

Resolution 22-11 Testimony

MISC. COM. 44

EMLA

From: CLK Council Info
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Subject: Executive Matters & Legal Affairs Testimony

Written Testimony

Name Choon james
Phone
Email ChoonJamesHawaii@gmail.com
Meeting Date 02-08-2022
Council/PH Committee Executive Matters and Legal Affairs
Agenda Item Resolution 22-011
Your position on the matter Oppose
Representing Self
Organization

STRONGLY OPPOSE

1. RESOLUTION 22-11 – 54-406 KAMEHAMEHA HIGHWAY, HAU?ULA. Urging the City Administration to acquire the property at 54-406 Kamehameha Highway in Hau?ula (Tax Map Key 5-4-004:021) in order to protect the public health and safety from environmental degradation, including, if necessary, taking steps to acquire the property by eminent domain.

<https://hnlidoc.ehawaii.gov/hnlidoc/document-download?id=12842>

Written Testimony Aloha Committee Chair Andria Tupola, Chair Waters and City Council members:

I'm alarmed to see this Resolution 22-11 being hastingly promoted by our District City Council member. This handing of this issue has become vicious and tyrannical, to put it in the most gentle way.

Government must not abuse its strong arm before due process and getting the facts right.

Oahu cannot become a mob rule county without our legislators implementing thorough and objective homework and logical thinking first.

There are basic facts that have not been fairly considered. Pate and Annetta Taufa bought this property in November, 2019. It's unfair to

blame this small property owner for all the decades of flooding. It's also unfair to blame the small private property owner for the record rains and flooding that took place in April 2021. Many other areas of Oahu were inundated as well.

Having said that, I'm not excusing them from some of the violations. They have to fix them and be a good neighbor.

But there are many other mitigating issues and conditions that must be considered. Especially, there are the storm culverts from the Hauula Shopping Center and the Kawaipuna Subdivision that need to be addressed.

Eminent domain cannot be used as a threat.

The city council must also be aware that there are many other owners who have accumulated fines. As I have mentioned, working with DPP to correct these fines take time. It's not just as easy as it sounds. What is the city going to do? Eminent Domain on these other properties?

This Resolution is going the wrong direction. It smacks of tyrannical and unfair legislation.

Let's put our residents first. Help our residents. Work with them. Protect private property rights. We cannot have the government become the BIG BROTHER with a big stick.

Aloha,

Choon James

Testimony
Attachment
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and 1
Agreement

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