ability to fully develop its properties including residential use. Jobs and revenues from these investments have a high beneficial multiplier because they will fund programs to improve the conditions of Native Hawaiians.

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.

Do not reply to this email. This inbox is not monitored. For assistance please email webmaster@capitol.hawaii.gov

**THE ENVIRONMENTAL CAUCUS OF THE DEMOCRATIC PARTY OF
HAWAII
404 WARD AVE.
SUITE 200
HONOLULU, HAWAII 96814**

February 7' 2014

Testimony in strong opposition to HB2554 by the Environmental Caucus of the Democratic Party of Hawaii

Aloha Mai Kakou House Chairs Hanohano, Evans and Esteemed members of the committees.

The Environmental Caucus of the Democratic Party of Hawaii is in strong opposition to HB2554 relating to the Hawaii Community Development Authority

The request for public hearings initiated by OHA for the purpose of residential housing and entitlements creates bad legislation which undermines the protection and preservation of the land currently upheld by law: all residential development makai of Ala Moana Boulevard in the Kakaako District is prohibited.

We forget too soon!

OHA promised to honor the people of Hawaii and the Kakaako community prior to being forced to accept the Kakaako land exchange instead of \$200 million dollars in cash the Native Hawaiian beneficiaries. OHA was created to be the fiscal and cultural leader for the Hawaiian community. As the State has a \$800 million dollar surplus perhaps, we should return these toxic Brownfield, Kakaako properties back to the State of Hawaii and take the cash instead!

If OHA is forced to find solutions to utilize the Kakaako properties, lets work with community first to find what's best for "all" the people of Hawaii.

Please do not pass bad legislation; please kill this bill.

Mahalo for the opportunity to testify for the
Environmental Caucus of the Democratic Party of Hawaii

I am a Native Hawaiian and I am strongly opposed to HB 2554 relating to Hawaii Community Development Authority.

Native Hawaiians have been bilked and sold a bad bill of goods. OHA conceded to the land settlement of Kakaako makai instead of standing onipa`a for the delinquent cash payment that would have been a fiscal achievement for the beneficiaries of the trust. How convenient for the Governor to announce only weeks ago a surplus of monies in excess of \$800 million dollars were available to the people of Hawaii. OHA is the fiduciary representative for the Native Hawaiian beneficiaries and has fallen way short of their fiscal responsibilities by pursuing an ill advised land management plan. The Native Hawaiian people will be forced to further jeopardize our monetary resources in high risk commercial development. OHA has no development track record and is ill prepared to handle a project of this magnitude. OHA is asking the people of Hawaii to fall into the same trap they accepted when they took the Kakaako makai lands. OHA, knowing full and well residential development was prohibited in the Kakaako Makai lands is now breaking their vows they made to the Kakaako community. OHA declared they would honor the wishes of the Kakaako community and uphold the law that was initiated in 2006 when A&B developers tried to force their luxury condos on the community plan that was designed for open, safe green spaces. The Native Hawaiian people and their issues have been embraced and supported by the very people who are opposing this legislation. The Hawaiian people will not go against our community partners and lose their trust and aloha which is more valuable than gold and material wealth. OHA leadership should tread carefully regarding this legislation because the next request of the Native Hawaiian people could be the repeal of OHA itself.

Please let enlightened minds prevail, do not pass this bill.

Mahalo for the opportunity to testify.

From: mailinglist@capitol.hawaii.gov
Sent: Friday, February 07, 2014 7:08 PM
To: waltestimony
Cc: kealiig@hotmail.com
Subject: *Submitted testimony for HB2554 on Feb 8, 2014 09:00AM*

HB2554

Submitted on: 2/7/2014

Testimony for WAL/OMH on Feb 8, 2014 09:00AM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
Keali'i Gora	Ka Lei Papahi 'o Kakuhihewa	Support	No

Comments:

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.

Do not reply to this email. This inbox is not monitored. For assistance please email webmaster@capitol.hawaii.gov

lowen2-Lanaly

From: mailinglist@capitol.hawaii.gov
Sent: Friday, February 07, 2014 8:25 PM
To: waltestimony
Cc: evernw@aol.com
Subject: Submitted testimony for HB2554 on Feb 8, 2014 09:00AM

HB2554

Submitted on: 2/7/2014

Testimony for WAL/OMH on Feb 8, 2014 09:00AM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
Evern Williams	Individual	Support	No

Comments: Please make sure that these housing developments include TRUE affordable housing for our people, not just luxury condominiums.

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.

Do not reply to this email. This inbox is not monitored. For assistance please email webmaster@capitol.hawaii.gov

lowen2-Lanaly

From: mailinglist@capitol.hawaii.gov
Sent: Friday, February 07, 2014 8:56 PM
To: waltestimony
Cc: daigoro@hawaii.rr.com
Subject: Submitted testimony for HB2554 on Feb 8, 2014 09:00AM

HB2554

Submitted on: 2/7/2014

Testimony for WAL/OMH on Feb 8, 2014 09:00AM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
Darryl	Individual	Comments Only	No

Comments: I am opposed to any development that would violate current laws in regards to building makai of Ala Moana Blvd

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.

Do not reply to this email. This inbox is not monitored. For assistance please email webmaster@capitol.hawaii.gov

lowen2-Lanaly

From: mailinglist@capitol.hawaii.gov
Sent: Friday, February 07, 2014 11:23 PM
To: waltestimony
Cc: kamakane73@gmail.com
Subject: *Submitted testimony for HB2554 on Feb 8, 2014 09:00AM*

HB2554

Submitted on: 2/7/2014

Testimony for WAL/OMH on Feb 8, 2014 09:00AM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
Jeremy K. Hopkins	Individual	Support	No

Comments:

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.

Do not reply to this email. This inbox is not monitored. For assistance please email webmaster@capitol.hawaii.gov

lowen2-Lanaly

From: mailinglist@capitol.hawaii.gov
Sent: Saturday, February 08, 2014 2:31 AM
To: waltestimony
Cc: kealii8@hotmail.com
Subject: *Submitted testimony for HB2554 on Feb 8, 2014 09:00AM*

HB2554

Submitted on: 2/8/2014

Testimony for WAL/OMH on Feb 8, 2014 09:00AM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
Kealii Makekau	Individual	Support	No

Comments:

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.

Do not reply to this email. This inbox is not monitored. For assistance please email webmaster@capitol.hawaii.gov

lowen2-Lanaly

From: mailinglist@capitol.hawaii.gov
Sent: Saturday, February 08, 2014 5:10 AM
To: waltestimony
Cc: gfox@aloha.net
Subject: Submitted testimony for HB2554 on Feb 8, 2014 09:00AM

HB2554

Submitted on: 2/8/2014

Testimony for WAL/OMH on Feb 8, 2014 09:00AM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
Galen Fox	Kaka'ako United	Oppose	Yes

Comments: The State has swindled OHA, transferring to it land makai of Ala Moana that should never go to high-income 400 ft. condo towers; privately-owned or -leased residences. The land is for the use of the people! We fought and won this battle in 2005-06, and we will keep fighting it as long as it takes to keep state shore land for Hawaii's people. Ua mau ke ea o ka aina i ka pono.

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.

Do not reply to this email. This inbox is not monitored. For assistance please email webmaster@capitol.hawaii.gov



**"E Paepae I Luna Loa I Ka Malamalama"
"Hold High the Light of Knowledge"**

Pearl Harbor Hawaiian Civic Club
Chartered: April 16, 1964
P.O. Box 66, Aiea HI 96701



**Testimony of Charles Kapua, President
IN SUPPORT
HB 2554 – RELATING TO HAWAII COMMUNITY DEVELOPMENT AUTHORITY
HOUSE COMMITTEE ON WATER & LAND AND
COMMITTEE ON OCEAN, MARINE RESOURCES & HAWAIIAN AFFAIRS**

February 8, 2014

Aloha Chair Evans, Chair Hanohano, and members of the Committees,

My name is Charles Kapua, President of the Pearl Harbor Hawaiian Civic Club. I am testifying on behalf of our club's members in strong support of HB 2554. This bill will ensure that residential development proposed or planned by the Office of Hawaiian Affairs (OHA) at its lands in Kaka'ako Makai will include public meetings prior to decision-making by the Hawaii Community Development Authority.

In general, we support any measure that will facilitate or expedite OHA's development of Kaka'ako Makai. We supported the transfer of these lands to OHA in 2012 as a means for OHA to generate resources for OHA to fulfill its responsibility to improve the conditions of Native Hawaiians. These projects can help OHA to achieve financial self-sufficiency and long-term sustainability for our trust.

We expect this bill will provide for open meetings, consultation and exchange of mana'o to help mitigate concerns of the public on this development. Our club members also look forward to participating in these planning meetings.

For these reasons, we respectfully urge your committees to pass this bill. Mahalo nui loa for your consideration of our testimony.

February 8, 2014

Dear Chairs Evans and Hanohano and the Committees of Water and Land and Ocean, Marine Resources and Hawaiian Affairs,

I write in opposition to HB2554. The law preventing residential development Makai of Ala Moana Boulevard was meant to protect lands for the benefit of all of Hawaii's people. Please do not pass this measure.

Sincerely,

S. Goto, Honolulu

1288 Kapiolani Blvd, Apt 1905
Honolulu, Hawai'i 96814

February 7, 2014

LEGISLATIVE TESTIMONY
IN SUPPORT OF
**HB2554, RELATING TO HAWAII COMMUNITY
DEVELOPMENT AUTHORITY**
Hearing, Saturday, February 8, 2014, 9:00 a.m., Room 325

Representative Cindy Evans, Chair
Representative Nicole E. Lowen, Vice Chair
Members, Committee on Water & Land

Representative Faye P. Hanohano, Chair
Representative Ty J. K. Cullen, Vice Chair
Members, Committee on Ocean, Marine Resources, and Hawaiian Affairs

Aloha mai kākou

I am writing in support of HB2554 that requires the Office of Hawaiian Affairs 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. I live on Kapiolani Blvd and am a neighboring resident of Kaka'ako.

In 2012, the State of Hawaii by Senate Bill 2783, enacted into law as Act 015, resolved 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.

A review of committee reports, especially that of the Judiciary and Labor and Ways and Means, indicates that the legislature recognized that, "**The property identified in this measure is virtually contiguous, suited for master planning, and located in an area of Honolulu that is already experiencing significant redevelopment.** Your Committees recognize the value of these properties and believe that **property values could be enhanced by certain entitlements that, while not specifically provided for in this measure, could be obtained at a future date.**" The committee report further recognized that, "**The lands identified in this measure will provide a revenue stream to fund the Office of Hawaiian Affairs' services to its beneficiaries, while creating jobs and funding valuable programs in every corner of the State.**"

Accordingly, allowing development by OHA in the Kaka'ako lands belonging to it was always envisioned by the legislature. Too, I and others recognize and appreciate the support that the Kaka'ako community gave to the settlement agreement.

In its plans, OHA will incorporate projects that **balance** the desires of the community that Kaka'ako Makai be a "people's gathering place" where people can go to relax, exercise, relieve stress, and enjoy the beautiful scenery, **and** its fiduciary responsibility to the beneficiaries that it serves to build a corpus that allows it to maintain the lands it was given as part of a settlement with the state in 2012 and to build its corpus to deliver programs and services to its beneficiaries.

Holding public hearings on its proposed developments reflects the good faith of OHA to be transparent and to be considerate of the Kaka'ako community stakeholders, OHA's beneficiaries, and others in the community.

Mahalo for the opportunity to testify. Please support HB2554.

Respectfully

LEIMOMI KHAN
Kaka'ako Neighboring Resident



KO'OLAUPOKO HAWAIIAN CIVIC CLUB

February 6, 2014

LATE

To: Rep. Cindy Evans, Chair / & Members
Committee on Water and Land

Rep. Faye Hanohano, Chair / & Members
Committee on Ocean Resources, Hawaiian Affairs and

From: Alice P. Hewett, President
Ko'olaupoko Hawaiian Civic Club

Re: H.B. 2554, Relating to Hawaii Community Development Authority – In Support

Aloha, Chairs Evans and Hanohano, and Members of these Committees:

The Ko'olaupoko Hawaiian Civic Club has voted to support House Bill 2554, which would allow the Office of Hawaiian Affairs to develop comprehensive plans for its recently-acquired lands in Kaka'ako that would meet the needs of Native Hawaiian beneficiaries of this Hawaiian trust.

Our communities in Windward O'ahu have long been engaged in discussions about the future of our island, and where growth should and could occur. Dating back until at least the 1970s, Ko'olaupoko's community leaders have been strong advocates for wise planning and the protection of valuable agricultural and conservation lands along the Windward side of the Ko'olau mountains.

In 1977, there was extensive islandwide discussion and debate about where major new growth should occur on O'ahu. Stakeholders from all of the communities, with diverse interests, participated in the process for revision of the O'ahu General Plan and development of the Hawai'i State Plan. Compromises were made; among them, the most important compromise, was that the Windward side of the island would remain primarily for agricultural and conservation purposes – i.e., watersheds – and that major new growth should occur in the Primary Urban Center of Honolulu and the Secondary Urban Center of Ewa.

That is why we offer our support for this legislation, which would enable the Office of Hawaiian Affairs to work on plans with the community that would produce income, incorporate respect for cultural assets of the area, and deliver badly needed shelter for kupuna and young families.

We should note that we are not endorsing high-rise development per se; that is something that has to be addressed by the communities in the moku of Kona, O'ahu. However, we urge your committees to approve this legislation, because it calls for community input and participation in the planning for the traditional Hawaiian district of Kona, O'ahu.

Mahalo for this opportunity to offer our mana'o.

The Ko'olaupoko Hawaiian Civic Club was established in 1937 and is a not-for-profit community organization dedicated to preserving and perpetuating the history, heritage and culture of Native Hawaiians. Its membership is open to people of Hawaiian ancestry and those who are "Hawaiian at heart".

P. O. Box 664 * Kaneohe, HI 96744 * Ph. (808) 235-8111 * www.koolaupokohcc.org