
 Attachments can contain viruses that may harm your computer. Attachments may not display correctly.

House Record

From: Peter Overland [poverland@incarnation.org] **Sent:** Wed 10/24/2007 5:39 AM
To: House Record
Cc:
Subject: *****SPAM***** Testimony in support of HB1
Attachments:  [Testimony in support of HB1\(1KB\)](#)

This mail is probably spam. The original message has been attached along with this report, so you can recognize or block similar unwanted mail in future.

Content preview: ATTN: House Committee on Transportation and House Committee on Finance DATE: Thursday, October 25, 2007 TIME: 9:00 a.m. Auditorium, State Capitol HB 1 RELATING TO TRANSPORTATION Requires the Department of Transportation to perform an environmental impact statement (EIS) for certain improvements made to commercial harbors. Permits operation of large capacity ferry vessel company prior to completion of EIS upon meeting certain minimum conditions. Establishes a temporary Hawaii Inter-island Ferry Oversight Task Force. [...]

Content analysis details: (7.5 points, 7.0 required)
0.5 NO_RDNS Sending MTA has no reverse DNS (Postfix variant)
7.0 RCVD_IN_CBL RBL: Received via a relay in cbl.abuseat.org
[Blocked - see <<http://cbl.abuseat.org/lookup.cgi?ip=67.66.9.162>>]

House Record

From: Peter Overland [poverland@incarnation.org]
To: House Record
Cc:
Subject: Testimony in support of HB1
Attachments:

Sent: Wed 10/24/2007 5:39 AM

ATTN: House Committee on Transportation and House Committee on Finance
DATE: Thursday, October 25, 2007
TIME: 9:00 a.m. Auditorium, State Capitol

HB 1 RELATING TO TRANSPORTATION

Requires the Department of Transportation to perform an environmental impact statement (EIS) for certain improvements made to commercial harbors. Permits operation of large capacity ferry vessel company prior to completion of EIS upon meeting certain minimum conditions. Establishes a temporary Hawaii Inter-island Ferry Oversight Task Force.

Dear Chairs Souki and Oshiro:

My name is Peter Overland and I strongly support Hawaii Superferry. I am writing to submit my comments for the record (I am not able to provide comments in person). I believe the service will enhance economic opportunity and provide residents and visitors with valuable transportation alternatives. I believe that suitable environmental protections can be implemented to preserve the marine habitat. Mahalo.

Peter Overland
3701 Turtle Creek Blvd Apt 9D
Dallas, TX 75219
Tel. 214-354-1498

House Record

From: Jim Travis [jimtravis@hawaii.rr.com]
To: House Record
Cc:
Subject: Business owner&employees all FOR Superferry
Attachments:

Sent: Wed 10/24/2007 5:23 AM

I am a general contractor on Oahu for OHC, Inc. Lic. # BC-23409 and our company of 10 are all for letting the Superferry operate before the environmental study is completed, and after.



House Record

From: Libby Kaopuiki [libby@bhhs.biz]
To: House Record
Cc: davidhauser20@yahoo.com
Subject: Hawaii Super Ferry
Attachments:

Sent: Tue 10/23/2007 10:10 PM

I attended the hearing in Kona today. I heard a lot of testimony, but little substance. The people there were very vocal and I felt they did not respect the Senators present. I feel sad that so vocal a minority are against something whose benefits will far outweigh the few negative impacts it may have.

I heard testimony that many older Hawaiians were saddened by the cost of the ferry and claimed to see no economic benefit for local people. I think they have forgotten how expensive it was to fly before GO! Airlines came into Hawaii. If and/or when one of the three major airlines leave Hawaii, I believe the airfares will return to their previous highs, once again making it too expensive for many to fly interisland.

One man testified that Hawaii had a ferry system from 1849 to 1949 and only closed down when the airlines began interisland service. The ferry worked well for Hawaii for 100 years ... Why are we so afraid of it now?


Another item that saddened my heart was testimony from Big Island residents accusing everyone in Honolulu as wanting the ferry so they can come to rape and pillage our forests and our oceans. I do not believe that the ferry will be used for these reasons, but instead for enjoying family and for ease of travel for those who are disabled. We are one state, our island resources available to all equally. And the reality is, we native to the Big Island are responsible for being poor stewards of our home island.

I feel that most of the negative testimony given thus far has been emotion-based without factual information to support it. One man even claimed that the painted hull of the Superferry would poison our harbors and the amount of exhaust expended could actually damage a baby whale.


There was a group of 15 students from Kohala whose teacher gave testimony that the Kawaihae Harbor Master told them that if the ferry went through, they would lose their lands in Kohala. These and more ridiculous criticisms are incendiary for those ignorant of the facts relating to the Superferry. I hope our legislators take into account those of us who have e-mailed and phoned in our support for this vital mode of interisland transportation.

Sincerely,

David Charles HAUSER
68-3608 Ho'oko Place
Waikoloa, HI 96738
(808) 883-3308
Registered Voter

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The sender of this message has requested a read receipt. [Click here to send a receipt.](#)

House Record

From: ANTHONY E. THOMPSON [thompsona013@hawaii.rr.com] **Sent:** Wed 10/24/2007 4:26 AM
To: House Record
Cc:
Subject: HB 1 RELATING TO TRANSPORTATION
Attachments:  ANTHONY E. THOMPSON.vcf(756B)

ATTN: House Committee on Transportation and House Committee on Finance
 DATE: Thursday, October 25, 2007
 TIME: 9:00 a.m. Auditorium, State Capitol

HB 1 RELATING TO TRANSPORTATION

Requires the Department of Transportation to perform an environmental impact statement (EIS) for certain improvements made to commercial harbors. Permits operation of large capacity ferry vessel company prior to completion of EIS upon meeting certain minimum conditions. Establishes a temporary Hawaii Inter-island Ferry Oversight Task Force.

Dear Chairs Souki and Oshiro:

MY NAME IS ANTHONY THONPSON AND I STRONGLY SUPPORT THE HAWAII SUPERFERRY.

I WILL KEEP THIS TO THE TOPIC (EIS) THE GOOD BY FAR OUT WEIGHS THE BAD -(NEGATIVE) -(EIS) WHAT GOOD IS HAVING A SET OF RULES TO BE FOLLOWED ,BUT GIVE EXCEPTIONS TO SOME.{ AS PER NEWSPAPER ARTICAL} AND TV NEWS.I HAVE LEARNED WHILE EMPLOYED BY US GOV & PRIVATE CONTRACTOR FOR US GOV. THAT GIVING INTO COMPROMISSING SITUATIONS.ULTIMITLY ENDS UP IN THE SITUATION HAPPENING NOW. SO I SAY FOLLOW THE WRITTING ON THE BOOKS. THE WAY IT IS WRITTEN NOW, FOR IF THE SUPERFERRY IS NOT ALLOWED TO OPERATE ASAP, THEN YOU WILL HAVE TO INFORCE THAT SAID INJUNCTION ON ALL SEA GOING OPERATIONS OPERATING IN THE STATE OF HAWAII >>>>>>>>

JUST A QUICK RESPONSE TO THE ANTI- S.F. ers

WHAT IF ALL VEHICALS WERE TO GO THROUGH A CAR WASH TYPE OF MACHINE -- THEY HAVE UNDERCARRIGE SPRAY, THAT MAY HELP IN STOPPING INVASSIVE BUGGERS. CARS ,TRUCKS, ECT TO BE SPRAYED GOING AND COMEING BACK!

MAY EVEN CREATE A FEW NEEDED JOBS!!!!!!!!!!!!!!

WELL TAKE CARE AN ALOHA FROM EWA BEACH

10/24/2007

4:25AM

ANTHONY E. THOMPSON
 BRONCO 1

 This message has a digital signature, but it was not validated. Attachments will not be included on a reply or forward.

House Record

From: bderagisch@parker.com [bderagisch@parker.com] **Sent:** Wed 10/24/2007 3:56 AM
To: House Record
Cc:
Subject: Hearing related to 'super ferry' today - testimony
Attachments:

ATTN: House Committee on Transportation and House Committee on Finance
 DATE: Thursday, October 25, 2007
 TIME: 9:00 a.m. Auditorium, State Capitol

HB 1 RELATING TO TRANSPORTATION

Requires the Department of Transportation to perform an environmental impact statement (EIS) for certain improvements made to commercial harbors. Permits operation of large capacity ferry vessel company prior to completion of EIS upon meeting certain minimum conditions. Establishes a temporary Hawaii Inter-island Ferry Oversight Task Force.

Dear Chairs Souki and Oshiro:

My name is Robert Deragisch and I strongly support Hawaii Superferry.

My family resides on three different islands (Oahu, Maui, Hawaii), and inter-island travel for us is always problematic. My brother in particular has a business in Oahu that supports outlets for his products on all of the major islands (including Kauai), and transporting goods via plane is prohibitively expensive. Inter-island travel is especially difficult for my son, who is the sole member of my family currently on the Big Island; as a student, it is difficult for him to join the rest of his relatives for gatherings which the "super ferry" would facilitate.

I urge you to consider permitting the ferry business to commence operation while the EIS preparation is ongoing. The ferry's themselves are not significantly larger than many cargo vessels that regularly visit Oahu, and traverse the same waters. As I am currently on the mainland for business, I am unable to attend the hearing in person.

Thank you for your consideration.

Bob Deragisch, MAOL

69-200 Pohakulana Place # J2
 Waikoloa, HI 96738
 Mobile phone (714) 307-8420

The only reason for time is so that everything doesn't happen at once.
 – **Albert Einstein**, greatest scientist of the twentieth century

If a man empties his purse into his head, no man can take it away from him. An investment in knowledge always pays the best interest.
 – **Benjamin Franklin**, American patriot

The achievements of an organization are the results of the combined effort of each individual.
 – **Vince Lombardi**, National Football League coach and American hero

House Record

From: Kalyn Kim [kalyn@hawaii.rr.com]
To: House Record
Cc:
Subject: HB 1 RELATING TO TRANSPORTATION
Attachments:

Sent: Wed 10/24/2007 2:39 AM

ATTN: House Committee on Transportation and House Committee on Finance
DATE: Thursday, October 25, 2007
TIME: 9:00 a.m. Auditorium, State Capitol

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Dear Chairs Souki and Oshiro:

Our names are Ryan & Kalyn Kim and we strongly support Hawaii Superferry.


We strongly support the Hawaii Superferry. Hawaii needs a new way of transportation and other means of travel. Traveling to the outer islands is not cheap, and we find that traveling to the mainland for the same amount of time is cheaper. Don't you think that we should keep the money in Hawaii?

*Ryan & Kalyn Kim
2557 Waolani Avenue*

*Honolulu, Hawaii 96817
Kalyn@hawaii.rr.com*

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House Record

From: harry nishiguchi [harrylb@oco.net] **Sent:** Tue 10/23/2007 11:26 PM
To: House Record
Cc:
Subject: Our strong support to Hawaii Superferry operation!
Attachments:  superferry9-25.jpg(55KB)

ATTN: House Committee on Transportation and House Committee on Finance
DATE: Thursday, October 25, 2007
TIME: 9:00 a.m. Auditorium, State Capitol

HB 1 RELATING TO TRANSPORTATION

Requires the Department of Transportation to perform an environmental impact statement (EIS) for certain improvements made to commercial harbors. Permits operation of large capacity ferry vessel company prior to completion of EIS upon meeting certain minimum conditions. Establishes a temporary Hawaii Inter-island Ferry Oversight Task Force.

Dear Chairs Souki and Oshiro:

My name is *Harry Nishiguchi* and I strongly support Hawaii Superferry.

Hawaii Superferry must continue operation while the environmental assessment is being conducted.

My personal reason is that the interisland ferry service has been always my dream to enjoy our retired life in Hawaii and as U.S.Citizens we have a guaranteed right under our Constitution to visit our neighboring islands, whether it be Kauai, Maui or Hawaii, to equally enjoy their/our pretty landscapes whenever we want to visit by the Superferry which has really been a great achievement and a great asset to all our wonderful Hawaii citizens.

Let's not lose this Superferry to elsewhere, by allowing it to operate with no further delay, even during the environmental assessment is being conducted.

Please don't let Hawaii Superferry leave Hawaii at any cost and help Hawaii Superferry to stay in service with us all civilized Hawaiians, forever! Under God and our Constitution, no Kauai nor Maui people can discriminate us and prohibit us from visiting their islands, from Oahu.

Sincerely yours,

*Harry Nishiguchi
215 N.King St.,#911
Honolulu, HI 96817
(808) 536-4212*

House Record

From: Tom Chun [poiboy2000@hawaii.rr.com]
To: House Record
Cc:
Subject: I support the Ferry!
Attachments:

Sent: Tue 10/23/2007 11:09 PM

ATTN: House Committee on Transportation and House Committee on Finance
DATE: Thursday, October 25, 2007
TIME: 9:00 a.m. Auditorium, State Capitol

HB 1 RELATING TO TRANSPORTATION

Requires the Department of Transportation to perform an environmental impact statement (EIS) for certain improvements made to commercial harbors. Permits operation of large capacity ferry vessel company prior to completion of EIS upon meeting certain minimum conditions. Establishes a temporary Hawaii Inter-island Ferry Oversight Task Force.

Dear Chairs Souki and Oshiro:

My name is Tom Chun and I strongly support Hawaii Superferry.

I believe that the majority of the state is FOR the Ferry service. Small businesses that do business on the outer islands will be greatly helped out by this service. I wouldn't be surprised at all if the vast majority of users will be businesses as well as relatives of residents throughout the state using this service as a way to connect with their families other than the use of the airlines.

Most states on the mainland located near a big body of water ALL have some sort of ferry service. It only makes sense that we do too! Let's get with the program! I'm tired of living in a state that doesn't think progressively! And sure we have to be concerned with the environment, but what about all the other water craft out there? I think the Ferry service has been unfairly singled out by special interest groups. All crafts can carry unwanted creatures between the islands as well as posing a possible danger to our animal life in the ocean. Are they all regulated as much?


Please let the interisland ferry conduct its business while an environmental impact statement is being conducted !!! This whole issue has been going on for too long! Have some backbone and vote YES!!!!

Sincerely,



Tom Chun

91-1026 Kaiamalo'o St
Ewa Beach, HI 96706
808-689-3808

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House Record


From: Jerry F. Halverson [j.jfh@hawaiiantel.net]

Sent: Tue 10/23/2007 10:54 PM

To: House Record

Cc:

Subject: 10-25-07 House Statement

Attachments:  [10-25-07 House Statement.doc\(38KB\)](#)

Aloha,

I will be unable to attend the hearing, but I would like that my statement attached hereto be considered.

Mahalo,

Jerry F. Halverson

(808) 324-1541

Attn: House Committee on Transportation and House Committee on Finance
Re: HB1 RELATING TO TRANSPORTATION
Auditorium, State Capitol, 9:00 a.m., Thursday, October 25, 2007

Aloha, Chairmen Souki and Oshiro:

As president of Moku O Hawaii Outrigger Canoe Racing Association and on behalf of its 15 member clubs and 1,835 paddling members here on the "Big Island" I strongly support the effort to allow the Superferry to operate unimpeded by further requirements, pending the completion of the EIR. As I read the press, the e-mail and the blogs, the opponents of the Superferry predicate their opposition on four main issues:

1. The spread of invasive species: the damage that the Superferry would do pales into insignificance compared to the potential damage daily created by existing modes of transport. For example: Matson Navigation Company departs Oakland, CA for and arrives in Hawaii four times each week; it's ships depart Portland, OR and arrive in Hawaii one day each week; it's ships depart Seattle, WA and arrive in Hawaii one day each week, and it's ships depart the Long Beach/LA Harbor and arrive in Hawaii two days each week. These ships also go to and dock at each of the main islands on a regular schedule to deliver their freight. One of these ships also travel to Shanghai, China, Nimbo, China, Guam, Yap, Palau, most of Micronesia and to the Marshall Islands and returns to dock in Hawaii. I brought a car here to the Big Island that had traveled over most of Europe, then across the United States, then all around Southern California, and the only inspection Matson did was to inventory any scratches or dents in order to avoid damage arguments and to ensure that I had only a quarter tank of gas, or less.

Young Bros. visits all islands twice each week, except Lanai and Molokai, which it visits once each week, and it has twelve scheduled visits to Honolulu.

Cruise ships arrive at anchor here in Kailua Bay two to three times each week and actually dock at the other main islands.

The major foreign and domestic airlines arrive here from countries all over the Pacific Rim, from many places in the U.S., and some planes are also used on the transatlantic routes.

Many privately owned boats of every description travel daily among the main islands.

Therefore, whatever invasive species that the Superferry might transport is comparatively insignificant. It doesn't do to argue that one more carrier with any amount of foreign species is too many. The real answer to that kind of argument is to require cleaning and inspecting of all of the above carriers.

2. As to damage to Hawaiian culture, I have read nothing specific from anyone, but as I have lived here only 21 years and am not of Hawaiian descent, I will not respond.

3. Will create excessive traffic. This is a zero sum matter. The measurers proposed by the Superferry would appear to diminish this possibility substantially, particularly where the vehicles disembark, and I am sure that each County can easily remedy whatever problem that may arise.

4. Will harm the whales. I am not an expert, nor am I informed beyond what the proponents and the opponents have to say, most of which seems to be speculation, so I will leave that to someone else.

Finally, we need to point out that regardless of the validity, or lack thereof, of the various expressed concerns, the Superferry will be a net benefit to the people of Hawaii for all the reasons that you have heretofore heard and read. In this connection, I need also to point out that, as President of Moku O Hawaii Outrigger Canoe Racing Association, the island-wide canoe racing association, and Vice President of Kai 'Opua Canoe Club, our young people will benefit by enabling them to transport their Koa canoes to races and events on the other islands, a need that is currently being denied due to the cost (over \$1,600.00 round trip). Hawaiian outrigger canoe racing is the State's team sport, and its fulfillment is significantly being denied because of the cost of transport. Thank you for considering our views.

From: Jerry F. Halverson, 78-7206 Puuloa Road, Kailua-Kona, HI 96740, 808.322.4907,
j.jfh@hawaiiantel.net

House Record

From: Joanne [joanne@harbormall.net]**Sent:** Tue 10/23/2007 9:45 PM**To:** House Record**Cc:****Subject:** Hawaii Superferry**Attachments:**

ATTN: House Committee on Transportation and House Committee on Finance

DATE: Thursday, October 25, 2007

TIME: 9:00 a.m. Auditorium, State Capitol

HB 1 RELATING TO TRANSPORTATION

Requires the Department of Transportation to perform an environmental impact statement (EIS) for certain improvements made to commercial harbors. Permits operation of large capacity ferry vessel company prior to completion of EIS upon meeting certain minimum conditions. Establishes a temporary Hawaii Inter-island Ferry Oversight Task Force.

Dear Chairs Souki and Oshiro:

My name is Joanne Allen and I strongly support Hawaii Superferry.

My family and I live on Kauai. The Superferry is a great alternative to flying and renting a car on another island. It will be cheaper for us to take our car on the Superferry than to rent a car big enough for the six of us. We plan on using the Superferry often, in fact, we were at the pier waiting to board the Superferry the night it was turned away by the protestors. It will also be cheaper for our church, sports and school groups to take trips to another island when we can take our own transportation with us. The savings will greatly benefit these community groups and will enable us to enrich the lives of our children by providing a wider variety of life experiences.

I am also involved in two businesses that will benefit from the Superferry. For one business, it will be more feasible to take on a job on another island when we can take our truck with all our tools loaded up and ready to go. The other business will benefit from the dollars spent by the additional people that the Superferry will bring. In both cases, many families will benefit by the increased money brought to Kauai.

If the Superferry has to wait for the EIS to be completed, I fear it will never get to run. I know of a case in Arizona where the EIS process was dragged out for years. The environmentalists kept taking it back to court claiming the study was not good enough. Those opposing the Hawaii Superferry will continue to prolong the process until the Superferry is forced into bankruptcy. Please allow the Hawaii Superferry to operate prior to the EIS completion.

Sincerely,

Joanne Allen


161 Wailua Road

Kapaa, HI 96746

808-821-0001

Attachments can contain viruses that may harm your computer. Attachments may not display correctly.

House Record

From: Jeffrey Parker [jeffy3@earthlink.net] **Sent:** Tue 10/23/2007 10:50 PM
To: House Record
Cc:
Subject: Opposition To House Bill realting to transportation (Superferry)
Attachments:  [1-Superferry Legislature Testimony 10-23-07.doc\(54KB\)](#)

Tropical Orchid Farm

Huelo, Maui

Relating to HB 1 Relating to Transportation
Requiring an Environmental Impact Statement, oversight Task force, etc.

DATE: Thursday, October 25, 2007 **TIME:** 9:00am

PLACE: Auditorium

Please distribute copies to the House members. Mahalo.

FROM: Jeffrey Parker
Pres., Tropical Orchid Farm, Inc.

P.O. Box 170

Haiku, HI 96708

Tel 808 572-8569

Email jeffy3@earthlink.net

HOUSE OF REPRESENTATIVES

SECOND SPECIAL SESSION OF 2007

Committee On Transportation

Committee On Finance

MY POSITION: The Court's decision to require an EA/EIS of the HDOT Harbor projects PRIOR to the startup of the Superferry must be allowed to stand. Please

do not pass any special laws to benefit this one out-of-state startup corporation. If you must pass this ill-conceived bill, at least please include the 29 conditions proposed by the Maui Plaintiff groups (which are based on court testimony during the recent trial.)

To:

All House of Representatives Members

10-23-07

And Committees: Transportation and Finance

From:

Jeffrey Parker

President, Tropical Orchid Farm, Inc.

P.O. Box 170

Haiku, HI 96708

Tel 808 572-8569

Subject: Opposing un-numbered Draft House Bill relating to transportation (Superferry).

Dear House Member,

My name is Jeffrey Parker, owner and operator of Tropical Orchid Farm, Inc. I am a member of the Maui County Farm Bureau. I have lived on Maui for 37 years and I am celebrating the 30th successful year of my business.

I was present at the first public forum on Maui regarding the Superferry which was the PUC Hearing in November 2004. At that hearing 50 out of 51 testifiers begged the PUC to exercise their power to require an Environmental Assessment for the Superferry project. 3 years later, we now have a unanimous Supreme Court ruling and a Circuit Court ruling that the exemption from HEPA granted by the DOT was improper.

But now this disingenuous House Bill threatens to undo all the progress that has been made over the last 3 years. The bill is so full of misinformation that its origin must be extremely suspicious to all of you. This Bill must be rejected by any of you who still have respect for our State's laws and for the well-being of the environment.

It is easy to understand some of what has been going on here: Surely all Legislators have been paying attention to the **Bush Administration's assault** on the nation's environmental laws – his administration has worked overtime to reverse or weaken many of those laws. Linda Lingle is a Bush ally – a crony of Bush. And the true owner of the Superferry, J.F. Lehman is a Bush Neo-con, a close ally of Bush representing the Military Industrial Complex - and an architect of the Iraq War.

So, it all makes sense: a Republican governor and Bush ally decides to attack and weaken Hawaii Environmental Policy Act.

What I don't understand is why any Democrat would support weakening our law.

In the beginning of the Draft House Bill, references are made to the Superferry being a great thing for farmers on the outer islands. I was shocked by the twisting of reality. Who inserted this into the bill?

The only farmer that the Superferry could get to come as their witness in the Circuit Court hearing admitted several things under cross-examination:

1. That there would be no impact to his farming operation if the ferry were not allowed to run during the EA preparation period.
2. That the scheduled arrival and departure times do not really work for Maui farmers: the ferry arrives too late on Oahu to make the morning vegetable markets – and then the driver of the truck would have to spend the night on Oahu in order to return to Maui the next day.
3. That refrigerated shipping is available currently (without the Superferry).

On Page 3 of the Draft Bill is stated “Operations of a large capacity ferry vessel company would foster diversified agriculture, helping the State of Hawaii to meet one of its constitutional mandates.” Where is the proof of this? Once again, who is the supposed expert on agriculture who inserted this into the Draft?

As a farmer for 31 years I can tell you that what would actually help protect and foster farming is to allow the EA/EIS process to be completed prior to the startup of the Superferry. So that the real threats to agriculture can be studied – for instance the threat of the Tiny Fire Ant – which is known to travel in automobiles – and which is already impacting agriculture on the Big Island (farm workers refuse to enter infested fields to harvest crops).

Regarding Section 13 of the Draft Bill (calling for an audit of the Lingle Administrations' actions in granting the exemption for the Superferry). I understand that the Governor wants this section taken out before she will call the Special Session. Don't you dare take that out! That is the only good part of this charade bill.

Much lip service has been paid to the idea that we have to get past the divisions in our community caused by the Superferry issue – the need to begin the healing process, etc.

If you gut our court decisions. If you ignore, in the words of Judge Cordoza “the likelihood of irreparable harm to our environment – the so-called healing process will NEVER begin.

The core of HRS Chapter 343 is injunctive relief. It simply is not possible to conduct a fair study of a project's impacts while a project goes forward. For example, how do you deal with study of the "No Action Alternative" if the action is already underway?

And finally I want to make sure that all of you saw Superferry Board member Tig Krekel's statement in the New York Times article – **that the real plan is to have 5 vessels – with 4 voyages a day to each of the outer islands.**

So, if you pass a special law for the Superferry – you really will be exempting up to 5 vessels..... with 5 times the impacts to the environment.

I am opposed to any new law to exempt a single startup up corporation from Hawaii's environmental law. At the very least any attempt to do this will be completely corrupt unless it contains many of the 29 conditions proposed by the Plaintiff groups.

The idea that the Legislature will act – and then leave it up to Lingle to put in the safeguards to protect the environment - is a complete travesty. Lingle cannot be trusted and will only look out for the interests of the Bush business allies.

I urge you to soundly reject this absurd un-numbered House Bill – or at the very least insert many of the 29 protection conditions suggested by the Maui Plaintiffs groups.

Thanks and aloha

Jeffrey Parker

Tropical Orchid Farm

Huelo, Maui

**Relating to HB 1 Relating to Transportation
Requiring an Environmental Impact Statement, oversight Task
force, etc.**

DATE: Thursday, October 25, 2007 TIME: 9:00am

PLACE: Auditorium

Please distribute copies to the House members. Mahalo.

**FROM: Jeffrey Parker
Pres., Tropical Orchid Farm, Inc.
P.O. Box 170
Haiku, HI 96708**

Tel 808 572-8569

Email jeffy3@earthlink.net

**HOUSE OF REPRESENTATIVES
SECOND SPECIAL SESSION OF 2007**

**Committee On Transportation
Committee On Finance**

**MY POSITION: The Court's decision to require an
EA/EIS of the HDOT Harbor projects PRIOR to the startup of the
Superferry must be allowed to stand. Please do not pass any
special laws to benefit this one out-of-state startup corporation. If
you must pass this ill-conceived bill, at least please include the 29
conditions proposed by the Maui Plaintiff groups (which are based
on court testimony during the recent trial.)**

To:

All House of Representatives Members
And Committees: Transportation and Finance

10-23-07

From:

Jeffrey Parker
President, Tropical Orchid Farm, Inc.
P.O. Box 170
Haiku, HI 96708
Tel 808 572-8569

**Subject: Opposing un-numbered Draft House Bill relating to transportation
(Superferry).**

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The only farmer that the Superferry could get to come as their witness in the Circuit Court hearing admitted several things under cross-examination:

1. That there would be no impact to his farming operation if the ferry were not allowed to run during the EA preparation period.
2. That the scheduled arrival and departure times do not really work for Maui farmers: the ferry arrives too late on Oahu to make the morning vegetable markets – and then the driver of the truck would have to spend the night on Oahu in order to return to Maui the next day.
3. That refrigerated shipping is available currently (without the Superferry).

On Page 3 of the Draft Bill is stated “Operations of a large capacity ferry vessel company would foster diversified agriculture, helping the State of Hawaii to meet one of its constitutional mandates.” Where is the proof of this? Once again, who is the supposed expert on agriculture who inserted this into the Draft?

As a farmer for 31 years I can tell you that what would actually help protect and foster farming is to allow the EA/EIS process to be completed prior to the startup of

the Superferry. So that the real threats to agriculture can be studied – for instance the threat of the Tiny Fire Ant – which is known to travel in automobiles – and which is already impacting agriculture on the Big Island (farm workers refuse to enter infested fields to harvest crops).

Regarding Section 13 of the Draft Bill (calling for an audit of the Lingle Administrations' actions in granting the exemption for the Superferry). I understand that the Governor wants this section taken out before she will call the Special Session. Don't you dare take that out! That is the only good part of this charade bill.

Much lip service has been paid to the idea that we have to get past the divisions in our community caused by the Superferry issue – the need to begin the healing process, etc. If you gut our court decisions. If you ignore, in the words of Judge Cordoza “the likelihood of irreparable harm to our environment – the so-called healing process will NEVER begin.

The core of HRS Chapter 343 is injunctive relief. It simply is not possible to conduct a fair study of a project's impacts while a project goes forward. For example, how do you deal with study of the “No Action Alternative” if the action is already underway?

And finally I want to make sure that all of you saw Superferry Board member Tig Krekel's statement in the New York Times article – **that the real plan is to have 5 vessels – with 4 voyages a day to each of the outer islands.**

So, if you pass a special law for the Superferry – you really will be exempting up to 5 vessels..... with 5 times the impacts to the environment.


I am opposed to any new law to exempt a single startup up corporation from Hawaii's environmental law. At the very least any attempt to do this will be completely corrupt unless it contains many of the 29 conditions proposed by the Plaintiff groups.

The idea that the Legislature will act – and then leave it up to Lingle to put in the safeguards to protect the environment - is a complete travesty. Lingle cannot be trusted and will only look out for the interests of the Bush business allies.


I urge you to soundly reject this absurd un-numbered House Bill – or at the very least insert many of the 29 protection conditions suggested by the Maui Plaintiffs groups.

Thanks and aloha

Jeffrey Parker

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House Record

From: bonifacio misola [basionnguapo@yahoo.com] **Sent:** Tue 10/23/2007 10:46 PM
To: House Record
Cc: bonifaci misola
Subject: Fw: B. MISOLA IN FAVOR OF SUPERFERRY
Attachments:  B. MISOLA IN FAVOR OF SUPERFERRY.doc(28KB)

ATTN: House Committee on Transportation and House Committee on Finance
 DATE: Thursday, October 25, 2007
 TIME: 9:00 a.m. Auditorium, State Capitol

HB 1 RELATING TO TRANSPORTATION

Requires the Department of Transportation to perform an environmental impact statement (EIS) for certain improvements made to commercial harbors. Permits operation of large capacity ferry vessel company prior to completion of EIS upon meeting certain minimum conditions. Establishes a temporary Hawaii Inter-island Ferry Oversight Task Force.

Dear Chairs Souki and Oshiro:

My name is BONIFACIO M. MISOLA and I strongly support Hawaii Superferry.

We badly need the superferry as an alternative transportation in Hawaii. I have lived in Hawaii for the last 27 years and this superferry makes it easy for everybody to visit the other islands. Superferry must operate while the environmental study is being done. It is really unfair for the few rich Kauai and Maui residents to oppose the superferry while letting Matson, Young's Bros., and all the interisland airlines get away with murder regarding the rules. Their demands are really outrageous and demonstrate their hidden, personal agenda on issues. Watch the few boisterous demonstrators on TV and they DO NOT represent the majority.

Please listen to us, the silent majority. Pay attention to the survey where the majority of Hawaii residents are in favor of superferry.

Bonifacio M. Misola

91-1054 Pololia St.

----- Forwarded Message -----

From: bonifacio misola <basionnguapo@yahoo.com>
To: HouseRecord@Capitol.hawaii.gov
Cc: bonifaci misola <bonifacio.misola2@med.va.gov>
Sent: Tuesday, October 23, 2007 10:41:43 PM
Subject: B. MISOLA IN FAVOR OF SUPERFERRY

Please see attached my testimony in favor of the superferry.

Mahalo,
 Bonifacio M. Misola
 808-671-6770

Do You Yahoo!?

ATTN: House Committee on Transportation and House Committee on Finance

DATE: Thursday, October 25, 2007

TIME: 9:00 a.m. Auditorium, State Capitol

HB 1 RELATING TO TRANSPORTATION

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Bonifacio M. Misola

91-1054 Pololia St.


Ewa Beach, Hawaii 96706

Ph: 808-781-2890

Home: 808-671-6770

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House Record

From: bonifacio misola [basionnguapo@yahoo.com] **Sent:** Tue 10/23/2007 10:41 PM
To: House Record
Cc: bonifaci misola
Subject: B. MISOLA IN FAVOR OF SUPERFERRY
Attachments:  B. MISOLA IN FAVOR OF SUPERFERRY.doc(28KB)

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Bonifacio M. Misola
808-671-6770

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<http://mail.yahoo.com>

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Ewa Beach, Hawaii 96706

Ph: 808-781-2890

Home: 808-671-6770

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House Record

From: Bert Lyon [lyon@hawaiiintel.net] **Sent:** Tue 10/23/2007 10:45 PM
To: House Record
Cc:
Subject: written testimony on the draft Superferry legislation
Attachments:  superferry.pdf(75KB)  ATT24132386.htm(422B)

Relating to HB 1, Relating to Transportation, Requiring an Environmental Impact Statement, oversight Task force, etc.

DATE: Thursday, October 25, 2007 **TIME:** 9:00am
PLACE: Auditorium

Please distribute copies to the House members. Mahalo.

FROM: Bert Lyon **Tel.:** 828-1137
P.O. Box 742 **Email:** lyon@hawaiiintel.net
 Kilauea, HI 96754

**HOUSE OF REPRESENTATIVES
 THE TWENTY-FOURTH LEGISLATURE
 SECOND SPECIAL SESSION OF 2007**

COMMITTEE ON TRANSPORTATION

Rep. Joseph M. Souki, Chair

Rep. Scott Y. Nishimoto, Vice Chair

COMMITTEE ON FINANCE

Rep. Marcus R. Oshiro, Chair

Rep. Marilyn B. Lee, Vice Chair

MY POSITION: Please honor the Court's decision to require an Environmental Review of the DOT Harbor project **BEFORE** allowing the Superferry to operate. However, if you do pass this bill, please include the 29 conditions proposed by Maui Tomorrow Inc. (based on the court testimony during the recent Maui trial.)

Please read my full written testimony, which is attached as a PDF file.

**BERT LYON
P.O. BOX 742
KILAUEA, HI 96754**

October 22, 2007

TESTIMONY ON HOUSE BILL RELATING TO HAWAII SUPERFERRY (HSF)

I am strongly opposed to this bill, but since it appears that the Legislature is intent on passing it regardless, I would like to suggest some amendments to it, which would allay some of my concerns:

Conditions of Operation

1. The conditions and protocols to mitigate any significant environmental effects of the ferry operation should be imposed by the Legislature rather than the Governor, given her track record on environmental protection regarding this issue. The Legislature should also be the body to require DOA inspectors and DOCARE enforcement personnel on each inter-island voyage. You could always allow the Governor to impose conditions and protocols she deems necessary, in addition to those imposed by the Legislature, by executive order.
2. The conditions I would like to see are the same as those offered by Maui Tomorrow Inc. on October 18 and rejected by the Legislature in their entirety. I believe the least contentious conditions are #3, 4, 12, 13, 16, 18 & 20, and should be given your full consideration. The next least contentious conditions are #5-10, and should also be considered.
3. Condition #3 should be amended to include turtles.
4. Condition #4 should be amended to include turtles and any other species listed as endangered or threatened in Hawaii or Federal statutes.
5. A condition should be added that there shall be two qualified DOCARE inspectors present and participating in natural resource inspections at all times of embarkation and disembarkation at each port. The DOCARE inspectors shall supervise all HSF screeners.
6. A condition should be added that the DOT, in conjunction with the Governor, the Legislature, and the DLNR shall forthwith allocate positions and funds for the additional DOCARE positions necessary to staff the inspection personnel set forth in the above paragraph.
7. A condition should be added that no ferry operations take place after sunset.
8. A condition should be added to mitigate the traffic impacts caused by the ferry, similar to what the other judge (not Cardoza) required on Maui.

Temporary Hawaii Inter-Island Ferry Oversight Task Force

1. The Task Force should not include the following members:

TESTIMONY ON HB RELATING TO HSF – OCTOBER 22, 2007 – PAGE 2

- a. The Director of Transportation – I don't think it appropriate to include the individual whose actions are being studied.
 - b. The Director of Business, Economic Development & Tourism – I don't understand the logic in including this individual.
 - c. The Attorney General - – I don't understand the logic in including this individual. Furthermore, he is too closely associated with defending the DOT in exempting the ferry from the environmental review process.
 - d. The president of the ferry company –I don't think it appropriate to include the individual whose company's operations are being examined.
2. The Task Force members to be appointed by the Speaker of the House should be appointed by someone else, possibly the Vice-Speaker, given the Speaker's conflict of interest caused by his son's employment by HSF.
 3. The monthly reports should include any adverse environmental impacts possibly caused by the operation of the ferry and any mitigation measures proposed to deter or minimize such impacts.

To close, I would like to quote from an editorial in last Monday's Honolulu Advertiser by Larry Lee, since he seems to express my thoughts in this area better than myself:

If each time the majority feels justified to change the law to suit its purposes and wishes, we are reduced to a nation of men, not of law. The law then ceases to protect the minority. (I believe this is called 'tyranny of the majority.')

The environmental laws, locally and nationally, were not enacted to merely be an inconvenience. They are intended to address very important needs and to cure serious problems that will affect us, in the long run, much more than the success or failure of the Superferry.

Holding a special session now to change the law to accommodate the Superferry would be potentially more harmful than beneficial. Once a precedent of changing the law on the spur of the moment merely to accommodate a popular cause or business has begun, it becomes easier to do each subsequent time.

We often complain that our system is too slow to get anything done. Yet the framers of our government deliberately fashioned a system of checks and balances with the executive, legislative and judicial branches. Even the Legislature, with its bicameral system, is designed to promote slow and deliberate decisions. Wisdom should control, not emotions and transitory feelings of urgency. Each branch of government should respect the other and not try to blatantly circumvent each other.

If the Superferry can work things out and operate profitably within the requirements of our environmental law, then we all benefit. If it can't, someday there will be a ferry or other mode of transportation that can.

House Record

From: Scott Innes [scottinnes@hawaii.rr.com] **Sent:** Tue 10/23/2007 10:44 PM
To: House Record
Cc:
Subject: House Committee on Transportation and House Committee on Finance
Attachments:

ATTN: House Committee on Transportation and House Committee on Finance
DATE: Thursday, October 25, 2007
TIME: 9:00 a.m. Auditorium, State Capitol

HB 1 RELATING TO TRANSPORTATION

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Dear Chairs Souki and Oshiro:

My name is Scott J. Innes and I strongly support Hawaii Superferry. As a small business owner on Maui, I urgently request that you support legislation that gives the Superferry authorization to operate, without undue restrictions that make the operation unfeasible, while an environmental impact statement is prepared. This is important for our state and our economy. It will be a new transportation option which will allow new industries and promote economic diversity and prosperity. This is crucial to the long term sustainability of our islands.

There are numerous other reasons that the Hawaii Superferry should operate, including giving us an alternative inter-island travel option. If the current court cases end up shutting down GO! Airlines and we go back to the air fares are \$80-\$100 each way then we need to have a different option. Please consider this important issue.

Give Hawaii the option and infrastructure to help our long term sustainability.

Aloha,



Scott J. Innes

471A Hoopalua Drive,

Makawao, HI 96768

Mailing Address:

P.O. Box 331089

Kahului, Hawaii 96733-1089

(808) 344-0294 Mobile

(808) 572-4835 Home

(808) 572-6948 Fax

scottinnes@hawaii.rr.com

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Kahului, Hawaii 96733-1089

(808) 344-0294 Mobile


(808) 572-4835 Home

(808) 572-6948 Fax

scottinnes@hawaii.rr.com

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House Record

From: Karin Phaneuf [phaneufk001@hawaii.rr.com] **Sent:** Tue 10/23/2007 10:27 PM
To: House Record
Cc:
Subject: *****SPAM*****
Attachments:  (no name)(37KB)

This mail is probably spam. The original message has been attached along with this report, so you can recognize or block similar unwanted mail in future.

Content preview: [...]

Content analysis details: (8.5 points, 7.0 required)

0.1 HTML_TAG_EXIST_TBODY BODY: HTML has "tbody" tag
1.0 HTML_IMAGE_ONLY_28 BODY: HTML: images with 2400-2800 bytes of words
2.2 MIME_HTML_MAIN BODY: Multipart message mostly text/html MIME
0.0 HTML_MESSAGE BODY: HTML included in message
1.6 MISSING_SUBJECT Missing Subject: header
1.0 RCVD_IN_SORBS RCVD_IN_SORBS
2.6 AWL AWL: From: address is in the auto white-list

The original message was not completely plain text, and may be unsafe to open with some email clients; in particular, it may contain a virus, or confirm that your address can receive spam. If you wish to view it, it may be safer to save it to a file and open it with an editor.

House Record

From: Kupaakani [kupaakani@hawaii.rr.com]
To: House Record
Cc:
Subject: Support for the Hawaii Superferry
Attachments:

Sent: Tue 10/23/2007 10:26 PM

ATTN: House Committee on Transportation and House Committee on Finance
DATE: Thursday, October 25, 2007
TIME: 9:00 a.m. Auditorium, State Capitol

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Dear Chairs Souki and Oshiro:

My name is Constance M. M. Williams and I strongly support Hawaii Superferry.

I am in full support of the Hawaii Superferry. I have lived & worked in Hawaii for over 15 years. While I realize that does not make me an expert on Hawaii, I have immersed myself in Hawaiiana. I understand the fears & concerns of the people of Hawaii. However, I saw the faces of the kupuna @ my church, who for the 1st time in many years, would have the opportunity to visit their family & the places where they grew up. Because they fear flying or cannot be accommodated on flights because of physical limitations, the Superferry was an answer to their prayers!

The Superferry is an opportunity to take jobs to little towns on the Big Island, Maui, & Kauia. Money can be earned, rather than forcing people to live off of government stipends. Produce & other goods can be transported through an alternative means. Ohana can travel together!

Please consider allowing the Superferry to operate in these islands.


Constance M. M .Williams

2290 Komo Mai Drive


Pearl City, HI 96782.1224

808.294.4242

For prayer requests, go to: <http://kupaakani.tripod.com>

 Attachments can contain viruses that may harm your computer. Attachments may not display correctly.

House Record

From: Karin Phaneuf [phaneufk001@hawaii.rr.com] **Sent:** Tue 10/23/2007 10:16 PM
To: House Record
Cc:
Subject: *****SPAM***** Superferry Testimony IN FAVOR OF SUPERFERRY
Attachments:  Superferry Testimony IN FAVOR OF SUPERFERRY(44KB)

This mail is probably spam. The original message has been attached along with this report, so you can recognize or block similar unwanted mail in future.

Content preview: Testimony FOR THE RECORD Thank you! Karin & Zachary Phaneuf [...]

Content analysis details: (11.1 points, 7.0 required)

0.1 HTML_TAG_EXIST_TBODY BODY: HTML has "tbody" tag
1.0 HTML_IMAGE_ONLY_28 BODY: HTML: images with 2400-2800 bytes of words
0.0 HTML_MESSAGE BODY: HTML included in message
4.0 SARE_GIF_ATTACH FULL: Email has a inline gif
6.0 SARE_GIF_STOX Inline Gif with little HTML

The original message was not completely plain text, and may be unsafe to open with some email clients; in particular, it may contain a virus, or confirm that your address can receive spam. If you wish to view it, it may be safer to save it to a file and open it with an editor.

KARIN & ZACHARY PHANEUF
550 Akolea Place
Wailuku, HI 96793
(808) 242-1118 or (808) 281-9678
Phaneufk001@hawaii.rr.com

TO: Judiciary and Labor, Transportation and International Affairs, and Energy and Environment Senate Committees testimony@capitol.hawaii.gov

Fax: Senate Sergeant-At-Arms Office at 586-6659

RE: *Superferry Hearing Testimony*: Wednesday, October 24, 2007

Hearing Time & Location: 10:30 a.m. Auditorium, State Capitol


Please submit testimony from Karin and Zachary Phaneuf in favor of the proposed legislation to allow the Superferry to sail to and from Maui while the Environmental Assessment is completed. We feel that our state should be allowed the benefits other states enjoy and that the *majority of voters in our state want this vessel to be permitted to operate in the Islands.*

Since last Wednesday I have met 4 people who were “displaced” off of the cruise ship on Maui. These people have all settled on Maui and one of them had two family members join her from the Mainland. These people are from Kentucky, Texas, France and Colorado. If I have met 4 this week – imagine the others who have been dumped off on Oahu and Kauai! To me – this is the epitome of “Invasive Species” and should be included in the EIS that you require the Cruise Ships to perform! *Stop picking on the Superferry, a service vessel in the islands for Hawaii residents – not tourists!*

The Superferry is performing a valuable service to the “regular people” of Maui and we deserve to have access to this method of transportation. Please hear the voices around you and give “regular folks” a chance to visit inter-island destinations without having to fly. Regular folks include disabled travelers, people who do not fly, animal lovers, rodeo participants who need horses and gear, special van drivers/users, families with children, service dog owners, sports teams and more. Please help the people who reside in the islands and stop focusing on only offering services for tourists.

Sincerely,

Karin & Zachary Phaneuf
Wailuku, Maui, Hawaii

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House Record

From: liz ronaldson [growinggreens@yahoo.com]

Sent: Tue 10/23/2007 9:38 PM

To: House Record

Cc:

Subject: Fwd: Superferry

Attachments:  Superferry(4KB)

Aloha to all of our honorable representatives

Note: forwarded message attached.

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<http://mail.yahoo.com>

House Record

From: liz ronaldson [growinggreens@yahoo.com]
To: testimony
Cc:
Subject: Superferry
Attachments:


Sent: Tue 10/23/2007 8:59 AM

Aloha Senators:

Regarding the SUPERFERRY: your decisions will determine whether the service will continue or not, as a farmer looking to the future, the SUPERFERRY is not only a viable form of transportation, but a necessary alternative to Young Bros. If we are truly concerned with Homeland Security it will have to begin with the production of foodstuff. As you all know 90% of our food comes from foreign sources; which if the cost of energy continues to rise, and I presume it will, the impact of the cost of living for all of us will continue to escalate and the greatest impact will be on the poor. Agriculture is not a panacea for all our economic problems, but it can dramatically cut down on our outside dependency and all the negative side affects such as, invasive species and disease that come with the importation of food and other commodities. The farmer, in order to stay solvent and still grow low cost fruits and vegetables will have to EXPORT. Some form of specialty crops like the Kona Coffee or other high end value added niche products make farming attractive as a business and will be the key. Again, EXPORT is the key and that is where the SUPERFERRY will be most beneficial. Getting the product to market, getting the product to the distribution centers and getting the product to the processing plants is of utmost importance. Our present interisland transportation is not the answer, the SUPERFERRY is and we need a flexible and viable form of transportation for our farmers and farm products.

Aloha,
William and Liz Ronaldson
Kauai

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<http://mail.yahoo.com>

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House Record


From: Jo-Anne Braden [joannebraden@hawaii.rr.com]

Sent: Tue 10/23/2007 9:58 PM

To: House Record

Cc:

Subject:

Attachments:  [Jo-Anne Braden.vcf\(293B\)](#)

ATTN: House Committee on Transportation and House Committee on Finance

DATE: Thursday, October 25, 2007

TIME: 9:00 a.m. Auditorium, State Capitol

HB 1 RELATING TO TRANSPORTATION


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Dear Chairs Souki and Oshiro:

My name is *Jo-Anne Braden* and I strongly support Hawaii Superferry.

I believe the Superferry has followed the procedures adequately and ethically to earn their right to do business in Hawaii. It appears that other similar methods of transportation had the same potential of coastal damage yet operate daily. Please regard this as my testimony to allow the Superferry to operate in Hawaii.

*Jo-Anne Braden
6370 Hawaii Kai Dr. 44
Honolulu, Hi 396-9515*

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House Record

From: Jo-Anne Braden [joannebraden@hawaii.rr.com] **Sent:** Tue 10/23/2007 9:58 PM
To: House Record
Cc:
Subject:
Attachments:  [Jo-Anne Braden.vcf\(293B\)](#)

ATTN: House Committee on Transportation and House Committee on Finance
DATE: Thursday, October 25, 2007
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*Jo-Anne Braden
6370 Hawaii Kai Dr. 44
Honolulu, Hi 396-9515*

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House Record

From: Clyde @ffhawaii [clyde@ffhawaii.com] **Sent:** Tue 10/23/2007 5:44 PM
To: House Record
Cc:
Subject: Super Ferry, HB 1 RELATING TO TRANSPORTATION
Attachments:

House Committee on Transportation and House Committee on Finance
DATE: Thursday, October 25, 2007
TIME: 9:00 a.m. Auditorium, State Capitol

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Dear Chairs Souki and Oshiro:

My name is *Clyde Tobias*, and I strongly support Hawaii Super ferry.


*Supper ferry will develop a great business venture between the local, visitor and business operator here in the state of Hawaii, Might lower Young Brother rate or there so excuse's why rates should be raised, just look how GO Airlines has impacted rates between inter islands, and I don't recall ever seeing a EIS asked for, look at the economy cruise liner are generating between these shores, we have local cruise liner, international and other domestic cruise liner entering our harbor with **NO** EIS required of them, I sure there doing some kind of raw sewage dumping with Hawaii State boundary, But do we have an EIS, requirement for those vessel's, Think about it, look what this Super Ferry can do for us, you, me and the economy.*

If a Temporary Task Force is needed to be established, than so be it, Whale season won't begin for another 2 - 3 months, but than EIS should be done, if we allow the Super Ferry to establish some kind of revenue for now, and have your Task Force monitor all activities, at lease we as a state can keep them afloat and support them, look at the millions Super Ferry has committed to this project and the state of Hawaii, now look at what we are doing to this company, and what are we telling the rest of the WORLD. Hey come and invest in Hawaii, so we can ----- in the ----- . So in closing, please do the right thing be Supporting the Super Ferry, Keep them afloat, Establishes a temporary Inter-island Ferry Oversight Task Force.

Clyde Tobias
74-5039 Huaala St. Kailua-Kona Hi. 96740
808-960-9122

No virus found in this outgoing message.
Checked by AVG Free Edition.

Version: 7.5.503 / Virus Database: 269.15.8/1088 - Release Date: 10/23/2007 1:26 PM

 Attachments can contain viruses that may harm your computer. Attachments may not display correctly.

House Record


From: Donna Malano [demy_donna@hotmail.com]

Sent: Tue 10/23/2007 9:47 PM

To: House Record

Cc:

Subject: Super Ferry

Attachments:  [I suport the Super Ferry!.htm\(3KB\)](#)

see attached email. thank you.

Climb to the top of the charts! Play Star Shuffle: the word scramble challenge with star power. [Play Now!](#)

To: HouseRecord@Capitol.hawaii.gov

Subject: I suport the Super Ferry!

ATTN: House Committee on Transportation and House Committee on Finance

DATE: Thursday, October 25, 2007

TIME: 9:00 a.m. Auditorium, State Capitol

HB 1 RELATING TO TRANSPORTATION

Requires the Department of Transportation to perform an environmental impact statement (EIS) for certain improvements made to commercial harbors. Permits operation of large capacity ferry vessel company prior to completion of EIS upon meeting certain minimum conditions. Establishes a temporary Hawaii Inter-island Ferry Oversight Task Force.

Dear Chairs Souki and Oshiro:

My name is [Donna L Malano] and I strongly support Hawaii Superferry.

My husband & I were so looking forward to the arrival of the Super Ferry. He & I are both from Maui and now live here on Oahu because of his job with the military. We were both born & raised on Maui, in fact I am part of the fifth generation of portugese immigrants.

For obvious reasons, we want the Super Ferry to run, we would love to visit our families and friends as do many others. Maui is and will always be home, for now we reside on Oahu.

Imagine if you would, if an EIS statement had been needed way back in the 1890's none of us would be here arguing about this now. But the fact of the matter is, we are all here, brought over by huge ships from all over this great big world to this melting pot called "Hawaii" and the seas and oceans have survived our passages, but will our ALOHA survive?


Sincerely,

Donna L Malano


91-963 Pahuhu St.

Ewa Beach, HI 96706

808-330-3452

 Attachments can contain viruses that may harm your computer. Attachments may not display correctly.

House Record

From: Susan Bradford [susanlray@hawaiiantel.net] **Sent:** Tue 10/23/2007 9:35 PM
To: House Record
Cc:
Subject: Superferry
Attachments:  [superferry.doc\(52KB\)](#)

Susan L. Bradford
 3145 Makamae Place
 Kihei, HI. 96753
 808-874-5351

October 23, 2007

Dear Senate,

I am very dismayed by the Senate's attempt to overturn both the Supreme Court ruling and Judge Cardoza's decision. It will strip our islands of the protections that we have through state environmental review law.

For two years, the Governor, the legislature and the Superferry people have been alerted that by-passing environmental laws is NOT acceptable. Hawaii is too precious to railroad this through with:

- a. No specific protections for marine animals
- b. No specific safeguards to protect each island from invasive species
- c. No provision to mitigate traffic and harbor congestion
- d. No protection of residents from inter-island crime and drug shipments
- e. No protections for the outer islands from the thefts of natural and cultural resources.
- f. No regard for the Environmental Protections Act
- g. No ability by the individual counties to regulate the Superferry

I am not opposed to ferries. I have taken many wonderful ferry rides in various places. But to thoughtlessly railroad this through without honoring laws that have been established to protect our fragile environment and all the reasons above, I am opposed to allowing the ferry to operate until an EIS has been completed and mitigation of any potential concerns is in place.

The Senate bill adds insult to injury by passing the buck of enforcement to the Governor, knowing full well that she has no interest in complying with our laws. What an obvious sham on your part!

Please stand up and be counted for looking at the long range protection of all aspects of our island. VOTE NO on allowing the Superferry to run without the above.

I am against allowing it to sail without the EIS. Minimum conditions would be NO CARS, low speed and the other conditions offered. But, just a pretty list of conditions does nothing without enforcement. And, NOT by the Governor who has already proven her disregard for these measures.

By the way, I was called in the poll. I was asked whether I supported the Superferry. I said I supported having a ferry but ONLY after an EIS etc was done. She marked me down as in support of the Superferry! That isn't what I said. Polls can be skewed in any direction and evidently there was no room

in that poll for a thoughtful answer.

Please act to protect our precious islands.

Aloha,

Susan Bradford

Susan L. Bradford
3145 Makamae Place
Kihei, HI. 96753
808-874-5351

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Please act to protect our precious islands.

Aloha,
Susan Bradford

House Record

From: Henri [henri@hawaii.rr.com]**Sent:** Tue 10/23/2007 9:39 PM**To:** House Record**Cc:****Subject:** "FOR" the SuperFerry**Attachments:**

It's a no brainer, we need more than one mode of transportation between the Islands. It's great for the residents, small businesses, and an alternative mode of transportation in case of emergencies. It is akin to the people of Waianae wishing for a second road to go to work or come home when their only road is shut down for some reason.

It's seems amazing that when the members of the legislature are campaigning for our votes , they seem very intelligent and have common sense, but the minute they are voted into office they loose all common sense and are not able to properly serve the people who put them in office. Why is that? Just do it, why do they have to be dragging their feet on this. Now, here we have a small minority group of people (who seem to have mainland roots) passing as activists, proclaiming the spread of invasive species and such. The big Island has coqui frogs, banana bunji etc, we have our own frogs here in Kaneohe, Kauai has their Marijuana growers,(really, I thought they were pristine!) Maui has their growing pains, none of which came on the Superferry. All these so called activists are nothing but carpet baggers. If they don't like the progress, they should pack up and go back to where they came from, they have overstayed their welcome. Our legislature is made up of locals who have apparently forgotten about the silent majority of Hawaii. We expect our elected officials to do right by us. Now get off your butts and do it, before Hawaii suffers another black eye..and another business goes down the tubes!

Sincerely, Lowell Carreiro

45-605 Paholei St

Kaneohe, Hawaii

247-1450

House Record

From: John S. Ritchie [johnsritchie@gmail.com]**Sent:** Tue 10/23/2007 9:37 PM**To:** House Record**Cc:****Subject:** HB 1 Relating to Transportation**Attachments:**

ATTN: House Committee on Transportation and House Committee on Finance

DATE: Thursday, October 25, 2007

TIME: 9:00 a.m. Auditorium, State Capitol

HB 1 RELATING TO TRANSPORTATION

Requires the Department of Transportation to perform an environmental impact statement (EIS) for certain improvements made to commercial harbors. Permits operation of large capacity ferry vessel company prior to completion of EIS upon meeting certain minimum conditions. Establishes a temporary Hawaii Inter-island Ferry Oversight Task Force.

Dear Chairs Souki and Oshiro:

My name is Robin Ritchie and I strongly support Hawaii Superferry.

As a teacher in Hawaii I see a real need for the Superferry as it will allow student sport and academic teams to travel interisland using school buses and vans. This will expedite each trip and the trip itself will be a learning experience.

As a private individual I will really appreciate the opportunity to travel with my own vehicle interisland. This will afford me the ability to shop on Oahu at stores not available on the Big island. I also love to travel by boat and would enjoy being able to sail to the other islands on a frequent basis.


Thank you for taking the time to read my message.

Robin Ritchie


P O Box 2042

Keaau, Hawaii 96749

808-966-8819

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House Record

From: Mail Delivery System [MAILER-DAEMON@orngca-mx-05.mgw.rr.com] **Sent:** Tue 10/23/2007 9:34 PM
To: House Record
Cc:
Subject: Delivery Status Notification (Failure)
Attachments:  [Testimony for 10-25-07 Hearing on HB1\(2KB\)](#)

The following message to <kimd.131@hawaii.rr.com> was undeliverable.
The reason for the problem:
5.1.0 - Unknown address error 550-'5.1.1 unknown or illegal alias: kimd.131@hawaii.rr.com'

Testimony in Support of the Hawaii Superferry

Dear Representatives,

I attended the hearing that was held on Maui yesterday and found it quite distressing due to the often rude, inconsiderate behavior of the people opposed to the ferry. I spoke today to someone who I had seen at the hearing and he indicated that he had signed up to testify but left early on because he felt very intimidated by the crowd.

I hope you all realize when looking at the faces of the majority of the people who testify against the ferry on all three outer islands, that they are not a representative cross section of our population. Unfortunately many of us "locals" are either unable to take off in the afternoon on a moments notice, working two jobs, and/or are busy with our young families to come out to voice our opinion. Many of us by cultural upbringing are taught not to "make waves", particularly when there is controversy. This does not mean we don't have an opinion but rather we are not so bold and outspoken to want to speak in front of a crowd, particularly an unfriendly raucous crowd. By contrast, many that I heard speak love the sound of their voice and feel the need to constantly push their opinion on everyone.

One of the major points I wanted to make last night is that there is a lot of criticism claiming illegal actions by the governor, the DOT and the Superferry. There are accusations that they all colluded to break or by pass the law. If this is true then Judge Cardoza would have had to have been party to this manipulation. If the law was so obviously being broken by not doing an EIS then Judge Cardoza would have ruled in the plaintiff's favor two years ago. The fact that after listening to hours of testimony, he ruled in the State and the Superferry's favor says a lot. The way I understand it, it was the Hawaii Supreme Court's interpretation of the law that reversed everything. With this new interpretation of the law, Judge Cardoza had no choice but to change his ruling.

I hold Judge Cardoza to the highest regard and would never question his honesty and integrity. It seems clear to me that there are no "bad guys" or illegal actions here, after all if a judge told any one of you it was alright to go forth with your plan wouldn't you feel you had a legal right to do it?

Please don't play partisan politics with this issue, it is too important. Please do the right thing and allow the Superferry to continue operations while the state does an environmental review. Don't punish them for following the law when Judge Cardoza initially ruled in their favor.

With much Aloha,

Miyo Miyasaki-Kim D.V.M.
824 Aukai Place
Wailuku, Hawaii 96793

ATTN: House Committee on Transportation and House Committee on Finance

DATE: Thursday, October 25, 2007

TIME: 9:00 a.m. Auditorium, State Capitol

HB 1 RELATING TO TRANSPORTATION

Requires the Department of Transportation to perform an environmental impact statement (EIS) for certain improvements made to commercial harbors. Permits operation of large capacity ferry vessel company prior to completion of EIS upon meeting certain minimum conditions. Establishes a temporary Hawaii Inter-island Ferry Oversight Task Force.

Dear Chairs Souki and Oshiro:

I have written today to support legislative action to let the superferry operate while a Enviromental Impact Statement is prepared.

One: I have been a professional boat captain with a Coast Guard 100 ton licence for ten yrs. I have spent 3000 days operating a boat between Kihei and Molokini Island and between Kihei and the Island of Lanai. The boat I operate commonly operates at 40 knots. Only five times has a whale surfaced when I had to take immediate evasive action to not hit it. This was in shallow waters between kihei and Lanai, not in deep water where the superferry will operate.

Two: The problems with traffic and invasive species are NOT the fault of the superferry. They are problems with the D.O.T.

Let the superferry operate and fix the D.O. T.

Thank you

Steven Wright
P.O. Box 806
Kihei, HI. 96753
808-283-0156

From: Margaret E. Murchie [MargaretM@cbpacific.com]
To: House Record
Cc: CBP - Everyone; Dale Bordner; Eleanor Chow Otake; karen.robertshaw@pruhawaii.com
Subject: Let the superferry sail
Attachments:

Sent: Tue 10/23/2007 9:07 PM

100% for expediting the Superferry beginning business in Hawaii. Let's not make this a finger pointing, blame game and get on with the business of doing business here in Hawaii. I suspect that the competition is behind the vocal minority, who hate any type of progress or change. We are always chastised for not speaking out by Chamber of Commerce, etc. Hey, we are hard at work, striving to pay ever rising egregious taxes, medical and all other costs of doing business that never seem to end. Small business people need this to promote their wares from island to island. This is not the time to question the eis. There was nothing to stop our legislators then from asking then the questions they have now. Hopefully, the legislators will not try to promote their careers to the detriment of us all. Everyone had an opportunity to verbalize their feelings and that was a long time ago. The resolution was signed in 2004 and then would have been the time for the questions, not now! We taxpayers do not want to be stuck with the \$40 million bill for harbor improvements. We, too are environmentally conscientious but to single out on form of alternate transportation is ludicrous. Let's move into the 21st Century and get the Superferry sailing! Then fix Hawaii Supreme Court so that issues like this don't have to make us all look like idiots.

1636 St. Louis Drive, Honolulu, HI. 96816 Phone 226-6600



Warm aloha,

Margaret E. Murchie, Realtor
Certified Residential Specialist

Vice President, Coldwell Banker Pacific Properties
 4211 Waialae Ave. UW1, Honolulu, HI. 96816
 808-738-3911 (office) 748-8021(fax)
 email: margaret@margaretm.com
 For all mls visit my website: www.margaretm.com

