

cullen2

From: mailinglist@capitol.hawaii.gov
Sent: Sunday, March 16, 2014 12:32 PM
To: omhtestimony
Cc: lynnehi@aol.com
Subject: Submitted testimony for HR124 on Mar 19, 2014 09:45AM

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HR124

Submitted on: 3/16/2014

Testimony for OMH on Mar 19, 2014 09:45AM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
lynne matusow	Individual	Support	No

Comments: This is an important step in assuring OHA gets the needed funds and recognizes the fact that the agreement that was worked out with the state was unfair and unrealistic. To realize the full value of the lands OHA received in Kaka'ako makai, OHA would have to develop high rise housing on the land. The legislature, several years ago, I believe in 2008 but could be wrong, prohibited that development. Now OHA is asking for permission to do so, in strong contravention of a hard fought war. OHA should of known when it agreed to the deal, that they could not build high rise residential on that property. Not even residential. This issue is dividing the Hawaiian community. Recently, dozens protested the OHA move, including native Hawaiians who spoke on television and other media, saying no while Trustee Peter Apo said yes. Please pass this resolution so that OHA will receive fair recompense without having to overturn laws requested by the people. lynne matusow, 60 n. beretania, #1804, honolulu, hi 96817

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

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cullen2

From: mailinglist@capitol.hawaii.gov
Sent: Monday, March 17, 2014 11:56 AM
To: omhtestimony
Cc: rkorph@gmail.com
Subject: Submitted testimony for HCR164 on Mar 19, 2014 09:45AM

Follow Up Flag: Follow up
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HCR164

Submitted on: 3/17/2014

Testimony for OMH on Mar 19, 2014 09:45AM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
Ron Okamura	Individual	Support	Yes

Comments: OHA should consider renegotiating with the State the settlement that transferred questionable quality and amount of Kaka'ako land. The State should be open to negotiation and recognize that the land OHA received was not proportional to its estimated value. The State has short changed OHA. It's better to renegotiate rather than undo the law that protects Kaka'ako Makai from residential development.

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Testimony of
Sharon Y. Moriwaki
Before the
House Committee on Hawaiian Affairs
Wednesday, March 19, 2014, 9:45 a.m., Conference Room 325

In Support of HR 124/HCR 164, Requesting OHA to consider renegotiating the state's transfer of land to OHA for disputed claims relating to a portion of income proceeds from the public land trust

Chair Faye Hanohano and Vice Chair Ty Cullen and Members,

My name is Sharon Moriwaki. I am a resident of Kakaako and president of Kakaako United, an organization of citizens concerned about Kakaako's future.

We oppose OHA's actions and its efforts to persuade the Legislature to pass HB 2554, HD1 and/or SB 3122, which will allow it to build residential developments in Kaka'ako Makai in violation of explicit current law established in 2006.

In 2012, SB 2783 became law (Act 15). It stated that OHA accepted the Kaka'ako makai parcels "as is, where is," after completing all due diligence, to satisfy all claims relating to income and proceeds from the public land trust. Act 15 (2012) also stated that the property was to remain under the jurisdiction and authority of the Hawaii Community Development Authority (HCDA), and specifically with respect to zoning and land use conditions. Under the law governing HCDA, Section 206E-31.5(2), HRS, specifically prohibits it -- the steward of the Kaka'ako Community Development District-- from "approving any plan or proposal for *any residential development* in that portion of the Kaka'ako community development district makai of Ala Moana Boulevard..."

In hearings before the Legislature, OHA representatives have stated that the state promised OHA that it could return for further entitlements; yet, Act 15 states otherwise. Therefore, OHA should provide the documentation for these claims. If OHA has documentation showing that the state had given it the right to return for further entitlements, then it should renegotiate the previous agreement so long as it does not violate the governing law of Chapter 206E, HRS.

Based on the foregoing, we support HR 124/HCR 164 only if OHA has proper documentation to show it has the right to further entitlements and, further, that whatever additional entitlements are negotiated be within the existing law, including but not limited to Chapter 206E, HRS.

Thank you for the opportunity to testify.

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LATE

Testimony in Strong Support for HR 124 / HCR 164

Requesting the OHA to conduct itself in an open and transparent manner by providing documentation of its actions regarding lands received pursuant to Act 15

Mōhala i ka wai ka maka o ka pua

“Unfolded by the water are the faces of the flowers”

COMMITTEE ON OCEAN, MARINE RESOURCES, & HAWAIIAN AFFAIRS

Rep. Faye P. Hanohano, Chair; Rep. Ty J.K. Cullen, Vice Chair

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Rep. Derek S.K. Kawakami

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Rep. Chris Lee

Rep. Richard Lee Fale

Rep. Nicole E. Lowen

Testimony in Strong Support of HR 124 / HCR 164

My name is Wayne Takamine and I participated in the creation and approval of the Kaka’ako Makai Master Plan as the Chair of the Kaka’ako Makai Community Planning Advisory Council (CPAC). My background in Kaka’ako Makai goes back to 2005 when the HCDA presented its condominium development RFP. Public outcry strongly opposed residential development and in 2006, the legislature approved the prohibition of residential planning and implementation in Kaka’ako Makai and the sale of state land in Kaka’ako.

At a Senate hearing on the OHA Kaka’ako Makai land settlement in front of the Hawaiian Affairs Committee and Economic Development and Government Operations and Housing Committees, a prominent Hawaiian Affairs Committee senator (SCO) suggested, “If the issue is housing for Hawaiians, land outside of Kaka’ako Makai could and may still be considered.” The senator also emphasized in 2012 when considering the OHA Ceded Land Settlement bill SB2783, residential development in Kaka’ako Makai was not on the table.

HR 124 / HCR 164 would allow OHA to consider renegotiating the state’s transfer of land to the OHA for disputed claims. HR 124 / HCR 164 could create viable alternatives that may further augment the current OHA settlement by allowing land exchanges and or cash without changing existing laws that prohibits residential planning and development in Kaka’ako Makai and the sale of state land in Kaka’ako.

As the spokesman for CPAC we strongly support HR 124 / HCR 164.

Respectfully,

Wayne Takamine M.B.A.

Kaka’ako Makai CPAC Chair

LATE

Na Koa Ikaika supports HR124/HCR164 as OHA's acceptance of a currently worthless brownfield on the hope that its zoning might be changed to permit expensive condominiums ultimately creating a value of \$200 million shows poor negotiating as the original Ceded Lands Debt was at least \$600 million. There was no contingency as part of the deal. What if OHA cannot persuade the legislature to break the zoning law passed in 2006? What liabilities will OHA incur as the area will be swampy due to global warming? Will OHA wave a magic wand to produce \$200 million in 5 years, 10 years, or? OHA lacks the expertise to pull such a deal off and will only make money for their consultants.

Lela M. Hubbard

Na Koa Ikaika

99-407 Aiea Hgts. Dr.

Aiea, HI 96701

LATE

cullen3

From: mailinglist@capitol.hawaii.gov
Sent: Wednesday, March 19, 2014 3:53 AM
To: omhtestimony
Cc: farmfreshhawaii@gmail.com
Subject: Submitted testimony for HR124 on Mar 19, 2014 09:45AM

HR124

Submitted on: 3/19/2014

Testimony for OMH on Mar 19, 2014 09:45AM in Conference Room 325

Submitted By	Organization	Testifier Position	Present at Hearing
Juanita Kawamoto Brown	Individual	Support	No

Comments: I strongly support this resolution.

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