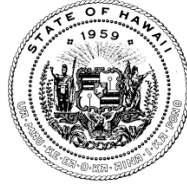


NEIL ABERCROMBIE
GOVERNOR

LATE



Testimony of
GLENN M. OKIMOTO
DIRECTOR

Deputy Directors
JADE BUTAY
FORD N. FUCHIGAMI
RANDY GRUNE
JADINE URASAKI

IN REPLY REFER TO:
(808) 586-2165

STATE OF HAWAII
DEPARTMENT OF TRANSPORTATION
869 PUNCHBOWL STREET
HONOLULU, HAWAII 96813-5097

February 25, 2013
3:30 p.m.
State Capitol, Room 308

H.B. 555, H.D.1
RELATING TO ECONOMIC DEVELOPMENT

House Committee on Finance

The Department of Transportation **opposes** H.B. 555, H.D.1 because it would have an adverse impact on the department's efforts to move projects to construction in a timely manner.

The Department already facilitates and implements many smart growth strategies through its planning efforts and compliance with existing laws. Additionally the existing planning and permitting processes already addresses many of the goals and objectives of this bill.

This bill duplicates a number of existing planning/permitting requirements and establishes additional steps through the creation of smart growth advisory committees and the preparation of a "smart growth impact statement". This increases the cost and timeliness of project delivery without significantly assuring the sustainability of our community or environment.

Thank you for the opportunity to provide testimony.



From: Windward Ahupua`a Alliance [info@waa-hawaii.org]
Sent: Sunday, February 24, 2013 11:32 PM
To: FINTestimony
Subject: HB 555 HD1 - RELATING TO ECONOMIC DEVELOPMENT

Submitted By:

Shannon Wood, *President*
Windward Ahupua`a Alliance
P.O. Box 6366
Kane`ohe, HI 96744
Voicemail: 808/247-6366; Cellular: 808/223-4481 or 808/224-4496 (personal)
Website: <http://www.waa-hawaii.org>; E-mail: <mailto:info@waa-hawaii.org>

HB 555 HD1 - RELATING TO ECONOMIC DEVELOPMENT

Establishes the state smart growth public infrastructure policy. Requires state agencies involved in the planning, development, and financing of public infrastructure to consider smart growth criteria prior to approving or financing any public infrastructure projects. Requires the chief executive officers of each state agency involved in the planning, development, and financing of public infrastructure projects to attest that a project meets the smart growth criteria or prepare a statement of justification. Requires each state agency involved in the planning, development, and financing of public infrastructure to create a smart growth advisory committee. Precludes any private right of action. Effective July 1, 2014. (HB555 HD1)

COMMITTEE ON FINANCE

HEARING

Room 308

3:30 pm

Monday, February 25, 2013

STRONGLY SUPPORT

My name is Shannon Wood, the president and co-founder of the *Windward Ahupua`a Alliance*, a 501c3 Hawai`i non-profit corporation, which was established in July, 2002, to create the Ko`olau Greenbelt & Heritage Trails System in order to restore, protect & provide public access to the *mauka* lands on the windward side of O`ahu along the base of *Na Ko`olau* as well as to support locally-owned sustainable economic activities in the more developed areas.

Its mandate, however, has expanded over the past ten years well beyond these important regional issues. *WAA* now works to educate & inform residents, visitors, businesses, policymakers at all three levels of government, and the media about using **SMART GROWTH** principles which promote sustainability through urban (re)development to protect agricultural and conservation lands forever.

For the past four years, part of our work has been working with the *City & County of Honolulu* on **Transit-Oriented Development** in the urban core in three different areas - *Kaka`ako Mauka*, *Iwilei*, and *Aloha Stadium*. **SMART GROWTH** is a major planning tool in all three areas which are very different from each other.

In addition to planning how & where we will live, work & play, **WAA** also advocates on matters as diverse as developing new waste management programs; setting long-term watershed protection policies based upon *ahupua`a* concepts; creating locally-owned “green” economic development opportunities; supporting renewable energy standards to help reduce greenhouse gas emissions; and mitigating the impacts of global warming & rising sea levels around the world by working on public policy changes at all three levels of government

I strongly support **HB 555 HD1**, but I do urge that you include county planning departments and county council committees addressing environmental, public infrastructure, and economic (re)development decisions.

Mahalo for the opportunity to present this testimony in support of this bill.

LATE



Hawaii's Thousand Friends

25 Malunui Ave., Suite 102., PMB 282 • Kailua, HI 96734 • Phone/Fax: (808) 262-0682 E-mail: htf@lava.net

COMMITTEE ON FINANCE

Rep. Sylvia Luke, Chair

Rep. Scott Nishimoto, Vice Chair

Rep. Aaron Ling Johanson, Vice Chair

HB 555 HD 1 RELATING TO ECONOMIC DEVELOPMENT

Committee Chair and Members:

Hawaii's Thousand Friends, a statewide land and water use advocacy organization, opposes SB 555 HD1 that establishes the state smart growth public infrastructure policy.

The concept of smart growth is not new in Hawai'i. In 1961, the Hawai'i First State Legislature determined that a lack of adequate controls had caused the development of Hawaii's limited and valuable land for short-term gain for the few while resulting in long-term loss to the income and growth potential of our State's economy. Development of scattered subdivisions, creating problems of expensive yet reduced public service, and the conversion of prime agricultural land to residential use, were key reasons for establishing the statewide zoning system. (HRS §205)

Under HRS 205 counties have sole jurisdiction over land designated urban. This is the same land where state agencies and the State Smart Growth Public Infrastructure Policy would rule on projects within the definition of "municipal centers."

HB 555 HD1 imposes a nebulous smart growth public infrastructure policy on the counties with only the *promise* of "Coordination between state and local government and inter-municipal and regional planning" and "community-based planning and collaboration," which presently occurs under county oversight and provisions.

Note that the counties are not represented on the "state infrastructure agency."

Is this new chapter in HRS §226 really about ensuring that the universally recognized smart growth principles of (1) avoiding sites whose environmental characteristics make them unsuited for intensive development; (2) favoring locations within the existing developed area of a region and well-served by existing urban fabric; and (3) ensuring that what is built in those locations is consistent with the goals of sustainability are enacted? Or is HB 555 HD1 another attempt at state trumping home rule?

The definition of municipal centers and their infrastructure needs should be left up to the counties. Main streets, downtown areas, central business districts and transit-oriented development areas are all within the urban district thus solely the jurisdiction of the counties.

HB 555 HD1 does not provide any opportunity for public input into any projects proposed under this new chapter other than to “encourage broad-based public involvement in developing and implementing a community plan.” This statement offers nothing because the counties already have a community/island wide planning process that has broad public involvement. (Page 5 Line 2)

HB 555 HD1 does not provide an appeals mechanism should a citizen disagree with a chief executive officers declaration that a project meets smart growth criteria or a prepared statement of justification.

Page 2 Line 1 how the concept of “environmental justice areas” was included without definition and under municipal centers is baffling since environmental justice is the fair treatment and meaningful involvement of all people regardless of race, color, sex, national origin, or income with respect to the development, implementation and enforcement of environmental laws, regulations, and policies.

Page 2 Line 4 how is “clearly defined borders” defined and what agency would identify those borders?” Would it be a state or county decision?

Page 2 Line 6 what agency and criteria would be used to determine that an area “exhibit(s) strong land-use...connections to a municipal center?”

Page 2 Line 22 it is unclear why the new smart growth public infrastructure policy would want to *disinvest in urban communities* when that is where smart growth principles direct growth.

Page 3 Line 13 the 10 criteria identified do not meet the definition of criteria, which is defined as a basis for comparison; a reference point which other things can be evaluated and the ideal in terms of which something can be judged.

Advancement of projects, fostering of development, increasing transportation choices, coordination between state and local government, predictability in building and promotion of sustainability are not “criteria” they are goals. So under the new smart growth public infrastructure policy there would not be any criteria by which to measure if a project meets smart growth principles.

Page 5 Line 14 “... or compliance is considered to be impracticable...” seems to give projects that don’t even meet the so-called “criteria” a pass on being compliant with this chapter.

HB 555 HD1 says a lot of good things like curtailing urban sprawl, investing in smart and sustainable growth but how this new chapter will be implemented to prevent urban sprawl and invest in smart and sustainable growth, which is undefined, remains unknown.

SB 555 is confusing and unnecessary and must be held in committee.

FINTestimony

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From: mailinglist@capitol.hawaii.gov
Sent: Sunday, February 24, 2013 5:12 PM
To: FINTestimony
Cc: OccupyHiloMedia@yahoo.com
Subject: *Submitted testimony for HB555 on Feb 25, 2013 15:30PM*

HB555

Submitted on: 2/24/2013

Testimony for FIN on Feb 25, 2013 15:30PM in Conference Room 308

Submitted By	Organization	Testifier Position	Present at Hearing
Kerri Marks	Individual	Oppose	No

Comments:

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HB555

Submitted on: 2/25/2013

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Submitted By	Organization	Testifier Position	Present at Hearing
Maria Taylor Sykes	Individual	Oppose	No

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HB555

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Submitted By	Organization	Testifier Position	Present at Hearing
Alicia Morrier	Individual	Oppose	No

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Submitted By	Organization	Testifier Position	Present at Hearing
Dana G. Moss	Individual	Oppose	No

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HB555

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Submitted By	Organization	Testifier Position	Present at Hearing
Pua Kamaoa	Individual	Oppose	No

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HB555

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Submitted By	Organization	Testifier Position	Present at Hearing
Tia Kent	Individual	Oppose	No

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HB555

Submitted on: 2/24/2013

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Submitted By	Organization	Testifier Position	Present at Hearing
Tam Mui	Individual	Oppose	No

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Submitted By	Organization	Testifier Position	Present at Hearing
tj simms	Individual	Oppose	No

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HB555

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Submitted By	Organization	Testifier Position	Present at Hearing
Q. Donovan	Individual	Oppose	No

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HB555

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Submitted By	Organization	Testifier Position	Present at Hearing
Suy Nathan	Individual	Oppose	No

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HB555

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Testimony for FIN on Feb 25, 2013 15:30PM in Conference Room 308

Submitted By	Organization	Testifier Position	Present at Hearing
Su Pham	Individual	Oppose	No

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Cc: samanthacresanto@gmail.com
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HB555

Submitted on: 2/24/2013

Testimony for FIN on Feb 25, 2013 15:30PM in Conference Room 308

Submitted By	Organization	Testifier Position	Present at Hearing
sam cresanto	Individual	Oppose	No

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HB555

Submitted on: 2/24/2013

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Submitted By	Organization	Testifier Position	Present at Hearing
penny silva	Individual	Oppose	No

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Testimony for FIN on Feb 25, 2013 15:30PM in Conference Room 308

Submitted By	Organization	Testifier Position	Present at Hearing
L Tran	Individual	Oppose	No

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HB555

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Submitted By	Organization	Testifier Position	Present at Hearing
lieu nguyen	Individual	Oppose	No

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HB555

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Submitted By	Organization	Testifier Position	Present at Hearing
liensa nguyen	Individual	Oppose	No

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Cc: sherrianwitt@aol.com
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HB555

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Submitted By	Organization	Testifier Position	Present at Hearing
sherrian witt	Individual	Oppose	No

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Subject: *Submitted testimony for HB555 on Feb 25, 2013 15:30PM*

HB555

Submitted on: 2/24/2013

Testimony for FIN on Feb 25, 2013 15:30PM in Conference Room 308

Submitted By	Organization	Testifier Position	Present at Hearing
D. Corcoran	Individual	Oppose	No

Comments:

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HB555

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Submitted By	Organization	Testifier Position	Present at Hearing
JW Nalda	Individual	Oppose	No

Comments:

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HB555

Submitted on: 2/24/2013

Testimony for FIN on Feb 25, 2013 15:30PM in Conference Room 308

Submitted By	Organization	Testifier Position	Present at Hearing
Brad Parsons	Individual	Oppose	No

Comments:

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HB555

Submitted on: 2/25/2013

Testimony for FIN on Feb 25, 2013 15:30PM in Conference Room 308

Submitted By	Organization	Testifier Position	Present at Hearing
joy cash	Individual	Oppose	No

Comments:

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Subject: Submitted testimony for HB555 on Feb 25, 2013 15:30PM

HB555

Submitted on: 2/25/2013

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Submitted By	Organization	Testifier Position	Present at Hearing
Lisa Andrews	Individual	Oppose	No

Comments: No thank you.

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HB555

Submitted on: 2/24/2013

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Submitted By	Organization	Testifier Position	Present at Hearing
Josephine Keliipio	Individual	Oppose	No

Comments: very bad bill, please trash it.Mahalo.

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HB555

Submitted on: 2/24/2013
Testimony for FIN on Feb 25, 2013 15:30PM in Conference Room 308

Submitted By	Organization	Testifier Position	Present at Hearing
MS Matson	Individual	Oppose	No

Comments: STRONGLY OPPOSE. PLEASE KILL THIS BAD BILL.

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HB555

Submitted on: 2/24/2013

Testimony for FIN on Feb 25, 2013 15:30PM in Conference Room 308

Submitted By	Organization	Testifier Position	Present at Hearing
Janet Murray	Individual	Oppose	No

Comments: Strongly oppose HB555. Taking away more of the peoples' rights. NO! A 'ole!

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