KAILUA NEIGHBORHOOD BOARD NO. 31

WILLIAM M. HICKS, CHAIRMAN • 923 AKUMU STREET • KAILUA, HAWAII, 96734-4004
PHONE (808) 230-2293 • E-MAIL billhicksknb@gmail.com

August 4, 2025

Chair Tommy Waters
Honolulu City Council
https://hnldoc.ehawaii.gov/hnldoc/testimony

'25AUG 4 AM11:08 CITY CLERK

Subject: Kailua Neighborhood Board Testimony on Resolution 25-184, CD1, SMA Major Permit Application for 144 Ka'apuni Drive

Aloha Chair Waters,

The City Council August 6, 2025 Regular Meeting agenda includes CR-259, Resolution 25-184, CD1, Granting a SMA Major Permit to Allow for the Construction of Two Single Family Dwellings With a Swimming Pool in Kailua, O'ahu. This application for TMK 4-3-013:039, 144 Ka'apuni Drive.

At our regular meeting on November 7, 2024 the Kailua Neighborhood Board received a presentation from Mr. Peter Vincent of Peter Vincent Architects on behalf of a proposed construction project at 144 Ka'apuni Drive in Kailua.

During the same meeting the Kailua Neighborhood Board subsequently passed a resolution that "The Kailua Neighborhood Board recommends the following conditions be included should the City Council grant a SMA Permit for 144 Ka'apuni Drive." The eight recommended conditions are:

1. All Project site work and construction activities are limited to daylight hours (from sunrise to sunset) to avoid collisions and fatalities during seabird fledging season from September 15 through December 15.
2. A visual survey for sea birds and burrow nests must be conducted prior to any construction activities.
3. If a burrow nest is discovered, work will cease within a minimum radius of 200 feet of the nest for a minimum of 100 to 115 days.
4. If Wedge-tailed Shearwater or any sea bird nests or burrows are found, sometime between late October through the end of November, work must be discontinued for 100 to 115 days until all fledglings have left their nests.
5. If iwi kupuna are found the burial treatment plan must meet the standards of HRS 13-300-33
6. Lighting
   a. Prohibit artificial light from exterior light fixtures from directly illuminating or projecting across property boundaries toward the shoreline and ocean waters, except as otherwise permitted by HRS 205A-7.1(b)
   b. Require exterior light fixtures to be fully shielded.
   c. Require exterior lighting to be turned off when human activity is not occurring in the illuminated area.
7. Require the landowner to acknowledge that "bed and breakfast homes and transient vacation units", as defined in ROH Chapter 21, the LUO, are not allowed.
8. Require the landowner to acknowledge that "land makai of the regulatory shoreline" is State public land within the State Land Use Conservation District and must remain available for public use and recreational activities.

The Kailua Neighborhood Board is pleased to note that the Department of Planning and Permitting has substantially incorporated the conditions recommended by the board and the board supports approval of this application.

DEPT. COM. 613
COUNCIL

Mahalo for your consideration of this testimony.

Aloha,

William M. Hicks

William M. Hicks
Chairman, Kailua Neighborhood Board

Copy:
Councilmember Esther Kia'aina, ekiaaina@honolulu.gov
Mr. Peter Vincent, peterv@pva.com
Ms. Donna Wong, donnawong967@gmail.com