

Bill 43 (2021) Testimony

MISC. COM. 49

From: CLK Council Info
Sent: Sunday, February 13, 2022 3:02 PM
Subject: Council Testimony
Attachments: 20220213150153_Governor_Cleghorn_amplified_noise_request.pdf

Written Testimony

Name Denise Boisvert
Phone
Email infofordenise@yahoo.com
Meeting Date 02-16-2022
Council/PH Council
Committee
Agenda Item Bill 43
Your position on the matter Support
Representing Self
Organization

Dear Chair Waters and City Councilmembers,

If you have only worked, surfed, or partied in Waikiki, you may not be aware of the large, very diverse community of long-term, full-time residents who live mauka of Kuhio and come from all the islands, states, and many countries.

My building, for example, is filled with newborns through high school seniors, 2nd & 3rd generation beach boys, teachers, restaurant and hotel workers, airline employees, medical professionals, C&C and state employees, business owners, college students, and retirees. We are also united by being a CAPTIVE AUDIENCE that needs fresh air from open windows, calm evenings at home, and a good night's sleep.

Written
Testimony

Attached please find a May 2021 letter by my building's former condo board president about the amplified noise from Kalakaua that is severely affecting the quality of life of people in my neighborhood.

Residents have personally asked the performers to simply lower their volume and were told they'd "try"; but it is never obvious that they do. We've given up calling HPD because they can't do anything - and probably don't want to go viral!

Therefore I STRONGLY SUPPORT Bill 43 which will impose a fair compromise between the performers' and residents' rights. Mahalo for your kind understanding.

Testimony
Attachment 20220213150153_Governor_Cleghorn_amplified_noise_request.pdf
Accept
Terms and 1
Agreement

IP: 192.168.200.67

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 13, 2022 4:21 PM
Subject: Council Testimony

Written Testimony

Name	Roland Nipps
Phone	
Email	rnipps@yahoo.com
Meeting Date	02-16-2022
Council/PH Committee	Council
Agenda Item	Bill 43
Your position on the matter	Support
Representing Organization	Self
Written Testimony	As a teacher, I get up early, and go to sleep early, as well. The amplified noise on Kalakaua Ave. prevents me from doing that.
Testimony Attachment	
Accept Terms and Agreement	1

IP: 192.168.200.67

From: CLK Council Info
Sent: Monday, February 14, 2022 7:26 AM
Subject: Council Testimony

Written Testimony

Name Cynthia Vanaria
Phone
Email cmevanaria@gmail.com
Meeting Date 02-16-2022
Council/PH Committee Council
Agenda Item Bill 43
Your position on the matter Support
Representing Self
Organization

Aloha Chair Waters and Councilmembers,

I reside in the Governor Cleghorn building on Kaiulani Ave in Waikiki. I am writing to submit **STRONG SUPPORT** of Bill 43 and I implore you to pass this bill because something must be done about the unacceptably loud noise produced by the street performers on Kalakaua Ave.

I think the performers are fun, interesting, clever and wonderful tourist attractions, but the level of sound when walking by them to try to watch makes them **IMPOSSIBLE** for me to enjoy. The sound is even unbearable when driving down Kalakaua with the car windows closed.

Written Testimony The amplified noise is loud enough to be a constant hours-long nightly disturbance for those of us who are residents MAUKA of Kuhio. I cannot begin to fathom how disturbing it must be for jetlagged tourists in any of the hotels on Kalakaua.

Although I have no objection to the entertainment itself, it needs to be understood that we are truly a mixed neighborhood and the entertainers are not being considerate with their noise level.

I thank all those involved in understanding the need for Bill 43 in Waikiki and hope that the bill will pass into law so the current unacceptable situation will be fairly corrected with mutual respect on both sides.

Thank you very much in advance.

Cynthia Vanaria

Testimony

Attachment

Accept Terms
and Agreement 1

IP: 192.168.200.67

From: CLK Council Info
Sent: Monday, February 14, 2022 10:00 AM
Subject: Council Testimony

Written Testimony

Name Salvatore Anello
Phone
Email Ring23@aol.com
Meeting Date 02-23-2022
Council/PH Committee Council
Agenda Item Bill 43
Your position on the matter Support
Representing Self
Organization

Written Testimony

The noise and music coming from the street performers that are more than 2 blocks away are disrupting my sleep. It wakes me up and keeps me up. I can not enjoy a peaceful evening without the anxiety and fear of that noise affecting me. Instead of looking forward to going to sleep I start stressing over the anticipation of the noise from the street performers waking me up. It never used to be this bad. How can this be allowed to continue every night, week after week, month after month? I understand how Waikiki is supported by tourism. But there needs to be some respect for those of us who live here and work here. I'm not complaining about very common urban noise. This is about the street performers with their amplifiers creating an unnecessary volume of noise that makes it seem like they are performing right in front of my building. I would also like to address vehicles and motorcycles, who have modified exhaust systems and straight pipes, that drive around our neighborhood streets like they are in a drag race. The sound that comes from these vehicles and bikes are so loud, I feel like they are driving on my lanai on the 11th floor, not to mention the vibration throughout my condo. This is our home, our sanctuary. Please do something about this.
Mahalo

Testimony Attachment

Accept Terms and Agreement 1

From: CLK Council Info
Sent: Monday, February 14, 2022 11:58 AM
Subject: Council Testimony

Written Testimony

Name A Quieter O'ahu
Phone
Email quieteroahu@gmail.com
Meeting Date 02-23-2022
Council/PH Committee Council
Agenda Item Bill 43
Your position on the matter Support
Representing Organization
Organization A Quieter O'ahu - A Hawai'i 501c3 Organization.
<https://www.quieteroahu.com>

Written
Testimony

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. Noise that, clearly, provides no benefit to the public welfare and serves only those few who seek attention for their own profit. You need only review citizen comments on our Noise Blog at

<https://www.quieteroahu.com> to see that our City and our State have had enough of this type of harmful noise.

We offer one suggestion for improvement to Bill 43. In the hearing before the Transportation Committee the question was asked, how is this Bill enforced. HPD provided options, but their most important comment that it was overly broad because it was based upon a subjective criteria of how "loud" or "noise" or "disturbance" could be interpreted. We recommend adopting the "Plainly Audible" standard which has allowed many other communities to enforce noise laws. This is incorporated in the draft now appearing on the website, so that instead of what may or may not disturb and average person and which is overly broad, now says simply that if the amplified sound can be heard 30 feet from the amplifier it is in violation. It goes on to presumably add an associated decibel level, but that would only further confuse the interpretation. All that is needed is that if noise is

heard beyond 30 feet, it is in violation. Period. No Decibel level needed. To that point, however, is the "lesson learned" from other communities which adds "it is not necessary that the officer understand the words that are being amplified, only that the sound from the amplifier be heard beyond 30 feet."

We ask this Council to take a stand and say "No More" by passing Bill 43 with the suggested modification to wording to make the Bill more enforceable by HPD.

Mahalo.

Testimony

Attachment

Accept Terms
and Agreement 1

IP: 192.168.200.67

From: CLK Council Info
Sent: Tuesday, February 15, 2022 11:56 AM
Subject: Council Testimony

Written Testimony

Name Leonhard Nicolai
Phone
Email nicolai.hawaii@gmail.com
Meeting Date 02-23-2022
Council/PH Council
Committee
Agenda Item Bill 43
Your position on the matter Support
Representing Self
Organization

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: Tuesday, February 15, 2022 12:23 PM
Subject: Council Testimony
Attachments: 20220215122240_Letter_to_the_Editor_about_Kalakaua_Avenue_2021-09-30.pdf

Written Testimony

Name Kim Jorgensen
Phone
Email hawaiiicondo@yahoo.com
Meeting Date 02-23-2022
Council/PH Council
Committee
Agenda Item Bill 43
Your position on the matter Support
Representing Self
Organization

I FULLY SUPPORT Bill 43. 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 not against showing one's talents on sidewalks - - but, why do the street performers need amplifiers turned up so loudly for an audience that is ONLY 5 FEET AWAY from them?

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.

Written
Testimony Residents living anywhere in Waikiki, but especially MAUKA of Kuhio, should not need to have their televisions blaring in order to block out the amplified sounds coming from so far away. I have to do this even with my double pane windows and doors closed. We understand normal traffic noise, but that comes and goes at night; the amplified noise produced on Kalakaua's sidewalks is nonstop for hours each evening.

There needs to be a compromise between the freedoms of speech, expression and earning a little extra money busking, and the right to quiet enjoyment of one's home. It is a matter of mutual respect. Please understand how this noise is adversely affecting the health and well-being of Waikiki residents and pass Bill 43. Mahalo.

Testimony Attachment 20220215122240_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: Tuesday, February 15, 2022 2:49 PM
Subject: Council Testimony

Written Testimony

Name Mike O'Dwyer
Phone
Email bunsod4@gmail.com
Meeting Date 02-23-2022
Council/PH Committee Council
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 on Kaiulani Avenue since 1972 and have seen many changes in Waikiki over the decades; some good, some very bad.

One of the changes that I've witnessed in recent years has become very stressful and disruptive on a nightly basis. Now almost every performing act on Kalakaua's sidewalks uses highly amplified sound as though they are performing for an audience in Aloha Stadium.

Written
Testimony

I miss watching the local street musicians who contributed to the Hawaiian sense of place on Kalakaua when they gently played lovely non-amplified Hawaiian music as hula dancers interpreted the words to the songs. The sound level of the types of acts today is so loud that we residents mauka of Kuhio are forced to hear it.

Please pass Bill 43 because the rights of residents trying to enjoy a peaceful evening at home without being a captive audience from several blocks away should be as important as a street performer's right to speech and expression. That equity will not take place until an allowable decibel level is controlled.

Mahalo,
Mike O'Dwyer

Testimony
Attachment

From: CLK Council Info
Sent: Saturday, February 19, 2022 7:58 PM
Subject: Council Testimony

Written Testimony

Name Larry McElheny
Phone
Email lkmcelheny@gmail.com
Meeting Date 03-23-2022
Council/PH Council
Committee
Agenda Item Bill 43 (2021)
Your position on the matter Oppose
Representing Self
Organization

Written Testimony Aloha
I oppose this Bill for two reasons:
1. It may be subject to legal challenges relating to free speech rights.
2. A more acceptable approach may be to limit sound levels ie: a maximum decibel level.
I would also suggest focusing on the extremely loud exhaust noises coming from motorcycles, automobiles, trucks and other vehicles.
Mahalo
Larry McElheny

Testimony
Attachment
Accept Terms and Agreement 1

IP: 192.168.200.67

From: CLK Council Info
Sent: Saturday, February 19, 2022 8:03 PM
Subject: Council Testimony

Written Testimony

Name	brian moore
Phone	
Email	bmoore1935@gmail.com
Meeting Date	02-23-2022
Council/PH Committee	Council
Agenda Item	bill 43
Your position on the matter	Oppose
Representing	Self
Organization	
Written Testimony	bill43 needs to stop
Testimony Attachment	
Accept Terms and Agreement 1	

IP: 192.168.200.67

From: CLK Council Info
Sent: Saturday, February 19, 2022 8:05 PM
Subject: Council Testimony

Written Testimony

Name cindy moore
Phone
Email nebgranny4@gmail.com
Meeting Date 02-23-2022
Council/PH Committee Council
Agenda Item bill 43
Your position on the matter Oppose
Representing Self
Organization
Written Testimony we like the street music
Testimony Attachment
Accept Terms and Agreement 1

IP: 192.168.200.67

From: CLK Council Info
Sent: Saturday, February 19, 2022 8:13 PM
Subject: Council Testimony

Written Testimony

Name anahit chobanyan
Phone
Email anahitchobanyan@sbcglobal.net
Meeting Date 02-23-2022
Council/PH
Committee Council
Agenda Item bill 43
Your position
on the matter Oppose
Representing
Organization Self

Written
Testimony We are visitors and my family enjoyed The
Free Little Birds performance. I wish my hotel, Marriott Waikiki Beach,
would have them as entertainment. It was our great pleasure to meet
the free bird family. instead of regulating them down the city should
hire them as entertainment for weekends.

Testimony
Attachment

Accept Terms
and Agreement 1

IP: 192.168.200.67

From: CLK Council Info
Sent: Saturday, February 19, 2022 9:20 PM
Subject: Council Testimony

Written Testimony

Name	nathanael miller
Phone	
Email	israelnathanael@gmail.com
Meeting Date	02-23-2022
Council/PH Committee	Council
Agenda Item	bill 43
Your position on the matter	Oppose
Representing Organization	Self
Written Testimony	I enjoy the entertainment in waikiki and don't want them to be regulated.
Testimony Attachment	
Accept Terms and Agreement	1

IP: 192.168.200.67

From: CLK Council Info
Sent: Saturday, February 19, 2022 10:02 PM
Subject: Council Testimony

Written Testimony

Name DeAntee blake
Phone
Email Dblake216@gmail.com
Meeting Date 02-23-2022
Council/PH
Committee Council
Agenda Item bill 43
Your position
on the matter Oppose
Representing
Organization Self

Written
Testimony There is nothing wrong with these young generations speaking facts about what's going on in our today's society. The problem is that the big government does not want to accept what is going on or take blame the minority is still suffering in today's day and age. And that's coming from someone that serves in the service. I am a victim of police brutality and racial profiling.

Testimony
Attachment

Accept Terms
and Agreement 1

IP: 192.168.200.67

From: CLK Council Info
Sent: Saturday, February 19, 2022 10:15 PM
Subject: Council Testimony

Written Testimony

Name Cristina Marginean
Phone
Email cristinanegru@Gmail.com
Meeting Date 02-23-2022
Council/PH Council
Committee
Agenda Item bill 43
Your position on the matter Oppose
Representing Self
Organization

Written Testimony Me and my husband stayed in Honolulu for one month, we participated at as many street shows as we could. The band The Free Little Birds is our favorite. The music, the vibe, the atmosphere are perfect. Without the street shows, it all would be very boring. I don't think that we would have lasted one month.

Testimony Attachment

Accept Terms and Agreement 1

IP: 192.168.200.67

From: CLK Council Info
Sent: Saturday, February 19, 2022 10:30 PM
Subject: Council Testimony

Written Testimony

Name	Dan Barr
Phone	
Email	danfbarr@MSN.com
Meeting Date	02-23-2022
Council/PH Committee	Council
Agenda Item	bill 43
Your position on the matter	Oppose
Representing Organization	Self
Written Testimony	I love being able to have live music for us tourists here in Waikiki that's personal and celebrates what's special about Hawaii and impossible back in Seattle so much of the year. Please preserve this healthy tradition.
Testimony Attachment	
Accept Terms and Agreement	1

IP: 192.168.200.67

From: CLK Council Info
Sent: Saturday, February 19, 2022 10:34 PM
Subject: Council Testimony

Written Testimony

Name	Bardo Martinez
Phone	
Email	bardomusic1962@Gmail.com
Meeting Date	02-23-2022
Council/PH Committee	Council
Agenda Item	bill 43
Your position on the matter	Support
Representing	Self
Organization	
Written Testimony	So much beautiful energy, is very much needed.
Testimony Attachment	
Accept Terms and Agreement 1	

IP: 192.168.200.67

From: CLK Council Info
Sent: Saturday, February 19, 2022 11:00 PM
Subject: Council Testimony

Written Testimony

Name	Bardo Martinez
Phone	
Email	bardomusic1962@Gmail.com
Meeting Date	02-23-2022
Council/PH Committee	Council
Agenda Item	bill 43
Your position on the matter	Oppose
Representing	Self
Organization	
Written Testimony	Don't pass bill
Testimony Attachment	
Accept Terms and Agreement 1	

IP: 192.168.200.67

From: CLK Council Info
Sent: Sunday, February 20, 2022 8:21 AM
Subject: Council Testimony

Written Testimony

Name	Alinur
Phone	
Email	aliashyrov92@gmail.com
Meeting Date	02-23-2022
Council/PH Committee	Council
Agenda Item	Bill 43
Your position on the matter	Oppose
Representing Organization	Self
Written Testimony	The Free Little birds not annoying me and my family! We are enjoying 3 days a week. They always keep people smile. Mahalo
Testimony Attachment	
Accept Terms and Agreement	1

IP: 192.168.200.67

From: CLK Council Info
Sent: Sunday, February 20, 2022 5:44 PM
Subject: Council Testimony

Written Testimony

Name Bryan Larson
Phone
Email Bryancurtislarson@gmail.com
Meeting Date 02-23-2022
Council/PH Council
Committee
Agenda Item Bill 43
Your position on the matter Oppose
Representing Self
Organization

Written Testimony Amplification is not a noise disturbance, nor is it annoying. It is a medium through which music and quieter sounds may be heard. What one person deems a disturbance, another may find enjoyable. It is ridiculous to to call amplification a disturbance on a road where someone could otherwise not be heard.

Testimony Attachment
Accept Terms and Agreement 1

IP: 192.168.200.67

From: CLK Council Info
Sent: Monday, February 21, 2022 5:59 PM
Subject: Council Testimony

Written Testimony

Name Vaughn Brown
Phone
Email Browvn03@yahoo.com
Meeting Date 02-23-2022
Council/PH Committee Council
Agenda Item Bill 43
Your position on the matter Oppose
Representing Self
Organization

Written Testimony

This bill is not narrowly tailored to meet its stated objectives. If the purpose is the reduce the noise level on the Waikiki strip to allow residents and residential visitors quiet enjoyment of their residences, why is the bill limited to amplified sounds coming from the streets and excludes commercial establishments? There are tons of businesses on the strip that contribute to the noise levels and, by choosing to live/stay in a commercial zone, most reasonable residents and visitors expect some level of noise. I have stayed in Waikiki and have not been annoyed or disturbed by the amplified sounds of the street performers. In fact, they always make my visits more enjoyable. A few sensitive individuals should not be the spoke person for the majority.

Testimony Attachment

Accept Terms and Agreement 1

IP: 192.168.200.67

From: CLK Council Info
Sent: Monday, February 21, 2022 8:26 PM
Subject: Council Testimony

Written Testimony

Name Brady Ficklin
Phone
Email ficklinbrady@gmail.com
Meeting Date 02-23-2022
Council/PH Council
Committee
Agenda Item Bill 43
Your position on the matter Oppose
Representing Self
Organization

Written Testimony I am strongly opposed to legislation that restricts freedom of speech, especially in cases of musical and artistic expression. A fair curfew for sound amplification can "preserve the tranquility of Waikiki" without banning it outright. I also believe that the civil penalty outlined is sufficient, and the criminal penalty included is unreasonable. Refusal to cease should be a requirement to serve fines.

Testimony Attachment

Accept Terms and Agreement 1

IP: 192.168.200.67

From: CLK Council Info
Sent: Monday, February 21, 2022 9:21 PM
Subject: Council Testimony

Written Testimony

Name	Sara Santos
Phone	
Email	saragim@Hotmail.com
Meeting Date	02-23-2022
Council/PH Committee	Council
Agenda Item	bill 43
Your position on the matter	Oppose
Representing Organization	Self
Written Testimony	I think this is nonsense. Waikiki needs to be a lively place. Have you ever been at Times Square and ask them to be quite ? No. Its obvious, we're here to gather and have fun. I totally oppose.
Testimony Attachment	
Accept Terms and Agreement	1

IP: 192.168.200.67

From: CLK Council Info
Sent: Monday, February 21, 2022 9:31 PM
Subject: Council Testimony

Written Testimony

Name Lennon
Phone
Email Alababl@hawaii.edu
Meeting Date 02-23-2022
Council/PH Committee Council
Agenda Item Bill 43
Your position on the matter Oppose
Representing Organization Self

Written Testimony

Aloha, to whom it Mays concern I speak for myself and entertainment in Waikiki that spread joy to peoples everyday lives, many artist especially the youth go out there to share their talents and try to make a difference in the scene of Hawaii. I know for fact in Waikiki their is many different sounds coming from cars, restaurants, and other venues. I believe without live local entertainment on the streets Hawaii would not be the same, Waikiki flourishes from entertainment. If there is a sound bill wouldn't that affect businesses also? I wanna say respectfully Waikiki is very loud every night because it's a live city there are so many tourist and people who come here to have fun and enjoy life. I just wanna say thank you for your time. Mahalos

Testimony Attachment
Accept Terms and Agreement 1

IP: 192.168.200.67

From: CLK Council Info
Sent: Monday, February 21, 2022 9:31 PM
Subject: Council Testimony

Written Testimony

Name Lennon
Phone
Email Alababl@hawaii.edu
Meeting Date 02-23-2022
Council/PH Committee Council
Agenda Item Bill 43
Your position on the matter Oppose
Representing Organization Self

Written Testimony

Aloha, to whom it Mays concern I speak for myself and entertainment in Waikiki that spread joy to peoples everyday lives, many artist especially the youth go out there to share their talents and try to make a difference in the scene of Hawaii. I know for fact in Waikiki their is many different sounds coming from cars, restaurants, and other venues. I believe without live local entertainment on the streets Hawaii would not be the same, Waikiki flourishes from entertainment. If there is a sound bill wouldn't that affect businesses also? I wanna say respectfully Waikiki is very loud every night because it's a live city there are so many tourist and people who come here to have fun and enjoy life. I just wanna say thank you for your time. Mahalos

Testimony Attachment
Accept Terms and Agreement 1

IP: 192.168.200.67

From: CLK Council Info
Sent: Monday, February 21, 2022 9:36 PM
Subject: Council Testimony

Written Testimony

Name Kyle James Goodness
Phone
Email goodnesskyle@yahoo.com
Meeting Date 02-23-2022
Council/PH Committee Council
Agenda Item bill 43
Your position on the matter Oppose
Representing Organization Self

Written Testimony

I have been working in Waikiki, under various companies and as a street performer, for many years. I have met terrible people and I have met amazing people. The many different street performers here are those amazing people and they simply want to share their art with everyone and give the people in Waikiki something different. I am native Hawaiian and born and raised here. If these artists, if we, are forced away from what we love to do and love to share, then why would we continue to do what we love? This is where people are meant to enjoy life together, in Hawaii. I love to dance and build computers. However, I do not love my day job, because that job has nothing to offer me besides a slim paycheck. My street performing, my bboying, offers me so many beautiful experiences and the chance to meet amazing people. I met my wife at our dance show in Waikiki and we are still together, were it not for my street shows, I would never have met her. Stop taking so much away from the people and start taking those same people serious. Give us a spot, stop giving us more condominiums and vague ordinances.

Testimony Attachment
Accept Terms and Agreement 1

IP: 192.168.200.67

From: CLK Council Info
Sent: Monday, February 21, 2022 9:42 PM
Subject: Council Testimony

Written Testimony

Name Sheyda
Phone
Email seydaarslan9@hotmail.com
Meeting Date 02-23-2022
Council/PH Committee Council
Agenda Item Bill 43
Your position on the matter Oppose
Representing Organization Self

Written Testimony

In 2019 I suffered critical mental health problems and went on a holiday to Hawaii. I absolutely loved it. I am from Australia. The second we arrived we went walking down the streets of Waikiki and came across 'The Free Little Birds'. They are the most magical, talented family. They make money from playing on the streets. They entertain. They are educating tourists about the beautiful Hawaii. They keep the streets clean. They are no burden to the streets of Hawaii. This is their job. This is their life. I urge for you to keep them busking in Hawaii. They have such a positive impact on so many tourists every single day. They represent Hawaiians and make Hawaii a better place. Please keep them on the streets. I urge you. I cannot wait to revisit and to see them on the streets with their big greeting smiles. I will be very disappointed in the Hawaiian government if they are not there when I visit again. During covid I even watched them on the internet to support their young talented family.

Testimony Attachment
Accept Terms and Agreement 1

IP: 192.168.200.67

From: CLK Council Info
Sent: Monday, February 21, 2022 9:45 PM
Subject: Council Testimony

Written Testimony

Name Alex Garibay
Phone
Email Fleks_allstars@yahoo.com
Meeting Date 02-23-2022
Council/PH Council
Committee
Agenda Item Bill 43
Your position on the matter Oppose
Representing Self
Organization

Written Testimony This bill is not fair.
What music or entertainment bothers one person can be a blessing to another .
Street performers have been around since antiquity and add flavor and free entertainment to all people .
Street performing is not a crime.
I suggest passing a bill for no amplified music after 11pm

Testimony
Attachment
Accept Terms and Agreement 1

IP: 192.168.200.67

From: CLK Council Info
Sent: Monday, February 21, 2022 9:50 PM
Subject: Council Testimony

Written Testimony

Name Miguel jara
Phone
Email bboydm@Hotmail.com
Meeting Date 02-23-2022
Council/PH Committee Council
Agenda Item bill 43
Your position on the matter Oppose
Representing Organization Self

Written Testimony I'm a street performer in Waikiki for many years, it is the only way to support my family. This bill doesn't just affect me, it affects my family and my career as a dancer. This is a touristic place so we can't expect to be quiet. Time square is not quiet and the people love our show and they are entertained. Also we bring a Positive message to the people.

Testimony Attachment

Accept Terms and Agreement 1

IP: 192.168.200.67

From: CLK Council Info
Sent: Monday, February 21, 2022 10:49 PM
Subject: Council Testimony

Written Testimony

Name Kevin Ryan
Phone
Email kevinrrock@gmail.com
Meeting Date 02-23-2022
Council/PH Committee Council
Agenda Item Bill 43
Your position on the matter Oppose
Representing Self
Organization

Written Testimony

I support live music on the streets of Waikiki (kalakaua). I support 1st amendment right of freedom of speech which includes music and other expressive arts. The wording of this bill are very vague as the terms such as "unreasonably loud" and "person of normal sensitivities" are set. how does one reasonably determine these factors? It seems they are using this terminology intentionally to give the enforcers a bigger umbrella. I think if you would pass this bill , Waikiki would still be excessively loud from cars, motorcycles, ambulances , homeless people, mental ill people, etc. Tax Payer dollars are currently trying to be put to stop free art in Waikiki by passing this bill 43 when meanwhile we are in the midst of a real life threatening crisis (ie redhill water poisoning) Get rid of free entertainers on the street you will still have people acting disorderly and disturbing the peace. Let the people of Waikiki perform and express their art.

Testimony Attachment

Accept Terms and Agreement 1

IP: 192.168.200.67

From: CLK Council Info
Sent: Monday, February 21, 2022 10:55 PM
Subject: Council Testimony

Written Testimony

Name Gina monahan
Phone
Email ginashree1@yahoo.com
Meeting Date 02-03-2022
Council/PH Council
Committee
Agenda Item Bill 43
Your position on the matter Oppose
Representing Organization
Organization FREE LITTLE BIRDS

Written Testimony This family is amazing people. We would be heart broken if they were forced not to perform in Waikiki. Please rethink your decision and let this family show there love to the city.

Testimony
Attachment
Accept Terms and Agreement 1

IP: 192.168.200.67

From: CLK Council Info
Sent: Monday, February 21, 2022 11:12 PM
Subject: Council Testimony

Written Testimony

Name Alyssa Constantino
Phone
Email alyssa.constantino4@gmail.com
Meeting Date 02-23-2022
Council/PH Committee Council
Agenda Item Waikiki Strip Amp
Your position on the matter Oppose
Representing Organization Self
Written Testimony Waikiki strip has the vibe it has because of these street performers. Let their talents shine and entertain locals and visitors. It's not like it's @ 2am. Whoever is grumpy and annoyed needs to move or get over it. Don't ruin the fun for everyone. Let them play!
Testimony Attachment
Accept Terms and Agreement 1

IP: 192.168.200.67

From: CLK Council Info
Sent: Monday, February 21, 2022 11:51 PM
Subject: Council Testimony

Written Testimony

Name Kevin Ryan
Phone
Email kevinrrock@gmail.com
Meeting Date 02-23-2022
Council/PH Committee Council
Agenda Item Bill 43
Your position on the matter Oppose
Representing Organization Self

Written Testimony

I support live music on the streets of Waikiki (kalakaua). I support 1st amendment right of freedom of speech which includes music and other expressive arts. The wording of this bill are very vague as the terms such as "unreasonably loud" and "person of normal sensitivities" are set. how does one reasonably determine these factors? It seems they are using this terminology intentionally to give the enforcers a bigger umbrella. I think if you would pass this bill , Waikiki would still be excessively loud from cars, motorcycles, ambulances , homeless people, mental ill people, etc. Tax Payer dollars are currently trying to be put to stop free art in Waikiki by passing this bill 43 when meanwhile we are in the midst of a real life threatening crisis (ie redhill water poisoning) Get rid of free entertainers on the street you will still have people acting disorderly and disturbing the peace. Let the people of Waikiki perform and express their art.

Testimony Attachment
Accept Terms and Agreement 1

IP: 192.168.200.67

From: CLK Council Info
Sent: Tuesday, February 22, 2022 12:28 AM
Subject: Council Testimony

Written Testimony

Name	Melissa Anne Murray
Phone	
Email	melissa.murray84@gmail.com
Meeting Date	03-01-2022
Council/PH Committee	Council
Agenda Item	Bill #43
Your position on the matter	Oppose
Representing	Self
Organization	
Written Testimony	
Testimony Attachment	
Accept Terms and Agreement 1	

IP: 192.168.200.67

From: CLK Council Info
Sent: Tuesday, February 22, 2022 1:03 AM
Subject: Council Testimony

Written Testimony

Name Clayton Tseu
Phone
Email Claytontseu@gmail.com
Meeting Date 02-03-2022
Council/PH Committee Council
Agenda Item Bill 43
Your position on the matter Oppose
Representing Organization Self

Written Testimony

My name is Clayton Tseu. I am a musician of Hawaiian music to include Hapa hole songs, local contemporary songs from local musicians and entertainers. My goal is to perpetuate Hawaiian music for the enjoyment of the visitors to our island (tourists). I usually play from late afternoon till the evening. The tourist really enjoy hearing the songs like, Pearly Shells, Tiny bubbles, Little Grass Shack, Sophisticated Hula, Lovely Hula Hands, etc. There's so many beautiful songs from the heyday of when Waikiki really was Waikiki with the Kodak Hula Show, Don Ho, Emma Veary and others. Waikiki now looks like it's part of Rodeo Drive in Beverly Hills. I'm am trying to continue and perpetuate musical legacy of Waikiki and the Hawaiian culture. As it is now, only a few of the older tourist remember the songs like Blue Hawaii, or the beautiful Hawaiian Wedding Song. It's really a shame because the musical legacy of Hawaiian and Hapa haile from the Golden Era of Waikiki is slowly being forgotten as the people that remember the music are passing away and not too many musicians today play the old time music and songs from the Golden Era of Waikiki. Please allow me to play the music Waikiki was once famous for. The wording of the bill is vague and it seems focused towards the street performers. I utilize and amplifier and a microphone so the people near me can hear the music if they choose to. Most just keep walking because they choose not to listen to the music. I keep my music to a moderate volume so as to respect the stores that are trying to do business. I have to admit that there are some performers that utilize PA systems that blast recorded music to the point that even a 100 feet away from them its all I can hear is that. I cannot even hear what I am playing even though I'm hooked up to an amplifier. I cannot imagine playing without an amplifier or a mic. No one would be able to

hear the Hawaiian and Hapa Haole music that I'm trying to share with our visitors. In that sense, I understand what the Bill is trying to prevent, but please do not censor all amplified music with a blanket bill that takes away the opportunity for me to share our culture and our music with our visitors. I think that if some street performers abuse the use of PA and amplifiers that the enforcement be on a case by case basis so that the abusers of other people's right to not have extremely loud music forced on them be enforced and fined if they do not comply. As for me, I refuse to blast really loud Tiny Bubbles and Pearly Shells because for one, it wouldn't sound very good blasting out over a PA system or amplified system. A moderate volume is so much easier and pleasant to listen to. The management of one property instructed their security to notify HPD of ANY amplified music or amplified performance. HPD would come and listen to see if I was too loud, but they would always leave because I do not blast the music and from 30 feet away you could barely hear me. I am an unemployed musician that relies on "busking" to survive and to pay my rent. Take my livelihood away, and I would soon be joining the ranks of the sea of the faceless homeless people. Please do not take my livelihood away. Please do not stop me from sharing our Hawaiian culture and our Hawaiian language, and our music with the visitors tourists and visitors to our beautiful Hawaii. Mahalo nui loa! Thank you very much!

Clayton Tseu
Musician
808 393-1964
Claytontseu@gmail.com

Testimony
Attachment
Accept Terms
and Agreement 1

IP: 192.168.200.67

From: CLK Council Info
Sent: Tuesday, February 22, 2022 2:54 AM
Subject: Council Testimony

Written Testimony

Name	Corina
Phone	
Email	Corinar688@gmail.com
Meeting Date	02-22-2022
Council/PH Committee	Council
Agenda Item	43
Your position on the matter	Oppose
Representing	Organization
Organization	Free little birds
Written Testimony	
Testimony Attachment	
Accept Terms and Agreement 1	

IP: 192.168.200.67

From: CLK Council Info
Sent: Tuesday, February 22, 2022 3:19 AM
Subject: Council Testimony

Written Testimony

Name Matt Lewis
Phone
Email mlewis007@bigpond.com
Meeting Date 02-23-2022
Council/PH Council
Committee
Agenda Item Bill 43
Your position on the matter Oppose
Representing Self
Organization

Written Testimony The Free little birds changed my life I was depressed after my parents divorced and because I heard them I was cheered up and helps get me out of a downward spiral

Testimony
Attachment
Accept Terms and Agreement 1

IP: 192.168.200.67

From: CLK Council Info
Sent: Tuesday, February 22, 2022 3:39 AM
Subject: Public Safety Testimony

Written Testimony

Name Vivian Mack
Phone
Email Vivianmack1215@gmail.com
Meeting Date 02-22-2022
Council/PH Committee Public Safety
Agenda Item Bill 43
Your position on the matter Oppose
Representing Organization Self

Written Testimony The street entertainment in Waikiki is a part of the Hawaii experience. Many people enjoy seeing and supporting the different talents of the locals. Please do not silence or limit them. Artists deserve compassion and freedom!

Testimony Attachment

Accept Terms and Agreement 1

IP: 192.168.200.67

From: CLK Council Info
Sent: Tuesday, February 22, 2022 4:31 AM
Subject: Council Testimony

Written Testimony

Name	Leslie Trujillo
Phone	
Email	Aerogirl63@gmail.com
Meeting Date	02-23-2022
Council/PH Committee	Council
Agenda Item	Bill 43
Your position on the matter	Oppose
Representing	Self
Organization	
Written Testimony	
Testimony Attachment	
Accept Terms and Agreement 1	

IP: 192.168.200.67

From: CLK Council Info
Sent: Tuesday, February 22, 2022 5:23 AM
Subject: Council Testimony

Written Testimony

Name Luis Matos
Phone
Email lmatos08@gmail.com
Meeting Date 02-23-2022
Council/PH Committee Council
Agenda Item Bill 43
Your position on the matter Oppose
Representing Organization Self

Written Testimony I strongly oppose this bill. My wife and I visited Hawaii in May 2021 and stayed in Waikiki, we fell in love with the area and all of the street performers. We really enjoyed watching The Free Little Birds group, break dancers etc, the tourists like myself enjoyed their performances. Also the noise was not out of control and were done by 10pm.

Testimony Attachment

Accept Terms and Agreement 1

IP: 192.168.200.67

From: CLK Council Info
Sent: Tuesday, February 22, 2022 5:30 AM
Subject: Council Testimony

Written Testimony

Name	Elizabeth Kariuki
Phone	
Email	Lizkarume@gmail.com
Meeting Date	02-23-2022
Council/PH Committee	Council
Agenda Item	Bill 43
Your position on the matter	Oppose
Representing Organization	Self
Written Testimony	I loved listening to music while walking around Waikiki the past 2 weeks. This bill sounds like an attempt to gentrify an already gentrified town. Honolulu without any character would be soulless.
Testimony Attachment	
Accept Terms and Agreement	1

IP: 192.168.200.67

From: CLK Council Info
Sent: Tuesday, February 22, 2022 5:36 AM
Subject: Council Testimony

Written Testimony

Name	Dakota Jewett
Phone	
Email	Codyjewett28@gmail.com
Meeting Date	02-23-2022
Council/PH Committee	Council
Agenda Item	Bill 43
Your position on the matter	Oppose
Representing Organization	Self
Written Testimony	I do not believe that the opinions of a group of people fairly represent the response to street performers. These artists deserve a platform to speak their truth. Don't silence the performers.
Testimony Attachment	
Accept Terms and Agreement	1

IP: 192.168.200.67

From: CLK Council Info
Sent: Tuesday, February 22, 2022 6:19 AM
Subject: Council Testimony

Written Testimony

Name Marika Melvin
Phone
Email Marikamelvin@gmail.com
Meeting Date 02-23-2022
Council/PH Council
Committee
Agenda Item BILL 43
Your position on the matter Oppose
Representing Self
Organization

Written Testimony If a bill like this passes, it could effectively make Honolulu a no-fun city as far as night-life is concerned. One of the best things about Honolulu, specifically downtown Waikiki, are the street performers and musicians who typically perform in the evenings. I love stopping to watch and listen as I stroll along the main street...it's definitely a highlight of the downtown Waikiki core. Please reconsider this bill.

Testimony Attachment
Accept Terms and Agreement 1

IP: 192.168.200.67

From: CLK Council Info
Sent: Tuesday, February 22, 2022 6:26 AM
Subject: Council Testimony

Written Testimony

Name	Mackenna
Phone	
Email	mackennamilton@gmail.com
Meeting Date	02-23-2022
Council/PH Committee	Council
Agenda Item	Bill 43
Your position on the matter	Oppose
Representing	Self
Organization	
Written Testimony	
Testimony Attachment	
Accept Terms and Agreement 1	

IP: 192.168.200.67

From: CLK Council Info
Sent: Tuesday, February 22, 2022 6:26 AM
Subject: Council Testimony

Written Testimony

Name	Aidan Milton
Phone	
Email	milton.aidan@yahoo.com
Meeting Date	02-23-2022
Council/PH Committee	Council
Agenda Item	Bill 43
Your position on the matter	Oppose
Representing	Self
Organization	
Written Testimony	
Testimony Attachment	
Accept Terms and Agreement 1	

IP: 192.168.200.67

From: CLK Council Info
Sent: Tuesday, February 22, 2022 6:56 AM
Subject: Council Testimony

Written Testimony

Name Whiteeagle Arai
Phone
Email galeria.show.tee@gmail.com
Meeting Date 02-23-2022
Council/PH Council
Committee
Agenda Item #43
Your position on the matter Oppose
Representing Self
Organization
Written Testimony Music is our livelihood. Performers and spectators alike will not stand for this dictating bill that will silence our spiritual voice. No to bill #43
Testimony Attachment
Accept Terms and Agreement 1

IP: 192.168.200.67

From: Louie De Nolfo <louiethefish@yahoo.com>
Sent: Sunday, February 20, 2022 10:43 AM
To:
Subject: Testimony

CAUTION: Email received from an EXTERNAL sender. Please confirm the content is safe prior to opening attachments or links.

Aloha Joy!

This is Louie DeNolfo, a Waikiki street musician, and geriatric fisherman and artist (see louiethefish.com) As you suggested ,given my limited high tech skills, I'm send you my testimony opposing Bill 43 , banning of amplifiers by street performers in Waikiki.

Thank you so much for helping me getting this posted.

My full name is:

Louis DeNolfo

655 Coolidge st

Honolulu HI 96830

Cel 808 741 5622

Here is my Testimony:

I oppose Bill 43 2021, for the following reasons.

Firstly, I feel it is an unconstitutional attack against our freedom of expression, and therefore would be subject to further legal obstacles . I also feel It is ambiguous at best, and not focused on a real problem.

As a long time performer on Kalakaua Ave, I have had only positive feedback from both shop keepers and tourists. It appears to me that those who are in favor Of passing this bill, are not based in reality. Kalakaua Ave strip is not a quiet residential area, and that is a good thing. It's a place where people can gather, be boisterous, party, and exult in the experience of being in Waikiki! Loud noise from traffic, cars, motorcycles, locals honking horns for various celebrations, etc, all add to the raucous environment that easily drowns out any amplified music by street performers .

Add to this the fact that many shopkeepers also play their own chosen amplified music out into the street. Are we to ban all this, which is an integral part of the Waikiki atmosphere? And what, if any, Bill could, or should, attempt that unrealistic attack.

Waikiki is booming, tourism

Is booming, let sleeping dogs lie!

I feel our street performers are great ambassadors for Hawaii! I spend as much time playing music as I do talking story, and giving directions to tourists. That's really why I love to play in Waikiki! I strongly oppose Bill 43 2021.

Louis DeNolfo

Sent from my iPhone

From: CLK Council Info
Sent: Tuesday, February 22, 2022 10:39 AM
Subject: Council Testimony

Written Testimony

Name	Olivia Christie
Phone	
Email	livvylynnchristie@gmail.com
Meeting Date	02-23-2022
Council/PH Committee	Council
Agenda Item	Bill #43
Your position on the matter	Oppose
Representing	Self
Organization	
Written Testimony	Let folks play music in Waikiki!
Testimony Attachment	
Accept Terms and Agreement 1	

IP: 192.168.200.67

From: CLK Council Info
Sent: Tuesday, February 22, 2022 10:44 AM
Subject: Council Testimony

Written Testimony

Name Cherlynn Thrasher
Phone
Email Sunnyhawaiiandays@gmail.com
Meeting Date 02-23-2022
Council/PH Committee Council
Agenda Item Bill 43
Your position on the matter Support
Representing Organization Self

I spend several months a year in the Apartment Precinct of Waikiki and have done so for the past 30 years because I love the diversity of the area, how close it is to the beach and being able to patronize the various restaurants within walking distance.

This past year has had the loudest street performers that I can remember in all those 30 years. It is unbelievable how loud their amplifiers are and makes it uncomfortable to walk down Kalakaua, especially in the evenings.

Written Testimony

The volume of their amplifiers is deafening when walking by, and the noise is even heard all the way to my rental apartment between Kuhio and the Ala Wai. It makes it difficult to watch television with my volume set at a reasonable level. I was warned by our resident manager to turn it down because it was too loud in the hallway.

I support Bill 43 because it will set decibel maximums for street performers which will be respectful of people in the neighborhood around them.

Testimony Attachment

Accept Terms and Agreement ¹

From: CLK Council Info
Sent: Tuesday, February 22, 2022 10:58 AM
Subject: Council Testimony

Written Testimony

Name Pam Walker
Phone
Email crystaltravel@earthlink.net
Meeting Date 02-23-2022
Council/PH Committee Council
Agenda Item Bill 43
Your position on the matter Support
Representing Self
Organization

Please pass Bill 43. I have lived in the Governor Cleghorn on Kaiulani Avenue since 1993 and have always loved being part of the Waikiki community. Unfortunately, my residential community is being unfairly subjected to excessive volumes of unwanted noise caused by street performers using powerful amplifiers.

Written Testimony

One evening, for example, I was sitting in my living room while talking with a friend on the phone and the performers on the corner of Kalakaua and Kaiulani Avenues started to play and their music from 3 elevated loud speakers was so loud that my friend asked was all the racket was. We had to hang up because I couldn't hear her well from any of the rooms in my apartment.

It seems that the noise is getting loud as the weeks go on and they often play all evening till well past 10:30 PM. I have visited the HPD Waikiki substation three times to discuss this matter, and was always told they can't do anything to help. How can this be?

Testimony Attachment
Accept Terms and Agreement 1

IP: 192.168.200.67

From: CLK Council Info
Sent: Tuesday, February 22, 2022 11:18 AM
Subject: Council Testimony

Written Testimony

Name Sierra Laskowski
Phone
Email sierralaskowski11@yahoo.com
Meeting Date 02-23-2022
Council/PH Council
Committee
Agenda Item Bill 43
Your position on the matter Support
Representing Self
Organization

I moved to Waikiki in January 2021 to work. My job requires me to be at work at 6:00 am, so I go to bed early. It is almost impossible to have a peaceful sleep because of the loud amplified music from the street entertainers on Kalakaua that has become louder and louder and they have recently been playing later and later.

Written Testimony Many nights my sleep is interrupted by the noise, even with my windows closed! It is stressful and I am never refreshed in the morning.

I understand that the street entertainers are exercising their freedom of speech, but it does not have to be with amplification.

I support Bill 43; please understand that residents should have rights, too.

Testimony Attachment
Accept Terms and Agreement 1

IP: 192.168.200.67

From: CLK Council Info
Sent: Tuesday, February 22, 2022 11:39 AM
Subject: Council Testimony

Written Testimony

Name Debi Collum
Phone
Email keonaandkamea@gmail.com
Meeting Date 02-23-2022
Council/PH Committee Council
Agenda Item Bill 43
Your position on the matter Support
Representing Self
Organization

Aloha,

I moved to Waikiki knowing that it was a city right next to a beach. I have always lived in a big city, and am familiar with big city noise.

The loud music every night on Kalakaua between Kaiulani and Seaside is not normal city noise. Visitors in nearby hotel rooms with children or elderly family members cannot possibly appreciate how loudly the street performers play.

Written Testimony Waikiki residents are being forced to hear the noise every night. Very amplified noise from the corner of Kalakaua and Kaiulani (from the band with 3 raised speakers that plays 3 nights a week and the dancers who moved down to that corner on other nights) travels all the way up the street to the other side of Kuhio.

Street performers on public sidewalks are playing for the audience right next to them on the sidewalk. Why do they need amplifiers? No one is telling them to stop performing, but they need to keep the noise level down as a courtesy to residents several streets away.

Mahalo for your kind understanding of equal rights and pass Bill 43.

Testimony
Attachment
Accept Terms and Agreement 1

From: Bardo Music <bardomusic1962@gmail.com>
Sent: Tuesday, February 22, 2022 12:28 PM
Subject: Re: Council Testimony

CAUTION: Email received from an EXTERNAL sender. Please confirm the content is safe prior to opening attachments or links.

Just to clarify i definitely oppose bill 43
I DO NOT support it.

On Sat, Feb 19, 2022 at 11:02 PM <clkcouncilinfo@honolulu.gov> wrote:

Written Testimony

Name	Bardo Martinez
Phone	
Email	bardomusic1962@Gmail.com
Meeting Date	02-23-2022
Council/PH Committee	Council
Agenda Item	bill 43
Your position on the matter	Oppose
Representing	Self
Organization	
Written Testimony	Don't pass bill
Testimony Attachment	
Accept Terms and Agreement 1	

IP: 192.168.200.67

From: CLK Council Info
Sent: Tuesday, February 22, 2022 3:39 AM
Subject: Public Safety Testimony

Written Testimony

Name Vivian Mack
Phone
Email Vivianmack1215@gmail.com
Meeting Date 02-22-2022
Council/PH Committee Public Safety
Agenda Item Bill 43
Your position on the matter Oppose
Representing Self
Organization

Written Testimony The street entertainment in Waikiki is a part of the Hawaii experience. Many people enjoy seeing and supporting the different talents of the locals. Please do not silence or limit them. Artists deserve compassion and freedom!

Testimony Attachment

Accept Terms and Agreement 1

IP: 192.168.200.67

From: CLK Council Info
Sent: Monday, February 21, 2022 8:38 PM
Subject: Transportation, Sustainability and Health Testimony

Written Testimony

Name Staci Kennedy
Phone
Email thriftchick@gmail.com
Meeting Date 02-23-2022
Council/PH Committee Transportation, Sustainability and Health
Agenda Item Bill 43
Your position on the matter Support
Representing Self
Organization

Written Testimony

I am writing again on behalf of my mother and myself as her caregiver. The noise from the performers on Kalakaua is disruptive to the sleep and well being of the elderly. With age and diminished thought processes comes sun downers symptoms. It is difficult for seniors to distinguish between real and imagined during night hours. My mother has been awakened by the noise on several occasions which has left her agitated and unable to fall back to sleep right away. At this stage in her life, routine is vital. Interrupted sleep is not routine. I'm sure that she is not the only one who is going through this, as there are many elderly people in our neighborhood. Please take this into consideration when making your decision on behalf of the elderly and their family/caregivers. Thank you

Testimony
Attachment
Accept Terms and Agreement 1

IP: 192.168.200.67

From: CLK Council Info
Sent: Monday, February 21, 2022 4:17 AM
Subject: Transportation, Sustainability and Health Testimony

Written Testimony

Name Bradley R. Patenaude
Phone
Email braad@aol.com
Meeting Date 02-23-2022
Council/PH
Committee Transportation, Sustainability and Health
Agenda Item Bill 43 (2021)
Your position on
the matter Support
Representing
Organization Self

Written Testimony

Once again I am writing to support Bill 43 on Amplified Noise from street performers in Waikiki. I live on Kaiulani Avenue just 2 blocks from Kalakaua Avenue. Every evening we are subject to street performers that set up on the corner of Kalakaua and Kaiulani with their amplifiers, and often times lighting etc...for a full concert. Some evenings the noise is so loud that it's near impossible to enjoy a quiet relaxing evening in our home. Couple it with the barrage of sirens and muscle cars that has become an ALL DAY NIGHTMARE in Waikiki, it's just really rather horrible. We do not have air conditioning , nor do we want it, so our windows and sliders stay open 24/7.

We do realize Waikiki is a resort area, but it is also a neighborhood where people live, work and relax. THis must be a consideration in passing this bill.

Thank you for the consideration.

Bradley Patenaude
225 Kaiulani Ave, #1405
96815

Testimony Attachment

Accept Terms
and Agreement 1

IP: 192.168.200.67

From: CLK Council Info
Sent: Tuesday, February 22, 2022 3:52 PM
Subject: Council Testimony

Written Testimony

Name Pat monahan
Phone
Email Patriciamonahanster@gmail.com
Meeting Date 02-23-2022
Council/PH Committee Council
Agenda Item Bill 43
Your position on the matter Oppose
Representing Organization
Organization

Written
Testimony

I look forward to seeing this family every time we visit Waikiki Hawaii. I can't imagine visiting the island and not seeing this family perform. They spread love wherever they're at! You should be more worried about the homeless destroying, harassing, and stealing. Please rethink your decision and let this family spread love ♥️☐

Testimony
Attachment

Accept Terms
and Agreement 1

IP: 192.168.200.67

From: CLK Council Info
Sent: Tuesday, February 22, 2022 4:12 PM
Subject: Council Testimony

Written Testimony

Name	Eric Weinstein
Phone	
Email	ericmweinstein@gmail.com
Meeting Date	02-23-2022
Council/PH Committee	Council
Agenda Item	Bill 43
Your position on the matter	Oppose
Representing	Self
Organization	
Written Testimony	
Testimony Attachment	
Accept Terms and Agreement 1	

IP: 192.168.200.67

From: CLK Council Info
Sent: Tuesday, February 22, 2022 4:20 PM
Subject: Public Safety Testimony

Written Testimony

Name	Maddux Bebout
Phone	
Email	Bebout11@yahoo.com
Meeting Date	02-22-2022
Council/PH Committee	Public Safety
Agenda Item	Music noise in Honolulu
Your position on the matter	Oppose
Representing Organization	Self
Written Testimony	The free little birds make that place what it is. Let them play their music
Testimony Attachment	
Accept Terms and Agreement	1

IP: 192.168.200.67

From: CLK Council Info
Sent: Tuesday, February 22, 2022 7:20 PM
Subject: Council Testimony

Written Testimony

Name Beth Peeks-Torgerson
Phone
Email Bethnkarl@msn.com
Meeting Date 02-23-2022
Council/PH Council
Committee
Agenda Item Bill 43
Your position on the matter Oppose
Representing Self
Organization Aloha!

Written Testimony I travel to Oahu frequently to visit my daughter and next to seeing her, the street performers and night experience are my favorite part about visiting the island. It's shameful to think that local Government is trying to further limit their ability to entertain and give people a great experience. It's my opinion that 10:00 is already too early for them to have to shut down, so I urge you to not further suffocate them.

Mahalo!

Testimony Attachment

Accept Terms and Agreement 1

IP: 192.168.200.67

From: CLK Council Info
Sent: Tuesday, February 22, 2022 7:22 PM
Subject: Council Testimony

Written Testimony

Name Jordan Letts
Phone
Email jletts@hawaii.edu
Meeting Date 02-23-2022
Council/PH Council
Committee
Agenda Item #43
Your position on the matter Oppose
Representing Self
Organization

Written Testimony I don't think street performers should have to lower the volume or else be fined. That is ridiculous. I love to hear the different music while I'm walking in Waikiki.

Testimony
Attachment
Accept Terms and Agreement 1

IP: 192.168.200.67

From: CLK Council Info
Sent: Tuesday, February 22, 2022 7:47 PM
Subject: Council Testimony

Written Testimony

Name Cindy Green
Phone
Email cbgreen71@gmail.com
Meeting Date 02-23-2022
Council/PH Council
Committee
Agenda Item Bill 43
Your position on the matter Oppose
Representing Self
Organization

Written
Testimony

When visiting Waikiki the street performers were one of my favorite things about my trip. I loved hearing the sounds in my room and as I was walking on the strip. I would leave my balcony door open just so I could hear them. Please don't limit the amplification. I feel the strip will be so boring without it. The music was not annoying to me as they would end at an appropriate time every night. Before I left, the sounds of the strip at night from my balcony was the one thing that I recorded to bring back home, so that I don't forget the experience.

Testimony
Attachment

Accept Terms
and Agreement 1

IP: 192.168.200.67

February 22, 2022

Kevin Foster
The Free Little Birds
91-1159 Kamakana St #318
Ewa Beach, HI 96706

Aloha mai City Council Chair Waters and Council members,

My family is one of the groups, some might say the group, that performs on Kalakaua Ave. Thursdays, Saturdays and Sundays from 8-10 pm. We have made friends with many of the residents and workers of Waikiki. In fact there are hundreds of Waikiki residents who come to listen to us weekly. There are thousands of visitors who look for us whenever they visit, some going as far as sending us messages to make sure we'll be in the usual spot at the usual time.

I am opposed to Bill 43. I am not opposed to the idea behind the bill. I am however opposed to the language within the bill that leaves lots of room for interpretation. I am not opposed to a compromise between the residents of Waikiki and the Street Performers on Kalakaua Ave. who are making a living. But in order to reach a compromise there must be an actual conversation involving both sides.

First, I want to address this notion of preserving the tranquility of Waikiki. When was Waikiki tranquil? During the shut down. Before, Waikiki was so much more lively than it is now. There were bands in most restaurants, DJs blasting from the rooftops and yes, there were Street Performers playing at different hours of the night and day, but that is not what is happening now. Pre-shutdown you also had a building on the corner of Ka'iulani and Koa Ave. that has now been torn down. That building was a sound buffer for the residents of Governor Cleghorn. Street Performers haven't gotten louder, it's just that you can hear us now and your ears have become accustomed to a quieter Waikiki during the shut down. To say that excessively loud amplified sounds are emanating from public sidewalks and can be heard at all times of the day and night is misleading and quite frankly dishonest. Every Street Performer that I am aware of, doesn't begin a show before 7 pm and tries to end their show by 10 pm.

Secondly, within the definitions of what would be considered a noise disturbance, again there is far too much room for interpretation. Who is to determine what is unreasonably loud and what is considered disturbing? To say that someone needs only to be annoyed is completely subjective and how are you determining what are normal sensibilities? How are you determining the appropriate decibels and how can you discuss this bill, let alone vote on it with incomplete definitions?

Lastly, in the restrictions on amplified sound in Waikiki, the idea that amplified sound shouldn't be audible at a distance of 30 ft. defeats the purpose of amplified sound. Believe it or not, we do our best not to be a disturbance. We even carry our own decibel reader, quite expensive might I add, that we use. We have and do turn down when asked

too. The problem is that the strip is loud. You can't stand on Kalakaua and Ka'iulani Ave. between 5-10 pm and have a conversation with someone 2 ft away without raising your voice. It is the busiest corner of the busiest street in Hawai'i. To be as successful on the corner as my family has been, we've had to be louder than cars bumping bass, souped up engines revving and racing, the bands blasting from the hotels and restaurants, and people strolling with boom boxes. I have been approached by two residents of the Governor Cleghorn apts. asking me to move down the block and my refusal is not because I am being difficult. We have established our own system of governance as Street Performers. The Street Performers that you currently see on Kalakaua have come to a compromise, we work together, we learn from each other and we look out for one another. We all know what days we each like to work, what times, and in what area. We all know that Elvis likes the corner of Kalakaua and Ka'iulani Ave. from 12-6 pm, The Waikiki B-Boys like the ABC next to Tesla from 7:30-9:30 Sat-Thurs., one magician likes to be in the front of the Honolulu cookie factory and one in the front of the International Market Place, and you get the point. I will not move into their space, because they will not move into mine. I look out for their space, they look out for mine.

I am not without empathy for the residents of the Governor Cleghorn building. But personally, when fissure 8 opened and my family moved from the Island of Hawai'i to O'ahu, we made a conscious decision not to live in town because everyone knows town is loud. To act as though it is all because of Street Performers is unfair. I have been a Busker for more than 12 years. It's not just something I do, it is who I am, it's how I feed my family. We live and work in the third most expensive place to live within the United States. Street Performers are doing their best to rebound after losing a year off work and burning through all of their savings.

As someone who has busked in major cities across the United States and in Canada, Honolulu City Council has a decision to make. Just since last Wednesday more than 200,000 visitors have arrived in Hawai'i. Waikiki sees the most visitors of all Hawai'i. According to Hawaii-Guide.com, of the nearly 5 million yearly visitors to O'ahu, most visitors flock to the world-famous Waikiki area. The site continues with a "Please don't say we didn't warn you!", "some find the area a bit crowded while others soak up the bustling energy". They repeat their drawbacks of staying in Waikiki by saying again it's "always remarkably crowded and noisy". Do you want a bustling strip with shopping and entertainment like what is described in most travel guides or the quiet residential area that hasn't existed since the building of the Ala Wai?

Me ka Mahalo Nui,

Kevin Foster

The Free Little Birds

Nest@thefreelittlebirds.com

From: CLK Council Info
Sent: Tuesday, February 22, 2022 11:29 PM
Subject: Council Testimony

Written Testimony

Name Aaron Philby
Phone
Email aphilby@gmail.com
Meeting Date 02-23-2022
Council/PH Committee Council
Agenda Item Bill 43
Your position on the matter Oppose
Representing Organization Self

Written Testimony

I think music amplification should be kept, because it would be too much of a shame to loose Kevin on the guitar who plays his guitar to the beats for the peeps in the streets and the ukelele guy at the end of the street who sings Hawaiian traditional songs, and the family who sings on the stage and so many other wonderful street performers who share their gift with the world. If those great performers can't amplify I suspect they will find some other place to share there gift, and I'm a afraid we would loose them and it would greatly hinder the vibes around Waikiki. Mahalo.

Testimony Attachment

Accept Terms and Agreement 1

IP: 192.168.200.67

From: CLK Council Info
Sent: Tuesday, February 22, 2022 11:33 PM
Subject: Council Testimony

Written Testimony

Name	Sae Mee Yoon
Phone	
Email	saemeeyoonloveenergy@gmail.com
Meeting Date	02-23-2022
Council/PH Committee	Council
Agenda Item	Bill 43
Your position on the matter	Oppose
Representing Organization	Self
Written Testimony	It makes me feel more excited and so creative. Make deep down more enjoy at that moment. And beautiful.
Testimony Attachment	
Accept Terms and Agreement	1

IP: 192.168.200.67

From: CLK Council Info
Sent: Wednesday, February 23, 2022 3:24 AM
Subject: Council Testimony

Written Testimony

Name	Taylor Williams
Phone	
Email	taylorwilliams1@gmail.com
Meeting Date	02-23-2022
Council/PH Committee	Council
Agenda Item	Bill 43
Your position on the matter	Oppose
Representing	Self
Organization	
Written Testimony	This isn't necessary or fair. Please do not pass this bill.
Testimony Attachment	
Accept Terms and Agreement 1	

IP: 192.168.200.67

From: CLK Council Info
Sent: Tuesday, February 22, 2022 4:20 PM
Subject: Public Safety Testimony

Written Testimony

Name	Maddux Bebout
Phone	
Email	Bebout11@yahoo.com
Meeting Date	02-22-2022
Council/PH Committee	Public Safety
Agenda Item	Music noise in Honolulu
Your position on the matter	Oppose
Representing	Self
Organization	
Written Testimony	The free little birds make that place what it is. Let them play their music
Testimony Attachment	
Accept Terms and Agreement 1	

IP: 192.168.200.67

From: CLK Council Info
Sent: Wednesday, February 23, 2022 8:13 AM
Subject: Council Testimony

Written Testimony

Name Katie Cumings
Phone
Email katiecumings9@gmail.com
Meeting Date 02-23-2022
Council/PH Committee Council
Agenda Item Bill 43
Your position on the matter Oppose
Representing Organization Self

Aloha,

Written Testimony

I wanted to write saying how I oppose the Bill to lower the noise for performers on the street in Waikiki. Each time my husband and our 2 boys would be down in Waikiki we would make a point to spend a good portion of our evening watching our favorite performers. And if the night got too late or our kiddos were tired, we always made sure to request our hotel room to be as close to the performers as possible so we could still enjoy the noise from the comfort of our hotel room. Although some people may not enjoy the volume, it would be doing a disservice to those who love and appreciate the talented artists that Oahu showcases each weekend. Reducing the volume or presence of these street performances would certainly ruin the vibe that Waikiki gets as soon as the sun goes down. Some of my families most fond memories were watching our favorite groups play, but also fully enjoying it from a restaurant nearby if we got to sit outside, or from our hotel room balcony. Please don't take that away from anyone.

Testimony Attachment
Accept Terms and Agreement 1

IP: 192.168.200.67

From: CLK Council Info
Sent: Wednesday, February 23, 2022 8:14 AM
Subject: Council Testimony

Written Testimony

Name Katie Cumings
Phone
Email katiecumings9@gmail.com
Meeting Date 02-23-2022
Council/PH Committee Council
Agenda Item Bill 43
Your position on the matter Oppose
Representing Organization Self

Aloha,

Written Testimony

I wanted to write saying how I oppose the Bill to lower the noise for performers on the street in Waikiki. Each time my husband and our 2 boys would be down in Waikiki we would make a point to spend a good portion of our evening watching our favorite performers. And if the night got too late or our kiddos were tired, we always made sure to request our hotel room to be as close to the performers as possible so we could still enjoy the noise from the comfort of our hotel room. Although some people may not enjoy the volume, it would be doing a disservice to those who love and appreciate the talented artists that Oahu showcases each weekend. Reducing the volume or presence of these street performances would certainly ruin the vibe that Waikiki gets as soon as the sun goes down. Some of my families most fond memories were watching our favorite groups play, but also fully enjoying it from a restaurant nearby if we got to sit outside, or from our hotel room balcony. Please don't take that away from anyone.

Testimony Attachment
Accept Terms and Agreement 1

IP: 192.168.200.67

From: CLK Council Info
Sent: Wednesday, February 23, 2022 8:40 AM
Subject: Council Testimony

Written Testimony

Name Jake staron
Phone
Email Malameleschoolofmusic@gmail.com
Meeting Date 02-23-2022
Council/PH Council
Committee
Agenda Item Bill 43
Your position on the matter Oppose
Representing Self
Organization
Written Testimony What is considered noisy by some is enjoyed by many others and should be allowed. At the very least a max decibel level should be determined so that buskers can operate safely within the law. I oppose bill 43
Testimony Attachment
Accept Terms and Agreement 1

IP: 192.168.200.67

From: CLK Council Info
Sent: Wednesday, February 23, 2022 9:30 AM
Subject: Council Testimony

Written Testimony

Name Audra Davidson
Phone
Email redsolarserpentkin165@gmail.com
Meeting Date 02-23-2022
Council/PH Council
Committee
Agenda Item Bill 43
Your position on the matter Oppose
Representing Self
Organization

Written Testimony

As a resident, I appen to enjoy the liveliness of musical performances in Waikiki.. it is a part and peace of the tourist culture. Everyone in Waikiki is aware of that when moving there, and we all have rights to enjoy our lives along with the arts. Being that the city shuts down early, it seems Iy fitting to allow the artists to thrive
I oppose this bill.

Testimony Attachment

Accept Terms and Agreement 1

IP: 192.168.200.67

From: CLK Council Info
Sent: Wednesday, February 23, 2022 9:48 AM
Subject: Council Testimony

Written Testimony

Name	Margaret Murchie
Phone	
Email	Margaret@margaretm.com
Meeting Date	02-23-2022
Council/PH Committee	Council
Agenda Item	Waikiki noise 43
Your position on the matter	Support
Representing Organization	Self
Written Testimony	Waikiki has become unbearable with ear splitting amplified noise day and night. I have moved guests from hotels on Kalakaua. Cars racing, "music blaring" , "entertainers" trying to outdo each other. It is obnoxious. Enforcement sorely needed
Testimony Attachment	
Accept Terms and Agreement	1

IP: 192.168.200.67