
HOUSE CONCURRENT RESOLUTION

REQUESTING THE ENVIRONMENTAL COUNCIL TO REPORT TO THE
LEGISLATURE ON THE EFFECTIVENESS OF THE HAWAII
ENVIRONMENTAL PROTECTION ACT AND RECOMMEND CHANGES.

1 WHEREAS, Kuilima Resort Company is proceeding with plans to
2 expand the existing Turtle Bay Resort from five hundred hotel
3 rooms to four thousand hotel and condominium units; and
4

5 WHEREAS, the environmental impact statement for this
6 project was completed in 1985; and
7

8 WHEREAS, the original project plans approved in 1985
9 included three hotels, one thousand four hundred fifty hotel
10 rooms, and two thousand sixty-three condo units; and
11

12 WHEREAS, Kuilima Resort Company received tentative block
13 subdivision approval on September 29, 2006. The approval would
14 allow the eight hundred eighty-acre property to be subdivided
15 into five new hotel sites, with a potential for two thousand
16 five hundred hotel rooms, one thousand condominium units, a new
17 interior roadway, a commercial center, four new parks, and
18 several public beach accesses; and
19

20 WHEREAS, much has changed in this area of Oahu since 1985.
21 For example, a traffic study completed in 2005 by Kuilima Resort
22 Company indicates a future traffic level of two thousand fifty-
23 four vehicles per hour as compared to the current level of nine
24 hundred vehicles per hour near the resort. Also, the property
25 under development is now home to monk seals, and has also become
26 a nesting area for greater numbers of green sea turtles; and
27

28 WHEREAS, due to the changes in this area since the
29 environmental impact statement was completed, there is now much
30 to study and update before this project should be allowed to
31 proceed, and the community consensus calls for renewed



1 environmental review of the proposed expansion's impacts before
2 proceeding further; and
3

4 WHEREAS, interested parties have filed suit against the
5 City and County of Honolulu, Department of Planning and
6 Permitting, and Kuilima Resort Company to require a supplemental
7 environmental impact statement before the expansion project is
8 allowed to proceed; and
9

10 WHEREAS, the Hawaii Revised Statutes does not specifically
11 address the requirements for obtaining a supplemental
12 environmental impact statement where the impact of a project has
13 potentially changed. This differs from the National
14 Environmental Policy Act and the California Environmental
15 Quality Act, both of which require supplemental environmental
16 impact statements; now, therefore,
17

18 BE IT RESOLVED by the House of Representatives of the
19 Twenty-fourth Legislature of the State of Hawaii, Regular
20 Session of 2007, the Senate concurring, that the Environmental
21 Council is requested to prepare a report for the Legislature
22 assessing the scope of chapter 343, Hawaii Revised Statutes, and
23 recommend amendments to bring the Hawaii Environmental
24 Protection Act in line with federal and other states'
25 environmental laws, specifically with regard to the use of
26 supplemental environmental impact statements; and
27

28 BE IT FURTHER RESOLVED that certified copies of this
29 Concurrent Resolution be transmitted to the Director of Health,
30 the Director of the Office of Environmental Quality Control, and
31 the Chairperson of the Environmental Council.
32
33
34

OFFERED BY:

Memmi Iwata B/R

*Frank
Jett
Mele Canall*

*Deborah M. Mynoy
Lyla B. Berg
Della Selath
J. L. M.
Dyeg Henriquez*

