

**BILL048(22)**  
**Testimony**

**MISC. COMM. 467**

COUNCIL

## **COUNCIL Meeting**

Meeting Date: Nov 2, 2022 @ 10:00 AM

Support: 11

Oppose: 1

I wish to comment: 1

Name: Mialisa Otis	Email: mialisa808@gmail.com	Zip: 96795
Representing: Self	Position: Support	Submitted: Oct 28, 2022 @ 04:49 PM
Testimony: I support Bill 48. I also will be testifying on this in person at Kapolei that day. Mahalo.		
Name: dean ellis	Email: dean@ellisfoundation.com	Zip: 96717
Representing: Self	Position: I wish to comment	Submitted: Oct 31, 2022 @ 11:01 PM
Testimony: I am a long time resident of Hauula. Kokololio Beach Park should be added to the list on Bill 48-2022. This beach park has always been a local park, used primarily by local residents. By eliminating all commercial use at most of the other parks on the North Shore, tour buses will use our local park as their primary destination. We have given up going to Waikiki and now you want us to give up our local beach, so some tour operators can make money and we are left to pay price of our park getting trashed and tourists crowding our beach and restrooms? Look at what has happened at Pua'ena Point Beach Park in Haleiwa. Please add Kokololio to your list of parks not allowing commercial activity. If the tour buses need to stop for restroom facilities, let the tour buses stop at Hauula Beach Park. Locals rarely go to that park.		
Name: Natalie Iwasa	Email: iwasajunk@mail.com	Zip: 96825
Representing: Self	Position: Oppose	Submitted: Nov 1, 2022 @ 04:43 AM
Name: Desirree Madison-Biggs	Email: desirree@gmail.com	Zip: 96717
Representing: Self	Position: Support	Submitted: Nov 1, 2022 @ 10:49 AM
Name: Matt Weyer	Email: mbweyer@gmail.com	Zip: 96797
Representing: Self	Position: Support	Submitted: Nov 1, 2022 @ 11:30 AM
Testimony: I write in support of Bill 48 and would point you to the testimony of the Friends of Kokololio Beach Park to better understand the impacts of unregulated commercial activities on our community and natural and cultural resources.  The City must look at and adopt a large-scale framework to better manage our public parks, but that long-term goal cannot be used to exclude Kokololio Beach Park from the list of already protected parks around Oahu. Bill 48 is necessary to immediately protect the interests of our community and the integrity of the natural resource.		
Name: Larry McElheny	Email: lkmcelheny@gmail.com	Zip: 96712
Representing: Self	Position: Support	Submitted: Nov 1, 2022 @ 01:40 PM
Testimony: Aloha Honorable Council Members I am writing in strong support of Bill 48. Thank you for helping our communities preserve and protect their most valuable natural resources. Sincerely, Larry McElheny		
Name:	Email:	Zip:

Blake McElheny	blakemcelheny@yahoo.com	96712
Representing: Self	Position: Support	Submitted: Nov 1, 2022 @ 02:05 PM
<p>Testimony:</p> <p>Aloha.</p> <p>Please continue to support Bill 48. City Parks are for people, not businesses.</p> <p>Most of the business activity we see at Parks island-wide is likely un-permitted. Bill 48 empowers the community to help educate HPD on what is prohibited in public parks. This Bill will also help accelerate the island-wide discussion on visitor management.</p> <p>Lastly, this measure helps emphasize that scrutiny should be applied to those attempting to utilize public spaces for private commercial gain. Thank you for supporting residents and families that value City Parks.</p> <p>Take care,</p> <p>Blake McElheny</p>		
Name: Sylvia Craig-Kapu	Email: iroamic@gmail.com	Zip: 96717
Representing: Self	Position: Support	Submitted: Nov 1, 2022 @ 06:14 PM
<p>Testimony:</p> <p>I support Bill 48 and look forward to sharing more tomorrow.</p>		
Name: eli kapu	Email: elikapu@gmail.com	Zip: 96762
Representing: Self	Position: Support	Submitted: Nov 1, 2022 @ 06:16 PM
<p>Testimony:</p> <p>I support Bill 48 will share my testimony tomorrow</p>		
Name: Emaline Fonoti	Email: emafonoti685@gmail.com	Zip: 96717
Representing: Self	Position: Support	Submitted: Nov 1, 2022 @ 06:50 PM
<p>Testimony:</p> <p>I support bill 48 will give my testimony</p>		
Name: Ashley Pieklo	Email: ashleymalia@gmail.com	Zip: 96712
Representing: Self	Position: Support	Submitted: Nov 2, 2022 @ 08:18 AM
<p>Testimony:</p> <p>Aloha Honorable Council Members</p> <p>I strongly urge your support of Bill 48.</p> <p>Thank you for protecting our communities most precious natural resources ,</p> <p>Mahalo</p> <p>Ashley Pieklo</p>		
Name: Jan McElheny	Email: pupukeamac@gmail.com	Zip: 96712
Representing: Self	Position: Support	Submitted: Nov 2, 2022 @ 08:24 AM
<p>Testimony:</p> <p>Honorable Council Members</p> <p>I am writing in strong support of Bill 48.</p> <p>Commercialization of public parks results severe negative consequences for our communities.</p> <p>Thank you for helping to protect our most precious natural resources.</p>		

Sincerely,  
Jan McElheny

Name:  
Ann Alisa

Email:  
annzalisa55479@gmail.com

Zip:  
96762

Representing:  
Self

Position:  
Support

Submitted:  
Nov 2, 2022 @ 09:11 AM

Testimony:  
I support Bill 48 and will give my testimony in person

TO: Members of the Honolulu City Council

FROM: Natalie Iwasa  
808-395-3233

DATE: Wednesday, November 2, 2022

SUBJECT: Bill 48, Banning Tour Companies from Kokololio Beach Park  
**OPPOSED**

Aloha Chair Waters and Councilmembers,

Thank you for allowing testimony on Bill 48, which would ban tour companies from Kokololio Beach Park. I oppose this bill and have opposed every similar bill prior to it.

When the first bill came out to ban tour companies from certain beaches in Kailua, I said that other neighborhoods would want the same type of restrictions, and they did. The law was then expanded to include bans of beaches down to Makapuu. Some of those beaches also include other types of commercial activity bans.

Now you're considering expanding it again to include a north shore beach. Others will surely want to be added to the list, as tour companies are forced to move into remaining unrestricted areas.

Rather than continuing to ban activities, please look at overall management of our island's beaches and perhaps regulation via permit.

Please vote "no" on Bill 48.

Testimony for Oct. 19, 2022 Council Meeting

Below please find the original letter outlining our concerns and requests from earlier this year.

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July 5, 2022

The Friends of Kokololio Beach Park

55-016 Kamehameha Highway

Laie, Hawaii

**RE: Bill 38 RELATING TO COMMERCIAL ACTIVITIES AT PUBLIC PARKS and its Impact upon Kokololio Beach Park, Laie, Oahu, Hawaii.**

**Dear Council Member Heidi Tsuneyoshi;**

This letter is to address Bill 38 that was recently passed in April 2022. We, the friends of Kokololio Beach Park, are disappointed and surprised that as Ko'olauloa residents we were not made aware of this Bill.

As of November 2021, Kokololio Beach Park has up to 8-11 tour buses, namely the Nui Tours LLC company, offloading tourists in Kokololio Beach Park daily, 7 days a week including holidays. This equates to a range of approximately 200-330 tourists daily or 6000-9,900 tourists monthly. The Friends of Kokololio Beach Park witness on a daily basis this impact (link to a video example is [here](#)). It is obvious that omitting Kokololio Beach Park and other Beach Parks of the Ko'olauloa region of Oahu from Bill 38 is causing significant environmental and cultural impacts. Therefore, we submit this formal letter to you for your office to table and record as the council representative of our district and outline goals for Kokololio Beach park as a result of Impacts for allowing Commercial activity.

**Goals:**

1. **A moratorium of tour buses offloading tourists at Kokololio Beach Park immediately.**
2. **An Environment Impact statement by the City and County of Honolulu for Kokololio Beach Park.**
3. **The formation of a new Bill for Ordinance as outlined in Bill 38 to be drafted and proposed including all Sections of Bill 38 as outlined to include Kokololio Beach Park.**

**Environmental and cultural impacts we observe daily:**

**Ancient Hawaiian Iwi** is documented to be found at Kokololio Beach Park, with more said to still remain there. Local families indigenous to the Koolauloa region know that they are buried along the sand berms at Kokololio Beach Park. The constant additional

high traffic of tour bus tourists walking over the sand berms to the beach cause further erosion to these ancient burial sites and devalue the sacredness of this area.

**Water wastes** through the taking of showers (sometimes showers are left running after tourists depart.)

**Cesspool**; The Park is under cesspool limitations and now requires more than 1 cesspool pumping service a week.

**No Park staff.** Since 2020 there has been no Park attendant posted full time at Kokololio Beach Park to ensure park rules are being followed. As a result there are no park personnel to oversee the higher volume usage of trash and restroom clean up. Equipment is left behind, along with trash.

**Violation of park rules** by Tour Bus companies namely Nui Tours LLC violate park rules:

A. Chaining a container to public showers so that their tourists can wash their snorkeling gear. Leaving their container chained to the Public Showers for more than 1 day.

B. Tour buses frequently stay in the park for more than 15 minutes.

C. Tour buses taking up more than 3 parking stalls. Parking buses diagonally in front of restrooms blocking accessibility to public restrooms.

D. Tour buses also park in the Handicapped stalls.

E. Tour companies do not take these into consideration and often cause traffic build up especially during holidays when the community uses the park

**LifeGuard**: There are no lifeguards posted at Kokololio Beach Park

**Impact to the beach**: Overcrowding, pushing locals and other visitors out of the area.

**Impact to Sea life**: Due to the increased use of non-safe sunscreen we have noticed a diminishment of sea life including fish and Honu. We have witnessed the washing up of three seahorses at Kokololio Beach over the several months along with numerous other fish. Kokololio Beach is also a resting place for Hawaiian monk seals.

**Impact to the community**: Additional traffic congestion inside the park especially on holidays. Beach overcrowding daily between 10:30am to 2pm. Noise from tour buses when reversing in the Park can be heard by residents who live across Kokololio Beach Park. Disturbance of local residences (tourists wandering into local residence yard and noise).

**What we want to happen:**

**A new Bill for an ordinance to stop all commercial activities including recreational stops by tour companies at Kokololio Beach Park as outlined in Bill 38.**

### **Bill 38**

#### **RELATING TO COMMERCIAL ACTIVITIES AT PUBLIC PARKS.**

*SECTION 3. Section 10-1.2, Revised Ordinances of Honolulu 1990 ("Park rules and regulations"), as amended by Ordinance 21- 34, is amended by amending subsections (h) and (i) to read as follows: '(h) Commercial activities prohibited at parks. fJJ Commercial activities, including*



*recreational stops by commercial tour companies, 0C52021-1095/11412022 8:57 AM 1 22—S  
CITY COUNCIL CIP( AND COUNTY OF HONOLULU HONOLULU. HAWAII ORDINANCE BILL 38  
(2021). CD2 A BILL FOR AN ORDINANCE LA1 **Kailua Beach Park; and j Kalama Beach Park.**  
Commercial activities, including recreational stops by commercial tour companies, but excluding  
commercial filming activities and shore water events, are not allowed at any time  
**Waiale'e Beach Park,**  
**Sunset Beach Park,**  
**'Ehukai Beach Park,**  
**Pupukea Beach Park,**  
**Waimea Bay Beach Park,**  
**Haleiwa Ali'i Beach Park,**  
**Kaiaka Bay Beach Park,**  
**Request Kokololio Beach Park to be added to the list***

Thank you for your attention to our concerns. We look forward to your response about how and when you can support us.

Respectfully yours,  
The Friends of Kokololio Beach Park

Sylvia Craig-Kapu  
Bessie Kamakeeaina  
Ema Fonoti  
Desirree Madison-Biggs  
Dylan Madison