Bill 34, CD1 Testimony

MISC. COM. 568

CLK Council Info

Friday, October 29, 2021 10:42 PM

Subject:

Council Testimony

Written Testimony

Name

Jimmy Antunez

Phone

Email

kaponoehukai@gmail.com

Meeting Date

10-21-2021

Council/PH

Council

Committee

Agenda Item
Your position

Bill 34

on the matter

Oppose

Representing

Self

Organization

Aloha after submitting my testimony and seeing 10 tour vans and the police towing vehicles and making way for the tour busses I have decided to withdraw my comment of many tour busses at Puaena pt.!

Written Testimony We will have to work side by side and It will be good to provide designated parking! Validated by sticker for commercial vehicles to park in the park! Their are tour bus drivers who are making a living living and I sure would hate to be the one to stop a person making a honest living! I withdraw my last comment! ALOHA

Testimony Attachment Accept Terms

and Agreement

CLK Council Info

Sent: Subject: Thursday, November 4, 2021 9:32 PM Parks and Community Services Testimony

Written Testimony

Name

Carey Johnson

Phone

Email

quarkcsj@hotmail.com

Meeting Date

11-10-2021

Council/PH

Committee Parks and Community Services

Agenda Item

CR-310 Bill 34

Your position

er Oppose

on the matter

Organization

Representing Organization

Custom Island Tours, LLC

This bill mostly just consolidates the language of the existing bills that already ban Commercial Activities from All of the beaches in Kailua from Lanikai to Castle Point, and All of the beaches in Waimanalo from Makapu'u Beach to Bellows, except for Waimanalo Bay Beach Park, which has recently been renamed Hūnānāniho.

This makes up 10 miles of coastline on the East side, from Makapu'u to just short of Kaneohe Marine Corps Air Station.

This new bill would also make Waiamanalo Bay Beach Park off limits, as well as the whole 8 miles of the North Shore, from Sunset Point through Hale'iwa to Waialua.

Written Testimony

(i) Commercial activities, including recreational stops by commercial tour

companies, are not allowed at any time at city owned or operated beach rights-

of-way and easements from Lanikai to Kapoho Point (Castle Point)[.], and from

Sunset Point to Kajaka Point.

Kaiaka Point is the park behind the elementary school in Haleiwa just down the road from Ali'i beach park.

They tried to ban Commercial Activities from the North Shore a couple of years ago with Bill 2 (2018) but that bill died after 2 years. Note that banning "Commercial Activities" from the North Shore would include more than just preventing tour companies from making stops at these

beaches. This would also affect all other commercial activities such as surf schools and vendors, SUP and kayaking etc...

https://hnldoc.ehawaii.gov/hnldoc/document-download?id=12326

This bill seems to be mostly aimed at Tour Companies. The people who live in these areas don't want tour companies stopping at the beaches in their area. But a side effect of these laws that seems to be overlooked is that just means that more people will go to these places in individual cars instead of with tour vans or buses.

This will cause tourists to go to these places in rental cars instead. Most people in rental cars are only 2 to 4 people. So by banning tour companies with 15 passenger vans that would take up only parking space, now you'll have 3 to 5 rental cars taking up more spaces. Plus, when tour companies make these stops, they have an itinerary that they're trying to keep to, so they're not going to stay for very long. But tourists going to these places are going to pack a lunch, lay out their towels and stay for around 2 hours.

These laws discriminate against tour companies, in favor of rental car companies, and other forms of transportation that are still allowed to go to these places such as Rideshares like Uber and Lyft, and Taxis, etc... This takes jobs and income away from local companies and gives it to big mainland rental car companies.

It also encourages tourists to go on their own instead of with a tour guide, which puts more cars on the road, being driven by people who don't know where they're going, while they're trying to view the scenery while driving, and when they get there, they don't have a guide telling them what not to do, like climbing in sensitive cultural sites, and picking up their trash.

Back in the 90's I belonged to the Surfrider Foundation, and I remember that one of their issues was that in places like California, surfers were being banned from beaches behind resorts and mansions. Hawaii was held up as the example that All the beaches are open to the public, so I find it ironic that Hawaii is now passing laws making it illegal for certain people to go to their beaches, tourists traveling with a guide. You would think that we would be encouraging tourists to travel with a guide, to teach them the culture and history, and to keep them safe, and to provide jobs for local residents.

Testimony
Attachment
Accept Terms
and
Agreement

1

CLK Council Info

Thursday, November 4, 2021 10:58 PM

Subject: Council Testimony

Written Testimony

Name

Greg Arndt

Phone

Email

greg@privatetourshawaii.com

Meeting Date

11-10-2021

Council/PH

Council Committee

Agenda Item

Bill 34

Your position

on the matter

Oppose

Representing

Self

Organization

As a private tour guide taking small groups around the island, we teach respect, love for Hawaii, funnel business to all the local family businesses, eateries along the way. People have a wonderful experience, we leave things better than when we arrived. Most of the places I go to are quiet and not crowded, especially on weekdays. You need to do a study, actually watch what is going on at each area. You will see 90% of these places are fine. Please let's work together if there are any problem areas, not a 100% shutdown of all local businesses who serve visitors.

Written **Testimony** You are making it a crime for any local guide to show any visitor any beach on Oahu. We will close. Who will come on a tour if they are trapped in a van and forbidden to see anything!? Forcing visitors to be on their own and rent a car is terrible. If there is a piranha in a lake do you completely poison the entire lake and kill everything? No. Deal with the true issue first. This bill is based on hysteria and hate, with no attempt to help people or creatively have solutions.

I love Hawaii, people should be able to have a guide. Why is the answer to a handful of complaining people a complete shutdown of thousands of jobs and local family businesses? There is a third way.

Let's care about each other.

Testimony Attachment **Accept Terms** and Agreement

CLK Council Info

Subject:

Friday, November 5, 2021 9:40 AM Parks and Community Services Testimony

Written Testimony

Name

Alex Wilson

Phone

Email

alex@oahuphotographytours.com

Meeting Date

11-10-2021

Council/PH Committee

Parks and Community Services

Agenda Item

34

Your position on the matter

Oppose

Representing

Organization

Organization

Oahu Photography Tours

After 15 years of tour service to this community, my company has not only preformed sustainable tours but has educated all of our travelers how respect the land, people, animals and culture of Hawai'i. We keep them safe while touring one of the most sought after locations in the world. We also bring much needed revenue to the restaurants and nonprofits of the north shore and windward communities. Why are we always the ones that are to blame for these problems of over crowding and traffic. When has anyone conducted a real study and seen who really is to blame for these issues. You will not see tour buses causing this traffic, they are simply stuck in it too. It is the 1000's of cars.

Written **Testimony**

mainly unregulated rental cars that are parking in illegal areas. stopping in the middle of the road to take photos. The problem is not too many tour guides, the problem is there is not enough. There should be more tours available with proper parking spots. This would keep tourists with certified guides and company's that would be held accountable for the safty and education of their guests. If you ban us from doing what we do best, it will only allow more illegal tours to boom. If you honestly think that won't happen, you have not been truly paying attention to what is really going on. Promote your good, certified tour companies and tax rental cars, heavy. That is the right direction. The employees of these local companies are tax pay citizens

of the state and they, we, should be look at as the right way, not the

wrong way.

Testimony Attachment Accept Terms and Agreement From: Sent: Subject: **CLK Council Info**

Sunday, November 7, 2021 3:15 PM

Council Testimony

Written Testimony

Name

Denise Boisvert

Phone

Email infofordenise@yahoo.com

Meeting Date

11-10-2021

Council/PH Committee

Council

Agenda Item

Bill 34 CD1

Your position

Support

on the matter Representing

Self

Organization

I STRONGLY SUPPORT Bill 34 CD1.

For the last several years I have had to tell dozens upon dozens of tourists to move away from the resting turtles at Hale'iwa Ali'i Beach Park. Most of these tourists arrive to the sand as an unguided group and proceed to get their up-close-and-personal photo opportunities with the turtles.

Written Testimony The source of these unguided groups is usually the many unmarked and often white passenger vans that park at the side of the road. I always see the drivers get out with 6 to 10 people and point to the beach on the other side of the large grass park.

Then the drivers will inevitably light up cigarettes while waiting for their tourists to return; and when they do return, the drivers always drop their cigarettes to the ground and stump them out.

I do not live in Hale'iwa and cannot be there every day to try to protect the resting turtles. But dozens of tour vans are there every day and dozens of tourists get close to the turtles every day and dozens of cigarette butts are dropped on the side of the road every day - all because of this very active commercial activity.

Testimony
Attachment
Accept Terms
and Agreement

CLK Council Info

Sent: Subject: Sunday, November 7, 2021 3:38 PM

Council Testimony

Written Testimony

Name

Kim Jorgensen

Phone

Email

hawaiicondo@yahoo.com

Meeting Date

11-10-2021

Council/PH

Committee

Council

Agenda Item

Bill 34 CD1

Your position

on the matter

Support

Representing

Self

Organization

I support Bill 34.

Written Testimony It seems like a Wild West Free-for-All at the beaches with all the commercial enterprises (all licensed??) clogging the roads and crowding out the parking spaces, beaches, and surf breaks. And it

isn't just humans it is affecting, but the turtles can't rest in peace and

the coral is crushed by all the additional foot traffic.

Testimony Attachment

Accept Terms and Agreement

CLK Council Info

Monday, November 8, 2021 11:56 PM Parks and Community Services Testimony Subject:

Written Testimony

Name

kai cunningham

Phone

Email

oahuweddingsighn@aol.com

Meeting Date

11-11-2021

Council/PH Committee

Parks and Community Services

Agenda Item

bill 34

Your position on the matter

Oppose

Representing

Self

Organization

here are some points why I oppose bill 34

- 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. SEP 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 lifequards. 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 muchneeded income for North Shore locals
- Mahalo for your time.

Written **Testimony**

Testimony Attachment

I, Tamayo Perry's Written Testimony in Opposition to Bill 34

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

I will come straight out & tell you all that, I oppose Bill 34 because it does not include an exception for surfing related activities.

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 lifegaurding job and helping my mother manage her cancer situation, I've been absolutely spread thin. By no means am I 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.

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.

As for 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 instuctors fill in where Duke left off, continuing to perpetuate one of the most vital pieces of Hawaiian Culture to the next generation of Hawaiians 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 loop 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 is 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 then a 1 instructor to 3 student ratio. 1 Instructor to 3 student ratio is much more easy to manage & is definitely much more realistic in regards to maintaining a safe surfing lineup for all. 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.
- 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 out these kinds of equipment generally get sucked out to sea, causing unwanted stress on the already overburdened & overwhelmed lifegaurd 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. Surf School Tents in the Chuns 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 legally & successfully operating business for nearly 12 years now. Also, because of the past 2 years, & the Hawai'i State Government implementing Heavily Mandated Restrictions enforced on the residence & tourists alike because of Covid 19, this tragic & unforeseen circumstance has been hurting the gross numbers of my business greatly. It is extremely difficult to generate customers when the Governor of the State of Hawai'i is telling tourists not to come to Hawai'i. These bizarre Hawai'i State Mandates are also severally hurting the pockets & income of my regular residential clients. My normal Hawai'i residential clients have to cut back on spending just to stay afloat. My apologies... I do digress... so back to the points of topic. I pride myself in running a business that is based on safety, being community friendly & flat out offering an exceptional cultural service. If getting a permit becomes 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 sunrise 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. I want to thank you once again Heidi & to all of you that are in this thoughtful & genuinely concerned Committee. Mahalo for all that you do & Thank you 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 my fellow people of this wonderful & majestic Aina and Mahalo nui for always sincerely listening to the little people of Hawai'i. Keep fighting the good fight my friends. Sincerely yours,

Tamayo Perry Phone # 1(808)497-7109

E-mail:

Oahusurlingexperience a aol.com

CLK Council Info

Sent: Subject: Monday, November 8, 2021 11:41 PM Parks and Community Services Testimony

Written Testimony

Name

emilia perry

Phone

Email

emiliadas@aol.com

Meeting Date

11-11-2021

Council/PH

Committee

Parks and Community Services

Agenda Item

bill 34

Your position on Oppose

the matter

Representing

Self

Organization

Aloha & Good Day to all of you to whom this urgent matter may concern, I will come straight out & tell you all that,

I oppose Bill 34 because it does not include an exception for surfing related activities.

My name is Emilia Perry & I am Co-Owner of the surfing lesson business Oahu Surfing Experience L.L.C. I have been operating a fairly successful & very much legal business here on the North Shore for the past 12 years now. I have a genuine question of concern for all of you Council Members. In the current proposed Bill 34 that you are vehemently attempting to pass, Why are you including & severely punishing Surf School business that have been operating legally and conducting surfing lessons within in the City & County permit rules & guidelines for well over a decade now??? Many of us North Shore residence have already submitted logical & realistic testimony opposing this bill right before COVID 19 sprung up, and now within 2 of the most tragic & economically crushing years for Hawai'i Small Business, you resurrect the exact same bill again, with the exact same content, but under a different name. Why in your unified efforts are you so focused & intent on destroying Small local business on the North Shore???

Written **Testimony**

> We have been diligently paying the DLNR to utilize the ocean for these past 2 catastrophic years even though, through strict & harsh Hawai'i Government Mandates we have had practically zero clientele. We are just getting by and every time we strategically sink more money into our company to get ahead, your council viciously attempts to pass a law that would take away a few hundred community jobs here on the North Shore?

If you folks in all your concerted efforts are going to be so cruel as to

destroy & take away small, local, entrepreneurial family businesses here on the North Shore, then it would only be fair if you ban all commercial, International & domestic competitive surfing contests (competitions) here on the North Shore as well. These International Companies running these surfing competitions put a stranglehold on Hawai'i Public Beach Parks. They cause massive stress and damage to the infrastructure of our Public Beach Parks & do nothing to fix the Beach Parks when they leave. The unwanted burden & costs of fixing our Beach Parks after an International Surfing Event leaves our North Shore, lies solely on the shoulders of Hawai'i s overly taxed Tax Payers.

Currently, our Surfing Instruction Business has a legal permit to instruct at the same places as the International Triple Crown of Surfing does, because we teach & coach advanced surfing for the competitors of these events. We need to be permitted to coach at the same places and venues where you permit professional surf contests. How can we teach the next generation, including future Hawai'i Olympic hopefuls, advanced skill sets if we are not permitted where surf contests are permitted? If you are to only grant Film Productions & Surfing Competitions permits & only to give these Corporations precedence, & then on the other hand, not allow small Mom-n-Pop Businesses such as myself who have been operating for 12 years now on the North Shore a permit, this would appear as though you are being biased & catering specifically to international, big money corporation companies? For the sake of all that is Pono, fair & just in our land, Please, please, please, I beg you.... Stop or rather, End Bill 34 now!!! Thank you for listening to a struggling citizen of Hawai'i rant. By no way is any of the above contents there to offend anyone, I am just a desperate & struggling citizen of Hawai'i trying to do the right thing & doing my best to keep my livelihood intact. Mahalo Nui for your understanding & consideration.

Testimony
Attachment
Accept Terms
and Agreement

CLK Council Info

Sent: Subject: Monday, November 8, 2021 9:48 PM

Council Testimony

Written Testimony

Name

Nancy

Phone

Email

Kynobliss@yahoo.com

Meeting Date

12-12-2021

Council/PH

Committee

Council

Agenda Item

Bill 34

Your position on the

matter

Oppose

Representing

Self

Organization

Written Testimony

I oppose Bill 34 cause it need a clause to exempt surfing. Giving

people an actual Hawaiian experience

Testimony Attachment

Accept Terms and

Agreement

1

CLK Council Info

Sent: Monday, November 8, 2021 8:47 PM

Subject: Council Testimony

Written Testimony

Name

Billy Craft

Phone

Email

billycraftiii@gmail.com

Meeting Date

11-10-2021

Council/PH Committee

Council

Agenda Item

34

Your position on the matter

Oppose

Representing

Self

Organization

Written Testimony

Testimony Attachment

Accept Terms and Agreement 1

CLK Council Info

ient:

Monday, November 8, 2021 8:45 PM

Subject:

Council Testimony

Written Testimony

Name

Kaulike Craft

Phone

Email

kaulikecraft@gmail.com

Meeting Date

11-10-2021

Council/PH Committee

Council

Agenda Item

34

Your position on the matter

Oppose

Representing

Self

Organization

Written Testimony

Testimony Attachment

Accept Terms and Agreement 1

CLK Council Info

Monday, November 8, 2021 8:40 PM

Subject:

Council Testimony

Written Testimony

Name

joan craft

Phone

Email

altra.joan@gmail.com

Meeting Date

11-10-2021

Council/PH

Council

Committee Agenda Item

34

Your position on

the matter

Oppose

Representing

Self

Organization

Both My niece and my son are part Hawaiian. They both have had

jobs as surf instructors.

Working as a surf instructor helped them develop a positive work ethic and awareness of ocean safety as it pertains to others in the

water.

My son is currently in college to become a paramedic

Sincerely a proud Mother and Aunt

Testimony Attachment

Accept Terms and

Written Testimony

Agreement

1

CLK Council Info

Sent: Subject: Monday, November 8, 2021 7:04 PM

Council Testimony

Written Testimony

Name Jennifer Fu

Phone

Email Walter-wilbur143@hotmail.com

Meeting Date 11-10-2021

Council/PH Committee Council
Agenda Item Bill 34
Your position on the matter Oppose
Representing Self

Organization

Written Testimony

Testimony Attachment

Accept Terms and Agreement 1

CLK Council Info

Sent: Subject: Tuesday, November 9, 2021 8:41 AM Parks and Community Services Testimony

Written Testimony

Name

Bob Leinau

Phone

Email

leinaur001@hawaii.rr.com

Meeting Date

11-10-2021

Council/PH Committee

Parks and Community Services

Agenda Item

Parks and Community Services CR-310 Regarding Bill 34, CD1

Your position on the matter

Comment

Representing

Self

Organization

November 8, 2021

http://www.honolulu.gov/ccl-testimony-form.html

Parks and Community Services CR-310

Regarding Bill 34, CD1 Dear Council members,

There is a need for more control over our shared public assets.

Problem: So many people are utilizing our public infrastructure [roads, parking, parks, restrooms, etc.] that their design capacity has been exceeded.

Problem: Parks expansion has not kept up with both the population increases/utilization since they were built. Many of our most popular were not designed to accommodate the large increase in tourists' utilization.

Written Testimony Problem: Local users feel the diminution of quality park experiences [i.e. beaches] and blame the tourists who are not the true cause of the problem.

Problem: Bill 34 will significantly impact many communities in many ways. I feel that at the very least this bill should be on the impacted neighborhood boards agendas and get a thorough vetting. I realize that this bill has been morphing but at some point, prior to a final Council vote it should go before North Shore Neighborhood Board 27 for discussion and its recommendations.

Problem: Safety of tourists who do not know about ocean

risks/dangers that need local advise.

Solution: (long term) is more/expanded facilities [parks, parking,

restrooms, etc.]

Solution: (short term) is to control the visitor numbers that travel in groups (ie on busses) with meaningful constraints and still offer the

Aloha Spirit with necessary rest stops (i.e. to use public rest rooms). Solution: Issue a limited number of permits for visitor services [i.e., surf lessons, diving, etc.]. Special consideration should be given to existing businesses that have been playing by all the rules [including labor laws]. Surf lessons have been offered on Oahu for over 100 years in Waikiki. Surfing itself is Hawaii's gift to the world [thanks Duke] and has been enjoyed locally for centuries. It is a cultural thing that should not be done away with. Of course, visitors want to try it. Safe places for many activities are very site specific and weather dependent.

Solution: Regarding final Council vote. Do not rush it before it can be aired by impacted neighborhood Boards in its final [or close to final] form.

Concerned and caring citizen, Bob Leinau

Testimony
Attachment
Accept Terms
and Agreement

CLK Council Info

Sent: Subject: Tuesday, November 9, 2021 8:24 AM Parks and Community Services Testimony

Written Testimony

Name

Marylu Gray

Phone

Email

Creamalt@gmail.com

Meeting Date

11-10-2021

Council/PH

Committee

Parks and Community Services

Agenda Item

Bill 34

Your position on

the matter

Oppose

Representing

Self

Organization

This bill would change the lives and income of our surf instructors on

the North Shore, who are wonderful, hard working people who

Written

provide a service that so many people value. It is unfair to take their

Testimony livelihood away!

I have also witnessed people being rescued by several of these surf

instructors. Please reconsider this flawed bill.

Testimony Attachment

Accept Terms and Agreement

1

CLK Council Info

Sent: Subject: Tuesday, November 9, 2021 9:40 AM Parks and Community Services Testimony

Written Testimony

Name

Jen smith

Phone

Email

jensmith@hotmail.com

Meeting Date

11-11-2021

Council/PH

Committee

Parks and Community Services

Agenda Item

bill 34

Your position on

the matter

Oppose

Representing

Self

Organization

I visited hawaii and the highlight of my trip was a Surflesson on the

north shore.

by you imposing this bill which strongly oppose.... makes me really

say for all the businesses that have struggled through the

Written Testimony

pandemic

we have planned another trip to hawaii to see family there and are looking forward to having a guide/surf instructor when we go into

the ocean.

please stop with this madness and control

Testimony Attachment

Accept Terms and

Agreement

1

CLK Council Info

Sent: Subject: Tuesday, November 9, 2021 9:40 AM Parks and Community Services Testimony

Written Testimony

Name

Joe Wilson

Phone

Email

qwavesjoe@yahoo.com

Meeting Date

11-10-2021

Council/PH Committee

Parks and Community Services

Agenda Item

Bill 34, CD1

Your position on the matter

Support

Representing

Self

Organization

I write in support of Bill 34, CD1 and efforts to prohibit commercial activities at public beach parks, but believe that much more needs to be done to address the increasing commercialization of O'ahu's precious public trust resources.

In the case of this bill, I believe that the geographic area of the North Shore as currently expressed (Kaiaka to Sunset point) does not extend far enough and would, therefore, put areas of the North Shore outside that proposed boundary at greater risk of increased damaging activity.

Written Testimony My hope is that the bill will cover all of the public parks across the breadth of North Shore, at least to the Waiale'e Beach Park, or possibly all the way to Kawela Bay.

As the visitor industry starts to pick back up, the intensification of activities at Waiale'e (also known as Velzyland), particularly tourist-related surf school groups, is already occurring.

Bill 34 presents a great opportunity to ensure that this area will not be overwhelmed before it is even fully restored.

As a member of both Malama Waiale'e Ohana and the Ko'olau Waialua Alliance, which both have been working hard to protect and restore the traditional agricultural and wetlands of Waiale'e along with many other stakeholders, I will be urging that all of our region's residents get more involved in efforts to support strengthening the provisions in legislative efforts such as Bill 34, CD1.

Thanks for your attention and consideration.

Testimony
Attachment
Accept Terms
and Agreement

CLK Council Info

Sent: Subject: Tuesday, November 9, 2021 9:34 AM Parks and Community Services Testimony

Written Testimony

Name

Kimo Akaka

Phone

Email

kimo@aol.com

Meeting Date

11-11-201y

Council/PH

Committee

Parks and Community Services

Agenda Item

bill 34

Your position on

the matter

Oppose

Representing

Self

Organization

I oppose bill 34 It takes jobs away

We need safety taught in the ocean.

Written Testimony

North shore is the Mecca of surfing

its disgraceful that you are going to take these freedoms away from people who just want to show their culture and passion for

something they love so much.

Testimony Attachment

Accept Terms and

Agreement

1

CLK Council Info

Sent: Subject: Tuesday, November 9, 2021 9:34 AM Parks and Community Services Testimony

Written Testimony

Name

Kimo Akaka

Phone

Email

kimo@aol.com

Meeting Date

11-11-201y

Council/PH

Committee

Parks and Community Services

Agenda Item

bill 34

Your position on

the matter

Oppose

Representing

Self

Organization

I oppose bill 34 It takes jobs away

We need safety taught in the ocean.

Written Testimony

North shore is the Mecca of surfing

its disgraceful that you are going to take these freedoms away from people who just want to show their culture and passion for

something they love so much.

Testimony Attachment

Accept Terms and

Agreement

1

CLK Council Info

Tuesday, November 9, 2021 9:24 AM

Subject:

Council Testimony

Written Testimony

Name

Karen Shormann

Phone

Email

karenshormann@gmail.com

Meeting Date

11-10-2021

Council/PH

Council

Committee

Bill 34

Agenda Item Your position

_

on the matter

Oppose

Representing

Self

Organization

I strongly oppose this bill. Please vote no then work in a compromise.

Written Testimony This will put many surf schools, who have already suffered so much loss due to covid restrictions, to lose their businesses. We would support no new permits, limiting numbers of clients, limiting days, etc.

but a blanket restriction is unfair!

Testimony Attachment

Accept Terms and Agreement

Subject:

CLK Council Info

Tuesday, November 9, 2021 10:23 AM Parks and Community Services Testimony

Written Testimony

Name

Tamayo Perry

Phone

Email

OahuSurfingExperience@aol.com

Meeting Date

11-10-2021

Council/PH

Committee

Parks and Community Services

Agenda Item

Bill 34

Your position

on the matter

Oppose

Representing

Organization

Organization

Oahu surfing experience

1, Tamayo Perry's Written Testimony in Opposition to Bill 34

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

I will come straight out & tell you all that,

I oppose Bill 34 because it does not include an exception for surfing related activities.

Written Testimony 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 lifegaurding job and helping my mother manage her cancer situation, I've been absolutely spread thin. By no means am I 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.

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.

As for 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 instuctors fill in where Duke left off, continuing to perpetuate one of the most vital pieces of Hawaiian Culture to the next generation of Hawaiians 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 loop 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 selfcreated 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 eve sore that a few roque 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 is 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 then a 1 instructor to 3 student ratio. 1 Instructor to 3 student ratio is much more easy to manage & is definitely much more realistic in regards to maintaining a safe surfing lineup for all. 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. 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 out these kinds of equipment generally get sucked out to sea, causing unwanted stress on the already overburdened & overwhelmed lifegaurd 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. Surf School Tents in the Chuns 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 legally & successfully operating business for nearly 12 years now. Also, because of the past 2 years, & the Hawai'i State Government implementing Heavily

Mandated Restrictions enforced on the residence & tourists alike because of Covid 19, this tragic & unforeseen circumstance has been hurting the gross numbers of my business greatly. It is extremely

difficult to generate customers when the Governor of the State of Hawai'i is telling tourists not to come to Hawai'i. These bizarre Hawai'i State Mandates are also severally hurting the pockets & income of my regular residential clients. My normal Hawai'i residential clients have to cut back on spending just to stay afloat. My apologies... I do digress... so back to the points of topic. I pride myself in running a business that is based on safety, being community friendly & flat out offering an exceptional cultural service. If getting a permit becomes 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 sunrise 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. I want to thank you once again Heidi & to all of you that are in this thoughtful & genuinely concerned Committee. Mahalo for all that you do & Thank you 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 my fellow people of this wonderful & majestic Aina and Mahalo nui for always sincerely listening to the little people of Hawai'i.

Keep fighting the good fight my friends. Sincerely yours, Tamayo Perry Phone # 1(808)497-7109 E-mail: Oahusurfingexperience@aol.com

Testimony Attachment Accept Terms and Agreement 1

CLK Council Info

Sent: Subject: Tuesday, November 9, 2021 10:29 AM

Council Testimony

Written Testimony

Name

Linda Antipala

Phone

Email

antipalaranch@gmail.com

Meeting Date

11-29-2022

Council/PH Committee

Council

Agenda Item

Bill 34

Your position on

the matter

Oppose

Representing

Self

Organization

Written Testimony

This bill must have an exception for surfing related activities. It's unfair, hurts local economy, deprives visitors of cultural experience.

Please have a heart and respect longtime island traditiins

Testimony Attachment

Accept Terms and Agreement

1

CLK Council Info

Tuesday, November 9, 2021 10:34 AM

Subject:

Council Testimony

Written Testimony

Name

Josh Fenners

Phone

Email

Josh.fenners7@gmail.com

Meeting Date

11-10-2021

Council/PH

Committee

Council

Agenda Item

Bill 34

Your position

on the matter

Oppose

Representing

Self

Organization

I oppose bill 34 because it does not include an exception for surf related activities. This bill will interfere with my job and many others like me, making it very hard to provide in these pandemic times. Being

a surf instructor allows us to bring joy and aloha to the tourist community while also keeping beginner surfers safe in the water.

Written **Testimony**

Testimony Attachment

Accept Terms and Agreement

CLK Council Info

Sent: Subject: Tuesday, November 9, 2021 10:14 AM Parks and Community Services Testimony

Written Testimony

Name

Danielle

Phone

Email

216dbc@gmail.com

Meeting Date

11-16-2021

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 allow an exception for

surf related activities.

Testimony Attachment

Accept Terms and

Agreement

1

CLK Council Info

Sent: Subject: Tuesday, November 9, 2021 10:15 AM Parks and Community Services Testimony

Written Testimony

Name

Karin Martin

Phone

Email

alohakarinmartin@gmail.com

Meeting Date

11-09-2021

Council/PH Committee Parks and Community Services

Agenda Item

Bill35

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

CLK Council Info

Subject:

Tuesday, November 9, 2021 10:19 AM Parks and Community Services Testimony

Written Testimony

Name

Emilia perry

Phone

Email

Emiliadas@aol.com

Meeting Date

11-10-2021

Council/PH

Committee

Parks and Community Services

Agenda Item

Bill 34

Your position on Oppose

the matter

Representing

Self

Organization

Aloha & Good Day to all of you to whom this urgent matter may concern, I will come straight out & tell you all that,

I oppose Bill 34 because it does not include an exception for surfing related activities.

My name is Emilia Perry & I am Co-Owner of the surfing lesson business Oahu Surfing Experience L.L.C. I have been operating a fairly successful & very much legal business here on the North Shore for the past 12 years now. I have a genuine question of concern for all of you Council Members. In the current proposed Bill 34 that you are vehemently attempting to pass, Why are you including & severely punishing Surf School business that have been operating legally and conducting surfing lessons within in the City & County permit rules & guidelines for well over a decade now??? Many of us North Shore residence have already submitted logical & realistic testimony opposing this bill right before COVID 19 sprung up, and now within 2 of the most tragic & economically crushing years for Hawai'i Small Business, you resurrect the exact same bill again, with the exact same content, but under a different name. Why in your unified efforts are you so focused & intent on destroying Small local business on the North Shore???

Written Testimony

> We have been diligently paying the DLNR to utilize the ocean for these past 2 catastrophic years even though, through strict & harsh Hawai'i Government Mandates we have had practically zero clientele. We are just getting by and every time we strategically sink more money into our company to get ahead, your council viciously attempts to pass a law that would take away a few hundred community jobs here on the North Shore?

If you folks in all your concerted efforts are going to be so cruel as to

destroy & take away small, local, entrepreneurial family businesses here on the North Shore, then it would only be fair if you ban all commercial, International & domestic competitive surfing contests (competitions) here on the North Shore as well. These International Companies running these surfing competitions put a stranglehold on Hawai'i Public Beach Parks. They cause massive stress and damage to the infrastructure of our Public Beach Parks & do nothing to fix the Beach Parks when they leave. The unwanted burden & costs of fixing our Beach Parks after an International Surfing Event leaves our North Shore, lies solely on the shoulders of Hawai'i s overly taxed Tax Payers.

Currently, our Surfing Instruction Business has a legal permit to instruct at the same places as the International Triple Crown of Surfing does, because we teach & coach advanced surfing for the competitors of these events. We need to be permitted to coach at the same places and venues where you permit professional surf contests. How can we teach the next generation, including future Hawai'i Olympic hopefuls, advanced skill sets if we are not permitted where surf contests are permitted? If you are to only grant Film Productions & Surfing Competitions permits & only to give these Corporations precedence, & then on the other hand, not allow small Mom-n-Pop Businesses such as myself who have been operating for 12 years now on the North Shore a permit, this would appear as though you are being biased & catering specifically to international, big money corporation companies? For the sake of all that is Pono, fair & just in our land, Please, please, please, I beg you.... Stop or rather, End Bill 34 now!!! Thank you for listening to a struggling citizen of Hawai'i rant. By no way is any of the above contents there to offend anyone, I am just a desperate & struggling citizen of Hawai'i trying to do the right thing & doing my best to keep my livelihood intact. Mahalo Nui for your understanding & consideration.

Testimony
Attachment
Accept Terms
and Agreement

CLK Council Info

Sent: Subject: Tuesday, November 9, 2021 10:19 AM

Council Testimony

Written Testimony

Name

Aimee Antipala

Phone

Email

aimeeantipala@gmail.com

Meeting Date

11-10-2021

Council/PH

Committee Council

Agenda Item

Bill 34

Your position

O.....

on the matter

Oppose

Representing

Self

Organization

Aloha from Haleiwa. I'm writing this to ask you please stop Bill 34. Before Covid, I worked as a concierge at Turtle Bay Resort. As a single mom with a first grader at sunset elementary school, I found the long hours and rigid scheduling there very stressful. Now I work as a surf instructor at a North Shore Surf School. The flexibility of my schedule is a true blessing for my family. I am a long-time resident of the North Shore community, originally from Kauai. And even taught surfing in California. This is my vocation. I am begging you not to take my job away.

We have just come out of the pandemic, unemployment is down. If you pass this bill, many of us will have to apply for government assistance, unemployment, and possibly even lose our homes.

assistance, unemployment, and possibly even lose our homes. Honestly, it seems so unfair to single out the surf schools. Many other businesses that cater to tourists use the ocean. The safety record of surf schools is outstanding. Have you considered that tourists will rent boards and try to surf here with no skills and respect for the ocean. Can you imagine the danger? The surf schools also give tourists a

chance to experience Hawaii life.

Isn't it the new direction for tourist industry promotions to emphasize Hawaii's unique culture? Surfing is Definitely part of that special culture. Please don't let this bill pass. You will hurt so many for no good reason. Here is a quote from a North Shore online advertisement. Safety and Aloha always first. Thank you for listening to me. I pray you will do what is right.

Written Testimony

CLK Council Info

Sent: Subject: Tuesday, November 9, 2021 10:44 AM

Council Testimony

Written Testimony

Name

Christa Funk

Phone

Email

cfunkphoto@gmail.com

Meeting Date

11-10-2021

Council/PH Committee Council

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

CLK Council Info

Sent: Subject: Tuesday, November 9, 2021 10:46 AM Parks and Community Services Testimony

Written Testimony

Name

Matthew Arndt

Phone

Email

mattyarndt70@gmail.com

Meeting Date

11-09-2021

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

CLK Council Info

Sent: Subject: Tuesday, November 9, 2021 10:52 AM

Council Testimony

Written Testimony

Name

Derrick Ontiveros

Phone

Email

backyards808@gmail.com

Meeting Date

11-10-2021

Council/PH

Council

Committee

Agenda Item
Your position

Bill 34

on the matter

Oppose

Representing

Self

Organization

I strongly oppose bill 34 !!! Sharing the love of the ocean should not be restricted or controlled by the government!! The local kids and tourists all deserve to be taught about the beauty and importance of the ocean

Written Testimony and the waves !! Without proper guidance from well educated experienced surfers like myself, you are in essence promoting dangerous situations for beginners who look to businesses for

guidance and knowledge!! Once again, I STRONGLY OPPOSE BILL

34 !!!

Testimony Attachment

Accept Terms and Agreement

CLK Council Info

Sent:

Tuesday, November 9, 2021 11:23 AM

Subject:

Council Testimony

Written Testimony

Name

Lilia DeWilde

Phone

Email

liliadewilde@gmail.com

Meeting Date

11-10-2021

Council/PH

Committee

Council

Agenda Item

Bill 34

Your position

.. 25

on the matter

Oppose

Representing

Self

Organization

I oppose this bill because it does not include an exception for surfing-related activities. I oppose this bill because it will take away my only means of surviving. I am a surf instructor and I make all of my income with this job. This job doesn't only provide me with a way to make money, it also provides me with many things to round out my life as a whole. I am able to spend time outside, get consistent exercise, socialize, and also - most importantly - educate tourists about the culture of the island. I tell them about giving back, spreading Aloha, how everything here is connected and you must not take more than you give. How they are guest here and need to respect it. This bill would take all of that away from me and so so many others.

Written Testimony

Testimony
Attachment
Accept Terms
and Agreement

CLK Council Info

Council Testimony

Subject:

Tuesday, November 9, 2021 11:25 AM

Written Testimony

Name

Andrew Keener

Phone

Email

andrew.carson.keener@gmail.com

Meeting Date

11-10-2021

Council/PH

Council

Committee

Agenda Item Your position **Bill 34**

on the matter

Oppose

Representing

Organization

Self

Testimony

Written

Although there might be merit to the intent of some of the contents of this bill, there are too many restrictions to the North Shore economy for this to be economically viable legislation. The bill must be at the very least rewritten to allow current, legitimate North Shore businesses to continue to thrive as a vibrant part of the economy of Honolulu County.

Testimony Attachment

Accept Terms and Agreement

CLK Council Info

Sent: Subject: Tuesday, November 9, 2021 11:25 AM

Council Testimony

Written Testimony

Name

vivianne Campello

Phone

Email

vivinojosa@gmail.com

Meeting Date

11-10-2021

Council/PH Committee Council

Agenda Item

Bill34

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

CLK Council Info

Sent: Subject: Tuesday, November 9, 2021 11:55 AM

Council Testimony

Written Testimony

Name

Jessie Adaniya

Phone

Email

jesshelms4@yahoo.com

Meeting Date

11-10-2021

Council/PH Committee Council

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

CLK Council Info

Sent:

Tuesday, November 9, 2021 12:13 PM

Subject: Council Testimony

Written Testimony

Name

Megan McDaniel

Phone

Email

dazedsunflower22@gmail.com

Meeting Date

11-10-2021

Council/PH

Committee

Council

Agenda Item

Bill 34

Your position on

the matter

Oppose

Representing

Self

Organization

I oppose Bill 34 because it does not include an exception for

Written Testimony

surfing-related activities. We need these businesses to survive on

island.

Testimony

Attachment

Accept Terms and

Agreement

CLK Council Info

Sent: Subject: Tuesday, November 9, 2021 12:31 PM Parks and Community Services Testimony

Written Testimony

Name

Lauren Wetzell

Phone

Email

lauren.wetzell@gmail.com

Meeting Date

11-10-2021

Council/PH

Committee

Parks and Community Services

Agenda Item

SN34

Your position on the matter

Comment

Representing

Self

Organization

Clarification is needed on how this bill will impact those organizations who teach surf lessons. Large gatherings of surf lessons (10 plus surfers at a time) has a heavy impact on ocean use and safety compared to those individuals (who teach 1-2 surfers) at a time.

Exclusion to SB34 for the latter situation is recommended.

Testimony Attachment

Testimony

Written

Accept Terms and Agreement

CLK Council Info

Sent: Subject: Tuesday, November 9, 2021 12:39 PM

Council Testimony

Written Testimony

Name

SharLyn Foo

Phone

Email

bpacker@maui.net

Meeting Date

11-10-2021

Council/PH

Committee

Council

Agenda Item

bill 34

Your position on

the matter

Oppose

Representing

Self

Organization

Aloha, I do understand that our North Shore beaches and beach parks are being overrun. However, the North Shore is unique. We are the world capital of surfing.

While the state and city are asking for tourists to come back, it is also trying to restrict what they can do.

There is very little out here to earn a living without visitors.

Written Testimony

I support local small business. Some limit on surf schools is needed but should not be abolished. There are only a couple place to give lessons on this side. Large tour companies come from town, not from our area. that should be limited as well. Priority should be given to local folks in each area since we are so tourist dependent.

Think this matter should have been brought to neighborhood board for

community input before council acts.

Mahalo

Testimony Attachment Accept Terms and Agreement

CLK Council Info

Sent: Subject: Tuesday, November 9, 2021 2:27 PM Parks and Community Services Testimony

Written Testimony

Name

Betty Deolito

Phone

Email

banzaib@hawaii.rr.com

Meeting Date

11-10-2021

Council/PH

Committee

Parks and Community Services

Agenda Item

Bill 34

Your position

Oppose

on the matter Representing

Self

Organization

I oppose bill 34. It does not leave out surf lessons and surf related activities like supping and foiling experiences and needs to be

clarified. Our visitor experiences would be diminished and a lot of our community on the North Shore work in the tourist industry so its much

needed revenue for our area. We already pay for use of our parks and taxes all around are high in Hawaii. Making a few dollars doing tennis lessons, yoga and all should be ok for our community. Its just a badly

written bill also. Mahalo Betty Depolito

Testimony Attachment

Written

Testimony

Accept Terms and Agreement

CLK Council Info

Tuesday, November 9, 2021 2:37 PM

Subject:

Council Testimony

Written Testimony

Name

David Shormann

Phone

Email

drshormann@gmail.com

Meeting Date

11-10-2021

Council/PH Committee

Council

Agenda Item

Bill 34

Your position

on the matter

Oppose

Representing

Self

Organization

Aloha,

Thank you for your roles as public servants in our communities. As you seek to improve the quality of Oahu's beach parks for all of us, I request you oppose Bill 34 unless it is amended to allow for surfing-related activities. Some of the best human beings on the North Shore operate surf schools here. For example, take my friend, Sergio Lima, head instructor for Island Style Surf School. Run by Sergio and his wife, Carly, Island Style is a popular surf school that runs mostly on word of mouth advertising. They could easily expand their business to multiple surf instructors, teaching large groups all day, every day. However, Sergio chooses to keep the business small, doing 1 to 3 lessons per day with small groups. He is closed on weekends to devote time to God and family, and to reduce crowding at popular surf breaks.

Written Testimony

Island Style Surf School has been instrumental in teaching myself, my daughter, and my grandchildren to surf. I know countless others can say the same. Surfing is such a good activity to promote healthy lifestyles, which is especially important in our current climate. Small businesses like Island Style Surf School are instrumental in building a strong community here on the North Shore.

Surfing is also dangerous, and surf schools help reduce the risk by teaching fundamental skills that keep people safe. Watching from the shore, the many expert surfers on the North Shore make surfing look easy. But surfing requires strength, stamina, agility, and an ability to read the ocean.

Think about it, when a novice goes out with a surf instructor, they have an expert right there to educate them about the ever-changing ocean. The novice gets humbled by a wave or two, but because of the surf instructor, they make it back to the beach alive and in one piece.

Now, imagine if there are no surf instructors allowed, and there's a family of tourists who come to the North Shore to surf, which a great many do. But, then they realize there are no surf lessons allowed. What will they do?

I predict a lot of those families will give in to children's demands of "mom, we will be ok without lessons!" Or the somewhat out of shape but overconfident young adult who upon realizing surf lessons aren't allowed, is like, "ok, I'll give it a try anyways. Besides, those surfers out there make it look easy!" No prior ocean experience, out of shape and overconfident. Not a good skill set to have in a crowded lineup.

In conclusion, not allowing surf instructors at North Shore surf breaks is like not allowing ski instructors at ski slopes. It defies common sense, makes surf breaks more dangerous, and will ruin livelihoods. Please amend Bill 34 to allow for commercial surfing-related activities. Thank you.

Testimony
Attachment
Accept Terms
and Agreement

CLK Council Info

Sent: Subject: Tuesday, November 9, 2021 3:45 PM Parks and Community Services Testimony

Written Testimony

Name

Mary Wood

Phone

Email

mrsastor@yahoo.com

Meeting Date

11-10-2021

Council/PH

Committee

Parks and Community Services

Agenda Item

Bill 34

Your position on Oppose

the matter

Representing

Organization

Organization

North Shore Chamber of Commerce

Thank you for the opportunity to weigh in on Bill 34. The North Shore Chamber of Commerce opposes this bill. Worldwide Haleiwa is known as the surfing capitol of the world. Many thousands visit each year to view and surf the North Shore. The only safe access inexperienced surfers have is surf lessons with professional instructors. Those

Written **Testimony**

instructors give our visitors a priceless experience and knowledge of our oceans and environment. Our local businesses and restaurants thrive from the business brought to our community by all things surf

related. Surfing is the North Shore's DNA. Thank you.

Mary Wood

Testimony Attachment

Accept Terms and Agreement

CLK Council Info

Sent:

Tuesday, November 9, 2021 4:00 PM

Subject:

Council Testimony

Written Testimony

Name

Sergio Lima

Phone

Email

sergio@islandstylesurfschool.com

Meeting Date

10-10-2021

Council/PH Committee

Council

Agenda Item

Your position

Bill 34

on the matter

Oppose

Representing

Self

Organization

I oppose Bill 34 because it does not include an exemption for surfingrelated activities. As an owner of a surf school, I see how much joy that learning to surf can bring people from all over the world. I have repeat customers that have been coming back for over 11 years and they all say surfing is their favorite part of being in Hawaii. It is a

Written Testimony they all say surfing is their favorite part of being in Hawaii. It is a special and unique experience and the most well known location is the north shore of Oahu. People come to see the big contests and want to be a part of the action. To take away that option for them would be very tragic. Many will probably rent boards and try on their own and get injured or worse. We are able to safely instruct kids, tourists, and locals alike how to surf and it is a crucial part of our culture here on the north shore.

Testimony
Attachment
Accept Terms
and Agreement

CLK Council Info

Sent:

Tuesday, November 9, 2021 4:08 PM

Subject:

Council Testimony

Written Testimony

Name

Carly Lima

Phone

Email

carlysclix@gmail.com

Meeting Date

10-10-2021

Council/PH

Committee

Council

Agenda Item

Bill 34

Your position on Oppose

the matter

Self

Representing Organization

> I oppose Bill 34 because it does not include an exemption for surfingrelated activities. As a child, I would always come to visit my Hawaiian cousins who were some of the original Waikiki beach boys. For generations they have been teaching people not only to surf, but about Hawaiian culture and the true spirit of aloha. Before moving here, I came to visit Hawaii with a group of my best friends after graduating high school. We loved everything about being here, but for every one of us the highlight was our 2 hours we took a surf lesson! We will truly never forget it! Now, we are able to have our own surf school on the north shore and bring people that same experience and make good friends in the process. Surfing brings people together from all over the world, and without surf schools, the tourists will be all on their own and not making personal connections with people from the community and also will be potentially in danger. Surf schools also benefit the community in many ways. We teach military who are here temporarily and looking for a place to fit in and find joy when everything else is new and difficult. We give young kids a head start in water safety and surfing, since many locals don't themselves know how to surf. We train kids who are getting to the competing level and are able to be out in more dangerous conditions to help keep them safe. I hope you listen to these testimonies and make the efforts to safeguard this sector in the community that brings so much life to so many.

Written **Testimony**

Testimony Attachment

Accept Terms and Agreement TESTIMONY of KATHY WHITMIRE SUPPORTING BILL 34, CD1 CITY COUNCIL MEETING November 10, 2021

My name is Kathy Whitmire. I am a Board Member of the North Shore Outdoor Circle and chair of its Signs Committee. We support Bill 34 because we believe it will improve the appearance of our North Shore beaches and beach parks and make them more enjoyable for residents and visitors alike.

Protecting Haleiwa Beach Park from sign clutter and visual blight has long been a goal of the North Shore Outdoor Circle. This Park fronts directly on Kamehameha Highway in the area near the iconic Haleiwa Bridge over Anahulu River. Unfortunately, in recent years commercial activities have overtaken the beauty of Haleiwa Beach Park with large vehicles displaying advertising signs sometimes parked 24 hours a day at the beach park blocking the view of the ocean and the War Memorial.

Please pass Bill 34 on Second Reading today.

We believe that Bill 34's prohibition of commercial activities is necessary to end the visual blight that exists now in some of our North Shore beach parks and beach rights of way. As tourist activity is rapidly returning to the North Shore, excessive commercialization of our beach parks will only increase.

In past years, City Council took action to limit commercial activities in beaches from Makapu'u to Kailua. We appreciate Councilmember Heidi Tsuneyoshi's work to extend the same protections to the North Shore beaches by proposing Bill 34. Without protection of our parks and beaches, we can expect further degradation and loss of the beautiful natural resources for which the North Shore of Oahu is known around the world.

We have reviewed the Parks Department Rules pertaining to commercial activity in parks and notice that they prohibit commercial advertising on park property in connection with permitted activities unless the Parks Director has given specific written approval for the advertising. Unfortunately, these rules often are not enforced. So, it is necessary for the City Council to take action to protect the scenic beauty of our beaches and beach parks!

Thank you for your consideration and for your commitment to keeping the Island of Oahu clean, green and beautiful.

Contact information: Kathy Whitmire 808-226-9612 Kathyjwhit@aol.com

CLK Council Info

Sent: Subject: Tuesday, November 9, 2021 4:47 PM

Council Testimony

Written Testimony

Name

Kala grace

Phone

Email

kala@northshoreoahusurf.com

Meeting Date

11-10-2021

Council/PH

Committee

Council

Agenda Item

Bill 34

Your position on the matter

Oppose

Representing

Self

Organization

Aloha my name is Kala Grace, I am owner of north shore Oahu surf school and I oppose bill 34. I am born and raised here and I am the only Hawaiian blooded surf school owner on the north shore with a perfect record of 5 star reviews and ratings with all of our instructors being local professional waterman. We have also followed the rules and permits since day 1. Not sure who is going to read this but I think there are many ways to come to a deal other then jus shutting us all down in general. I believe the city and state should come down and see for themselves who is unsafe, who is not legal with all the permits insurance etc., and who deserves these permits. There are many new surf schools popping up left and right which is making it to crowded and unsafe for the local people but there is a way to fix that by limiting permits. Lastly, this bill will be taking away many local peoples livelihoods who deserve the right to be able to use our oceans to teach surfing. Mahalo

Written Testimony

Testimony Attachment Accept Terms and Agreement

CLK Council Info

Subject:

Tuesday, November 9, 2021 4:57 PM

Council Testimony

Written Testimony

Name

Juan Oliphant

Phone

Email

juansharks@mac.com

Meeting Date

11-11-2021

Council/PH

Council

Committee

Agenda Item

Bill 34

Your position on Oppose

the matter

Self

Representing Organization

> I grew up on the beach at Chuns reef and I support the commercial surf schools because they organize the tourists to minimize their impact. They make sure to help keep the beach clean where they use it vs the tourists on their own leave trash and walk on the reef or paddle out in dangerous surf spots. Commercial companies who educate the people they guide are better for the community and safer for the tourists. Instead of shutting them down I would suggest that commercial operators are required to sign a code of conduct promising to respect the local community and take action to reduce the impact of people they guide. Mahalo

Written **Testimony**

Testimony Attachment

Accept Terms and Agreement

Dear Councilmembers:

My name is Achraf Marzouki, the owner of Hawaii Waves Surf School and a representative for the North Shore Surf Coalition (the "Coalition"). The Coalition is comprised of owners and representatives from __ registered and permitted surf schools primarily doing business on the North Shore of Oahu. Members of the Coalition include:

- 1. Achraf Marzouki, owner of Hawaii Waves Surf School
- 2. Keola Kahauelio, owner of Aloha Surfing Ohana LLC
- 3. Kala Grace, owner of North Shore OahuSurf School LLC
- 4. Carol Philips, owner of North Shore Surf Girls
- 5. Heidi Burgoyne, owner of Rainbow Water Sports
- 6. Steve Andreas owner of Sea & Board Sports LLC
- 7. James Antunez, owner of Hawaii Surfing Academy
- 8. Sergio Lima, owner of Island Style Surf School

Thank you for allowing me, on behalf of the Coalition and its members, the opportunity to present testimony on Bill 34 (2021) CD1 ("Bill 34").

Surfing is indigenous to Hawaii, and was made famous and put on the world's stage by Duke Kahanamoku. When people think of surfing in Hawaii, they will most often think of the North Shore of Oahu and its several famous breaks. Surfing is to the North Shore as apple pie is to America. They are inseparable, synonymous, and linked forever. The Hawaii State Legislature recognized this in 2004 when they passed House Concurrent Resolution 161, declaring Haleiwa the Surfing Capitol of the World.

Most of the members of the Coalition call the North Shore home. We are all fully insured and registered to do business. We all have permits from both the City's Parks Department as well as the Department of Land and Natural Resources from the State of Hawaii. We understand the problems and frustration with over-tourism of the North Shore. The issues that Bill 34 seeks to address affects us every day, and we appreciate the Council, and Councilmember Tsuneyoshi's efforts in seeking to address this problem. We note that since Councilmember's Tsuneyoshi's passage of Resolution 21-186 in September of 2021, HPD's patrolling and regulation of unpermitted surf schools operating on the North Shore has increased significantly. We sincerely appreciate those efforts as they have had a significant positive impact on our community and the legally operating surf schools.

In reality, legally operating surf schools are an incredible asset to the North Shore community. A blanket ban affecting all locally owned, legally operating, and permitted surf schools from operating across the North Shore's beaches will do nothing to address the issue of overcommercialization on the North Shore. So far, the public has had three opportunities to offer

testimony on Bill 34. We have read every single testimony submitted. The vast majority of those in support of Bill 34 are concerned with large tour buses and tour groups overcrowding the North Shore's beaches. The Coalition agrees, those large tour buses and tour groups are a huge strain on our community and on our beaches. Those who mention surf schools in support do so as an afterthought or catch-all, without providing any additional substance on what problems the schools allegedly cause. The vast majority of testimony has been opposed to this Bill, with several of those in opposition citing the need to have an exemption for legitimate surf schools.

Many visitors, with little to no surf experience, come to Hawaii, with the goal of surfing on the famous North Shore of Oahu. Making it illegal for licensed surf schools to operate will not stop most of these visitors from coming to the North Shore and attempting to surf. Removing licensed surf instructors from the North Shore, all of whom are licensed open water lifeguards with CPR certification, will overwhelm the City's lifeguards and undoubtedly lead to more injuries and drownings of locals and visitors. The members of the Coalition have personally saved dozens of people in open water over the years. The Coalition members are all experienced water-men and water-women, intimately familiar with the North Shore's several surf breaks. We follow all necessary safety protocols with our students. We only offer surf lessons on those beaches where it is safe for beginners. And due to the varying nature of the North Shore's breaks, this varies significantly depending on the time of year.

Several of our clients are locals, oftentimes children, interested in learning Hawaii's most famous sport. John John Florence, arguably the most famous surfer in the world right now, grew up and learned to surf on the North Shore. Professional surfers from Hawaii, including recent Olympians, John John and Carissa Moore, always drape the Hawaiian Flag on their shoulders whenever they win a surf contest around the world. Several professional surfers call the North Shore home. Taking surf schools out of the North Shore means that Hawaii may miss out on its next world famous surfer and Olympian.

As made apparent by the size of the Coalition, North Shore surf lessons has a significant direct and indirect impact on Hawaii's, Oahu's, and the North Shore's economies. The North Shore's surf schools gainfully employ dozens of local North Shore residents. When visitors travel to the North Shore for a lesson, they usually also patronize several of the North Shore's other shops and restaurants.

If surf schools are truly an issue on the North Shore, we are willing to work with the City and the Parks Department to mitigate any actual issues. We currently have to apply for a permit every month, and the Parks Department has the ability to restrict the parks in which those permits are valid. Just last week, the Parks Department sent us a survey asking that we provide information on when we had recently conducted surf lessons, and additional details on those lessons. We are hopeful that those surveys will demonstrate that legal surf lessons on the North Shore have little to no effect on the community, and that the Parks Department will use the data it obtained from us going forward. There are miles and miles of beaches on the North Shore, and we are confident that there is more than enough room for permitted surf schools to operate alongside the public. We are also willing to work further with HPD and the DLNR to stop those unpermitted surf schools from operating. We are happy to work directly with the City and the Parks Department

to collaborate and reach an amicable solution that benefits the community, the surf schools, and our visitors.

As currently written, Bill 34, specifically Sections 2(h)(2) and 2(i), will make it impossible for dozens of law-abiding surf schools to operate as it prohibits us from operating at City parks on the North Shore or utilizing right of way beach access to North Shore beaches. Our livelihood depends on being able to legally operate on and throughout the North Shore because of how the surf varies throughout the seasons. The Coalition seeks to make the North Shore safer while continuing to spread surfing and the Aloha spirit throughout the world. In short, banning surf lessons on the North Shore will cut off a significant part of Hawaii's culture from the rest of the world, something that Hawaii's most legendary surfers, from Duke Kahanamoku to Eddie Aikau, would have assuredly been opposed to. We accordingly respectfully request that an exemption be added to Bill 34 allowing permitted surf lessons. We are willing to work with the Council members on language in future drafts of Bill 34 to balance the Council's concerns that Bill 34 seeks to address while also allowing for the preservation of legitimate surf schools on the North Shore.

Achraf Marzouki, hisurfschool@gmail.com



Aloha Honorable Chair Walters and Councilmembers,

My name is Carol Philips the owner and chief surf instructor for the North Shore Surf Girls Surf School. I served on the North Shore Neighborhood Board for 20 years and have spent countless hours volunteering in my community. Thank you for allowing me the opportunity to present testimony on Bill 34.

We are a female-owned and operated surf school on the North Shore of Oahu. All of our instructors are residents of the North Shore, and over half of us are mothers (we pride ourselves in being a parent-friendly organization). We are a small business, pay taxes and rely on teaching surfing to survive and support our families in arguably the most expensive place to live in the country. We are very respectful of the community and never stop residents from sharing the lineup with us. Our surfboards are composed of soft foam, and we are always very cautious.

We came to the current situation because Bill 34, targeting Tour Buses, had overly broad language covering all commercial activities. The surf schools on the North Shore then sought an exemption that the film industry receives, and thus we became low hanging fruit and a target for community activists. Additionally, over 300 million people in the United States had been in lock-down for a year due to Covid-19, causing a deluge of visitors. These visitors who would have typically visited Hawaii over two years dropped into our islands all at once. The change in lifestyle from no visitors to bumper to bumper traffic created the anti visitor sentiment we saw this summer.

As you consider this, it's helpful to keep in mind the following points:

- North Shore surf schools do self-regulate and, for many years, have voluntarily not taught surfing lessons at Alii Beach Park to preserve an exclusive place for local children to go.
- There are over 45 named waves on the North Shore; see map below for reference, and miles and miles of empty beaches. There is plenty of waves and space on the beach for everyone.
- Surf instructors are also lifeguards and regularly assist weak swimmers and surfers to the beach. I have personally rescued dozens of non-surf students over the years.
- Perhaps most importantly, surf lessons are conducted in small weak waves that, before surf schools, were virtually unused on the North Shore. People don't like to surf alone, so when they see surf schools out, they tend to feel it's safe. Laniakea is a good example; it breaks all summer and is still mostly empty.

- As we all know, Oahu and the North Shore depend largely upon visitors for jobs and our tax base. Creating a situation that kills small businesses and eliminates jobs in our community, while reducing the tax base hurts all of us, especially as the federal aid supplementing unemployment has been eliminated.

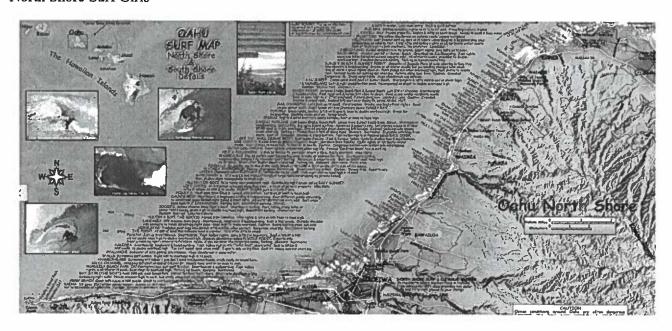
I hope you will agree with our perspective. There is room for everyone in the ocean and beaches on the North Shore. We welcome and do share the beginner waves we use with our community. We are in unusual times due to Covid-19 and need to take care of each other so that our we can all thrive as we move into an increasingly uncertain future.

Respectfully,

Carol Philips

Owner/Surf Instructor North Shore Surf Girls

Corol Philps



CLK Council Info

Sent: Subject: Tuesday, November 9, 2021 6:59 PM

Council Testimony

Written Testimony

Name

andrey shirkin

Phone

Email

a.shirkin@yahoo.com

Meeting Date

11-10-2021

Council/PH

Council

Committee

Agenda Item
Your position on the

Bill 34

matter

Oppose

Representing

Self

Organization

Written Testimony

Learning to surf on the North Shore changed my life for the better. Please allow this amazing program to continue.

Testimony Attachment

Accept Terms and

Agreement

1

CLK Council Info

Subject:

Tuesday, November 9, 2021 7:29 PM

Council Testimony

Written Testimony

Name

Paige Dolenar

Phone

Email

Paige.dolenar@gmail.com

Meeting Date

11-10-2021

Council/PH

Council

Committee

Bill 34

Agenda Item Your position

on the matter

Oppose

Representing

Self

Organization

I oppose Bill 34 because it does not include an exception for surfingrelated activities. I am a college student living on the north shore, and I work as a surf instructor which has really benefitted me. It gives me a good and flexible schedule with my school, and it gives me an opportunity to share the culture of what I love about Hawaii. It is a learning experience in many different ways, and there are other benefits as well. It provides me enough rent money to continue living where I do, and to put some money towards my schooling. People

Written **Testimony**

always leave feeling uplifted and more knowledgeable about malama

aina and it helps me feel purposeful.

Testimony Attachment **Accept Terms** and Agreement

CLK Council Info

Sent: Subject: Tuesday, November 9, 2021 7:52 PM

Council Testimony

Written Testimony

Name

Anita scheiblich

Phone

Email

Acscheiblich@gmail.com

Meeting Date

11-10-2021

Council/PH Committee Council

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

CLK Council Info

Sent: Subject: Tuesday, November 9, 2021 7:59 PM

Council Testimony

Written Testimony

Name

Reagan

Phone

Email

raysweston@gmail.com

Meeting Date

11-10-2021

Council/PH

Council

Committee Agenda Item

_ ...

Your position

Bill 34

on the matter

Oppose

Representing

Self

Organization

As someone who loves to surf, I love having friends and family visit and being able to be taught how to surf and respect the ocean of Hawaii and connect with the island in a way that other tourist attractions cannot offer. Many surf lessons are taught by inspiring and motivating locals or surf legends, and it is such a unique way for Hawaii to give visitors and community members access to learning from real pros or real lovers of and locals from the island. It also creates such a loving and encouraging environment out on the water.

Written Testimony

When there are beginners learning on the waves, it connects everyone because we are all just there to learn, improve, and have a fun time. It makes the energy a lot less competitive and brings the aloha spirit that is so unique and positive about the island. It would be so sad to see such a unique and amazing part of Hawaii and it's

energy go.

Testimony Attachment

Accept Terms and Agreement

CLK Council Info

Sent:

Tuesday, November 9, 2021 8:02 PM

Subject: **Council Testimony**

Written Testimony

Name

Kaycee Barlow

Phone

Email

kcbarlow5@gmail.com

Meeting Date

11-10-2021

Council/PH Committee Council

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

CLK Council Info

Subject:

Tuesday, November 9, 2021 8:10 PM

Council Testimony

Written Testimony

Name

Kelsie Gordon

Phone

Email

Kelsiegordon111@gmail.com

Meeting Date

11-10-2021

Council/PH

Committee

Council

Agenda Item

Bill 34

Your position on

the matter

Oppose

Representing

Self

Organization

Written **Testimony** I oppose bill 34, surfing lessons should be allowed to take place at public beaches. These lessons are beneficial for tourists to learn how

to care and respect the land and provides jobs for locals.

Testimony Attachment

Accept Terms

1 and Agreement

CLK Council Info

Sent:

Tuesday, November 9, 2021 9:54 PM

Subject:

Council Testimony

Written Testimony

Name

Ellie Shormann

Phone

Email

Naialani316@gmail.com

Meeting Date

11-10-2021

Council/PH Committee Council

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

CLK Council Info

Tuesday, November 9, 2021 9:58 PM

Subject:

Council Testimony

Written Testimony

Name

Gabrielle Keolamaikalani Sedore

Phone

Email

kkahaulelio@gmail.com

Meeting Date

11-10-2021

Council/PH Committee

Council

Agenda Item

Bill 34

Your position

Onnoo

on the matter

Oppose

Representing

Self

Organization

I oppose bill 34. This bill should be amended to allow surf related activities to access the ocean via all City Parks and Rights of Way. In other words, all Surf Schools on the North Shore will not be able to access the water to conduct their daily business.

There is an immense history of Surfing on the North Shore of O'ahu, and it's all thanks to the legend Duke Kahanamoku. With the rise of surfing's popularity and the Duke traveling the world, surfing became what it is today. Surfing is a Hawaiian cultural activity, and is loved so much it has now become an Olympic Sport. We use our knowledge and expertise to teach visitors and locals alike how to surf. Not only do we teach them how to surf, we teach them how to be safe in some of the dangerous waters in the world. Without Surf Schools, who is going to educate new surfers when a close out set is coming, to look both ways before catching a wave, or to watch out for shallow reef at a certain break. I could go on about the safety precautions surf instructors teach their clients that most likely prevent a lot of potential injuries. Without the possibility of lessons it's a free for all with no guidance. And bottom line, this should be about the safety of all.

Written Testimony

Hale'iwa Beach Park is one of many beach parks that won't be accessible anymore, and it is how I access the surf break, Puena Point. Puena's is a special surf break because many times during winter the north shore is likely to be too big to surf. At those times, Puena Point is one of the few safe places for beginners to surf. Without having surf school's this could allow for potential risks for beginner surfers to youtube 'how to surf' and try to surf a potentially dangerous spot. I hope this will never be the case, but without the surf

schools the probability of these 'types' of situations will dramatically increase.

I asked that you oppose Bill 34 and help us save our businesses.

Testimony Attachment Accept Terms and Agreement

CLK Council Info

Sent: Subject: Tuesday, November 9, 2021 10:07 PM

Council Testimony

Written Testimony

Name

Kahealani Enoka

Phone

Email

enokak001@gmail.com

Meeting Date

11-10-2021

Council/PH Committee Council

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

From: Sent: Subject: **CLK Council Info**

Tuesday, November 9, 2021 11:02 PM

Council Testimony

Written Testimony

Name

Kekaihoaloha Grace

Phone

Email

Kgrace993@hotmail.com

Meeting Date

11-10-2021

Council/PH Committee

Council

Agenda Item

....

Agenda item

Bill 34

Your position on the matter

Oppose

Representing

Self

Organization

My name is kekai grace born and raised hawaiian on the north shore of Oahu. I oppose bill 34 because it will take away surfing lessons. I am a proud surf instructor and have been sharing surfing with the world for over 15 years now from here on the north shore. It is my pride and life and I have built a small business around it. Bill 34 would take away that from me and the chance for people to come and learn

to surf on the beautiful iconic north shore. Aloha

Written Testimony

Testimony Attachment

Accept Terms and Agreement

CLK Council Info

Wednesday, November 10, 2021 12:16 AM

Subject:

Council Testimony

Written Testimony

Name

Sharlene Chun-Lum

Phone

Email

sharstocks@yahoo.com

Meeting Date

11-10-2021

Council/PH Committee

Council

Agenda Item

Bill 34, CD1

Your position on the matter

Support

Representing

Self

Organization

Written Testimony

Testimony Attachment

Accept Terms and Agreement 1



Aloha Honorable Chair Walters and Councilmembers,

My name is Carol Philips the owner and chief surf instructor for the North Shore Surf Girls Surf School. I served on the North Shore Neighborhood Board for 20 years and have spent countless hours volunteering in my community. Thank you for allowing me the opportunity to present testimony on Bill 34.

We are a female-owned and operated surf school on the North Shore of Oahu. All of our instructors are residents of the North Shore, and over half of us are mothers (we pride ourselves in being a parent-friendly organization). We are a small business, pay taxes and rely on teaching surfing to survive and support our families in arguably the most expensive place to live in the country. We are very respectful of the community and never stop residents from sharing the lineup with us. Our surfboards are composed of soft foam, and we are always very cautious.

We came to the current situation because Bill 34, targeting Tour Buses, had overly broad language covering all commercial activities. The surf schools on the North Shore then sought an exemption that the film industry receives, and thus we became low hanging fruit and a target for community activists. Additionally, over 300 million people in the United States had been in lock-down for a year due to Covid-19, causing a deluge of visitors. These visitors who would have typically visited Hawaii over two years dropped into our islands all at once. The change in lifestyle from no visitors to bumper to bumper traffic created the anti visitor sentiment we saw this summer.

As you consider this, it's helpful to keep in mind the following points:

- North Shore surf schools do self-regulate and, for many years, have voluntarily not taught surfing lessons at Alii Beach Park to preserve an exclusive place for local children to go.
- There are over 45 named waves on the North Shore; see map below for reference, and miles and miles of empty beaches. There is plenty of waves and space on the beach for everyone.
- Surf instructors are also lifeguards and regularly assist weak swimmers and surfers to the beach. I have personally rescued dozens of non-surf students over the years.
- Perhaps most importantly, surf lessons are conducted in small weak waves that, before surf schools, were virtually unused on the North Shore. People don't like to surf alone, so when they see surf schools out, they tend to feel it's safe. Laniakea is a good example; it breaks all summer and is still mostly empty.

- As we all know, Oahu and the North Shore depend largely upon visitors for jobs and our tax base. Creating a situation that kills small businesses and eliminates jobs in our community, while reducing the tax base hurts all of us, especially as the federal aid supplementing unemployment has been eliminated.

I hope you will agree with our perspective. There is room for everyone in the ocean and beaches on the North Shore. We welcome and do share the beginner waves we use with our community. We are in unusual times due to Covid-19 and need to take care of each other so that our we can all thrive as we move into an increasingly uncertain future.

Respectfully,

Carol Philips

Owner/Surf Instructor North Shore Surf Girls

Corol Philos

CAHE

SUFF MAP

CLK Council Info

Wednesday, November 10, 2021 6:47 AM

Subject:

Council Testimony

Written Testimony

Name

Jimmy An

Phone

Email

hawaiisurfingacademy@gmail.com

Meeting Date

11-10-2021

Council/PH

Council

Committee Agenda Item

bill 34

Your position

on the matter

Oppose

Representing

Self

Organization

Aloha Kakou, Regarding bill 34,

please do not include the north shore surf schools in this bill as we are not a threat to the environment!

per council member Heidi stating that she saw it crowded in the ocean! There is a lot to be said about the performance and skills of the North Shore surf schools and without a doubt I would consider them the best in the world! Hawaii produces some of the best waterman in the world and surf instructors fall into the same category! Looking out in the ocean and not knowing what is really happening out in the ocean is passing judgement on the surf schools and there instructors who train almost everyday in all kinds of conditions! Granted there are some who

Written **Testimony** try and manipulate the system and take advantage and operate without the correct permits and they are getting filtered out! Hawaii is the capital of surfing and visitors come from far and abroad to experience surfing, sometimes its a one and only experience and sometimes its a first time ever experience at a older or younger age! Whatever the case, when you love what you do and people, feel that Aloha, this is what our great Grandfather Duke Paoa Kahanamoku Instilled in Hawaiians and Hawaiians at Heart! And Duke shared surfing with the world with many Non Hawaiians as well! My guestion to all of you is what would Duke Say about this? If we search our hearts I am sure you would feel like lets support surf schools and stop the people who operate without respect to our government meaning non licensed or permitted companies! By the way we have already seen less without permits and this has made the Ocean and parking lots less crowded! And also if you see a truck full of surfboards its because sometimes students are different sizes or their level of

experience is different so its smart to have different size of surfboards! Last I would like to say mahalo for your time and PLEASE do not stop the surf schools from operating and sharing the Aloha that was instilled in our hearts by one of the greatest waterman that ever lived Duke Kahanamoku! Aloha from Jimmy of Hawaii Surfing Academy and Big Mahalo to Chasity Andrade and Alma Ho at the permits office for all you do for us!

Testimony Attachment Accept Terms and Agreement 1

CLK Council Info

Subject:

Wednesday, November 10, 2021 6:54 AM

Council Testimony

Written Testimony

Name

Matt Maletta

Phone

Email

Matt@hhsurf.com

Meeting Date

11-10-2021

Council/PH

Committee

Council

Agenda Item

Bill 34

Your position on

the matter

Oppose

Representing

Self

Organization

Surf lessons are a vital aspect to keeping safe in the water on the north shore. They teach oeople the rules of the road in the ocean and how to use the waters safely so emergency services are not

Written

overwhelmed with more calls

Testimony

There is not enough work on the north shore to sustain local families.

If lessons are take. Away there will be no way for hundreds of

families to earn a living

Testimony **Attachment**

Accept Terms and Agreement 1

CLK Council Info

Sent: Subject: Wednesday, November 10, 2021 6:59 AM

Council Testimony

Written Testimony

Name

Kelli Maletta

Phone

Email

Kelliapple@hitmail.com

Meeting Date

11-10-2021

Council/PH

Council Committee

Agenda Item

Bill 34

Your position on

the matter

Oppose

Representing

Self

Organization

My daughter took surf lessons and it helped her develop confidence,

Written **Testimony** healthy lifestyle and improved in academics. All our family members when visiting take them and it makes them stringer in the water as

well.

Testimony Attachment

Accept Terms

1 and Agreement

CLK Council Info

ent: Wednesday, November 10, 2021 7:22 AM

Subject:

Council Testimony

Written Testimony

Name

Jacy Shimahara

Phone

Email

jacyshimahara8@gmail.com

Meeting Date

11-10-2021

Council/PH Committee

Council

Agenda Item

Bill 34

Your position

on the matter

Oppose

Representing

Self

Organization

I oppose bill 34 because it does not include a exception for surf school. Losing surf schools would be hard on local members of the community. Being a surf instructor is one of few jobs available on the north shore you'll be able to work and survive on your own with. Being a surf instructor you make \$25 to \$35 a hour. If I was to work anywhere else on the north shore I would only earn \$12 to \$15. With property prices and rent raising we should try to keep these jobs that locals can making a real living off using their skill they have learned growing up around the ocean.

Written Testimony

I don't think canceling something is the answer. Surf schools and other ocean companies are willing to meet in the middle. We can close for Sunday's and holidays allowing locals and tourist to be at the beach without businesses there.

Testimony
Attachment
Accept Terms
and Agreement

CLK Council Info

Wednesday, November 10, 2021 7:59 AM Sent:

Subject:

Council Testimony

Written Testimony

Name

Phyllis Shipman

Phone

Email

olyarch@hotmail.com

Meeting Date

11-10-2021

Council/PH

Committee

Council

Agenda Item

#34

Your position on Comment

the matter

Representing

Self

Organization

Aloha Council Member,

Written **Testimony**

Thank you for the opportunity to comment on Bill 34. I am in support of Bill 34. In 1970 I moved from Kailua to .Sunset Beach and have experienced the deterioration of the quality of my life due to the unregulated access tourists have to our beaches . Thank you for addressing this situation.

Please include Ehukai Beach Park and extend the protected area from Kawela Bay to Kiaka Point. it is critical to protect the nearby restoration of the wetlands and cultural sites.

Testimony Attachment **Accept Terms** and Agreement

From: CLK Council Info

Sent: Wednesday, November 10, 2021 8:36 AM

Subject: Council Testimony

Attachments: 20211110083603_Surf-School-Safety.pdf

Written Testimony

Name Richard Williams

Phone

Email beach26@hawaii.rr.com

Meeting Date 11-10-2021

Council/PH Committee Council
Agenda Item bill 34
Your position on the matter Oppose

Representing Organization

Organization North Shore Lifeguard Association

Written Testimony

Testimony Attachment 20211110083603_Surf-School-Safety.pdf

Accept Terms and Agreement 1

CLK Council Info

Sent:

Saturday, October 27, 2018 11:54 PM

Subject:

Council/Public Hearing Speaker Registration/Testimony

Speaker Registration/Testimony

Name

richard williams

Phone

8086388297

Email

beach26@hawaii.rr.com

Meeting Date

11-14-2018

Council/PH

Council

Committee Agenda Item

bill 2 amended

Your position on

Oppose

the matter

Representing

Organization

Organization

north shore lifeguard assn.

Do you wish to

speak at the

No

hearing?

who wish to try surfing while here on oahus north shore. for many Written

years the lifeguards would frequently deal with novice surfers who rented boards and would attempt to paddle out in hazardous conditions, the surf schools eliminated much of these occurances, ultimately creating safer conditions for themselves and the other more experienced surfers in the already busy lineups, thank you for your consideration of this situation.....aloha, richard williams, 34 year

the surf schools provide a safe and controlled format for the visitors

ocean safety division veteran

Testimony Attachment

Testimony

Accept Terms and Agreement

1

CLK Council Info

Sent:

Wednesday, November 10, 2021 9:56 AM

Subject:

Council Testimony

Written Testimony

Name

Kahea Kahaulelio

Phone

Email

kkahea@gmail.com

Meeting Date

11-10-2021

Council/PH Committee

Council

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

CLK Council Info

Sent:

Wednesday, November 10, 2021 1:05 PM

Subject:

Council Testimony

Written Testimony

Name

Andrea Anixt

Phone

Email

andreapeatmoss6@gmail.com

Meeting Date

11-10-2021

Council/PH

Committee

Council

Agenda Item

BILL 34 CD1

Your position

on the matter

Comment

Representing

Self

Organization

The surf instructors businesses should not be unable to operate at all -This makes the authentic Hawai'ian sport that people love to try too much less accessible. The number of them should be controlled maybe. Determine the optimum number and regulate that in those parks, but only if absolutely necessary for the most clear reasons humanly possible please, because you are taking employment from local residents. Our surfers are precious to many of us as the most really Hawai'ian experience for our visitors and us. Lei making would be the other I would support; however that can be elsewhere.

Written Testimony

I believe the truck vendors of food should be completely limited. They are too pervasive and should be located elsewhere and regulated better. Getting a grip on extraneous commercial activity in parks is a good idea except for surfing instructors...the ocean is where they HAVE to operate -the only place that makes sense.

Mahalo.

Testimony Attachment

Accept Terms and Agreement