

JAN 22 2009

A BILL FOR AN ACT

RELATING TO HONOLUA BAY.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:

1 SECTION 1. The legislature finds that since the days of
2 the ancient Hawaiian people, Honolua Bay has been an important
3 and cherished place on Maui. From the Honolua Stream to Lipoa
4 Point and Honolua Bay, the area has remained an important place
5 for recreation such as surfing and diving and has been the venue
6 for international professional surfing contests. Honolua Bay is
7 also one of Hawaii's most pristine coral reef habitats. In
8 fact, the State recognized the importance of the marine
9 resources at Honolua Bay by making the area a marine life
10 conservation district in the early 1990s.

11 The legislature also finds that Lipoa Point, which adjoins
12 Honolua Bay, is also recognized as an important area for
13 surfing, fishing, and diving for both local residents and
14 visitors. However, the landowner of Lipoa Point has recently
15 announced plans to develop the area, triggering a statewide
16 movement to protect and preserve the area for public use. The
17 legislature finds that state, county, federal, and private funds



1 can be used to finance such a purpose in any negotiations with
2 the landowner.

3 The purpose of this Act is to create a temporary Honolulu
4 Bay advisory committee to develop a plan to acquire and manage
5 Lipoa Point for public use.

6 SECTION 2. Temporary Honolulu Bay advisory committee;
7 composition; no compensation; duty; report; termination. (a)
8 There shall be created the temporary Honolulu Bay advisory
9 committee, to be placed administratively within the department
10 of land and natural resources. The members shall elect a
11 chairperson from among the members. The state senator
12 representing senate district 5, the state representative
13 representing house of representative district 10, and the county
14 council member representing the west Maui district shall serve
15 as ex officio members. The committee shall be composed of the
16 following:

- 17 (1) One member representing Maui Land and Pineapple
18 Company, Inc.;
- 19 (2) Two members representing Save Honolulu Bay;
- 20 (3) Two members representing Honolulu Bay Coalition;
- 21 (4) One member representing the University of Hawaii
22 Science Education Awareness-Link program;



- 1 (5) One member representing the Hui O Ewa program;
- 2 (6) One member who is a resident of west Maui within the
- 3 postal zip code of 96761 appointed by the governor;
- 4 (7) One member who is a resident of west Maui within the
- 5 postal zip code of 96761 appointed by the president of
- 6 the senate; and
- 7 (8) One member who is a resident of west Maui within the
- 8 postal zip code of 96761 appointed by the speaker of
- 9 the house of representatives;

10 provided that the members who are residents of west Maui under
11 paragraphs (6), (7), and (8) shall not be a member of or be
12 affiliated with any groups or organizations already represented
13 in the committee under paragraphs (1) through (5).

14 (b) Members shall not be compensated but shall be
15 reimbursed for any necessary expenses incurred, including travel
16 expenses, in the course of their official duties.

17 (c) The committee shall develop a Honolua Bay acquisition
18 and management plan to purchase Lipoa Point to be developed and
19 maintained as a public open space. The plan shall identify
20 state, county, federal, and private sources of funding for the
21 purchase and management of Lipoa Point, including any tax
22 mechanisms. The committee may consult with members of Hawaii's



1 congressional delegation and shall keep the delegation informed
2 of its progress. The committee may invite any individual or
3 organization for technical or other assistance.

4 (d) The committee shall submit a written report containing
5 the Honolua Bay acquisition and management plan, findings,
6 recommendations, and any necessary legislative proposals, to the
7 legislature no later than twenty days prior to the convening of
8 the regular session of 2009. Upon the request of the committee,
9 the legislative reference bureau shall assist with drafting of
10 proposed legislation.

11 (e) The temporary Honolua Bay advisory committee shall
12 terminate on June 30, 2009.

13 SECTION 3. There is appropriated out of the general
14 revenues of the State of Hawaii the sum of \$ or so much
15 thereof as may be necessary for fiscal year 2008-2009 for
16 development of the Honolua Bay acquisition and management plan
17 under section 2 of this Act, including the hiring of a
18 consultant without regard to chapter 103D, Hawaii Revised
19 Statutes, to develop the plan.

20 The sum appropriated shall be expended by the department of
21 land and natural resources for the purposes of this Act.



1 SECTION 4. This Act shall take effect upon its approval,
2 except that section 3 shall take effect on July 1, 2008.

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INTRODUCED BY:

Quincy D. Baker
S.S.T.K.
J. Kalin Gish



Report Title:

Honolua Bay Advisory Committee; Lipoa Point Acquisition

Description:

Creates a temporary Honolua Bay advisory committee to develop an acquisition and management plan for Lipoa Point on the island of Maui. Report to the legislature. Appropriates funds.

