

BILL 43 (2021)

Testimony

MISC. COM. 30

TSH

From: CLK Council Info
Sent: Thursday, February 3, 2022 3:41 AM
Subject: Council Testimony

Written Testimony

Name	Johnnie-Mae L. Perry
Phone	
Email	waianae569@gmail.com
Meeting Date	02-08-2022
Council/PH Committee	Council
Agenda Item	Bill 43 (2021)
Your position on the matter	Support
Representing	Self
Organization	
Written Testimony	I, Johnnie-Mae L. Perry strongly SUPPORT. Thank you for your consideration of my testimony.
Testimony Attachment	
Accept Terms and Agreement 1	

IP: 192.168.200.67

From: CLK Council Info
Sent: Sunday, February 6, 2022 2:08 PM
Subject: Transportation, Sustainability and Health Testimony
Attachments: 20220206140828
_AOAO_Governor_Cleghorn_request_about_amplified_music_on_Waikiki_sidewalks.pdf

Written Testimony

Name Denise Boisvert
Phone
Email infofordenise@yahoo.com
Meeting Date 02-08-2022
Council/PH Committee Transportation, Sustainability and Health
Agenda Item Bill 43
Your position on the matter Support
Representing Self
Organization

Dear Committee Chair Cordero and Committee members,

If you have only worked, surfed, or partied in Waikiki, you may not be aware of how much of a community we are. It may not be obvious when passing through, but our Apartment Precinct is filled with full time residents from all the islands, states, many countries! Residents recognize and wave to each other, see their neighbors' children grow up, help run errands for kupuna, and care about each other's health and welfare.

Waikiki residents live in the most diverse neighborhood in Hawaii, but one that is united by our choice to live in an urban environment with normal city traffic noise. My building is filled with babies, toddlers and school children. We have 2nd & 3rd generation beach boys, teachers, restaurant and hotel workers, medical professionals, airline employees, C&C and state employees, business owners, college students, retirees, and more. We are all united by the need for a calm evening at home and good night's sleep!

Attached please find a letter the former president of our building's condo board wrote about the amplified noise that is drastically affecting the quality of life for residents in my building and others in my neighborhood.

Loud noise is a known source of stress and ill health. Bill 43 will still allow street performers to perform and entertain tourists and residents alike, but at least there will be a compromise with how loud they can be. Their rights will be preserved and respected as will the rights of those in my neighborhood.

Mahalo for your kind understanding; please pass Bill 43.
Denise Boisvert

Stan Michaels
Board President
AOAO Governor Cleghorn
225 Ka'iulani Ave #602
Honolulu, HI 96815

May 18, 2021

Dear Governor Ige, Senator Moriwaki, Representative Tam, Mayor Blangiardi, City Council Chair Waters, Rick Egged (Waikiki Improvement Association) and Bob Finley (Waikiki Neighborhood Board):

Residents in our Governor Cleghorn building located on Ka'iulani Ave between Kūhiō and Ala Wai Blvd have been subjected to highly amplified music from several street performers a few blocks away on Kalākaua Ave on almost a nightly basis for the past several weeks; most particularly Thursday through Sunday nights.

This was a problem before the pandemic, and we would like to address this now before even more street performers descend upon Kalākaua with their amplifiers as tourism returns. We do not believe that amplified music would be tolerated in any other commercial zone on the island, so why is it allowed in Waikiki? We ask that if there is currently no law against such amplification, that one be enacted. If there is a law, then we need it to be enforced because calls to HPD have not been effective.

While we have no objection to street performers or their freedom of speech and expression, the amplification of it has become a noise nuisance to us as residents trying to enjoy an evening at home in Waikiki's residential Apartment Precinct. Many residents in our building are forced to close all their windows to try to minimize the amplified sound in the distance. It is not a matter of whether or not the sound in the distance fails a decibel reading test from our lanais, but a quality of life issue and a matter of common courtesy and respect for residents and tourists alike.

Our building's residents are not alone. The nonstop noise on the sidewalks for several hours each evening would also be a nuisance to employees and jetlagged tourists at the Moana Surfrider, Outrigger Waikiki Beach Resort, and Princess Ka'iulani hotels, as well as to patrons and employees of the many shops and restaurants along Kalākaua.

We ask the Waikiki Neighborhood Board and the Waikiki Improvement Association to support us in asking our legislators to work together to quickly curtail this unnecessary source of noise nuisance. We thank everyone for your kind consideration.

Sincerely and on behalf of our entire Board and 90+ owners,



Stan Michaels
AOAO Governor Cleghorn Board President
empire41@hawaii.rr.com

From: CLK Council Info
Sent: Sunday, February 6, 2022 12:30 PM
Subject: Transportation, Sustainability and Health Testimony

Written Testimony

Name Mike O'Dwyer
Phone
Email bunsod4@gmail.com
Meeting Date 02-08-2022
Council/PH Committee Transportation, Sustainability and Health
Agenda Item Bill 43
Your position on the matter Support
Representing Self
Organization

Aloha,

I'm testifying in FULL SUPPORT of Bill 43. I've lived at the Governor Cleghorn building on Kaiulani Avenue since 1972 and have seen many changes in Waikiki over the decades; some good, some very bad.

I understand why corporations would want to tear down picturesque bungalow houses and vintage low and mid-rise hotels to build high-rises, but I do miss the charming tree-lined streets and being able to see majestic Diamond Head from almost anywhere in Waikiki.

One of the changes I've witnessed in recent years has become a very stressful one on a nightly basis. It now seems that every act on Kalakaua Avenue uses an extremely loud amplifier that sends music piercing through the night air all the way to mauka of Kuhio.

Traffic and sirens are normal city noises, but being a captive audience to performers on public sidewalks a few streets away playing at volumes that could fill the Aloha Stadium is not normal, or fair. There needs to be mutual understanding and a compromise when it comes to allowable decibel levels.

I understand that private citizens' views may not be protected when it comes to construction and skylines, but shouldn't their right to peaceful enjoyment of their residences be?

Mahalo for your understanding of how amplified noise adversely affects residents in Waikiki.

Mike O'Dwyer

Written
Testimony

From: CLK Council Info
Sent: Sunday, February 6, 2022 12:46 PM
Subject: Transportation, Sustainability and Health Testimony

Written Testimony

Name Leonhard Nicolai
Phone
Email nicolai.hawaii@gmail.com
Meeting Date 02-08-2022
Council/PH
Committee Transportation, Sustainability and Health
Agenda Item Bill 43
Your position on
the matter Support
Representing
Organization Self

I partly own and manage a small apartment building on Koa Avenue located a block from Kalakaua Avenue.

Written Testimony The amplified music, drumming, etc. coming from nearby street performers can be heard blocks away and has a great affect on the quality of life for those of us who live in Waikiki and those visiting here.

I strongly support Bill 43; and I hope that regulations will be established to insure that residents and our visitors can live and visit here in a peaceful environment. Please pass Bill 43.

Testimony
Attachment

Accept Terms and
Agreement 1

IP: 192.168.200.67

From: CLK Council Info
Sent: Sunday, February 6, 2022 1:21 PM
Subject: Transportation, Sustainability and Health Testimony
Attachments: 20220206132048_Letter_to_the_Editor_about_Kalakaua_Avenue_2021-09-30.pdf

Written Testimony

Name Kim Jorgensen
Phone
Email hawaiiicondo@yahoo.com
Meeting Date 02-08-2022
Council/PH Committee Transportation, Sustainability and Health
Agenda Item Bill 43
Your position on the matter Support
Representing Self
Organization

I FULLY SUPPORT Bill 43. Attached is a Letter to the Editor that appeared in the Star Advertiser on September 30. This visitor from Florida endured the “earsplitting circus” on Kalakaua Avenue for 9 days. My neighbors and I, all residents of Waikiki, have to endure it for 365 days a year.

I live MAUKA of Kuhio on Kaiulani Avenue – that’s 3 1/2 streets away from Kalakaua – it is impossible to turn my television on loudly enough (and with my double-pane windows closed!) to block out the sound in the distance without disturbing my own neighbors on the floor of my condo building.

Written Testimony I am an amateur musician and songwriter; and my wife and I have many musician friends worldwide. A few of our close friends here on O’ahu have been professional musicians all over the islands for over 50 years.

I am for our country’s freedoms of speech and expression and am not against showing one’s talents on sidewalks. But, why do the street performers turn up the volume so loudly for an audience on the sidewalk that is ONLY 5 FEET AWAY from them?

There needs to be a compromise between the freedoms of speech and expression and earning a little extra money busking, and the right to quiet enjoyment of one’s home.

Please understand how this noise is adversely affecting the health and well-being of Waikiki residents and pass Bill 43. Mahalo.

Testimony Attachment 20220206132048_Letter_to_the_Editor_about_Kalakaua_Avenue_2021-09-30.pdf

EDITORIAL | LETTERS

Letters: Culturally appropriate tourism welcomed; Restaurants need to help defeat coronavirus; No justice in releasing Reagan's would-be killer

Today • Updated 7:17 pm

Hooray for the new tourism plan so well summarized in Jayna Omaye's article, ["Culture and tourism" \(Star-Advertiser, Sept. 26\)](#). The new plan will attract a higher caliber of visitors by culturally appropriate and sensitive marketing before they arrive.

Once they are here, the new plan will better manage tourists through overdue best practices such as reservations, curated and authentic experiences, redistribution of excess demand, a tourism fee and better enforcement at hot spots.

With this plan, our tourism industry can be profitable again while our island paradise will be protected for kamaaina to enjoy. A special kudo should go to the Hawaii Tourism Authority for asking the Council for Native Hawaiian Advancement and the Native Hawaiian Hospitality Association for advice before deciding everything.

Maybe that kind of strategic, long-range thinking is what we should expect from our very first Native Hawaiian in the HTA driver's seat.

Jay Henderson

Ala Moana

Noisy Kalakaua Avenue mars visitor experience

As we concluded our nine-night stay at the Hyatt Regency Waikiki, we were forced to wonder if all the hotels within earshot of Kalakaua Avenue are in collusion by not warning prospective visitors on their websites that the main street in paradise is really an earsplitting circus.

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We were never able to relax on our balcony in the evenings because of the cacophony of noise from amplified electric guitars, singing and deafening music, all along the sidewalk of Kalakaua Avenue. In fact, we brought the balcony table and chairs into our room on the 16th floor in order to have a seated conversation without shouting to hear each other.

Sleeping was yet another challenge. We are visiting from Florida, meaning a time difference of six hours. Recovering from our long flight to Hawaii never happened because of waking repeatedly to the sound of street performers every night.

We are aware of Hawaii's struggle with overtourism. Maybe this is a strategy to keep people from returning to Waikiki hotels?

Denise Landay

St. Petersburg, Fla.

Restaurants need to help defeat coronavirus

Your editorial, "[Don't falter in pandemic fight](#)" ([Star-Advertiser, Our View, Sept. 26](#)), reminded me of the Kailua restaurant owner whose business was shuttered for a single night recently because he chose to not check diners' vaccine cards.

This person then went on social media to publicly berate the customer who notified the Honolulu Liquor Commission. He abdicated any and all responsibility and accountability for choosing to break the law, potentially endangering all who dined at this restaurant.

No one is above the law. Wearing a mask and pulling out a vaccine card to enter a restaurant, theater or other place of business is not the way we would like to live out our days, but choices and actions we take today have consequences that affect our future.

We need "good public participation." We must work together to defeat COVID-19!

Don't people get this simple concept?

Jill Thach

Kailua

From: CLK Council Info
Sent: Sunday, February 6, 2022 1:29 PM
Subject: Transportation, Sustainability and Health Testimony

Written Testimony

Name	A Quieter O'ahu
Phone	
Email	quieteroahu@gmail.com
Meeting Date	02-08-2022
Council/PH Committee	Transportation, Sustainability and Health
Agenda Item	Bill 43 (2021) Relating to Amplified Sound in Waikiki
Your position on the matter	Support
Representing Organization	Organization A Quieter O'ahu - A Hawai'i 501C3 Organizataion
Written Testimony	<p>This testimony from A Quieter O'ahu, a Hawai'i 501C3 Organization, speaks to the concerns of our hundreds of active website subscribers/followers. (https://www.quieteroahu.com).</p> <p>We have had enough, more than enough, of the unabated assault on our quality of life by those who have no respect for the residents of this City and to a greater extent, this State. Noise is everywhere - car stereos that can cause permanent hearing decline; exhaust systems that can be heard a mile away; noise from low flying aircraft; and on and on. Noise everywhere in our neighborhoods and in our city. It has become impossible to enjoy a quiet day at the beach, or even a quiet evening in a downtown restaurant, for the noise, noise, noise. Noise that is, in fact, proven to negatively impact quality of life, and health. We ask this Council to take a stand and say "No More" by passing Bill 43.</p>
Testimony Attachment	
Accept Terms and Agreement	1

IP: 192.168.200.67

From: CLK Council Info
Sent: Sunday, February 6, 2022 1:23 PM
Subject: Transportation, Sustainability and Health Testimony

Written Testimony

Name Bradley R. Patenaude
Phone
Email braad@aol.com
Meeting Date 02-08-2022
Council/PH
Committee Transportation, Sustainability and Health
Agenda Item Bill 43
Your position on
the matter Support
Representing Self
Organization

Hello,

I live on Kaiulani Avenue, approximately 1 and 1/2 blocks from Kalakaua Avenue in Waikiki. In the last year and a half I have noticed the substantial increase in noise in the Waikiki area. Loud cars, sirens, loud visitors and specifically LOUD, amplified music coming from a variety of sources...most notably for us, Kalakaua Avenue (corner of Kaiulani...seems to be a nightly concert on the corner),

Some evenings the noise is just too much to handle. We must close up every window in our condo just to be able to talk with one another. I think it has been lost on some that this is also very much a residential neighborhood as well. No one doubts that it is a tourist area as well but I feel there is a balance that can be achieved. We can all live in harmony if we just understand and respect others. That is why I don't see why we shouldn't have an amplified noise ordinance.

Honestly If i could afford to leave Waikiki I would, but unfortunately that is not an option for many of us!

Thank you for letting me voice my concerns,

Respectfully,

Bradley Patenaude
225 Kaiulani Avenue
96915

Written
Testimony

From: CLK Council Info
Sent: Sunday, February 6, 2022 4:38 PM
Subject: Transportation, Sustainability and Health Testimony

Written Testimony

Name Staci Kennedy
Phone
Email thriftchick@gmail.com
Meeting Date 02-07-2022
Council/PH Committee Transportation, Sustainability and Health
Agenda Item Bill 43
Your position on the matter Support
Representing Self
Organization

Written Testimony

The noise levels in Waikiki are getting out of control yet again. The music playing late into the evening is quite bothersome and confusing to my 87 year old mother. She can barely follow a television show, because the music is drowning it out. It's then impossible for her to fall asleep because of the music.

Testimony Attachment

There are many people living full time in Waikiki who are greatly affected by this constant noise. Disruption of sleep schedules in elderly and infants is difficult for their caregivers. Please consider those who actually live in these communities, not just the visitors. Thank you

Accept Terms and Agreement 1

IP: 192.168.200.67

From: CLK Council Info
Sent: Sunday, February 6, 2022 5:50 PM
Subject: Transportation, Sustainability and Health Testimony

Written Testimony

Name Pam Walker
Phone
Email Crystaltravel@earthlink.net
Meeting Date 02-08-2022
Council/PH Committee Transportation, Sustainability and Health
Agenda Item Bill 43
Your position on the matter Support
Representing Self
Organization

Written Testimony I have lived in the Governor Cleghorn, 225 Kaiulani Ave, since 1993, and have always loved living in Waikiki. This last year we have been plagued with noise at night from the street performers. I understand their rights, but the use of large amplifiers, pointed directly down Kaiulani from Kalakaua is not necessary for their performances. We have had to put up with 3 nights a week of the band, and now we have break dancers, with their loud music, on their days off. When the band, and dancers are performing, they litter the sidewalk with papers soliciting electronic tips. We also have rights to be able to enjoy our evenings at home without the interference of loud music.

Testimony Attachment

Accept Terms and Agreement 1

IP: 192.168.200.67

From: CLK Council Info
Sent: Sunday, February 6, 2022 7:45 PM
Subject: Transportation, Sustainability and Health Testimony

Written Testimony

Name	Kate Gonzalez
Phone	
Email	Kateeeegonzalez@gmail.com
Meeting Date	02-08-2022
Council/PH Committee	Transportation, Sustainability and Health
Agenda Item	Bill 43
Your position on the matter	Support
Representing Organization	Self
Written Testimony	Amplified noise is too loud in Waikiki and can be heard from many blocks away in residential apartments including late at night.
Testimony Attachment	
Accept Terms and Agreement	1

IP: 192.168.200.67

From: CLK Council Info
Sent: Sunday, February 6, 2022 7:45 PM
Subject: Transportation, Sustainability and Health Testimony

Written Testimony

Name	Kate Gonzalez
Phone	
Email	Kateeeegonzalez@gmail.com
Meeting Date	02-08-2022
Council/PH Committee	Transportation, Sustainability and Health
Agenda Item	Bill 43
Your position on the matter	Support
Representing Organization	Self
Written Testimony	Amplified noise is too loud in Waikiki and can be heard from many blocks away in residential apartments including late at night.
Testimony Attachment	
Accept Terms and Agreement	1

IP: 192.168.200.67

From: CLK Council Info
Sent: Sunday, February 6, 2022 8:22 PM
Subject: Transportation, Sustainability and Health Testimony

Written Testimony

Name Cherlynn Thrasher
Phone
Email Sunnyhawaiiandays@gmail.com
Meeting Date 02-08-2022
Council/PH Committee Transportation, Sustainability and Health
Agenda Item Bill 43
Your position on the matter Support
Representing Self
Organization

Written Testimony

I have been visiting Hawaii since 1974, and have always stayed in Waikiki. Last year, and this year, it has been very uncomfortable with the increased noise at night from the street entertainers playing their music using large amplifiers. I come to Hawaii to enjoy the warm weather, and do not feel that I should have to keep my windows closed at night to block out the noise. With the added noise, and increase of transient taxes, my annual 6 month stay is no longer pleasurable. I know the taxes will not disappear, but something could be done about the loud music, especially considering that they play within the same block as the HPD.

Testimony Attachment

Accept Terms and Agreement 1

IP: 192.168.200.67

From: CLK Council Info
Sent: Monday, February 7, 2022 12:38 AM
Subject: Transportation, Sustainability and Health Testimony

Written Testimony

Name Debi Collum
Phone
Email Keonaandkamea@gmail.com
Meeting Date 02-08-2022
Council/PH Committee Transportation, Sustainability and Health
Agenda Item Bill 43
Your position on the matter Support
Representing Self
Organization

Written Testimony

I moved to Waikiki in January of 2021. I have always lived in a big city, and am familiar with big city noise. The loud music at night from a band that uses large amplifiers, on the corner of Kaiulani and Kalakaua, is annoying. There is now a group of dancers that have been performing on the nights that the band is not playing. The dancers have moved to this location from their spot further down on Kalakaua. I have to be at work at 6:00 am, and this loud music makes it hard to get my sleep. I am hoping that there can be a stop to the use of amplifiers by the street performers to keep the noise level down for the residents of the area.

Testimony Attachment

Accept Terms and Agreement 1

IP: 192.168.200.67

From: CLK Council Info
Sent: Monday, February 7, 2022 9:34 AM
Subject: Transportation, Sustainability and Health Testimony

Written Testimony

Name	Brandon
Phone	
Email	Brandon.Keith.oct23@gmail.com
Meeting Date	02-08-2022
Council/PH Committee	Transportation, Sustainability and Health
Agenda Item	Bill 43
Your position on the matter	Support
Representing Organization	Self
Written Testimony	The street performers and concert at the international market was way too loud and disruptive at night.
Testimony Attachment	
Accept Terms and Agreement	1

IP: 192.168.200.67