

Bill 34

Testimony

MISC. COM. 469

PCS

From: CLK Council Info
Sent: Wednesday, August 11, 2021 5:10 PM
Subject: Parks and Community Services Testimony

Written Testimony

Name Kalani mossman
Phone
Email Kalanz808@yahoo.com
Meeting Date 09-10-2021
Council/PH Committee Parks and Community Services
Agenda Item Bill 34
Your position on the matter Oppose
Representing Self
Organization
Written Testimony I oppose this Bill 34. This is preventing from us locals making a living while the government does whatever it can to comfort the tourists that comes to the islands. Great job with our tax money, you guys are a bunch of clowns.
Testimony Attachment
Accept Terms and Agreement 1

IP: 192.168.200.67

From: CLK Council Info
Sent: Thursday, August 12, 2021 9:58 AM
Subject: Zoning and Planning Testimony

Written Testimony

Name Harold Kimo Leslie
Phone
Email haroldmachugh@yahoo.com
Meeting Date 08-11-2021
Council/PH Zoning and Planning
Committee
Agenda Item Bill 34
Your position on the matter Support
Representing Self
Organization
Written Testimony I strongly support Bill 34. Most specifically Laniakea and Puaena beach/cove are being trampled on daily by thousands of tourists violating federal law! And on top of that mess is the horrendous traffic that tour vans and busses are causing further inconveniencing the lives of all our residents! This MUST stop!
Testimony Attachment
Accept Terms and Agreement 1

IP: 192.168.200.67

From: CLK Council Info
Sent: Thursday, August 19, 2021 11:31 PM
Subject: Parks and Community Services Testimony

Written Testimony

Name Carey Johnson
Phone
Email quarkcsj@hotmail.com
Meeting Date 08-26-2021
Council/PH Committee Parks and Community Services
Agenda Item 5. Bill 34
Your position on the matter Oppose
Representing Self
Organization

Bill 34 (2021) is a repeat of Bill 2 (2018) which did not pass.

This Bill would ban commercial activities from "Sunset Beach Park, Haleiwa Beach Park, and Haleiwa Alii Beach Park", and all city owned or operated beach rights-of-way and easements from Sunset Point to Kaiaka Point in Waialua. That's 8 miles of coastline from Sunset Beach through Haleiwa. This language is being added to the City Ordinance that already bans all commercial activities from Waimanalo Beach Park, Kaiona Beach Park, Kaupo Beach Park, Makapuu Beach Park, and Bellows Feild Beach Park, and all city owned or operated beach rights-of-way and easements from Lanikai to Kapoho Point (Castle Point). That's basically all of Kailua, All of Waimanalo, and now they want to ban them from all of the North Shore.

Written Testimony This Bill is kind of a moot point after they passed the Parks Rules back in September. The new rules are so restrictive that it makes getting the permit that allows commercial stops at City Beach Parks not worth even trying to get.

It used to be that if I got a Parks Permit for Commercial Stops that that permit was good for all of my tour vans for that month to stop at any of the City Beach Parks, after providing proof of Commercial Insurance with coverage of One Million Dollars, with the City and County as an Additionally Insured. This permit was limited to 5 tour companies per month.

Under the new rules, they have divided the island up into 5 districts, and a permit is now only good for 1 of my tour vans to be able to do a Commercial Stop only in that 1 specific district. None of my other tour vans would be able to do a commercial stop in that same district. And again, this is limited to 5 tour companies per district.

The North Shore is in District 4 which runs from Makapu'u Point, along the windward coast line and the north shore to Kaena Point. So, District 4 covers half of the coastline of the island. But they can only issue 5 permits for that district, to 5 different tour companies, who

then can only have 1 of their tour vehicles do a commercial stop in that district for that month. So that's a total of only 5 vehicles that are allowed to do a commercial stop in that district for that month.

So, banning commercial stops, in the way that Bill 34 is trying to do is pretty pointless, as long as the new Park Rules that was passed in September are enforced. (But that is the problem; nobody enforces these rules. Even if this Bill is passed, nobody is going to be there to enforce it.)

On July 1st, I went to the Parks Department to try to get the permit for Commercial Stops, as I had done in the past before the new rules were passed, and after hearing how restrictive the new rules were, I ended up walking out without applying because the permit would be practically useless. I would have to choose only 1 of my tour vans to allow their customers to stop at a City Beach Park?! That's ridiculous. How do I tell 1 family, you can, but have to tell these other families you can't?!

Actually, I had went to the Parks Department office at the end of June, and at that time, they couldn't even explain the new rules to me, they said that they didn't know how the rules work, because nobody had tried to apply yet. Actually, the owner of another tour company told me in June that he had tried, but like me, once hearing how restrictive the new rules were, he walked out without applying. The person at the Parks Department that was trying to answer my questions said, Look, you gotta understand, We didn't make these rules, they were pushed on us by the City Council.

Btw, the other 4 of the 5 districts that they divided the island into, are not desirable to get a permit for. District 5 is Waipio Peninsula in Waipahu. District 1 is Aina Haina, District 2 is Kaka'ako, and District 3 is Waianae. District 4, which covers the entire Windward coast and the entire North Shore would be the most desirable district, and that is divided into only 5 permits for only 5 vehicles, 1 vehicle per tour company.

But I don't think that the people that are passing this bill even know all this.

Tour companies are already banned from all State Parks, so we are not allowed to go to Malaekahana beach, Kahana Bay beach, Kaena Point, both North Shore and West side, Keaiwa state park, La'ie Point state wayside, Ulupo state wayside, Pu'u O Mahuka state park, Pu'u Ualaka'a state park (Tantalus lookout), etc...

We're not allowed into 2 of the 4 botanical gardens maintained by the City, Ho'omaluhia Botanical Gardens, and Koko Crater Botanical Gardens.

Out of the 34 hiking trails that are maintained by the Na Ala Hele Trail & Access Program, Commercial tour companies are only allowed on 7 of them if they have the permit from DLNR.

Then they banned us from all of the beaches in Kailua, and then they banned us from all the beaches in Waimanalo. Together, Kailua and Waimanalo, that made 10 miles of coastline off limits. With the exception of Waimanalo Bay Beach Park, thanks to Bill 93 (2017) which allowed for up to 5 tour vans, if you pay \$165 per van, per month for the permit. But they're trying to take that away as well with Bill 77 (2020).

People complain that places like beaches are too crowded, and they blame it on tour companies.

If you look at the vehicles that are at these places, only a small percentage of them are tour vehicles. Most of them are rental cars or private cars and trucks driven by local residents. As we know now that the results of the most recent Census has been released, the population of this island is now over 1 million people. Most of the vehicles at these sites are Toyota trucks, Camry's, Lexus, etc..., not rental cars, or tour vehicles. So you can't blame all of this on tourism.

But you can see how with all the restrictions that I showed above, how that confines tour companies into a smaller area which of course makes those areas seem crowded, because that the only places that they can go to.

If tour companies were less restricted, they would be spread out more, and places wouldn't seem so crowded.

Also, these rules just drive people underground, to give illegal tours, in illegal vehicles, which are probably not on Commercial Insurance, and not registered with the PUC, or DOT, and not paying taxes.

You think that you are helping, but you are creating a bigger problem.

People who want to go to these places that tour companies are not allowed to go to, are just going to get a rental car, and go on their own, with no guide to keep them safe, or to tell them to pick up their trash, or to tell them to not climb on sensitive sites, etc...

We should be encouraging tourists to go with a guide. Not only does this keep them safe, and our island safe, but it also creates jobs for locals.

Testimony
Attachment

Accept Terms
and Agreement

1

IP: 192.168.200.67

From: CLK Council Info
Sent: Monday, August 23, 2021 7:13 AM
Subject: Council Testimony

Written Testimony

Name Toby Compton
Phone
Email northshorebeachboyz@gmail.com
Meeting Date 08-26-2021
Council/PH Council
Committee
Agenda Item Oppose Bill 34
Your position on the matter Oppose
Representing Organization
Organization North Shore Beach Boyz LLC

Written
Testimony

I oppose Bill 34 because it does not include an exception for surfing-related activities. I was born and raised on the North Shore of Oahu. Surfing originated in Hawaii and it is such a huge part of the culture here and has minimal impact on the environment. One of the main things that tourists look to do when they come to Hawaii is they want to learn to surf. The majority of our students say that learning to surf was a highlight of their trip to Hawaii and was on their bucket list. There are already extensive ordinances in place governing surf lessons and we follow all of those rules. With the North Shore of Oahu being the surf capital of the world, it would be a shame not to share this with the rest of the world. We also educate tourists on the dangerous wave conditions of the North Shore. This helps them to understand how to safely enjoy the rest of their vacation and their time in the water.

Testimony
Attachment

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and Agreement 1

IP: 192.168.200.67

From: CLK Council Info
Sent: Tuesday, August 24, 2021 12:18 PM
Subject: Parks and Community Services Testimony

Written Testimony

Name Susila Gurusami
Phone
Email Susila.Gurusami@gmail.com
Meeting Date 08-26-2021
Council/PH Committee Parks and Community Services
Agenda Item Bill 34
Your position on the matter Support
Representing Self
Organization

Written Testimony As a professor of criminology and sociologist, I support the passage of Bill 34. Short-term economic gains from tourism cannot be prioritized in the face of multiple, ongoing environmental crises. City Council has an obligation to protect lands and non-human species that require rest and respite from human crowds.

Testimony Attachment

Accept Terms and Agreement 1

IP: 192.168.200.67

From: CLK Council Info
Sent: Tuesday, August 24, 2021 12:26 PM
Subject: Parks and Community Services Testimony

Written Testimony

Name	Jennifer Chou
Phone	
Email	chouyic@sfu.ca
Meeting Date	08-26-2021
Council/PH Committee	Parks and Community Services
Agenda Item	Bill 34
Your position on the matter	Support
Representing	Self
Organization	
Written Testimony	Save the turtles!
Testimony Attachment	
Accept Terms and Agreement 1	

IP: 192.168.200.67

From: CLK Council Info
Sent: Tuesday, August 24, 2021 12:38 PM
Subject: Parks and Community Services Testimony

Written Testimony

Name	Dana Keawe
Phone	
Email	danamalina@yahoo.com
Meeting Date	08-26-2021
Council/PH Committee	Parks and Community Services
Agenda Item	Bill 34
Your position on the matter	Support
Representing	Self
Organization	
Written Testimony	I support Bill 34. Please BAN ALL commercial tour stops at Laniakea Park indefinitely.
Testimony Attachment	
Accept Terms and Agreement	1

IP: 192.168.200.67

From: CLK Council Info
Sent: Tuesday, August 24, 2021 3:27 PM
Subject: Parks and Community Services Testimony

Written Testimony

Name Kalalaniamakalii Joao
Phone
Email kalajoaopro@gmail.com
Meeting Date 01-18-1995
Council/PH Committee Parks and Community Services
Agenda Item Bill 34
Your position on the matter Support
Representing Self
Organization

Written Testimony The honu or native Hawaiian turtles need to be protected I am a resident of Maui and am a native Hawaiian from Molokai. On the daily I witness tourists approach turtles without any care in the world for their safety and space. As a local when you ask them nicely and tell them that there are DLNR that protect the safety of turtles and distance is necessary tourists become aggressive and never want to listen to you or to lifeguards who are trying to enforce the law. Fines and tickets need to be given to people who don't respect the protection of turtles because they don't care and then end up harming turtles.

Testimony Attachment

Accept Terms and Agreement 1

IP: 192.168.200.67

From: CLK Council Info
Sent: Tuesday, August 24, 2021 4:15 PM
Subject: Council Testimony

Written Testimony

Name	Constance Dela Cruz
Phone	
Email	conniedc17@gmail.com
Meeting Date	08-26-2021
Council/PH Committee	Council
Agenda Item	Bill 34 Relating to Commercial Activities at Public Parks
Your position on the matter	Support
Representing Organization	Self
Written Testimony	I am strongly in support of Bill 34 which is relating to activities at Public Parks. This bill will ensure protection of green sea turtles, safety of citizens, traffic congestion at Laniakea, soil and beach erosion problems by stopping/ banning the commercial tourist vehicles from Sunset Point to Kaiaka Point.
Testimony Attachment	
Accept Terms and Agreement	1

IP: 192.168.200.67

From: CLK Council Info
Sent: Tuesday, August 24, 2021 4:17 PM
Subject: Parks and Community Services Testimony

Written Testimony

Name Hannah Mitsu Shimabukuro
Phone
Email hannah.shimabukuro@gmail.com
Meeting Date 08-26-2021
Council/PH Committee Parks and Community Services
Agenda Item Bill 34
Your position on the matter Support
Representing Self
Organization

Written
Testimony

Hi, I was born and raised in Hawai'i and have worked as a volunteer with the Hawksbill Recovery Project on the Big Island through Hawai'i Volcanoes National Park as well. I have witnessed tourists coming off of tour buses visiting beaches and dragging sea turtles into the water "to help" them get back in when they are clearly resting. The influx of tourists does irreparable harm to Hawai'i and Bill 34 would be a small step in starting to protect the endangered species that need us to take action.

Testimony
Attachment

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and Agreement 1

IP: 192.168.200.67

From: CLK Council Info
Sent: Tuesday, August 24, 2021 4:32 PM
Subject: Council Testimony

Written Testimony

Name	Tavana Mcmoore
Phone	
Email	Tavanamcmoore@gmail.com
Meeting Date	08-26-2021
Council/PH Committee	Council
Agenda Item	Bill 34
Your position on the matter	Support
Representing	Self
Organization	
Written Testimony	I tavana Mcmoore supper bill 34
Testimony Attachment	
Accept Terms and Agreement	1

IP: 192.168.200.67

From: CLK Council Info
Sent: Tuesday, August 24, 2021 5:16 PM
Subject: Parks and Community Services Testimony

Written Testimony

Name Susan Ching Harbin
Phone
Email susching@gmail.com
Meeting Date 08-26-2021
Council/PH Committee Parks and Community Services
Agenda Item Bill 34
Your position on the matter Support
Representing Self
Organization

Written Testimony I am in support of banning commercial tour stops at public parks. Private tour companies and their tourists do not belong at public parks meant for local families.

I urge you to vote in support of this ban.

Testimony
Attachment

Accept Terms and Agreement 1

IP: 192.168.200.67

From: CLK Council Info
Sent: Tuesday, August 24, 2021 6:05 PM
Subject: Parks and Community Services Testimony

Written Testimony

Name Natalie K
Phone
Email natterbugs1@gmail.com
Meeting Date 08-26-2021
Council/PH Committee Parks and Community Services
Agenda Item Bill 34
Your position on the matter Support
Representing Self
Organization

I live on Oahu and have had many friends and family come to visit over the years. Almost all of them are unaware (until we tell them) that there are customs and even laws protecting wildlife, including Honu's. Many of them venture out to go snorkel, as most tourists do, and wouldn't have this information had they not been told prior by a resident. These customs and laws mean nothing if no awareness is spread and nothing is enforced or changed.

Written Testimony

This is a huge issue that affects not just Oahu but the other islands as well. From what I understand, this measure would ban commercial tour stops from Sunset Point to Kaiaka Point. I think this is an ESSENTIAL step in not only protecting the Honu's from harassment and further endangerment, but would be beneficial for the rest of the sea life that call Hawaii home. Please hear residents pleas to protect the Honu since they cannot protect themselves.

Testimony Attachment

Accept Terms and Agreement 1

IP: 192.168.200.67

From: CLK Council Info
Sent: Tuesday, August 24, 2021 6:40 PM
Subject: Parks and Community Services Testimony

Written Testimony

Name Angela Huntemer
Phone
Email ahuntemer@aol.com
Meeting Date 08-26-2021
Council/PH Committee Parks and Community Services
Agenda Item 21-34 Bill 34
Your position on the matter Support
Representing Self
Organization

Written Testimony We need relief from the onslaught of tourists to the North Shore in general, and beaches where turtles are common. the ongoing violations of state and federal law is unacceptable. Thankfully this resolution will bring some relief to the poor turtles, the coral, and the sand that is being eroded away on peoples bodies and clothes. Thank you thank you thank you for this piece of the puzzle that will help solve the problem of over-tourism and illegal acts against our wild brethren.

Testimony Attachment

Accept Terms and Agreement 1

IP: 192.168.200.67

From: CLK Council Info
Sent: Tuesday, August 24, 2021 7:07 PM
Subject: Parks and Community Services Testimony

Written Testimony

Name	Skylar Inoue
Phone	
Email	skylari@hawaii.edu
Meeting Date	08-26-2021
Council/PH Committee	Parks and Community Services
Agenda Item	Bill 34: "Relating to Commercial Activities at Public Parks."
Your position on the matter	Support
Representing Organization	Self
Written Testimony	The Endangered Hawaiian Turtles of Laniakea Beach are being harassed daily by mass groups of tourists. This is violating the Endangered Species Act. This has become a huge out of hand issue especially this year with the mass amount of tourists traveling here.
Testimony Attachment	
Accept Terms and Agreement	1

IP: 192.168.200.67

From: CLK Council Info
Sent: Tuesday, August 24, 2021 8:27 PM
Subject: Parks and Community Services Testimony

Written Testimony

Name Larry McElheny
Phone
Email lkmcelheny@gmail.com
Meeting Date 08-26-2021
Council/PH Committee Parks and Community Services
Agenda Item Resolution 21-34 Bill 34
Your position on the matter Support
Representing Self
Organization
Written Testimony
Testimony Attachment
Accept Terms and Agreement 1

IP: 192.168.200.67

From: CLK Council Info
Sent: Tuesday, August 24, 2021 9:04 PM
Subject: Council Testimony

Written Testimony

Name Theresa Galpin
Phone
Email Terrygalpin@gmail.com
Meeting Date 08-04-2021
Council/PH Committee Council
Agenda Item Bill 34
Your position on the matter Comment
Representing Self
Organization

Written Testimony Aloha,
I feel restricting all commerical activity on beaches would destroy many hard working LEGALLY PERMITTED companies who have followed the letter of the law and who have always respected the communities. To limit the operators is actually easy. What is needed is harsher enforcement agaisnt the HUNDREDS of non permitted illegal ocean activity companies.

Testimony Attachment

Accept Terms and Agreement 1

IP: 192.168.200.67

From: CLK Council Info
Sent: Tuesday, August 24, 2021 11:35 PM
Subject: Parks and Community Services Testimony

Written Testimony

Name Raquel Hicks
Phone
Email Raquelhicks808@gmail.com
Meeting Date 08-26-2021
Council/PH Committee Parks and Community Services
Agenda Item Bill 34
Your position on the matter Support
Representing Self
Organization

Written Testimony

Commercial activity at public parks has been a long-standing problem, but the egregious commercial activity at laniakea beach that leads to harassment of our beloved endangered honu must stop. Law enforcement has not stopped this activity which violates the endangered species act so I implore you to please pass this bill to protect these animals and ease tensions between visitors and locals.

Testimony Attachment

Accept Terms and Agreement 1

IP: 192.168.200.67

From: CLK Council Info
Sent: Wednesday, August 25, 2021 3:18 AM
Subject: Parks and Community Services Testimony

Written Testimony

Name Allegra Desanto
Phone
Email Desantoallegra@gmail.com
Meeting Date 08-26-2021
Council/PH Committee Parks and Community Services Bill 34
Agenda Item Ban commercial tour stops from Sunset Point to Kaiaka Point
Your position on the matter Oppose
Representing Self
Organization
Written Testimony Relating to commercial activities at public parks
Testimony Attachment
Accept Terms and Agreement 1

IP: 192.168.200.67

From: CLK Council Info
Sent: Wednesday, August 25, 2021 4:48 AM
Subject: Parks and Community Services Testimony

Written Testimony

Name Sterling Wong
Phone
Email sterlingkiniwong@gmail.com
Meeting Date 08-26-2021
Council/PH Committee Parks and Community Services
Agenda Item Bill 34
Your position on the matter Support
Representing Self
Organization

Written Testimony

Aloha mai kakou. My name is Sterling Wong and I write this personal testimony in **STRONG SUPPORT** of Bill 34, which would prohibit commercial tours from making recreational stops across most of the North Shore. I am a Native Hawaiian resident of Wahiawa. I have surfed beaches along the North Shore for 20 years, specifically at Laniakea, Chuns and Pidleys. My daughters now regularly surf the North Shore as well. Plain and simple: tourists have ruined Laniakea Beach. They have overwhelmed what was once a quiet and small beach, negatively impacting its natural and cultural resources. Tourists at Laniakea's also create major traffic for the entire North Shore. Tourism even ruined the name of the beach: tourists call it Turtle Beach (ugh). Enough is enough. This bill is long over due. Mahalo nui to Councilwoman Tsuneyoshi for introducing Bill 34. In closing, I urge the Committee to **PASS** this bill. Mahalo for the opportunity to testify.

Testimony Attachment

Accept Terms and Agreement 1

IP: 192.168.200.67

From: CLK Council Info
Sent: Wednesday, August 25, 2021 5:10 AM
Subject: Parks and Community Services Testimony

Written Testimony

Name Lisa Hatzenbuhler
Phone
Email Jetskis@aol.com
Meeting Date 08-26-2021
Council/PH Committee Parks and Community Services
Agenda Item Bill 34
Your position on the matter Support
Representing Self
Organization

Written Testimony

I am in full support of this bill. These commercial businesses at the beaches is out of control, DOBOR shouldn't have allowed it and they just pass the buck. City and County obviously don't have the manpower to endorse their permitting process. No tent set up on beaches and no kayak rentals are allowed on beaches but they sneak them in on their surf and SUP rentals. Locals can't use the beaches anymore it's overcrowded. Tour busses are also creating huge traffic problems on the North Shore and causing major harassment of sea turtles. They are also taking people snorkeling to be with the turtles with no permits or consideration of how they are impacting our North Shore.

Testimony Attachment

Accept Terms and Agreement 1

IP: 192.168.200.67

From: CLK Council Info
Sent: Wednesday, August 25, 2021 5:58 AM
Subject: Parks and Community Services Testimony

Written Testimony

Name Rekha Vaitla
Phone
Email rekha109@gmail.com
Meeting Date 08-26-2021
Council/PH
Committee Parks and Community Services
Agenda Item Bill 34 - Relating to the commercial activities at public parks
Your position on
the matter Support
Representing Self
Organization

Written Endangered turtles at Laniakea beach are being bombarded by tourists and no action is being
Testimony taken. These animals are being touched and harassed and it's in violation of the endangered
species act. Commercial tour stops and activities from sunset point to kaiakayu point should
end so that the flora and fauna will be protected.

Testimony
Attachment
Accept Terms 1
and Agreement

IP: 192.168.200.67

From: CLK Council Info
Sent: Wednesday, August 25, 2021 7:25 AM
Subject: Council Testimony

Written Testimony

Name	Sunny Unga
Phone	
Email	sunnyrkim@gmail.com
Meeting Date	08-26-2021
Council/PH Committee	Council
Agenda Item	BILL 34 (2021)
Your position on the matter	Support
Representing	Self
Organization	
Written Testimony	
Testimony Attachment	
Accept Terms and Agreement 1	

IP: 192.168.200.67

From: CLK Council Info
Sent: Wednesday, August 25, 2021 7:26 AM
Subject: Parks and Community Services Testimony

Written Testimony

Name Blake McElheny
Phone
Email blakemcelheny@yahoo.com
Meeting Date 08-26-2021
Council/PH Committee Parks and Community Services
Agenda Item Bill 34
Your position on the matter Support
Representing Self
Organization

Written Testimony Please support Bill 34. There are simply too many tour buses and too many visitors for our community and infrastructure to safely handle. The types of restrictions in Bill 34 have helped return the beaches and parks to the community residents in Waimanalo, Lanikai, and Kailua. While there may be modifications or amendments that some residents will support - I submit that there is nearly universal support for the effort to make sure that parks and beaches are primarily for residents. Thank you very much for your attention to this matter.

Testimony Attachment

Accept Terms and Agreement 1

IP: 192.168.200.67

From: CLK Council Info
Sent: Wednesday, August 25, 2021 7:54 AM
Subject: Parks and Community Services Testimony

Written Testimony

Name	Nancy Ravelo
Phone	
Email	Kynolive@gmail.com
Meeting Date	08-26-2021
Council/PH Committee	Parks and Community Services
Agenda Item	Bill 34
Your position on the matter	Oppose
Representing Organization	Self
Written Testimony	There needs to be an exemption for surfing as it is a Hawaiian Cultural practice. And from the get go visitors were taught surfing.
Testimony Attachment	
Accept Terms and Agreement	1

IP: 192.168.200.67

From: CLK Council Info
Sent: Tuesday, August 24, 2021 8:17 PM
Subject: Parks and Community Services Testimony

Written Testimony

Name Jessica dos Santos
Phone
Email nrtshrlv@gmail.com
Meeting Date 08-26-2021
Council/PH Committee Parks and Community Services
Agenda Item BILL 34 (2021) – RELATING TO COMMERCIAL ACTIVITIES AT PUBLIC PARKS. A
Your position on the matter Support
Representing Self
Organization

Dear Council Members,

Written Testimony I strongly support BILL 34 (2021) – RELATING TO COMMERCIAL ACTIVITIES AT PUBLIC PARKS. Please pass this important measure to protect our communities and public resources and ensure the quality of life our residents deserve.

Thank you,
Jessica dos Santos

Testimony
Attachment

Accept Terms and Agreement 1

IP: 192.168.200.67

From: CLK Council Info
Sent: Wednesday, August 25, 2021 9:02 AM
Subject: Parks and Community Services Testimony

Written Testimony

Name Nicole Nestel
Phone
Email nicole@nicolenestel.com
Meeting Date 08-26-2021
Council/PH Committee Parks and Community Services
Agenda Item Bill 34
Your position on the matter Support
Representing Self
Organization

Dear Parks Committee Members,

Written
Testimony

I am writing to support Bill 34 and ask for your support as well. Many people living on the North Shore are negatively impacted by overt-tourism, unbelievable traffic, and the over-commercialization of our local parks and beaches. There is no room for locals and people who live here to go to Shark's Cove, PUEaneas, Three Tables, Waimea Bay, Ali'i Beach, and Chun's. Licensed and unlicensed vendors have completely taken over Chun's and Pua'ena's. At Pu'ena's (part of Haleiwa Beach Park), there are often over 100 people taking surf lessons at a time and 8-10 tour vans depositing hundreds of people and several buses. Shark's Cove often has hundreds of visitors on "Snorkel Tours", and 8-10 scuba lessons with 10 people at a time. The over-use is really taking its toll. There is no parking available for the people who live here, even early in the morning or after work, and certainly not on the weekends. Traffic delays from Haleiwa to Sunset are affecting everyone. A 15-17 minute drive should be regularly 1.5 to 2 hours, and lasts from 9 in the morning to 2pm towards Sunset, and from 2pm to 7pm towards Haleiwa. This is a single route in and out and poses emergency response-time issues and quality of life problems for everything from getting to doctor's appointments to school drop-offs and pickups to being able to go grocery shopping. Many people live on the North Shore and work in healthcare, education, construction, farming, and/or are stay-at-home parents. Most of the people who live here do not work for tour van companies or for surf lesson companies and our lives are really being impacted so that a few can make money from our public parks and beaches.

Please ban all commercial activities and tour buses, just as has been done in Kailua, Waimanalo, and Kualoa when they were overwhelmed.

Thank you so much for listening and hearing

Nicole

Testimony
Attachment

Accept Terms
and Agreement 1

IP: 192.168.200.67

From: CLK Council Info
Sent: Wednesday, August 25, 2021 10:06 AM
Subject: Parks and Community Services Testimony

Written Testimony

Name Richard Whyte
Phone
Email Whyte.richard@gmail.com
Meeting Date 08-25-2021
Council/PH Committee Parks and Community Services
Agenda Item Bill 34
Your position on the matter Support
Representing Self
Organization

Written Testimony I support Bill 34 especially including Laniakea beach where I live. Every day I see people get out of these puc vehicles and illegally harass the turtles. There is little control or management of what has become HTAs official or unofficial turtle petting zoo.
Thank you

Testimony Attachment

Accept Terms and Agreement 1

IP: 192.168.200.67

From: CLK Council Info
Sent: Wednesday, August 25, 2021 11:18 AM
Subject: Parks and Community Services Testimony

Written Testimony

Name Doris Yang
Phone
Email dorisyaang@gmail.com
Meeting Date 08-26-2021
Council/PH Committee Parks and Community Services
Agenda Item Bill 34
Your position on the matter Support
Representing Self
Organization

Written Testimony

Aloha Chair Tulba and Vice-Chair Tsuneyoshi,
My name is Doris Yang, I live in District 6, and I respectfully offer my support for Bill 34. Our endangered sea turtles at Laniakea and other popular beaches on the North Shore of O'ahu are daily disrupted and harassed by huge crowds of tourists. This harassment disturbs their natural patterns and their habitats, despite several notices and signs announcing that our Honu legally requires observing from a distance. However, this disturbance of our wildlife and the pollution of our waters does not just happen on the North Shore of O'ahu, but beaches across the island and our neighbor islands. Bill 34 would help to lessen the environmental damage as well as the negative impacts on our traffic, our local communities, and Native Hawaiians and their ancestral land. I respectfully ask that you prioritize the wellbeing of our environment, your local and Indigenous constituents, and our future over capital profit from tourists and commercial business.
Councilmembers, please vote yes on Bill 34. Thank you so much for the opportunity to testify on this measure.
Mahalo nui,
Doris Yang

Testimony Attachment

Accept Terms and Agreement 1

IP: 192.168.200.67

From: CLK Council Info
Sent: Wednesday, August 25, 2021 11:35 AM
Subject: Parks and Community Services Testimony

Written Testimony

Name	camryn despain
Phone	
Email	cdespain@hawaii.edu
Meeting Date	08-26-2021
Council/PH Committee	Parks and Community Services
Agenda Item	bill 34
Your position on the matter	Support
Representing	Self
Organization	
Written Testimony	Our Honu cannot speak up for themselves so I will stand up for them
Testimony Attachment	
Accept Terms and Agreement 1	

IP: 192.168.200.67

From: CLK Council Info
Sent: Wednesday, August 25, 2021 11:48 AM
Subject: Parks and Community Services Testimony

Written Testimony

Name Bronson Azama
Phone
Email Bazama02@gmail.com
Meeting Date 08-26-2021
Council/PH Committee Parks and Community Services
Agenda Item Bill 34
Your position on the matter Support
Representing Self
Organization

Aloha mai kākou,

My name is Bronson Azama, I am a kama'āina of He'e'ia. I am grateful for acknowledging the name change of Hūnaniho in this measure. However, I testify in support of stopping tour companies from stopping in areas from Sunset point to Kaiaka Point. There has been a huge amount of pressure on these communities from the inundation of tourists upon these lands. These are already trying times upon our communities and with questions on the effectiveness of vaccine cards regarding individuals illegally purchasing false vaccination cards, tourists are threatening our communities just as much as they are damaging our environment.

Written
Testimony

These individuals have come to our islands for their own pleasure, with no consideration for the health and safety of our communities and environment which are one and the same. I would request that as part of the passing of this measure there be an increased presence at Laniākea beach park to enforce the protection of the Honu who are nesting. In my opinion, the City and County should consider for reasons of conservation closing this beach for the protection of our honu, with exception to individuals conducting cultural practices and sustenance gathering.

We as a larger community on this island of O'ahu need to consider designating areas in which there are only allowed cultural and sustenance practices, not tourists' playgrounds and COVID hotspots. When Hawai'i was locked down I went to the kai, to the moana, and I saw the abundance my kūpuna saw, fish right against the shore, our manu living without disturbance, why can we not accept this behavior of abundance of natural resources as normal? Why must we consider metrics of success to be the constant inundation of tourists and allowing them to make our resources scarce? The HTA seeks 12 million tourists a year, that is 12 million people who chase our fish away when they swim, who contribute to carbon emission from their travels, who flush the toilet, have us manage their waste, and steal our

waters without our consent. Normal should not be contributing to our own demise!

Ke Aloha 'Āina Nō,
Bronson Azama

Testimony

Attachment

Accept Terms
and Agreement 1

IP: 192.168.200.67

From: CLK Council Info
Sent: Wednesday, August 25, 2021 11:58 AM
Subject: Parks and Community Services Testimony

Written Testimony

Name Kahikimaianakekupulaninokalaakea Aliifua

Phone

Email kaliifua@hawaii.edu

Meeting Date 08-26-2021

Council/PH
Committee Parks and Community Services

Agenda Item 34

Your position
on the matter Support

Representing
Organization Self

Written
Testimony

I support this bill due to the high numbers of tourists/tourists companies that are flooding areas such as Waimanalo beach park, Sunset beach park, as well as the other beaches listed in this bill. Due to the lack of knowledge/care that tourists have for the wildlife at said beaches, it creates a negative impact for the sea creatures as well as Kanaka and locals. With the increase of tourists there have been many instances where they have been disrupting the wildlife (Sea Turtles, Hawaiian Monk Seals etc.) and habitats in these areas. I urge the decision makers to pass this bill for the betterment of the land and the people.

Testimony
Attachment

Accept Terms
and Agreement 1

IP: 192.168.200.67

From: CLK Council Info
Sent: Wednesday, August 25, 2021 12:02 PM
Subject: Parks and Community Services Testimony
Attachments: 20210825120158_Bill_34.pdf

Written Testimony

Name	M. Healani Sonoda-Pale
Phone	
Email	healanipale@gmail.com
Meeting Date	08-26-2021
Council/PH Committee	Parks and Community Services
Agenda Item	For Action Item Number 5 - Bill 34
Your position on the matter	Support
Representing	Organization
Organization	Ka Lahui Hawai'i Komike Kalai'aina
Written Testimony	Testimony Attached.
Testimony Attachment	20210825120158_Bill_34.pdf
Accept Terms and Agreement	1

IP: 192.168.200.67

From: CLK Council Info
Sent: Wednesday, August 25, 2021 12:31 PM
Subject: Parks and Community Services Testimony

Written Testimony

Name	Jennifer fu
Phone	
Email	Walter-wilbur143@hotmail.com
Meeting Date	08-26-2021
Council/PH Committee	Parks and Community Services
Agenda Item	Bill 34
Your position on the matter	Oppose
Representing	Self
Organization	
Written Testimony	
Testimony Attachment	
Accept Terms and Agreement 1	

IP: 192.168.200.67

From: CLK Council Info
Sent: Wednesday, August 25, 2021 12:52 PM
Subject: Parks and Community Services Testimony

Written Testimony

Name Lily Rogers
Phone
Email Lilynanrogers@gmail.com
Meeting Date 08-26-2021
Council/PH Committee Parks and Community Services
Agenda Item Bill 34
Your position on the matter Support
Representing Self
Organization

Written Testimony Time and time again I see large groups of tourists harassing wild life, disrespecting the laws put in place to protect these native animals. There is little repercussions for these individuals and the bus services only support these wrongful acts.

Testimony Attachment

Accept Terms and Agreement 1

IP: 192.168.200.67

From: CLK Council Info
Sent: Wednesday, August 25, 2021 1:07 PM
Subject: Parks and Community Services Testimony

Written Testimony

Name Marina Whyte
Phone
Email marinahoshi@gmail.com
Meeting Date 08-26-2021
Council/PH Committee Parks and Community Services
Agenda Item Bill 34
Your position on the matter Support
Representing Self
Organization

While the Honolulu County, as a whole, has been overwhelmed by the number of tourists in recent years, my understanding is that the biggest concern for the North Shore community is the Turtle Traffic at Laniakea. I would like to make sure that a restriction on the tour vans that bring hundreds, sometimes thousands, of tourists a day to Laniakea to view turtles is indeed included in this bill.

Written Testimony

There also seems to be a tour company that brings tourists to Laniakea to swim on their own while the driver waits somewhere else. Even when the lifeguard's No Swimming sign is up, these newly arrived tourists who don't seem to know the risk at all, swim in the dangerous shore break, away from the lifeguard tower. Someone will eventually drown. I would really like to see a restriction on such commercial activities.

Testimony Attachment

Accept Terms and Agreement 1

IP: 192.168.200.67

From: CLK Council Info
Sent: Wednesday, August 25, 2021 1:21 PM
Subject: Parks and Community Services Testimony

Written Testimony

Name	Allegra Desanto
Phone	
Email	desantoallegra@gmail.com
Meeting Date	08-26-2021
Council/PH Committee	Parks and Community Services
Agenda Item	Relating to commercial activities at public parks
Your position on the matter	Support
Representing	Self
Organization	
Written Testimony	To ban commercial tour stops from sunset point to kaiaka point
Testimony Attachment	
Accept Terms and Agreement	1

IP: 192.168.200.67

From: CLK Council Info
Sent: Wednesday, August 25, 2021 1:24 PM
Subject: Parks and Community Services Testimony

Written Testimony

Name	Trevor Blake
Phone	
Email	trevor@bootlab.co
Meeting Date	08-26-2021
Council/PH Committee	Parks and Community Services
Agenda Item	Relating to commercial activities at public parks
Your position on the matter	Support
Representing	Self
Organization	
Written Testimony	To ban commercial tour stops from sunset point to kaiaka point
Testimony Attachment	
Accept Terms and Agreement 1	

IP: 192.168.200.67

KA LĀHUI HAWAI‘I

KŌMIKE KALAI‘ĀINA

BEFORE THE COMMITTEE ON PARKS AND COMMUNITY SERVICE

August 26, 2021

BILL 34

Relating to Commercial Activities at Public Parks

Aloha Chair Tulba, Vice Chair Tsuneyoshi, and Members of the Committee,

Ka Lāhui Hawai‘i Kōmike Kalai‘āina submits the following written testimony in **STRONG SUPPORT** of Bill 34 which prohibits commercial activity, including recreational stops by commercial tour companies, on city owned or operated beach areas from Sunset Point to Kaiaka Point.

Significant parts of this stretch of North Shore beach shoreline are used by Hawaiian Green Sea Turtles (Honu) to rest and nest. Honu are ectothermic relying on the environment to regulate their body temperatures. Basking on the shoreline is a way they raise their body temperature and it also gives them an escape from potential predators. Both male and female Honu bask year round on Hawai‘i's shores.

Hawaiian Green Sea Turtles are a "Threatened Species," under the Federal Endangered Species Act. Furthermore, they are an umbrella species (i.e. they indirectly protect other species) because they play an important role in many ecosystems they travel through. Honu deserve protection and it is our duty to speak up for them.

The areas where the Honu lay eggs and rest on the North Shore is part of a larger sacred cultural landscape. The ancient places of worship (heiau) nearby include 'Ili'ilikea which is located just ma uka of Laniākea Beach. Down the road is the Kahōkūwelowelo heiau complex which was a school for Kahuna (Priests). In ancient Hawai‘i, the commoner never approached this site and had the utmost fear and respect for the place that held so much spiritual power.

Honu themselves are significant in Hawaiian culture and religion as they are the 'aumakua or guardian spirits of many 'ohana and are a part of our cosmogonic genealogies. According to tradition all living things were born from the ocean including the Honu and the Kanaka Maoli people.

The continued harrasment of the Honu by hundreds of visitors daily along the stretch of shoreline from Sunset to Kaiaka Point is well documented and is of great concern to environmentalist, residents, and most especially Kanaka Maoli. The harm done to the wellbeing of the Honu affects the native people of this land most especially.

Therefore, we urge this committee to pass Bill 34.

Me ka 'oiiai'o,

M. Healani Sonoda-Pale

Public Affairs Officer, Ka Lāhui Hawai‘i Kōmike Kalai‘āina

From: CLK Council Info
Sent: Wednesday, August 25, 2021 1:54 PM
Subject: Parks and Community Services Testimony

Written Testimony

Name Jessica dos Santos
Phone
Email nrtshrlv@gmail.com
Meeting Date 08-26-2021
Council/PH Committee Parks and Community Services
Agenda Item Bill 34
Your position on the matter Support
Representing Self
Organization

Aloha Chair Tulba, Vice-Chair Tsuneyoshi, and Members of the Committee,

I submit the following written testimony in **STRONG SUPPORT** of Bill 34 which prohibits commercial activity, including recreational stops by commercial tour companies, on city-owned or operated beach areas from Sunset Point to Kaiaka Point.

I stand firmly with Ka Lahui Hawai'i's sentiments regarding this bill when they state: "Significant parts of this stretch of North Shore beach shoreline are used by Hawaiian Green Sea Turtles (Honu) to rest and nest. Honu are ectothermic relying on the environment to regulate their body temperatures. Basking on the shoreline is a way they raise their body temperature and it also gives them an escape from potential predators. Both male and female Honu bask year round on Hawai'i's shores.

Written
Testimony

Hawaiian Green Sea Turtles are a "Threatened Species," under the Federal Endangered Species Act. Furthermore, they are an umbrella species (i.e. they indirectly protect other species) because they play an important role in many ecosystems they travel through. Honu deserve protection and it is our duty to speak up for them.

The areas where the Honu lay eggs and rest on the North Shore is part of a larger sacred cultural landscape. The ancient places of worship (heiau) nearby include 'Ili'ilikea which is located just ma uka of Laniākea Beach. Down the road is the Kahōkūwelowelo heiau complex which was a school for Kahuna (Priests). In ancient Hawai'i, the commoner never approached this site and had the utmost fear and respect for the place that held so much spiritual power.

Honu themselves are significant in Hawaiian culture and religion as they are the 'aumakua or guardian spirits of many 'ohana and are a part of our cosmogonic genealogies. According to tradition all living things were born from the ocean including the Honu and the Kanaka Maoli people.

The continued harrasment of the Honu by hundreds of visitors daily along the stretch of shoreline from Sunset to Kaiaka Point is well documented and is of great concern to environmentalists, residents, and most especially Kanaka Maoli. The harm done to the wellbeing of the Honu affects the native people of this land most especially."

Therefore I strongly urge you to pass Bill 34. Thank you for listening to the voices of the people of this place.

Jessica dos Santos

Testimony

Attachment

Accept Terms
and Agreement

1

IP: 192.168.200.67

From: CLK Council Info
Sent: Wednesday, August 25, 2021 1:59 PM
Subject: Parks and Community Services Testimony

Written Testimony

Name Andy Cunningham
Phone
Email AndyCunningham@rocketmail.com
Meeting Date 08-26-2021
Council/PH Committee Parks and Community Services
Agenda Item Bill 34
Your position on the matter Support
Representing Self
Organization

Written Testimony I testify to have the tour buses that travel from Lonikai beach to Sunset beach to stop stopping and harassing wildlife. It is unnatural and I imagine un-fun for them. It is these human lifestyles that cause species to become endangered. We must do whatever we can to maintain their natural life and autonomy. Also I believe it is these types of law changes that can have a rippling effect on people as well. Helping everyone understand gawking and harassing are slight but interruptive actions to freedom and overall happiness.

Testimony Attachment

Accept Terms and Agreement 1

IP: 192.168.200.67

From: CLK Council Info
Sent: Wednesday, August 25, 2021 2:25 PM
Subject: Parks and Community Services Testimony

Written Testimony

Name Roxana Jimenez
Phone
Email roxana@gonorthshore.org
Meeting Date 08-26-2021
Council/PH Committee Parks and Community Services
Agenda Item Oppose Bill 34
Your position on the matter Oppose
Representing Organization
Organization North Shore Chamber of Commerce
Aloha City Council Park members,
The wording of Bill 34, as drafted, could ban all commercial activities, including surf and water safety lessons. We would like an amendment for surfing-related and water safety activities similar to the one for filming.
Written Testimony Therefore, we oppose Bill 34 because it does not include an exception for these types of surfing/water activities, which are so fundamental to the Hawaii experience for residents and visitors alike.
Respectfully submitted,
Roxana Jimenez
North Shore Chamber of Commerce
Testimony
Attachment
Accept Terms and Agreement 1

IP: 192.168.200.67

From: CLK Council Info
Sent: Wednesday, August 25, 2021 2:39 PM
Subject: Parks and Community Services Testimony

Written Testimony

Name Claire G Magallanes
Phone
Email clairemagallanes@gmail.com
Meeting Date 08-26-2021
Council/PH Committee Parks and Community Services
Agenda Item Bill 34 Relating to Commercial Activities at Public Parks
Your position on the matter Support
Representing Self
Organization

Written Testimony I SUPPORT Bill 34. Tour groups/companies only care about making money and do not care about our sacred wildlife. They do not educate their guests on proper observation behaviors or how to respect the land.

Testimony
Attachment
Accept Terms and Agreement 1

IP: 192.168.200.67

From: CLK Council Info
Sent: Wednesday, August 25, 2021 1:54 PM
Subject: Transportation, Sustainability and Health Testimony

Written Testimony

Name	Hannah Osland
Phone	
Email	hannahosland374@gmail.com
Meeting Date	08-26-2021
Council/PH Committee	Transportation, Sustainability and Health
Agenda Item	Bill 34
Your position on the matter	Support
Representing Organization	Self
Written Testimony	I am testifying in support of Bill 34, relating to Commercial Activities at Public Parks and the protection of the Hawaiian green sea turtle
Testimony Attachment	
Accept Terms and Agreement	1

IP: 192.168.200.67

From: CLK Council Info
Sent: Wednesday, August 25, 2021 4:11 PM
Subject: Parks and Community Services Testimony

Written Testimony

Name Aria Orr
Phone
Email aescorr@gmail.com
Meeting Date 08-26-2021
Council/PH Committee Parks and Community Services
Agenda Item Bill34
Your position on the matter Oppose
Representing Self
Organization

Written Testimony

I don't mind commercial activities in public parks. I love local swim lessons for a paid instructor at a keiki friendly beach. I love shave ice stands and would love to have them in a park. I have been a patron of surf schools when ohana come to visit. I have bought water and gatorade from a little kid selling beverages at a soccer park during a youth soccer game. I've seen kite surfing lessons. I've seen personal guided tours. I've seen buses with lots of visitors and I've seen visitors often pick up trash and dispose of it properly. As long as it isn't blocking access to a park when it is open to the public, and doesn't violate laws regarding appropriate public conduct, let bad businesses get shut down or forced out by communities and let good businesses reap what they sow.

Testimony Attachment

Accept Terms and Agreement 1

IP: 192.168.200.67

From: CLK Council Info
Sent: Wednesday, August 25, 2021 5:31 PM
Subject: Parks and Community Services Testimony

Written Testimony

Name Shannon Rudolph
Phone
Email shannonkona@gmail.com
Meeting Date 08-26-2021
Council/PH Committee Parks and Community Services
Agenda Item Bill 34
Your position on the matter Support
Representing Self
Organization

Aloha Chair Tulba, Vice-Chair Tsuneyoshi, and Committee Members,

Please pass Bill 34!

I have seen many, many resident's videos of visitors harassing the honu from Sunset Point to Kaiaka Point.

This must stop. The Green Sea Turtle is a threatened species and desperately needs our

Written Testimony help now.

Please stop commercial tours and other commercial activities in these areas. The residents should not have to be the enforcers to protect the honu, & tour companies are flagrantly abusing the rules already in place.

Mahalo.

Testimony
Attachment
Accept Terms and Agreement 1

IP: 192.168.200.67

From: CLK Council Info
Sent: Wednesday, August 25, 2021 6:47 PM
Subject: Parks and Community Services Testimony

Written Testimony

Name Kathleen M Pahinui
Phone
Email pahinuik001@hawaii.rr.com
Meeting Date 08-26-2021
Council/PH Committee Parks and Community Services
Agenda Item Bill 34
Your position on the matter Support
Representing Self
Organization

Aloha Committee Chair Tulba and Committee Members -

I strongly support Bill 34. For too long our beaches and parks have been monetized by commercial operators to the detriment of the community and residents. The North Shore is overrun with snorkel tours, surf schools, vendors selling anything from coffee to clothes, tours buses, and food trucks. This has to stop - it has taken the beauty of our beaches and turned them mini malls. The right to access and use our beaches is enshrined in our state constitution. It is a public trust. The commercialization makes a mockery of this trust.

Written
Testimony

The North Shore Neighborhood Board #27 has heard many stories of residents being kicked off of beaches as tour operators say they need the space for their customers. Check out Pua'ena Beach any day to see the devastation. Laniakea is overrun with tour buses parking illegally to drop off customers - stopping traffic and causing all sorts of disruption for the turtles.

Bill 34 will help put a stop to this desecration of our natural beauty and allow our community to once again enjoy a peaceful day with keiki at the beach.

Malama 'āina,

Kathleen M Pahinui
Waialua Resident

Testimony
Attachment

Accept Terms
and Agreement

1

From: CLK Council Info
Sent: Wednesday, August 25, 2021 7:23 PM
Subject: Parks and Community Services Testimony

Written Testimony

Name Aimee Antipala
Phone
Email aimeeantipala@gmail.com
Meeting Date 08-26-2021
Council/PH Committee Parks and Community Services
Agenda Item Bill 34
Your position on the matter Oppose
Representing Self
Organization

Written
Testimony

Aloha, I am writing to you today in oppose to Bill 34. I am a local born and raised wahine here in Hawaii. My whole working life here on the islands have been in hospitality industry and customer service to visitors that come on vacation. If this Bill 34 passes, it would put a lot of local people out of a job, which pay for living here. Please amend the Bill to allow surf lessons
Mahalo for listening

Testimony
Attachment

Accept Terms
and Agreement 1

IP: 192.168.200.67

From: CLK Council Info
Sent: Wednesday, August 25, 2021 7:42 PM
Subject: Parks and Community Services Testimony
Attachments: 20210825194131_Bill_34_2021_-_testimony.pdf

Written Testimony

Name Carol Philips
Phone
Email carolphilips1@gmail.com
Meeting Date 08-26-2021
Council/PH Committee Parks and Community Services
Agenda Item Bill 34
Your position on the matter Oppose
Representing Organization
Organization North Shore Ocean Eco Tourism Association
Written Testimony
Testimony Attachment 20210825194131_Bill_34_2021_-_testimony.pdf
Accept Terms and Agreement 1

IP: 192.168.200.67

Dear Honorable Chair Tulba & Parks Committee Members,

Thank you for your consideration and for taking the time to read my testimony on Bill 34.

I believe there is a potential for unintended consequences in this bill. The Term Commercial Activities is overly broad. On the surface, it appears that this bill is targeting tour buses and the term commercial is not defined, and as such could ban all commercial activities including surfing lessons.

An amendment to SECTION 2. Section 10-1.2 subsection (h) could be helpful, “ Commercial activities, including recreational stops by commercial tour companies, are not allowed at any time at Kailua Beach Park and Kalama Beach Park, except as otherwise provided in this chapter for commercial filming and permitted surfing activities.

Access to the ocean to practice the sport of surfing via the City Parks and rights-of-ways is cherished by everyone, native Hawaiians, residents & visitors alike. It is this last group of short term guest to our islands that need the most management and guidance when accessing our natural resources. Surf Schools provide just that. Besides the physically demanding efforts put in the water we also teach our students to use sun-safe sunscreen, to not wear reef shoes so as not to damage the reef and more.

Legislation denying people, for any reason, access to the ocean on the North Shore, should also consider the following:

1. Haleiwa is Designated the Surfing Capitol of the World per state legislation HCR161 2004
2. Surfing is designated as the official individual sport in the State of Hawaii since 1998
3. Surfing is an indigenous activity
4. Surfing and swimming are legacy sports
5. Surfing is now an Olympic sport
6. There are miles and miles of empty beaches on the North Shore

In addition:

Existing Rules: Extensive ordinances are already in place governing surfing lessons by both the City and State.

Room for Everyone: The North Shore has miles and miles of mostly empty beaches.

Culture: *Surfing is Hawaii's gift to the world:* This bill would restrict access of kama'aina and malihini alike from participating in this treasured tradition.

Visitor Experience: The majority of surf students say that learning to surf was the highlight of their trip to Hawaii.

Safety: Without surf instructors who are trained lifeguards, visitors will inevitably rent boards from surf shops and risk getting swept out to sea.

Sense of Place: Surfing originated in Hawaii – The North Shore is the Surfing Capital of the World and surfing is our State Sport (both as designated by State Legislation). The North Shore is famous around the world and on the internet for its surfing. Wikipedia's description of the North Shore begins with surfing and learning to surf followed by television and film, accommodations, activities.

Economy: Surfing lessons provide tax revenues and much-needed income for North Shore locals..

The North Shore has miles and miles of coast line with most of the beaches unused. There is room for all of us. Please amend this bill to allow for permitted ocean activities, and work with us to come up with a win/win solution.

Respectfully,

Carol Philips

North Shore Eco Ocean Tourism Association

From: CLK Council Info
Sent: Wednesday, August 25, 2021 8:05 PM
Subject: Parks and Community Services Testimony

Written Testimony

Name Rowena Rojo
Phone
Email rojo808@hawaii.edu
Meeting Date 08-26-2021
Council/PH Committee Parks and Community Services
Agenda Item Bill 34
Your position on the matter Support
Representing Organization
Organization Ka Lāhui Hawaii Kōmike Kalai‘aina

I have witnessed that our honu are being harrassed by tourist and as I went to protect the honu, as I am a native Hawaiian, were also harassed by the tourist. They are yelling in my face viciously to move, while I was protecting the honu on Laniakea beach.

I am a Native Hawaiian, and am a full on supporter to ban all tourist companies to take loads buses of tourist to go see and disrespect our endangered honu at Laniakea beach. It is there home and their habitat.

I also would like to input that a barricade should be built so the tourist don't enter the areas where the honu needs to be. The tourist steps on the limu that grows on the reef, that is the Honu's food. Also, there is signs for no swimming but tourist still swim and what makes it worst then use their suntan lotion and then the lotion ends up in the ocean and the honu ends up drinking the ocean water with the lotion floating on top of ocean top.

Would you like to drink suntan lotion with your water?

Another thing is there is No parking/tow away sign that is across the street, and yet the Police and DLNR does not give whoever parks there a ticket. I am not too happy with that, that is not fair due to us locals who were on the mauna, in where the Governor ordered barricades for us, and put up do not park signs and when we did, a lot of Hawaiian's got ticketed.

Hawaiians protecting our Mauna A Wakea.

So, the big question is, why is the tour bus companies and the tourist is getting away with making any kind to our endangered honu and Hawaiian monk seals.

They totally disrespect and is desecrating our Hawai'i, in which OUR HAWAI'I IS NOT THEIR PLAYGROUND.

Mahalo,
Rowena Rojo

Testimony
Attachment

From: CLK Council Info
Sent: Wednesday, August 25, 2021 9:35 PM
Subject: Parks and Community Services Testimony

Written Testimony

Name Christina Davila
Phone
Email christinadavila38@gmail.com
Meeting Date 08-26-2021
Council/PH Committee Parks and Community Services
Agenda Item Bill34
Your position on the matter Support
Representing Self
Organization

The harassment of endangered Hawaiian Green Sea Turtles must stop. If residents are being told to stay home, why are the excessive amount of tourists pouring in allowed to break state law with no repercussions. Any local can tell you that Laniakea is not an ethical tourist attraction because of the harassment by massive groups of tourists and the atrocious traffic that locals have to endure every single day.

Written Testimony

If Kailua is allowed to make it illegal for commercial activities to go to all 3 beaches (Lanikai, Kalama, Kailua Beach Park) because of Bill 11 which was passed in 2012, so should North Shore with this Bill 34. To grant this wish for locals who have expressed major distress and conducted peaceful protests is the right thing to do. We are doing this for our community because the state of Hawaii has done nothing to actively put a cap on tourism during the height of a global health pandemic and in the midst of the surge in covid cases. Do the right thing, locals are tired of having our concerns being ignored. Laniakea is a resting place for Native Honu, it IS NOT a zoo attraction for tourists, we will not stop until they get the protection they need for the sake of Hawaii's eco system and future generations.

Testimony Attachment

Accept Terms and Agreement 1

IP: 192.168.200.67

**P O Box 601
Waialua, HI 96791**

August 25, 2021

RE: Testimony of Support for Bill 34 (2021) Relating to Commercial Activities in Public Parks

Aloha Chair Tulba, Vice Chair Tsuneyoshi and Committee Members,

My name is Thomas T Shirai Jr a lifetime resident of Mokule'ia and descendant of a Piko Ohana of Waialua Moku spanning at least 10 generations. I'm active in Community and Cultural Affairs in Waialua Moku currently serving my 5th consecutive term on the North Shore Neighborhood Board with a total of 20 years participation. I am providing testimony as an individual. I've served 2 terms on the Oahu Island Burial Council and also on The Office of Hawaiian Affairs Native Hawaiian Historic Preservation Council (no longer existing) along with Ka'ena Point Advisory Group and several consultations for projects in Waialua Moku. I am a recognized Lineal Descendant of Kawaihapai and Pa'ala'a (Kai) Ahupua'a along with several Cultural Descendant Recognitions within Waialua Moku which includes Puaena Point. I am also recognized by The Department of Interior thru NAGPRA (Native American Graves Protection Act) as a Lineal Descendant and Po'o of The Kawaihapai Ohana which is a Native Hawaiian Organization (NHO).

I am providing TESTIMONY OF SUPPORT WITH FURTHER AMENDMENTS IN BILL 34 CD1 with the follow

- 1. Include Puaena aka Puaena Akua as part of the geographical places mentioned in Bill 34. This is a very culturally sensitive area comprised of the cove and its shoreline which are part of a huge TCL (Traditional Cultural Landscape) documented in Bishop Museum Publication entitled Archeology of Oahu (McAllister-1933) and compiled in the current Sites of Oahu. It was identified as Site 234 Haka Kau Kanaka which is that inlet and Site 235 Pohaku Puaena situated on the shoreline of the cove.**

Site 234 was used in Pre-Western Era where uncared deceased bodies of individuals where placed on the reef or ledges to decompose and consumed by Mano (shark) therefore making it a burial ground. Both Bishop Museum Publications mentioned documents that it was the resting place of a beloved Chief of Waialua named Elani who is the Father of Kaahana who was Ruler of Oahu during that time prior to being conquered by Kahekili.

My Ohana were the Cultural Informants of Waialua for Bishop Museum and featured in their publications and among them are my Grandfather's (David Peahi Keao Jr) Grandmother Annie Keahipaka and Uncle Oscar Cox making them my Great-Great Grandmother and Great-Great Grand Uncle who are Direct Lineal Descendants of Chief Elani and King Kaahana. My Great-Great Grand Uncle Oscar Cox was U S Marshal of Waialua in the early 1900's and an alumni of Kamehameha School for Boys c/o 1890. His son is Andrew Elani Cox and he donated the land where Waialua High & Intermediate School is situated which was originally named Andrew E Cox School.

Regarding Pohaku Puaena (Site 235) it's famous for healing powers, dream interpretation and attracting fish. People from all parts of Oahu came to it especially for healing and dream

interpretation. Attached with this testimony is the only existing photo of Pohaku Puaena taken by Bishop Museum in 1933 featuring my Great-Great Grandmother Annie Keahipaka (center with the hat) and members of our Ohana with Pohaku Puaeana. My Ohana are the Keepers of Pohaku Puaena.

Recent coverage by Hawaii News Now show the influx of tourist directed to Puaena Cove due to the overcrowding at Laniakea to view the Honu. The video clip showed a lot of tourist swimming in the cove along with them touching or perhaps walking on Pohaku Puaena without knowing the area.

After 1998 when I first opposed Puaena-Eco Camp it was because of the above mentioned reasons whereas I went against members of my Ohana (including Kupuna) and other community members against this project. I was encouraged by my Grandpa David Peahi Keao Jr who was 83 years old at that time to stand firm against this project which went bankrupt and would have only provided minimum wage jobs that entailed groundskeeper or housekeeper because that already had staff from the mainland for those administrative positions.

2. The second requested amendment I'm requesting is that this portion of Haleiwa Beach Park be designated as a Kapu Area limiting to restricted usage for subsistence gathering for pole (shore casting) outside of the cove and limu picking.

Puaena was once abundant with limu manaua, limu palahalaha (sea lettuce) and limu eleele that grew on the rocks.

3. Absolutely no recreational activity in the cove waters due to it being a burial ground.
4. Designated area to scatter ashes of deceased loved ones since it's a burial ground.
5. Puaena Cove be used for Cultural Educational Purposes especially for our younger generations of Hawaiian Ancestry

Thank you for the opportunity to share my mana'o and take these additional recommendations into consideration and add similarity to the proposed Bill 34 CD1. Malama Pono.

Thomas T Shirai Jr

Mokule'ia, Waialua





Curative Stone

Site 235. Stone with curative powers, near Puaena Point, Waialua. (Sometimes covered by sand)

Partially covered by the sands of the beach and continually washed by the tides is a smooth oval-shaped stone about 2 feet high and 4 feet long which represents a woman known as Puaena who came in the following of Pele from Tahiti. For its curative powers the stone was famous, and Hawaiians came to visit it from all parts of Oahu. Seaweed was placed on the stone and a petition for aid addressed to it before the injured part was touched to the stone. If the ceremony was properly performed, the cure would be certain to follow. People also came to Puaena to inquire about the prosperity of the times and were answered through the medium of dreams.

McAllister
Arch. of Oahu

B.M. Neg. #15325(M96)



Haka-kau-Kanaka

Haka-kau Kanaka, (a stretcher on which to place a human body). A small islet in Waialua Bay on which the bodies of human beings, slain for the purpose, were placed to be used as shark bait. This islet is a short distance south of Puaena Point in the harbor at Waialua, Oahu.

Emerson notes
HEN: Vol I, p 619

Puaena Point

Site 234. At the death of Elani, who was greatly beloved by his people, his body was placed on a ledge of rocks near Puaena Point, where it was allowed to

detonated. The place became known as Kakahehe Kakahe. As the odor came to the sands at Hialewa they became known as Meehan; the point on the other side became known as Kapeva. Jankala tells me that at this same place, if there was no one to care for the body of a commoner after his death, the corpse was placed on these rocks. The fluids from the decaying body would seep into the sand and attract swarms, which the people killed.

McAllister
Arch. of Oahu

Kani was the father of Kakahehe. He was killed by Kakahehe after a revolt of the Oahu chiefs against Kakahehe failed.

Kakahehe Kakahe--the ledge (where) the man was placed

kaka--ledge (or perch) kaka--in place

Meehan--small Kapeva--overwhelming small

McAllister has Kapeva but it probably should be Kapeva
Patel, Mary Kawena
May 6, 1994



From: CLK Council Info
Sent: Thursday, August 26, 2021 4:23 AM
Subject: Parks and Community Services Testimony

Written Testimony

Name Alikia Akiona
Phone
Email twokeedz@yahoo.com
Meeting Date 08-25-2021
Council/PH Committee Parks and Community Services
Agenda Item Bill 34
Your position on the matter Support
Representing Self
Organization

Aloha Chair Tulba and Vice Chair Tsuneyoshi,
I am writing to you as a Kanaka Maoli who is just not okay anymore with the disrespect to our native lands, peoples and animals in Hawaii nei. The Laniakea turtle area is just one small example of this larger problem . The tourists and people who bring them here don't come here respectfully and constantly harass the turtles and their resting place. They cause horrible traffic and litter the Aina with trash.

Written Testimony

I respectfully urge you, councilmembers, to vote yes on Bill 34 relating to commercial activities at public parks. Mahalo piha for introducing and considering this bill, and I am available for any questions or concerns should you have any.

Ke aloha,
Alikia Akiona
twokeedz@yahoo.com

Testimony Attachment

Accept Terms and Agreement 1

IP: 192.168.200.67

From: CLK Council Info
Sent: Thursday, August 26, 2021 9:17 AM
Subject: Parks and Community Services Testimony

Written Testimony

Name	Anne Au
Phone	
Email	thunderlotus@icloud.com
Meeting Date	08-26-2021
Council/PH Committee	Parks and Community Services
Agenda Item	Bill 34
Your position on the matter	Oppose
Representing	Self
Organization	
Written Testimony	"I oppose Bill 34 because it does not include an exception for surfing-related activities.
Testimony Attachment	
Accept Terms and Agreement	1

IP: 192.168.200.67

From: CLK Council Info
Sent: Thursday, August 26, 2021 9:37 AM
Subject: Parks and Community Services Testimony

Written Testimony

Name Betty Depolito
Phone
Email banzaib@hawaii.rr.com
Meeting Date 08-26-2021
Council/PH Committee Parks and Community Services
Agenda Item Bill 34
Your position on the matter Oppose
Representing Self
Organization

Written Testimony

I have played and worked on the beach as a professional surfer, photographer, videographer for 50 years now in Hawaii. These areas are for the people to use and enjoy and I oppose any restrictions and laws that prohibit our community from using these areas. We already pay a lot of taxes and all costs have gone up over the past years. No way should anyone not be able to use these areas, we already pay for them. Why should any business attached to government fees be excluded and the community be ejected especially in relation to surf instruction, photographs, small video shoots etc. This land belongs to the people! Thank You

Testimony Attachment

Accept Terms and Agreement 1

IP: 192.168.200.67

From: CLK Council Info
Sent: Thursday, August 26, 2021 11:01 AM
Subject: Parks and Community Services Testimony

Written Testimony

Name Steve Andreas
Phone
Email stevie.sbshawaii@gmail.com
Meeting Date 08-28-2021
Council/PH Committee Parks and Community Services
Agenda Item Bill 34
Your position on the matter Oppose
Representing Organization
Organization Sea & Board Sports Hawaii LLC
Aloha Nui Loa

We oppose bill34 because it will restrict commercial activity to all City and County beaches, We offer our surf lessons, paddleboard kayak and snorkel experiences to the Local community as well as the tourists, we work with companies, like Queens, Kapiolani the unions and offer employee discounts, so they can enjoy days off with their families, We work with Shriners, Make a Wish, wounded warriors so they can enjoy the beauty of Hawaii and give them a day away from their daily battles,

We hire local kids, get them certified, train them to run our business so one day they will be able to start their own businesses like many of the local kids have done.

Written Testimony

We only use 3 beaches for surf lessons on the entire Northshore, Chuns reef Puaena point and Haleiwa Beach Park, We govern ourselves to stay at these locations, we also offer an extension to the lifeguards and help keep people safe.

We would like to come to a compromise, not just shut things down, We can close weekends, for certain local events like regatta's, Local sponsored races etc.

Let's work together to create a safe, fun environment for all, Local families as well as tourists and help our kids prepare for the working force, teach them customer service, organization, work ethic and much more.

My 1st employee was 16 years old, Jacy Shimahara who is now my business partner, Ryan Otholt who is now a police officer, and several others who have gone onto careers.

We would like to find a solution and compromise.

Mahalo Nui
Steve Andreas

Testimony
Attachment

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and Agreement

1

IP: 192.168.200.67

From: CLK Council Info
Sent: Thursday, August 26, 2021 11:37 AM
Subject: Parks and Community Services Testimony

Written Testimony

Name Tamayo Perry
Phone
Email Oahusurfingexperience@aol.com
Meeting Date 08-26-2021
Council/PH Committee Parks and Community Services
Agenda Item bill 34
Your position on the matter Oppose
Representing Self
Organization surf permit 34

Aloha Augie Tulba, Heidi Tsuneyoshi, Carol Fukunaga, Andria Tupola & to whom ever else this may concern,

This is Tamayo Perry with the surf school Oahu Surfing Experience. My sincerest apologies for waiting until the last minute to write to you all. Between working my lifeguarding job and helping my mother manage her cancer situation, I've been absolutely spread thin. Once again, I'm not asking for sympathy, but rather, I'm just explaining to you why it's taken me so long to respond to the drafting of & the contents of Bill 34.

I would like to start by thanking you all for always giving your best efforts of actually physically meeting with the people of Hawai'i, whom these major issues actually effect. So far, in my humble opinion, you are all doing an outstanding job in office & I appreciate your thoughtfulness very much so.

Written
Testimony

I am writing to you in presentation of offering a few possible solutions to the commercial surfing side of Bill 34.

However, I must make it known to you, if you haven't already noticed already, but there will be serious ramifications or rather, grave & unintended consequences that stem from Bill 34 by way of the main contents of the Bill using the verbiage, " Commercial Activities.... are Not Allowed At Any Time "!

This is not an insult but rather an astute observation & i hope you don't take this the wrong way, but unfortunately, last I checked, the Government of Hawai'i was not maintaining a realistic viability in the arena job of creation. In the State of Hawai'i, Livable Job Opportunities with wages that produce a realistic way to provide for your family are slim to none. Living out here on the North Shore is even much much more difficult to survive. Most

of us are all living pay check to pay check & literally one pay check shy of becoming homeless.

If Bill 34 is passed, it would mean an upwards of 250 NorthShore residents, both Kanaka Maoli & Kama' āina alike, would be put out of a life sustaining job & one step closer to homelessness.

Myself, as well as many of my fellow surf instructors that reside here on the North Shore, we pass on kuleana of Hawaiian Culture as we teach surfing. Our beautiful Hawaiian Island Chain is the Birth Place of surfing & surfing is one of the most amazing & inspirational lifestyles that has ever graced planet earth. The moving art, lifestyle & modern day sport of surfing nearly disappeared from existence back in the early 1900's & if it wasn't for a young Hawaiian named Duke Kahanamoku, one of the most fascinating aspects of Hawaiian Culture would have vanished into obscurity. We the next generation of Hawaiian surfers & surf instructors fill in where Duke left off, continuing to perpetuate one of the most vital pieces of Hawaiian Culture to the next generation Hawaiian as well as the traveling malahini alike, who comes to our islands clueless & uninformed of the sacredness of Hawaiian Culture. Many of our educational surf schools become this avatar to important maintenance of a potentially dying culture.

I need to get it straight off my chest by stating that I am opposed to Bill 34 & I kindly ask that you Kill Bill 34 in its tracks before it causes irreparable damage.

If your counsel is absolutely hell-bent on eradicating "All Commercial Activity" from the North Shore Coast Line, I will accept your decision only on one condition, and that one condition would have to be that you be fair to ALL!

What I'm saying, is that this Bill 34 effects the little Mom-N-Pop operations on the North Shore. The small entrepreneurs that have endured major lack of job opportunities & used their creativeness & survival skills to create self employment & work positions against all odds. For example, my business has been in operation for roughly about 12 years now.

So to be fare to ALL, you would need to ELIMINATE ALL COMMERCIAL SURFING COMPETITION from the North Shore as well!!!

Most Professional & Amateur Commercial Surfing Competition here on the North Shore is owned & operated generally by

CORPORATE/FOREIGN ENTITIES who do a lot of major structural damage to our Public Owned BEACH PARKS. Please Do Not for one second use ambiguous semantics by acting like "A surfing Competition" or "Surfing Event" can be looped holed or maintain an exemption of being granted a permit by having the vague terminology such as "Commercial Filming Activities" in Bill 34, because no matter what terminology that is being used in Bill 34, a "Surfing Competition" with judges & competitors is still a "COMMERCIAL SPORTING EVENT/ COMMERCIAL ACTIVITY" no matter how one may be spinning it. Not only do I teach the very beginner in the culture & skill of surfing, but I also I teach & instruct young professional & amateur surfers before, during & after surfing competitions on the North Shore.

If you take away my permit because you are determined to pass Bill 34 without revising it so Surf Instructors have an exemption from this Bill, it would be a bizarre hypocrisy because i no longer would have the ability to legally instruct competitors in Commercial Competitions here on the North Shore.

So to be fare to the Kanaka Maoli & Kama' āina, the True Backbone & real residents of the North Shore, if you are going to terminate our livelihood, then ALL COMMERCIAL SURFING COMPETITIONS MUST NEVER BE ALLOWED to be permitted, held & operated again.

I hope I am making my plight for the little man crystal clear. Food on our tables & the roof over our head is very much at stake at this very moment.

To give you a better idea of my background & credibility, I am a former professional surfer who was endorsed and paid very well by major corporate surf companies such as Rip Curl Clothing & in my later years O'neill Inc. These companies didn't pay me to surf in competitions but rather they paid me for my skill set & expertise in surfing Pipeline, as well as surfing many of the other extremely dangerous & infamous waves of the world. What I'm about to present to you is by no means 2nd hand in nature but rather it is through my real life experiences & accumulated knowledge that has kept me safe & alive to this day. My whole life's formula has to do with safety, risk assessment & risk management. As well, I am a lifelong part of this North Shore Community & I to want to be in harmony with my community, especially while running my business. I pride myself through a self-created business formula on being community friendly, I stress the issue of keeping my community safe & as a community member, I to can not stand the eye sore that a few rogue surf schools have created with advertisement style commercial tents & an over saturation of surf students at certain surfing lineups out here on our North Shore beaches.

So here are my proposed solutions.

1. We have a C&C rule or law that currently exists that allows for 1 instructor to a 5 student ratio. This in my expertise is absolutely ludicrous. 1 lone instructor can not realistically safeguard 5 students in a rogue environment such as the wild ocean. Especially out here in our North Shore waters. It is by no means safe for students or the surfing public at large to allow a 1 instructor to a 5 student ratio. This law or rule needs to be changed to No More than a 1 instructor to 3 student ratio. This will force schools to hire more qualified instructors to help manage their students. Not only will this create a few more jobs for our Northshore residents but also, this will help guarantee public safety in the lineups. More qualified instructors in the lineup will help keep their beginning students contained and from drifting off in the current without supervision. Rogue, unattended students is the catalyst for seriously hurting each other as well as the general public. Unattended students is always the biggest danger in the surf.
2. Renting any type of surfing equipment on the Northshore should be banned all together. You should Not be allowed what so ever to rent surfboards, bodyboards, SUPs or floating pool toys. These type of tourists who rent these kinds of equipment generally get sucked out to sea, causing unwanted stress on the already overburdened & overwhelmed lifeguard force. There have already been several documented cases of tourists drowning because of renting surfing equipment and not having a guide or professional instructor with them.
3. The C&C laws & rules that currently exist (and they really already need to be enforced by authorities), state that there is absolutely no soliciting, advertising or tents allowed to be set up in C&C Beach Parks or parking lots. I stress once again, that this existing rule needs to be enforced! Several rogue & lawless schools take advantage of the communities lack of awareness to what the rules really state. As I am quite convinced that this is one of the communities main irritations towards the surf schools. The left side right side & of Hale'iwa Beach Park (Puena Point) is loitered with illegal surf tents & advertisements posted up all over the park & beach entrances. I'm not sure on the standing rules as far as State DLNR is concerned & if there is a loop hole as to if a surf school can set up a tent & advertise on the actual beach, like how they do at Chuns Reef & now a new surf school tent that has just popped up on Laniakea Beach. Surf School Tents in the Chuns & Laniakea area are another major reason contributing to the heavy traffic. If this law was enforced, it will also curb the

temptation for a school to solicit & illegally take cash payments for walk ins. Meaning tourists who see the tents & walk up for an unannounced lesson.

4. The Northshore geographically is a fairly small arena. In all hindsight, there eventually needs to be a Cap or limitation to the amount of permits that are allowed to be issued out here. I don't know how this can be done legally, but It should DEFINITELY NOT be a highest bidder solution. This would be absolutely unfair to small business such as myself who have been operating legally for nearly 10 years now. I pride myself in running a business that is based on safety, being community friendly & flat out offering an exceptional cultural service. If it is based on the highest bidder, my small business would be squeezed out. As well, big business would only care about making as much money as possible & in return they would have no regard for the safety of their clients as well as the safety of the general public. Rather, I was thinking the solution might be to use the methodology of how they grant boat slips to people in harbors. A Grandfather clause or something? First come first served & the later folk who are attempting to get a permit get on a waiting list until another company loses their permit for breaking the existing rules, the owner of the permit possibly dies or just flat out gives up on running their surf school business. Then the next in line steps in.

5. Being that on Holidays, understandably, our beaches can become overwhelmingly crowded. Everyone island wide wants to go to the beach. Treat surf schools like the corporation known as the World Surf League (WSL)/Tripe Crown. Make it part of the law for surf schools to Not be able to operate on Holidays.

6. Last but not least. Please Do NOT even consider isolating surf schools to 1 to 3 beaches. This is by no means safe jamming everyone into a few small, isolated locations. It is very much the opposite & this thought process is just down right dangerous. As well, I have a special skill set that allows me to teach the very beginner all the way up to the highest levels of professional surfers. My wife & I coach the very same professional surfers that are competitors in the Triple Crown. We need access to coach at the same venues as the Triple Crown. This also goes hand in hand without creating a time restraint for this type of coaching. If the contest starts at 8:00am, I need to be allowed to get out there even earlier into the lineups with my students to get them ready for the competition. I sometimes have my professional clients out there as early as 6:00am so I can have them ready to perform once it's showtime.

I'm pretty sure that these are some good, well thought out solutions and a fair compromise towards the concerns of the tax paying public who want unhindered access to their beach parks and surfing locations. I hope this sheds a little light on this hot topic of interest. Thank you once again Heidi for all that you do & for sincerely listening to the little people of Hawai'i. I do not envy your difficult position in finding a proper solution, but I will always be there to help you in any way I can. Feel free to call, text or email me if you have any further thoughts or questions. Have a wonderful day Heidi and Mahalo nui for always sincerely listening to the little people of Hawai'i. Keep fighting the good fight my friend.

Sincerely yours,

Tamayo Perry

Phone # 1(808)497-7109

E-mail :

emiliadas@aol.com

Testimony

Attachment

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and Agreement

1

From: CLK Council Info
Sent: Thursday, August 26, 2021 11:39 AM
Subject: Parks and Community Services Testimony

Written Testimony

Name emilia perry
Phone
Email emiliadas@aol.com
Meeting Date 08-26-2021
Council/PH Committee Parks and Community Services
Agenda Item bill 34
Your position on the matter Oppose
Representing Self
Organization

- * Agenda Item: Oppose Bill 34
- * Position: Oppose
- * Representing: Oahu Surfing Experience
- * I oppose Bill 34 because it does not include an exception for surfing-related activities.

Here are some points why I oppose bill 34

Written
Testimony

1. Unintended Consequences of the Term Commercial Activities: On the surface, it appears that this bill is targeting tour buses and the term commercial is not defined, and as such could ban all commercial activities including surfing lessons. Existing Rules: Extensive ordinances are already in place governing surfing lessons by both the City and State.
2. Room for Everyone: The North Shore has miles and miles of mostly empty beaches. Culture: Surfing is Hawaii's gift to the world: This bill would restrict access of kama'aina and malihini alike from participating in this treasured tradition. Visitor Experience: The majority of surf students say that learning to surf was the highlight of their trip to Hawaii. Safety: Without surf instructors who are trained lifeguards, visitors will inevitably rent boards from surf shops and risk getting swept out to sea. I also teach advanced lesson to keep people safe in the big waves which plays a critical part. In keeping even the most experienced surfers safe. Sense of Place: Surfing originated in Hawaii – The North Shore is the Surfing Capital of the World and surfing is our State Sport (both as designated by State Legislation). The North Shore is famous around the world and on the internet for its surfing. Wikipedia's description of the North Shore begins with surfing and learning to surf followed by television and film, accommodations, activities. Economy: Surfing lessons provide tax revenues and much-needed income for North Shore locals
3. Mahalo for your time.

Testimony
Attachment
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and Agreement 1

IP: 192.168.200.67

From: CLK Council Info
Sent: Thursday, August 26, 2021 12:15 PM
Subject: Parks and Community Services Testimony

Written Testimony

Name Amy Parsons
Phone
Email amytakesaction@gmail.com
Meeting Date 08-26-2021
Council/PH Committee Parks and Community Services
Agenda Item Bill 34
Your position on the matter Support
Representing Self
Organization

Aloha,
I'm writing in support of Bill 34, to limit commercial stops at Oahu beaches.

Written Testimony One does not need to look too far on social media to see videos of tourists paying no mind to rules regarding Hawaii's wildlife. Dump an entire van load of them at a beach and within moments the honu have nowhere to rest. With an average of 800 visitors a day, where are the honu to go? We must protect all species, especially the endangered ones, from negative human impact.
Mahalo.

Testimony Attachment

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IP: 192.168.200.67

From: CLK Council Info
Sent: Thursday, August 26, 2021 12:57 PM
Subject: Parks and Community Services Testimony

Written Testimony

Name Jennifer Marr
Phone
Email jennmarr808@gmail.com
Meeting Date 08-26-2021
Council/PH
Committee Parks and Community Services
Agenda Item Bill 34
Your position on the
matter Oppose
Representing Self
Organization

Written Testimony I'm a surf instructor on the North Shore and rely on teaching surfing to survive. Please provide an exemption to this bill like the one provided to the film industry.
Thank you,
Jenn Marr

Testimony
Attachment

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Agreement 1

IP: 192.168.200.67

From: CLK Council Info
Sent: Thursday, August 26, 2021 2:00 PM
Subject: Parks and Community Services Testimony

Written Testimony

Name Michael Waters
Phone
Email memories@haliatours.com
Meeting Date 08-26-2021
Council/PH Committee Parks and Community Services
Agenda Item Bill 34
Your position on the matter Comment
Representing Self
Organization Hali'a Tours and Transportation

I am not submitting testimony for or against Bill 34. However, I am urging an alternative solution, with actual actionable proposals that will positively impact our Community without drastic negative impact on local businesses. There are precedents for this from Hawai'i over a thousand years.

There is an action word for what I am proposing in the Hawaiian Language. I certainly hope everyone concerned about this issue, especially those not from here like myself, knows the word and action I mean. However, for those of you born and raised here, I have a humble request I was given by those who taught me about these islands we love so much.

Let's fix this. We can sit together (even virtually or in a field 10 feet apart) and work through these issues. I am again proposing a Convention/Committee made up of the Community, Cultural Practitioners, the Industry, Regulatory and Safety Branches, and anyone who cares to work on an O'ahu Master Plan for the Tour Operators on the island.

Written
Testimony

The alternative is the same, whether we pass or don't pass Bill 34. Next year, we will be back here, or maybe the year after talking about a different beach. Worse yet, probably the same ones. Like every Bill before it regarding this issue, enforcement might last a couple of months then the next issue will come up. Companies who care will immediately comply, and those that don't know or don't care won't. Nothing will happen to them, they will continue to operate, and the Community will continue to be left all on their own to do enforcement.

When I proposed this, I was instructed to give a little background on the specific examples. That is the Hawaii State Tour Standards Certification Course. It came about basically with a convention, under similar sentiments from the Community and Industry. This Committee/Convention produced results that positively changed the visitor industry until it's steward Uncle Larry Zablan passed a few years ago. There are several of us who are trying to continue this legacy.

Immediately, I called around to my teachers involved in this and asked why they did this back then? They confidently replied because it was the right thing to do. Whether you're interests lie in Sovereignty, turtles, traffic, careers, livelihoods, or childhood fishing grounds. I certainly hope you all will see that sitting down, making things right, and working on a solution together is the only way to handle these massive issues.

Hawai'i has always been an example to the rest of the World. When it was purely Oceanian's brave enough to sail the Pacific, Hawai'i was a beacon. The Kingdom of Hawai'i led the World in civil rights in it's day, without even trying to.

Treaties and Embassy's, groundbreaking Government structures merging the traditional Ali'i system with the new Parliamentary and Republic political designs. There were roads, schools, and there was even travel insurance for visitors.

That changed after the overthrow of the Kingdom. Whether we know about it or like it, our industry was directly involved and benefited from those actions. Over tourism is not a uniquely Hawai'i or American problem, but it has a unique history and place in these islands many people aren't aware of, but we can do this, and we have done it before.

I certainly hope you will join me in calling for a Convention style effort to replace this Bill with something meaningful, enforceable, and without the negative impact on small businesses facing another shutdown.

Tour Operations Convention:

I propose a conventional style format to draft an O'ahu Action Plan as a replacement for Bill 34. One where the Community, Neighborhood Boards, Cultural Specialists, Elected Representatives, Tour Industry Professionals, Regulatory Branches sit down and write a replacement bill, one that helps the Community, without decimating small businesses and written in a way that may be realistic to enforce.

Brief "Tour Guide" History:

- +Started by the Waikiki Beach Boys, foreigners quickly saw an opportunity to make money.
- +Took the industry from the beach boys and sold "Sailor Jerry" style to tourists
- +Visitor Industry as a whole used tool of Occupation/Annexation
- +Hawaiian Cultural Renaissance happens in the 70's
- +Smaller, local Companies begin to form, eventually growing over time. (ENOA, POLYAD, Roberts)
- +New companies, new drivers, lots of discrepancies, and wrong information
- +State puts together a convention/committee to develop a Professional Standards Course for the tour industry.
- +The Committee was comprised of Education, Government, hotels, and eventually Tour Operators.
- +Certified guides impacted millions of visitors, hundreds of lives in the local Community.

Most CDL drivers are born in Hawai'i, most Hawaiian, and Polynesian. Many are rehabilitated and have put in the hard work to reform their lives and impact their communities positively. It is one of the very few industry jobs where people make a decent living.

During the first few months of the pandemic, 100's of years of tour guide experience retired or changed careers. At this current moment, most Companies in operation are locally owned, or at least family-owned. It is a high overhead business. Tour operation is not the section of the Hospitality Industry where people get rich. However, this section of the industry has a tremendous impact, both negative and positive. We will hear both sets of consequences during this process, and a lot on both sides is accurate.

State Certification Convention Background

+ First manual and courses signed by Governor Waihe'e in 1993. It included the School of Travel Industry Management, Vice-Chairperson for the Office of Chancellor, Unions, the Hyatt, Department of Labor, and more, but NO Tour Industry Professionals.

+It was all Educators, most of whom had never done a tour. So when presented with real-life questions and scenarios, they had no credibility. While they had the information, they had no idea about the presentation in that format and the interpretations about that information.

+1996 Governor Cayetano rolled out island-specific and advanced manuals with the Tour Industry Support, including guides, trainers, and executives.

+The Nā Leo o Hawai'i program was created, and stewardship was awarded to Uncle Larry Zablan.

+For the next 30+ years, it taught 100's if not 1000's of guides accurate information and how to present complex subjects, respect the Community, both behind the wheel and the places you go. It taught us we are representing Hawai'i every time we step on the job.

+That this was a responsibility and a gift, and we should treat it as such.

+It took ex-criminals, many of whom had served a hard time, and gave us a purpose. A purpose that is greater than making money and simply surviving. But an opportunity to perpetuate a thousand plus years of groundbreaking knowledge, breathtaking beauty, and a love for this Community, it's culture, and it's customs.

+Those Conventions and Committee's saved some of our lives, and now it's our turn to return the favor.

+KCC tried to re-launch the State Certification Program. However, they invited the Tour Drivers who had graduated from this program in for a couple of meetings, then kicked us all out and did what they were going to do anyway. We need a fourth push on that program, and that should be in this Convention's objectives.

Tentatively agreed to in advance

+Limiting beach and hiking trail access to a predetermined grid (approx: 10 beaches/trails island-wide), including parking spaces and restrictions based on vehicle size.

+That, of course, includes no commercial activity at Kailua, Waimānalo, and Laniākea.

+No commercial activity on Sundays and Public Holidays at beaches or public hiking trails.

Other areas to address

- +Community concerns, cultural concerns, enforcement challenges, excess unenforced laws, PUC approval process.
- +Clear area/course for owners/managers to understand the various laws that affect tour Company's, local State and Federal.
- +Posting license/permit numbers online and change enforcement to include advertising.
- +It is revisiting the State Certification Program to make it accessible and affordable. It is currently in the same stage as '93-'96, great information, but it is not sold in a viable format.
- +Fixing the Recreational Permit in a way that is possible for Companies to apply, secure, advertise based on, and follow. The rewrite completely destroyed any possibility of that program working and included zero enforcement.
Letting certain areas rest during certain times of the year.
- +Just for example, Pua'ena could be tour busses in summer when it's flat and surf schools in winter when there are waves.
- +Possibly Marine Conservation District needs to be created
- +Help us reform the industry in a way that helps the Community, Local Business, and Enforcement Branches alike.
- +Getting Ko'olina and Turtle Bay to open up access to help contain impact.

Who will be involved?

- +Anybody that wants to find a real solution, but to be more specific:

Community including Native Hawaiian Advocacy Groups and Neighborhood Boards, Kahu's and Konohiki's, Tour Operators, Council and Representatives, Enforcement Branches, Water Safety Professionals, Nā 'Ala Hele Trails, and other small business owners directly and indirectly affected by the tour bus operation industry.

How long will it take?

- +End of September, a rough outline for the Convention and issues to be tackled, as well as a plan submitted to be worked on by the Committee.
- +January should have a final outline to present for editing and prepare for the first reading.
- +February – begin the hearing process.
- +The plan should be in action for the tourism return in Summer 2022 with Industry, Community, and Regulator Support for the first time since 1996.

If we fail, pass Bill 34, and then we'll be back in a year or two for another bill for a different beach.

The reason I believe we can get it done so quickly is that the foundation is there. The

Certification Course already exists, it's just not being utilized. Laws that would handle most of the "problem Companies" already exist, they are just either not enforced or unenforceable in their current format. I also already have virtually every location on the entire island (and Statewide) vehicle size and appropriate parking areas. With a quick update, we can easily use that as a foundation to start from and widdle down the details from there.

The reason I don't outright support this Bill, will be voiced by the rest of my colleagues, and they're right. The reason why I don't outright oppose Bill 34, the Community will speak to and was spoken to, on the beach commonly referred to as Laniākea a couple of weeks ago, and they're right too. This Convention/Commission is not my idea. It's not a new idea. People talk about wanting to have more direction in the industry, more voice. This can be done. Now is the time.

As has always been the case here, if you want to know where you are going, you must know where you are, and you must know where you have been. We know where we have been. We know where we are because we've been here before. This was the right thing to do then, and this is the right thing to do now.

I do not believe there is an argument against that, only the belief that it cannot be done. The lack of trust in one another, caused by years of miscommunication, overreactions, and heartbreak from broken promises on all sides, is legitimate. It's righteous, and it's justified. Nobody can fix that but us. Now is the time. O'ahu is the place.

It may be long overdue, but we know what they say about the best time to plant trees. If we fail, pass the Bill, but if we don't do this, you might as well start drafting the next ones now.

As one last hope, I close with a question Uncle Larry always asked.

"Of all the people the visitor interacts with on vacation, which makes the biggest impact on them?" There were always a few guesses, but the answer was always the same.

"Naturally, it's the people they spend the most time with, their tour drivers."

We also have the most significant impact on the Community, both positive and negative, for the same reason. We as an industry must always keep that in the forefront of our mind.

Testimony
Attachment

Accept Terms
and Agreement

1

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