

JUDtestimony

From: Shasta-Maui Weddings [REDACTED]
Sent: Friday, February 22, 2008 11:18 AM
To: JUDtestimony
Subject: Testimony For House Bill #2332, HD 1
Importance: High

LATE TESTIMONY

The Honorable Tommy Waters
Chairman
And all House Judiciary Committee Members
State Capitol
Honolulu, Hawaii 96813

Re:
House Bill No. 2332, HD 1
Hearing Date: Friday, February 22, 2008 – 2:00 p.m.
House Conference Room 325
*** Opposition to HB 2332, HD 1 ***

I just became aware of the aforementioned House Bill 2332 and am writing to inquire as to how this bill may affect the wedding industry in Hawaii. After reading the bill on the website, it appears that it will only affect places such as La Perouse, which I'm all for protecting against commercial ventures. But will this bill affect holding weddings on beaches such as Po'olenalena, Makena Cove, or Kapalua Bay on Maui?

There are many, many of us who depend upon weddings for our livelihood in one form or another, from musicians to florists to photographers and wedding planners. I've been planning weddings in Hawaii since 1985 and am of Hawaiian ancestry. Already this year, business is so slow that I don't know how I'm going to make it, especially since I'm a single parent who depends wholly upon weddings for my livelihood. Some people are under the impression that couples are not coming to Hawaii to marry as before because of all the bad press about weddings being disrupted on the beaches, and the possibility of weddings being restricted on Hawaii's beaches. If you check the financial stats, you'll see that the wedding industry brings in billions of dollars to our state economy every year in both direct and indirect ways. Now it seems that couples are choosing to go to other places such as Mexico and the Caribbean to have their wedding. This will hurt not only small businesses such as mine, but also the visitor industry in general.

Please, if this bill will put restrictions on the wedding industry and prevent us from holding our weddings on unpopulated beaches, then I wish to express my opposition and ask that it not be passed. If it will only affect places such as La Perouse on Maui, and other protected lands, and leave us plenty of avenues to hold weddings on public beaches, then I do not object. I would appreciate a response explaining exactly what this bill is restricting. Mahalo for your time.

Sincerely,
 Shasta Rose
 Maui Weddings From The Heart
 Photography by Shasta Rose
 PO Box 329
 Kihei, Maui, HI 96753
 TOLL FREE 866-874-8755
 PH 808-572-8766
 FAX 808-572-8744
shasta@mauiwed.com
www.mauiwed.com
www.photographybyshasta.com

2/22/2008

JUDtestimony

From: Rick with Dolphin Dream Weddings [REDACTED]
Sent: Friday, February 22, 2008 11:32 AM
To: JUDtestimony
Subject: Testimony for House Bill #2332, HD 1
Attachments: DDW Logo low res.jpg; ATT184299689.txt; ATT184299690.txt

LATE TESTIMONY

**The Honorable Tommy Waters
Chairman
And all House Judiciary Committee Members
State Capitol
Honolulu, HI 96813**

**Re:
House Bill No. 2332, HD 1
Hearing Date: Friday, February 22, 2008 - 2:00 p.m.
House Conference Room 325
*Opposition to HB 2332, HD 1***

I am the owner/operator of "Elegant Hawaii Weddings" and "Dolphin Dream Weddings, LLC." Our companies have been assisting with the coordination of Hawaii weddings (primarily Maui) since 1992. We assist in almost 300 ceremonies (weddings & vow renewals) on an annual basis. Most of these ceremonies occur on public beaches.

My opposition and concern is mostly due to the vagueness of HB 2332, HD 1.

- 1. Will there be additional permitting? Annual? Per individual ceremony?**
- 2. Beach access procedures?**
- 3. Administrative & regulatory expenses encumbered by the state?**

4. The economic affect upon tourism and wedding professionals & associates (professional photographers, videographers, ministers & officiants, musicians, florists, lodging occupancy, etc.)?

5. Legal responses concerning freedom of religious ceremonies being held in public places (in most cases a wedding is considered a religious ceremony)?

There has been a gradual decline in the number of ceremonies held in the state of Hawaii beginning in 2005. It is my opinion that as the cost of travel to Hawaii continues to increase combined with the increased "assumed safety" (post-911) of international travel (especially the more economically-driven Caribbean region, etc.), that these types of regulations will severely disrupt or reduce the healthy tourism developments of Hawaii. The impact would likely be erosional and widespread, touching the economics of travel, accommodations, island activities and services, local employment, housing, etc.

Though some regulations or certifications may need to be considered, I do believe that this hurried, poorly-researched and extremely vague bill is too reactive and will expose our state to even greater challenges to our thriving tourist industry. As an individual directly involved in the wedding industry of Maui, I personally would be willing to participate in further discussion for development of a wiser, more thought out solution. I am at your service.

**Respectfully,
Rick Jackson**

JUDtestimony

From: Steve Slater [REDACTED]
Sent: Friday, February 22, 2008 11:33 AM
To: JUDtestimony
Subject: Testimony For House Bill #2332, HD 1

LATE TESTIMONY

The Honorable Tommy Waters Chairman And all House Judiciary Committee Members State Capitol Honolulu, Hawaii 96813

Re: House Bill No. 2332, HD 1 Hearing Date: Friday, February 22, 2008 – 2:00 p.m. House Conference Room 325 * Opposition to HB 2332, HD 1

Aloha, my name is Steve Slater, I am owner of Steve Slater Photography on Maui. My main source of income is photographing weddings on the public beaches here on Maui. I understand that the afore mentioned bill may severely limit the entire wedding industry in Hawaii. I remind you that Hawaii is a premier destination wedding site, worth many millions of dollars to our state economy. Please reconsider passage of this bill. Mahalo.

JUDtestimony

From: David Hessemer [REDACTED]
Sent: Friday, February 22, 2008 7:26 AM
To: JUDtestimony
Subject: Testimony For House Bill #2332, HD 1
Attachments: Wedding Logo.pdf; ATT184285121.htm

LATE TESTIMONY

**The Honorable Tommy Waters
Chairman
And all House Judiciary Committee Members
State Capitol
Honolulu, Hawaii 96813**

**Re:
House Bill No. 2332, HD 1
Hearing Date: Friday, February 22, 2008 – 2:00 p.m.
House Conference Room 325
* Opposition to HB 2332, HD 1 ***

I just became aware of this bill this morning and after reading it was concerned about what effect this would have on my business. It does not seem to be clear on what is deemed to be a commercial activity. I am a wedding photographer and carry a State of Hawaii shooting permit for DNLR land. As I read this bill it is also unclear about what permit might be required and how to obtain the permit that might be required. Since there is no money exchanged at the beach location for my business I am not sure if our business qualifies for a commercial activity. I am very concerned about this bill and would ask one of two things.

- 1. Please make this bill clear as to who you are trying to target by defining commercial activities and make clear what the conservation district use permit is, how long it would be good for an how to obtain them. There is now no permit that would apply or can be given for weddings. I have tried.**

- 2. Most importantly I would request that you exempt the wedding industry from this bill. I know this is possible and would request that you do this until you are able to make all the parts of the requirements you are asking for available to those in the wedding industry.**

Thanks for your consideration

Mahalo,
David Hessemer

JUDtestimony

From: makahasun [REDACTED]
Sent: Friday, February 22, 2008 8:04 AM
To: JUDtestimony
Subject: Testimony For House Bill #2332, HD 1

**The Honorable Tommy Waters
Chairman
And all House Judiciary Committee Members
State Capitol
Honolulu, Hawaii 96813**

LATE TESTIMONY

**Re:
House Bill No. 2332, HD 1
Hearing Date: Friday, February 22, 2008 – 2:00 p.m.
House Conference Room 325
* Opposition to HB 2332, HD 1 ***

My name is Ann Cosson and I live in Punalu'u on Oahu.

My daughter will be marrying soon, on the beach. I am opposed to any legislation that might put us in the position where we might be traversing some land unknowingly, breaking a law unbeknownst to us. And, should we plan the wedding, only to discover on that day that a sign has been posted that we are breaking a law, that seems a most unfortunate way to begin a new life together.

If the harm outweighs the good, then perhaps you'll pass this law prohibiting people from getting married on the beach, which for the most part is not a commercial activity.

Mahalo Nui Loa,

**Ann Cosson
PO Box 209
Kaaawa, HI 96730**

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JUDtestimony

From: Sandy Barker [REDACTED]
Sent: Friday, February 22, 2008 8:07 AM
To: JUDtestimony
Subject: Testimony For House Bill #2332,HD 1
Attachments: Wooster Wedding Requests.doc

The Honorable Tommy Waters
Chairman
And all House Judiciary Committee Members
State Capitol
Honolulu, Hawaii 96813

LATE TESTIMONY

Re:
House Bill No. 2332, HD 1
Hearing Date: Friday, February 22, 2008 – 2:00 p.m.
House Conference Room 325
*** Opposition to HB 2332, HD 1 ***

My name is Sandra Barker and I own a company called A Romantic Maui Wedding. I am in opposition of this because of the effect that it will have on tourism over all and the fact that goes against everything that is good and right! I would also like to mention that it goes against the Constitution of the United States. Weddings are religious ceremonyies and can legally take place anywhere. Back about 10 years ago I did file a law suit against the State of Hawaii over this very issue. At that time the State settled out of court and now they are trying to pass laws to get around it all. Why is the State against having weddings? Is the Hotel industry behind all of this? Are the Hotels not making money off of the beaches as well? Why are they built on them if not. When will this all end.

I have 20 years of my life invested in a wedding business that hurts nobody. I have worked hard and at one point Maui was the number one wedding destination in the world. We even put a dent in Las Vegas weddings which are appalling. For years the County and the State have been making it difficult for our industry and for the life of me I do not know why! We use the beaches when they are mostly empty, early mornings and sunset. We usually have to clean the trash and cigarette butts up to use them, so we actually leave them better than we find them. Many people, including the Hotels benefit from the weddings that come here. A lot of them come with families and friends which generates business for all. If this law is passed it will be unconstitutional.

The definition of Public - not private; open to or concerning the people as a whole; "the public good"; "public libraries"; "public funds"; "public parks". Public is of or pertaining to the people;

2/22/2008

The Amy Mounts and Bill Wooster Wedding

Aloha Sandy,

Here are the details Bill and I have worked out so far. We are open to suggestions and are counting on you to help us get all of this together and coordinated!

Mahalo!
Amy

The Ceremony

Bill and I are spiritual, but not religious. We both have a Higher Power of our understanding, and living along spiritual lines is something we both try to do every day. I'm a recovering alcoholic, so the spiritual principals of Alcoholics Anonymous are how I live my life. Acceptance, patience, understanding, and love for others are the main tenets of my spiritual life, and Bill is incorporating them into his too (he's not an alcoholic, but with a name like Bill W, he was bound to end up affiliated with a bunch of drunks in some form or fashion)!

We are focusing on laid-back, kind of anything goes, but at the same time, want this to be beautiful and not look like a bunch of vagabonds on the beach. My goal with the people that are coming is that they feel relaxed and comfortable, and that this truly is a celebration of love – both for Bill and I, and for the amazing people who are coming all the way to Maui to share our special day.

The Minister

That being said, we are looking for a minister who is God-centered, but not necessarily Christ-centered. We are looking for someone who is gentle and kind, and will emphasize love, walking a good journey, and redemption. Bill is a widower who has experienced much loss. Maui was important to him growing up (he lived on Oahu in his late teens and early 20's), and has brought the ashes of both his late wife and his daughter from his first marriage for release at Kaaanapali. Maui has been a place of serenity and healing for him, and when he brought me there the first time 3 years ago, I felt it, too. The main reason we chose to get married on Maui is because we both feel the presence of God stronger there than anywhere else we have ever been, and we want that feeling to carry over into our wedding ceremony.

The Vows

We are working on writing our own vows, and are open to suggestions for resources in finding them. We'd like to incorporate traditional Hawaiian spirituality into our wedding ceremony and are not sure what that looks like, so need your help!

The Wedding Party

We will have about 20 guests joining us – family and friends - so are thinking they will need chairs on the beach. My sister will be my matron of honor, and Sarah, Bill's daughter, will be my maid of honor and Bill's son Bill4 will be the best man. My 8-year-old niece, Makayla, will be our flower girl. This being a non traditional wedding, we have named her the Hawaiian Princess Flower Girl and she is so excited she can hardly stand it.

Bill's parents are deceased, but his sister and brother will both be attending. His sister is much older than he, and has been a mother to him as he was growing up. Both of my parents will be attending, and I want to incorporate all of the family into the ceremony, but not the traditional "giving the bride away" routine. Bill and I were thinking that rather than giving me away, we wanted to have some sort of wording where both families welcome the new family member instead. Bill's children are 14 and 15, and while they are ok with the upcoming marriage, it's understandably still difficult for them to get their minds wrapped around it. As they continue to accept the change in their lives, I'm working with them to incorporate both of them into the ceremony in some way that won't make them uncomfortable. I knew when Bill and I started dating that he was a package deal, and have been a big part of their lives for the last 3 years.

As for the Hawaiian Princess Flower Girl, it is a must that she have fresh flowers or petals to scatter on the beach. My sister and I love crafty projects, and we'll be making her basket. I've been looking on line at flower choices, and would love to see small loose flowers for her to scatter – tuberose, plumeria, or small orchids would be perfect.

The Attire

Who wants to mess with shoes at the beach? Our plan is for the bride, groom, and wedding party to be barefoot, and I imagine most of the guests will be, too.

I will be wearing a white dress (separate attachment) – I've had some length added to it, but it will not touch the ground. My jewelry will be amethyst and white gold, and I would like flowers in my hair; I'm still deciding on either a Haku or just a simple spray incorporated into an updo – more will be revealed on that as I continue to work on it. A lei is a must – I'm thinking a double tuberose.

Bill will be wearing khaki pants (linen or cotton) and a light-colored Hawaiian shirt. He's not too keen on the white Hawaiian wedding shirts – we're looking at more aloha-style with muted greens, off white, and browns. For his Maile, he's looking at Ti leaves and purple orchids.

Bill4 the best man has his heart set on wearing a white tuxedo with a brightly-colored vest. We're working with him on that. At this point, I'm just so glad he wants to be part of the wedding, he could come in a toga. Being 14, I am sure he'll change his mind several times, but for now, I will need a resource to get a tux for him. He's

short and on the heavy side, so we will need special alterations or something to accommodate him.

Wendy and Sarah the Matron and Maid of Honor will be wearing some kind of tropical dress – they're leaning toward halter or spaghetti straps. We're on the hunt now and as soon as we find it, I'll update you on colors. Wendy's really wanting a small lei for her ankle, which I think would be fabulous. If we do flowers in her hair, it would just be a single one behind her ear. We'll do a single flower for Sarah, too.

The Makayla Rose, Princess flower girl, will also be in a summery dress, but nothing formal. I know I will want a Haku for her, and a lei. We may go for a small lei for her ankle as well.

The rest of the guests will be in summery clothes – I've left it up to them as to what they want to wear. Ken, the father of the bride, will be the hardest – he is very straight-laced and conservative, and I don't think has worn sandals since he was 20. Sue, the mother of the bride, is planning flowing palazzo pants and a little top with a filmy over shirt.

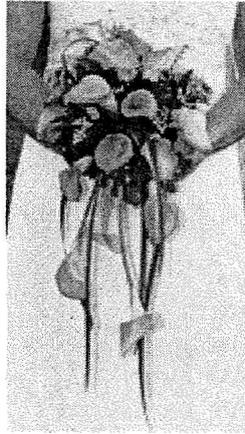
Leis are a must for everyone. We'll need to get that coordinated and delivered. Bill and I have seen many that we love, so once you have a vendor in mind, we'll choose from there.

Music

We definitely want music – Hawaiian slack key guitar! For the three songs, we are needing suggestions from the musician. We both love listening to IZ (like the rest of the world that goes to Maui), and there are a couple of his songs that have special meaning to us. We are open to suggestions though, and certainly want to make selections that the musician is comfortable with... we know that this is more than hiring a trained parrot to sing everything we want.

Flowers

I've been combing your website, and have fallen in love with the small Calla lily cascade bouquets!



I'm not fond of the lavender, but I really like the flame and pink callas. I also want to incorporate seashells into the bouquet – I love the seashell bouquet you have on your website, but also love flowers, so figure I'm the bride, and can have both if I want them! I'd like to see starfish and other small shells amongst the flowers and hope that can be done! I like the basic shape of this cascade. I'm tall (5'10"), so think a longer bouquet will be best with my body type. I'm also open to suggestions on incorporating other tropical flowers into the arrangement. If not just callas, I do love the fragrant flowers as well. Let's face it – I just love flowers! Light pink/green anthurium, plumeria, tuberose, orchids, roses... the only thing I do not like is baby's breath.

Photography and Video – we've checked off on the wedding sheet that we want both. As far as the DVD goes, we'll need to know if we are able to make copies ourselves, or if additional copies will be an extra charge. There are quite a few folks at home that will want a copy, and we're also planning on a luau back on the mainland after we get home, where we'll show the dvd, too.

The Reception

Dinner

We love Lahaina, and our favorite restaurant is the Rusty Harpoon! We would like to have a sit-down, off the menu dinner there with a wedding cake after dinner. We'll need reservations made and the cake coordinated. We looked at their catering options and buffet choices, and really just would like everyone to be able to get what they want off the menu.

We'd like to have loose flowers and small candle arrangements for the tables; I'm not looking at large flower arrangements. My sister and I want to put the little candle arrangements together ourselves, so will have those ready in enough time before the wedding to get them to you to have put out on the tables. For the loose flowers, I'd love green orchids, plumeria, or whatever other choices we can find. I'd also like to make sure that the restaurant knows we'll be paying for food, but the guests are on their own for alcohol.

Bill and I are still discussing having the toast, and who will make it. I know that we want sparkling cider at the reception for the toast if we do it, not champagne (for obvious reasons)!

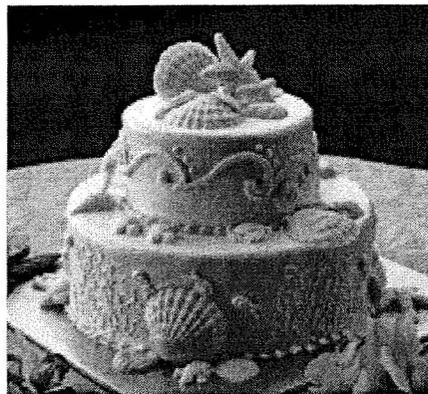
The Cake

Yay cake! We've been looking at different offerings, and fell in love with the seashell cakes we found at mauiweddingcakes.com. We also liked some of the ones on your website. I'd like to get pricing on the below:

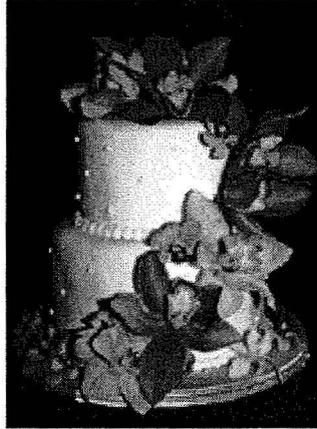
(from mauiweddings.com)



(from mauiweddings.com)



(from your site)



We both like the white or cream fondant cakes. We'd like vanilla cake with a fruity filling – raspberry, pineapple, etc. I have no idea what size to get with 20 people, so need your help with that!

The night before the wedding, we are cooking out with our guests at the condo. The wedding night, Bill and I will be leaving friends and family behind and staying at another hotel (he's going to surprise me)!

Guests will be arriving the Tuesday, Wednesday and Thursday before the wedding.

JUDtestimony

From: Bob Cox [REDACTED]
Sent: Friday, February 22, 2008 8:23 AM
To: JUDtestimony
Subject: Kauai Weddings

House of Representatives

24th Legislature, 2008
State of Hawaii
Date 2/20/08 -

LATE TESTIMONY

Attention: The Honorable Tommy Waters, and Committee Members.

Speaking in Opposition to Bill HB 2332

Aloha, and thank you in advance for your consideration of our public testimony on Bill HB 2332. We believe that this bill is too broad in character and seriously affect some commercial uses of beaches that should either be exempt or be recognized as "no-conforming" uses. Specifically we draw your attention to the Wedding Industry in Hawaii, although my immediate concern is Kauai.

As a member of the Kauai Wedding Professionals Association, (<http://www.kauaiwedpro.com/>) I support legislation to control the proliferation of commercial activities on Public Lands, however, while the physical footprint of the wedding industry is small in its effect on county and state beaches, the financial impact of the wedding industry is enormous. Couples choosing Hawaii as their wedding destination also choose our hotels, restaurants, tour operators, airlines, and attractions, as do their attending family and friends by the thousands.

As wedding professionals we do support a permitting process as a means to enhance the quality of this important industry, along the lines of State Bill SB no. 669

([http://www.capitol.hawaii.gov/session2008/bills/SB669 .pdf](http://www.capitol.hawaii.gov/session2008/bills/SB669.pdf)) and I have attached a draft of an example of a Kauai Wedding Industry Permit, similar to the Maui and Hawaii Wedding Permit Drafts.

The purpose of this Wedding Permit would be to:

Allow companies to conduct their business in full compliance with State Rules and guidelines.

Increase confidence on the part of couple planning destination weddings in Hawaii.

Protect public lands from possible careless wedding company practices by:

A. restricting the number of wedding guests on the beaches to 25 or less without an additional special use permit.

B. Requiring wedding companies to have a business license, a GET license, liability insurance with the county/state named as an additional insured, and a photography/videography license.

Thank you for your time.

Sincerely yours,

Darla & Bob Cox
Owners, Video Lynx, Mohala Wedding Services
276 Aina Pua Place
Kapaa, Kauai, HI 96746

2/22/2008

800-800-8489 or 808-821-1367

808-821-1368 fax

E-mail mohala@hawaiian.net sales@videolynxkauai.com

Websites <<http://www.videolynxkauai.com/>>
<<http://www.mohala.com/>>

JUDtestimony

From: GRAHAM CHAPPELL [REDACTED]
Sent: Friday, February 22, 2008 8:53 AM
To: JUDtestimony
Subject: HB2332 HD1 Very much against it...

LATE TESTIMONY

I love Hawaii and the beautiful land we are on but I feel wedding professional who generate millions of dollars a year in beach weddings on Maui and on other neighboring islands should be exempt from this bill attached below. We should be given rights and not be bothered by this law that makes no sense at all. I hope the hundreds of people involved in the wedding business that keeps Hawaii wealthy will step up and put a stop to this unfair bill.

Michael Graham

Hawaii State Legislature

Bill Status

HB2332 HD1

Generated on 2/22/2008 8:43:11 AM

Measure Title:RELATING TO PUBLIC LANDS.

Report Title:Public Lands; Commercial Activity Description:Prohibits a person from transiting unencumbered public lands in the conservation district for any commercial activity purpose without a conservation district use permit unless the unencumbered land is within an area that is regulated through a management plan that permits the commercial activity. Increases penalties for persons engaging in any prohibited use of or activity on public lands or violating laws relating to the management and disposition of public lands. Effective 01/01/09. (HB2332 HD1) Package:None

Companion:SB2358

Introducer(s):WATERS, MORITA

Current Referral:WLH, JUD

Date Status Text

1/15/2008 H Pending introduction.

1/16/2008 H Introduced and Pass First Reading.

1/18/2008 H Referred to WLH, JUD, referral sheet 3

2/5/2008 H Bill scheduled to be heard by WLH on Friday, 02-08-08 at 8:30 am in House conference room 312.

2/8/2008 H The committee(s) recommends that the measure be deferred until 02-11-08.

2/11/2008 H The committee(s) recommends that the measure be deferred until 02-13-08.

2/11/2008 H Bill scheduled for decision making on Wednesday, 02-13-08 at 9:30 am in conference room 312.

2/13/2008 H The committees on WLH recommend that the measure be PASSED, WITH AMENDMENTS. The votes were as follows: 8 Ayes: Representative(s) Ito, Karamatsu, Carroll, Magaoay, Morita, Sagum, Saiki, Thielen; Ayes with reservations: none; 0 Noes: none; and 0 Excused: none.

2/14/2008 H Reported from WLH (Stand. Com. Rep. No. 569-08) as amended in HD 1, recommending passage on Second Reading and referral to JUD.

2/15/2008 H Passed Second Reading as amended in HD 1 and referred to the committee(s) on JUD with none voting no (0) and Herkes, Nakasone, M. Oshiro, Pine, Takumi excused (5).

2/19/2008 H Bill scheduled to be heard by JUD on Friday, 02-22-08 at 2:00 pm in House conference room 325.

§ = Appropriation measure

ConAm = Constitutional Amendment

Please read our Disclaimer Statement.

Some of the above items require Adobe Acrobat Reader. Please visit Adobe's download page for detailed instructions.

COUNTY COUNCIL
Bill "Kaipo" Asing, Chair
Mel Rapozo, Vice Chair
Tim Bynum
Jay Furfaro
Shaylene Iseri-Carvalho
Ronald Kouchi
JoAnn A. Yukimura



OFFICE OF THE COUNTY CLERK

Peter A. Nakamura, County Clerk
Ernesto G. Pasion, Deputy County Clerk

Telephone (808) 241-6371
Fax (808) 241-6349
Email cokcouncil@kauai.gov

Council Services Division
4396 Rice Street, Room 206
Lihu'e, Kaua'i, Hawai'i 96766-1371

TESTIMONY OF COUNCILMEMBER JAY FURFARO
KAUAI COUNTY COUNCIL

ON

H.B. No. 2332, HD 1, RELATING TO PUBLIC LANDS

House Committee on Judiciary

February 22, 2008

2:00 p.m.

Conference Room 325

LATE TESTIMONY

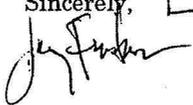
Dear Chair Waters and Members:

I submit this testimony as an individual member of the Kaua'i County Council in support of the intent of H.B. No. 2332, HD 1 which prohibits a person from transiting unencumbered public lands in the conservation district for any commercial activity purpose without a conservation district use permit unless the unencumbered land is within an area that is regulated through a management plan that permits the commercial activity.

The impacts of commercial activities on public lands in the conservation district needs to be addressed for the following reasons:

1. dangerous situations could arise from unregulated commercial activities;
2. the counties ability to provide adequate police and fire protection may be compromised;
3. use of the public recreational lands should be restricted; and
4. the proliferation and commercialization of public lands needs to be regulated.

Thank you for your consideration on this important issue.

Sincerely, 

JAY FURFARO
Councilmember

cc: Hanalei-Hā'ena Community Association
Hale Halawai Ohana O Hanalei
Barbara Robeson

AN EQUAL OPPORTUNITY EMPLOYER

JUDtestimony

From: Lona [REDACTED]
Sent: Friday, February 22, 2008 9:13 AM
To: JUDtestimony
Subject: Testimony For House Bill #2332, HD 1

LATE TESTIMONY

*The Honorable Tommy Waters
Chairman
And all House Judiciary Committee Members State Capitol Honolulu, Hawaii 96813

Re:
House Bill No. 2332, HD 1
Hearing Date: Friday, February 22, 2008 - 2:00 p.m.
House Conference Room 325
* Opposition to HB 2332, HD 1 *

Aloha Chairman Waters:

I am writing to voice my concern about this bill. I am the owner of Romantic Beach Weddings on the Big Island and I fill the roles of wedding coordinator and officiant. My business relies almost exclusively on public beach weddings involving two - ten people. I serve couples on a budget and a beach wedding in Hawaii without exorbitant fees makes it possible for the average couple to marry and honeymoon in Hawaii -- a cherished dream of theirs. Their experience and memories here of a such a special occasion keeps them coming back. Restricting access to beaches for the wedding and requiring permits and fees will require additional costs which will have to be passed on to the couple. This will most likely have a negative impact on my business as well as the wedding business in general. I urge you to consider exempting weddings from this bill.

Thank you so much for your consideration.

Rev. Lona Lyons
Romantic Beach Weddings
www.romanticbeachweddings.com
[REDACTED]

*

JUDtestimony

From: Gordon Nash, Maui Wedding Photographer 
Sent: Friday, February 22, 2008 9:16 AM
To: JUDtestimony
Subject: House Bill No. 2332, HD 1

LATE TESTIMONY

The Honorable Tommy Waters
Chairman
And all House Judiciary Committee Members State Capitol Honolulu, Hawaii 96813

Re:
House Bill No. 2332, HD 1
Hearing Date: Friday, February 22, 2008 - 2:00 p.m.
House Conference Room 325
* Opposition to HB 2332, HD 1 *

Aloha Sir,

My name is Gordon Nash and I am the owner of Gravier Corporation. I am writing to you in opposition to this bill. My company has 10 full time & 2 part-time employees and hires up to 50 outside vendors on a yearly basis. Weddings are very low impact on our beaches and should not be regulated. This bill could cause wide unemployment on the islands and could not be at a worse time than this as our country goes into a recession. The wedding industry is one of the largest tourism draws to our islands luring not only couples but their friends and family and provides trickle down effects to the hotels, restaurant, and activity industries. Any strain put on this industry could have very negative consequences for our home here in Hawaii. Even rumors of beach wedding restrictions would spread quickly on the internet and cause many couples and their families to seek more accommodating destinations.

Please reconsider this bill.

Mahalo for your consideration.

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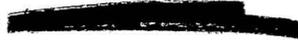
Gordon Nash
President

Professional Photographers of America Member Member Maui Wedding Professionals Association
Member Hawaii Visitors Bureau Member Maui Visitors Bureau

The Gravier Corporation Group
A Paradise Dream Wedding- Full Service Wedding Coordination Photographers Hawaii- Wedding
Photography Studio Aekai Beach Weddings- Affordable Maui Weddings Gordon Nash Photography-
Fine Art Portraiture

"A Paradise Dream Wedding" <http://www.MauiWedding.net> "Photographers Hawaii"
<http://www.PhotographersHawaii.com>
"Aekai Beach Weddings" <http://www.HawaiiWedding.net> "Gordon Nash Photography"
<http://www.GordonNash.com>

Toll Free 1-888-304-7750

Tel (808) 875-9503 ~ Cell 

535 Lipoa Parkway, Suite 188B, Kihei, Maui, Hawaii 96753

JUDtestimony

From: Janet Renner [janet@██]
Sent: Friday, February 22, 2008 9:52 AM
To: JUDtestimony
Subject: Testimony For House Bill #2332, HD 1

LATE TESTIMONY

The Honorable Tommy Waters
Chairman
And all House Judiciary Committee Members
State Capitol
Honolulu, Hawaii 96813

Re:
House Bill No. 2332, HD 1
Hearing Date: Friday, February 22, 2008 – 2:00 p.m.
House Conference Room 325
*** Opposition to HB 2332, HD 1 ***

Dear Honorable Tommy Waters,

My name is Janet Renner, and I am the owner of Royal Hawaiian Weddings, Inc., a company providing wedding coordinator services for mostly destination weddings on Maui since 1989. The wedding industry in Hawaii has a major impact on our state economy with little to no environmental impact with the actual weddings. I would provide actual economic impact figures here, for which I have seen in the past as determined by I believe the Hawaii Visitors & Convention Bureau annual statistics, however I do not have them with me at the moment.

It has been my experience over the past 19 years in the industry that the majority of couples coming to Hawaii for their wedding choose to do so because they can get married on a beautiful beach, relatively easily and without dealing with foreign rule, languages and currency. The benefits to our islands are many and multi faceted including the positive and prosperous impact to our local island economies as well as the state's overall economy; resistance to economic and world instability; little to no long term environmental impact to the beaches, and actually I beg to state this is far less then the normal impact created by regular beach goers use.

The visitor wedding industry provides an integral source of stability for our tourism economy especially in uncertain times as proven by the impact following 9/11. It was the visitor wedding industry which kept our tourism economy afloat for months immediately following this infamous day. My company lost only two weddings as a result of 9/11. The rest of the weddings I had on the books either continued as planned or rescheduled for a later date. Furthermore, my company and the industry as a whole, experienced a dramatic spike in bookings beginning about 1 month following 9/11, which lasted through 2004 in the number of visitor wedding bookings.

I implore all of you considering this bill to be especially attentive to the trickle down effect this bill

would have in the immediate and especially long term impact on our state and local economies, as well as our reputation as wedding and honeymoon destination local, on an industry that leaves behind little to no environmental impact on our lands. I ask you, what is it that you are trying to accomplish with this bill? Is it in fact doing so with the way you have intended, or is it done so with a level of inconsideration as to the impact it can have on our state and especially on sub-economies that play such an integral roll in supporting our state and local coffers.

Thank you for your time.

Sincerely,

Janet Renner

2/22/2008

JUDtestimony

From: Noa Napoleon [REDACTED]
Sent: Friday, February 22, 2008 9:59 AM
To: JUDtestimony
Cc: Rep. Thomas Waters
Subject: Testimony on HB 2332 / JUDICIARY
Attachments: hilton violates prre-set rule.jpg; encraochment violation Waikiki Shores hotel.jpg; hotels continue to pre-set despite warnings (31).jp g_=

LATE TESTIMONY

Noa Napoleon
[REDACTED]

Hon. HI 96826

Date: 2/ 22/ 08

To: Chair Waters and members of JUDICIARY

Subject: Testimony in **support** of HB 2332

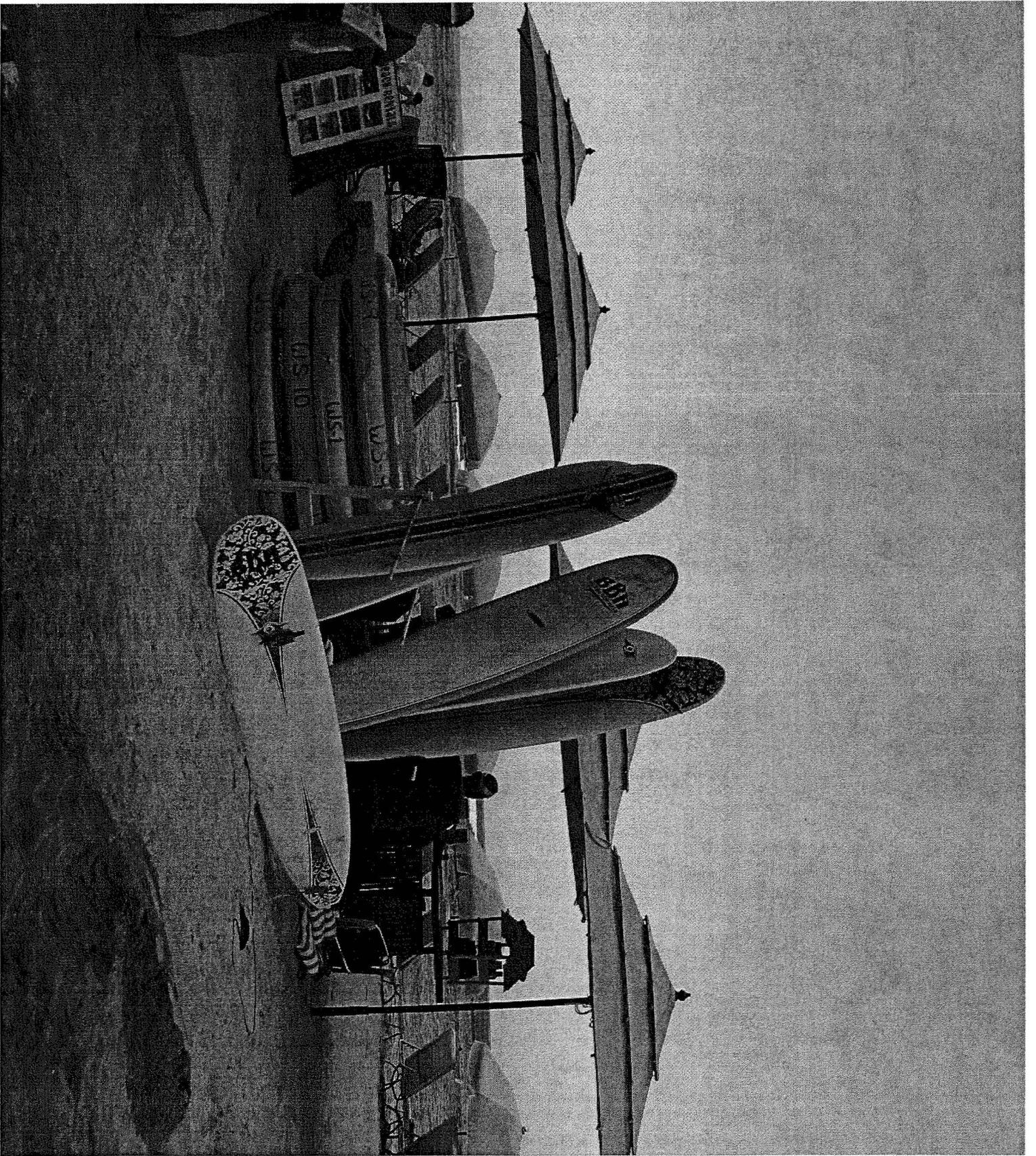
The measure "Prohibits a person from transiting unencumbered public lands for any commercial purpose without a conservation district use permit "unless" the unencumbered lands is within an area that is regulated through a management plan that permits the commercial activity." The words "unless the unencumbered land is within an area that is regulated through a management plan" appear to make exceptions for certain companies already grandfathered by DNLN. This passage could be used by DLNR to protect companies benefiting from what has long been referred to as the grandfather clause. If by requiring a spacial management plan lawmakers mean or to intend to end the grandfather system, then I support this measure. The disclaimer in Section 2. which reads, "this Act does not effect rights and duties that matured, penalties that were incurred, and proceedings that were begun, before its effective date," should also include the statement that "No prior use or application of the grandfather clause should be considered to be a legit or "matured" management plan for which the prohibitions do not apply.

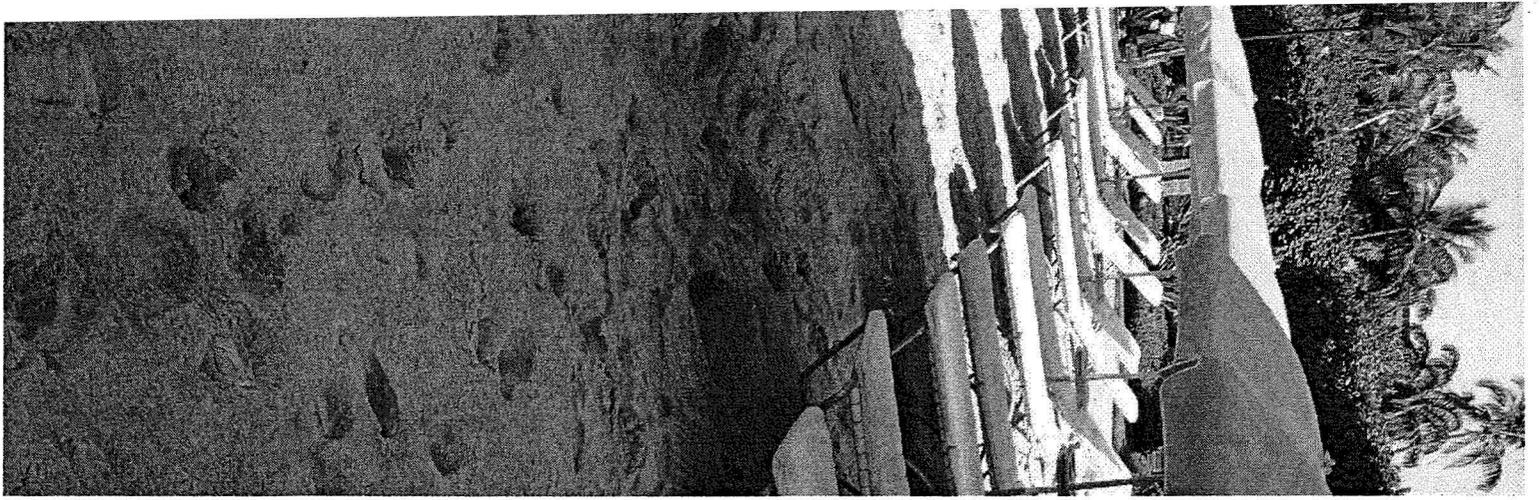
HB 2332 appears to be part of a over-all effort by state lawmakers to finally close loop holes in the law that are being systematically exploited by the roving commercial entities, such as surf, kite, photography, and kayak tours. Beach abuses associated with the roving commercial phenomenon is a statewide problem, but the root of this problem, I contend, can be traced to the Waikiki grandfather clause. I would therefore ask this committee to consider ways to address the Waikiki situation directly in this piece of legislation. If bills of this nature do not speak directly to the grandfather system in Waikiki, I fear such bills will have the effect of entrenching the loop holes that now exist mainly in the minds of DLNR officials. Problems associated with abuse of public beaches are the direct result of DLNR's failure to draft enforceable rules or what would otherwise be a above the board management plan. DLNR official have long been in the habit of misstating the law when complaints are called to their attention, especially with regards to Waikiki and the beach front hotels. The effect of this approach is massive confusion over jurisdictions, not to mention the fact that complaints about commercial encroachment are consistently mishandled by DLNR staff! I for one have been

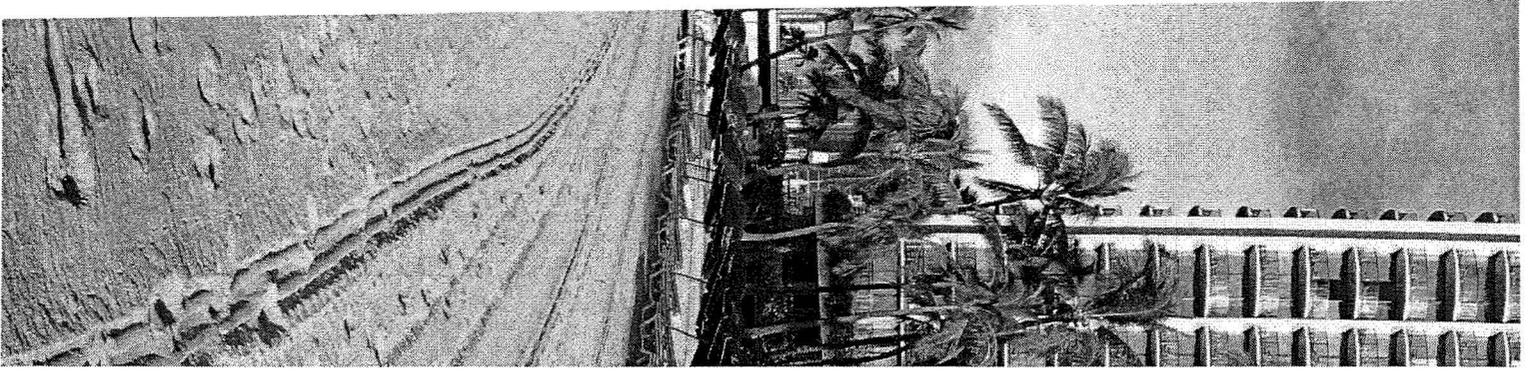
subjected to and the victim of DLNR's mishandling of complaints. Such (official) misstatements usually go like this: "The state cannot enforce the commercial prohibition laws in Waikiki because to do so would "unfairly target the hotels, who are not the only ones breaking the law." In other words, if the state allows the hotels in Waikiki to operate commercially on a public beach without permits, then it must also exempt all other similar illegal activity!!! "Waikiki is open to all on first come first serve basis," we must "share and share alike." Such statements are considered by DOCARE officers to be the states official position on commercial use of public lands. Thus, without specific wording that addresses Waikiki shoreline hotels (and the grandfather system), this bill would not alter or fix persistent and systematic abuse of public beaches and lands by shoreline hotels in Waikiki. Moreover enforcement efforts at DLNR will continue to see all of the citations they issue on unauthorized commercial activity statewide thrown out of court for LACK OF RULES!! Requiring BLNR approval, and calling for fines for unauthorized use of public lands will not change the way DLNR approaches Waikiki. I've included some history of the Hilton situation to give you an idea of how hotels in Waikiki are exploiting adjacent public lands and beaches (all four of the entities cited for commercial encroachment at Dukes beach are still there today, 3 of which are still without commercial use permits). The problem of loop holes was discussed in some detail in the CSV Consultant study, which focussed on user conflicts and capacity issues in Waikiki, Kailua, and Kaanapali. This study can be reviewed at the DOBOR web site. To read official statements made by DLNR Chair(s) regarding Waikiki, see attachments. Thank you for your time.

Noa Napoleon
02/ 22/ 08

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From: Noa Napoleon (freeoceanaxs@yahoo.com)
To: noaslight@yahoo.com
Date: Thursday, February 21, 2008 9:55:17 AM
Subject: testimony on HB 3178

LATE TESTIMONY

House Committee on Finance

Re: HB 3178 Relating to Civil Penalties on Public Lands.

Date: 2/ 22/ 08

Testimony submitted by: Noa Napoleon

Aloha committee members and thank you for the opportunity to testify today. HB 3178 is part of a package of bills attempting to correct a state wide problem that in my view is rooted in the Waikiki grandfather clause. After careful observation of the issue and extensive study on the history of Waikiki beach, I have come to believe that the effort hear to "increase civil penalties for unauthorized commercial activity" on public lands, will have little or no effect on the outcomes at Honolulu District Court in terms of getting results on citations issued on unauthorized commercial activity. In most cases it is DLNR that has failed to properly publish rules, and the rules that are enforceable under the HRS, and HAR's, tend to be ignored by DLNR administrative staff, not because they are short staffed but because they are attempting to apply the Waikiki grandfather system across the board. Public confusion over County and State jurisdictions, not to mention contradictions within DLNR itself regarding the "rules of the road," are directly responsible for the public outcry on the problem of abuse of public beaches! I've included with my testimony examples of what I refer to as abuse of administrative discretion at DLNR, both in the area of permitting (or contracting), and in the area of enforcement of commercial violations. Many other examples could be cited but for now I'll just point out that for the most part the hotels not DLNR are the ones regulating the commercial activity on Waikiki beach (see hotel RFP). DLNR officials are telling reporters and enforcement officers that no hotel is conducting commercial activity on Waikiki beach, while at the same time trying to say that the beach is "open for all to enjoy on a first come first serve basis." In other words DLNR won't require permits to be issued on the hotels because of an Admin. opinion that says the beach must remain "open to all" (see Peter Young's Letter). Despite such contentions I continue to point out that Waikiki beach must be subject to a comprehensive management plan no different than would be required of any other development project. That in fact, the 1928 Waikiki Agreement, already prohibits "commercialism of any kind" on Waikiki beach. I've also

included testimony I wrote on the matter of requiring DLNR to issue "conservation district use permits" to commercial vendors wanting to use public lands (see testimony on HB 2332). DLNR Chair Thielen rejected this bill "but supported" its intent etc. Does your committee want to be part of a process that grandfathers multiple vendors into a closed management program called the Waikiki grandfather clause, in direct contradiction of state procurement and environmental law? If the answer is no then you will want to make sure that Waikiki is addressed in this bill. Attached are photos showing massive commercialism on Waikiki beach. Mahalo!

Noa Napoleon
1750 Kalakaua Ave #103
Hon, Hi 96826

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Board of Land and Natural Resources.
1151 Punchbowl St.
Hon, HI 96813

Re: DOBOR parking proposal / HAR Chapter 13-233 "motor vehicle and parking rules."

Submitted by: Noa Napoleon

Date: 1/ 25/ 07

Aloha Board Members. I represent the coalition that addressed this board in 2002, when the BLNR created the Wai Harbor Ad Hoc committee of "stakeholders" to address the impact of privatization. The parking proposal is being offered to address what are basically separate (unrelated) issues. The parking proposal was intended (according to DOBOR staff) to correct the problem of all day and overnight parking of commercial vehicles. I felt it was important to point out to you that despite the current harbor rule that says "No commercial vehicles without permit," somehow, DOBOR is overlooking (some say allowing) up to 5 professional surf schools to simultaneously converge on the heli port area to teach surf lessons. This activity includes staging of professional lessons and parking their "commercial" vehicles all day, and storage of those vehicles overnight. This signals to us that certain small business (at least 5) have professional dealings with DOBOR, and are being treated as permittees and or stakeholders, even though they are without actual permits. As professional "constituents" of DOBOR, "blue card companies" such as these should not be allowed to use the harbor commercially unless they are properly outfitted with commercial permits, and even then I feel the heli port area should not be subject to commercial permitting of any kind. What I'm interested in is creating a harbor plan that closes loop holes in the rules that are being exploited by commercial entities seeking to utilize the facility for business. DOBOR has repeatedly said they cannot respond to complaints on surf schools because they are short staffed. This makes enforcement of rules almost impossible, which is problematic since we're talking about rules and protecting the area as a recreational facility. Given the amount of surf schools that "must" use this area to conduct their business its more critical than ever that the rules are clear on the prohibited activity. The Hilton for example has a professional relationship (is working with) several professional surf schools who park their company vehicles at the Ala Wai harbor and at Dukes beach, which is a city and county park (I'm told citations were issued on them for this). DOBOR is treating these companies like stakeholder's and seem to be inclined to overlook the infractions. How is this issue treated in the parking plan? If DOBOR officials really want to curb all day and overnight parking why are they simultaneously assigning commercial privileges to their blue card companies who are some of the very ones parking all day (this is well documented). The proposal has been premised on the need to correct this problem but it does not explicitly prohibit the surf school's from all day parking. So despite rules that now say no commercial parking without a permit, this activity does now and will continue unabated because of the so-called vagueness in the current rules. There are efforts underway as we speak to amend Hawaii Admin. Rules governing blue cards and ORMA boundaries (so maybe this is where surf schools will be addressed).

If the Hilton beach contract is any indication, CONTRACTED PARKING is a bad idea.

Its a very slippery slope if we're talking about DOBOR being able to manage a parking contract with any real efficiency. I say this because of the Marion Higa report which points to procurement and contracting iproblems within this division, exposing the sad truth unfortunately.

In the summer of 2005 C&K had been awarded a five year contract by DLNR to operate a commercial beach service within the Dukes beach area, which is a public beach. Dukes Beach, which fronts the Hilton, is located directly adjacent to the Ala Wai harbor parking lot (the Heli Port) area. A year after C&K opened up for business they were allowed to use a bankruptcy process to immediately reconstitute themselves under the Hilton which had been awarded the remainder of that five year contract by a federal judge. After just one year into the contract Land officials made the decision not to revoke the permit from C&K as is normal policy but to work out a situation with the Hilton that would allow a referral situation with C&K which lets them and others like them operate under the Hilton master permit as separate entities. This process was finally questioned by the Land division after 4 separate commercial entities had been warned and cited for commercial encroachment on Dukes beach (the area delineated by the contract). The Hilton was one of those entities cited for encroachment. Land Administrator Russel Tsujii had told the BLNR that these entities were "unaware" they had been breaking the law. This, even after they were warned in writing both by land division and DOBOR, that Dukes beach was not to be used by multiple or separate concessionaires. Just prior to these warnings going out all four companies had wrongly assumed that they were under the Hilton's beach contract. This assumption was the result of Land division telling everyone including me, that these businesses are "party to the Hilton contract," which they were not because the Hilton (BY THEIR OWN ADMISSION), said they de-activated the permit! It was later told to all parties in writing that they must be Hilton employees to work under the Hilton contract but this was never enforced. During this time the Hilton managers were telling me that they never activated the surf instruction portion of the contract. Land division tried to tell the BLNR that they were "unaware that the Hilton de-activated the contract." This was a bold faced lie.

One of the four commercial entities that was cited for encroachment continues to operate commercially on Dukes beach today even though they are without land use permits. The Hilton beach contract should have been revoked as soon as the violations were noted by Mr. Tsujii, especially after citations were issued, but the violations were ignored and no further action was pursued by DLNR. As one who had taken direct interest in the RFP process just prior to the C&K bankruptcy, I thought it was very conspicuous that C&K's personal debt was paid in full by the Hilton hotel, especially given the fact that the permit originally awarded to C&K was to be let to a non-profit! The Hilton is not a non-profit and the total amount of the years rent for C&K was only \$21,600. Do we know how many months they had gone in the hole? Was it three months past due, five months, or was it a whole year that they were allowed to skip on rent? Finally how did the Hilton end up paying \$127,000?; That's \$106,000 more than the whole years rent? The point is DLNR appears to be allowing the Hilton to violate the beach contract with impunity.

This sort of procurement violation does have bearing on the Ala Wai Harbor parking area because of the precedence it established. DOBOR and Land division could ensure the situation is repeated or duplicated once a private parking contract runs into trouble and defaults on rent. In the likely event that multiple surf schools seek to be

included in the parking plan, they would suddenly have "standing" to challenge the non-commercial harbor users as stakeholders at the Harbor. DOBOR would do better to implemented rules tha reflect original priorities (clear legislative intent) regarding small boat harbors. Rules therefore should not be vague on the issue of commercial surf schools. The rules cannot create loop holes that end up giving wide swath to those who would abuse the beach, they should be enforceable in otherwords. I point this out because these companies enjoy professional relationships with DOBOR staff. They are naturally inclined to support any DOBOR initiatives especially if they include provisions for surf schools, otherwise its all about playing it close to the edge with DOBOR and the public. If Boating officials are allowed to do contracted parking at the Ala Wai I hope they do not also implement stakeholder contracts with "multiple concessionaires" on the principle that these are "stakeholders," this would contradict the purpose of the rules. Without clear rules governing blue cards unpermitted commercialism will further undermine the principle that the Ala Wai Harbor is a recreational harbor. I believe it is entirely possible to do a fee increase at the Ala Wai without resorting to RFP and possibly the sort of default that lead to the C&K bankruptcy. The ideas we submitted as a coalition back in 2002 are still workable should you feel like looking at them. We wanted to discuss the possibility of joining the heli port area to the old Dukes beach, which is a city and county beach. The stewardship process is an offshoot of the adopt a park plan offered by DOBOR. Thank you.

noaslight@yahoo.com
(808) 258-4518

JUDtestimony

From: Richie Bowman [aloharichieb [REDACTED]]
Sent: Friday, February 22, 2008 10:26 AM
To: JUDtestimony
Subject: Weddings on Kauai

LATE TESTIMONY

House of Representatives
24th Legislature, 2008
State of Hawaii
Date 2/20/08 -

Attention: The Honorable Tommy Waters, and Committee Members.

Speaking in Opposition to Bill HB 2332

Aloha, and thank you in advance for your consideration of our public testimony on Bill HB 2332. We believe that this bill is too broad in character and seriously affect some commercial uses of beaches that should either be exempt or be recognized as "no-conforming" uses. Specifically we draw your attention to the Wedding Industry in Hawaii, although my immediate concern is Kauai.

As a member of the Kauai Wedding Professionals Association, (<http://www.kauaiwedpro.com/>) I support legislation to control the proliferation of commercial activities on Public Lands, however, while the physical footprint of the wedding industry is small in its effect on county and state beaches, the financial impact of the wedding industry is enormous. Couples choosing Hawaii as their wedding destination also choose our hotels, restaurants, tour operators, airlines and attractions. As well as their attending family and friends by the thousands. As wedding professionals we do support a permitting process as a means to enhance the quality of this important industry, along the lines of State Bill SB no. 669

([http://www.capitol.hawaii.gov/session2008/bills/SB669 .pdf](http://www.capitol.hawaii.gov/session2008/bills/SB669.pdf)) and I have attached a draft of an example of a Kauai Wedding Industry Permit, similar to the Maui and Hawaii Wedding Permit Drafts.

The purpose of this Wedding Permit would be for the following:

Allow companies to conduct their business in full compliance with State Rules and guidelines. Increase confidence on the part of couple planning destination weddings in Hawaii.

Protect public lands from possible careless wedding company practices by:

- A. restricting the number of wedding guests on the beaches to 25 or less without an additional special use permit.
- B. Requiring wedding companies to have a business license, a GET license, liability insurance with the county/state named as an additional insured, and a photography/videography license.

Thank you for your time.
Sincerely yours,

2/22/2008

Richie Bowman
Tropical Chefs, Inc.
P.O.Box 1303 Kilauea, HI 96754



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JUDtestimony

From: Sterling Silver Productions [REDACTED]
Sent: Friday, February 22, 2008 10:37 AM
To: JUDtestimony
Subject: Opposition to House Bill No. 2332, HD 1

The Honorable Tommy Waters, Chairman
And All House Judiciary Committee Members
State Capitol
Honolulu, HI 96813

LATE TESTIMONY

Opposition to House Bill No. 2332, HD 1
Hearing Date: Friday, February 22, 2008 2:00pm
House Conference Room 325
(Please make appropriate number of copies.)

My name is Eileen McKee and I am the owner of a wedding video company on the neighbor island of Maui. My company name is Sterling Silver Productions, and I have been shooting wedding videos here for almost 5 years.

I am very concerned about House Bill No. 2332, HD 1 and the impact it will have on the wedding industry. Our nation is possibly already in, or at the very least, heading into a recession. If this bill were to become law, and it were to affect the access for beach weddings, I fear that our tourism industry will be hit hard, and the implications of that, as you know, are far reaching.

I feel it would be wise to exempt the wedding industry from this bill as the industry itself does not harm the environment, nor does it take away from any of our natural resources.

Respectfully,

Eileen McKee
Sterling Silver Productions

JUDtestimony

From: Wedding Department [REDACTED]
Sent: Friday, February 22, 2008 10:39 AM
To: JUDtestimony
Subject: RE: Beachfront Issues for Weddings in Kauai

LATE TESTIMONY

House of Representatives
24th Legislature, 2008
State of Hawaii
Date 2/20/08 -

Attention: The Honorable Tommy Waters, and Committee Members.

Speaking in Opposition to Bill HB 2332

Aloha, and thank you in advance for your consideration of our public testimony on Bill HB 2332. We believe that this bill is too broad in character and seriously affect some commercial uses of beaches that should either be exempt or be recognized as "no-conforming" uses. Specifically we draw your attention to the Wedding Industry in Hawaii, although my immediate concern is Kauai.

As a member of the Kauai Wedding Professionals Association, (<http://www.kauaiwedpro.com/>) I support legislation to control the proliferation of commercial activities on Public Lands, however, while the physical footprint of the wedding industry is small in its effect on county and state beaches, the financial impact of the wedding industry is enormous. Couples choosing Hawaii as their wedding destination also choose our hotels, restaurants, tour operators, airlines, and attractions, as do their attending family and friends by the thousands.

As wedding professionals we do support a permitting process as a means to enhance the quality of this important industry, along the lines of State Bill SB no. 669

([http://www.capitol.hawaii.gov/session2008/bills/SB669 .pdf](http://www.capitol.hawaii.gov/session2008/bills/SB669.pdf)) and I have attached a draft of an example of a Kauai Wedding Industry Permit, similar to the Maui and Hawaii Wedding Permit Drafts.

The purpose of this Wedding Permit would be to:

Allow companies to conduct their business in full compliance with State Rules and guidelines.

Increase confidence on the part of couple planning destination weddings in Hawaii.

Protect public lands from possible careless wedding company practices by:

A. restricting the number of wedding guests on the beaches to 25 or less without an additional special use permit.

B. Requiring wedding companies to have a business license, a GET license, liability insurance with the county/state named as an additional insured, and a photography/videography license.

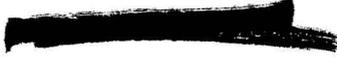
Thank you for your time.

Sincerely yours,

Nancy Guthrie

Wedding & Event Coordinator

Hanalei Colony Resort



Email: weddings-events@hcr.com

PO Box 206, Hanalei, HI 96714

JUDtestimony

From: Hawaii Weddings [REDACTED]
Sent: Friday, February 22, 2008 11:09 AM
To: JUDtestimony
Subject: Testimony For House Bill #2332, HD 1

The Honorable Tommy Waters
Chairman
And all House Judiciary Committee Members
State Capitol
Honolulu, Hawaii 96813

LATE TESTIMONY

Re:
House Bill No. 2332, HD 1
Hearing Date: Friday, February 22, 2008 – 2:00 p.m.
House Conference Room 325
* Opposition to HB 2332, HD 1

My name is Dawn Nash and the managing member of Weddings by the Romance Specialists in Hawaii. I strongly appose bill #2332, HD because it will greatly affect the entire hospitality community and deter visitors from coming our island costing millions, if not billions, of dollars in lost revenues. Tens of thousands of people come every year to Hawaii for a beach wedding and with them they bring guests and revenue to the airlines, hotels, restaurants, and other hospitably based businesses. In addition, the Hawaii wedding industry generates millions of dollars in sales for wedding planners, caterers, photographers, videographers and more. By passing this bill you will be eliminating the option for most clients to have a beach wedding which means they will be forced to go elsewhere for this unique experience such Mexico, Jamaica and other tropical areas. The average destination wedding in Hawaii has about fifty guests. With an estimated over 100,000 weddings, commitment ceremonies and vow renewals each year in Hawaii with an average of 50 per wedding that is about 5,000,000 people – yes – 5,000,000 million people that may not be coming to Hawaii if you eliminate the option to have a beach wedding which this bill will do. That's 5 million airline tickets not sold, 5 million empty hotel rooms, 5 million rent a cars not rented, 5 million less people eating at the restaurants in Waikiki, thousands of wedding professionals out of work and thousands of small businesses going out of business. This is not just about a permit but rather will completely alter the entire hospitality industry.

It is wise to protect our islands and create some form of more standard use requirements than are currently in place. However, thousands of business legal commitments to clients to provide them with weddings over the next few years based upon the current regulations. If this bill passes, this sudden change may leave these businesses liable by no fault of their own resulting in law suits and will in turn only tarnish the positive image in visitor's eyes that the Hawaii hospitality has worked so hard to develop.

I oppose this bill in protection of my clients, my business, other small businesses and the entire Hawaii hospitality industry. Please do not destroy what thousands have worked so hard to develop.

Warmest Aloha,

The Romance Specialists, LLC
www.theromancespecialists.com

1-866-624-8933
(808) 839-8052 Local

[REDACTED]
admin@theromancespecialists.com

JUDtestimony

From: Hawaii Weddings [REDACTED]
Sent: Friday, February 22, 2008 11:37 AM
To: JUDtestimony; [REDACTED]
Cc: [REDACTED]
Subject: Testimony For House Bill #2332, HD 1

The Honorable Tommy Waters
 Chairman
 And all House Judiciary Committee Members
 State Capitol
 Honolulu, Hawaii 96813

LATE TESTIMONY

Re:
 House Bill No. 2332, HD 1
 Hearing Date: Friday, February 22, 2008 – 2:00 p.m.
 House Conference Room 325
 * Opposition to HB 2332, HD 1 *

My name is Dawn Nash and the managing member of Weddings by the Romance Specialists in Hawaii. I strongly appose bill #2332, HD because it will greatly affect the entire hospitality community and deter visitors from coming our island costing millions, if not billions, of dollars in lost revenues. Tens of thousands of people come every year to Hawaii for a destination Hawaii beach wedding and with them they bring guests and revenue to the airlines, hotels, restaurants, and other hospitably based businesses. In addition the average hospitably revenues these clients, the Hawaii wedding industry generates millions of dollars in sales for wedding planners, caterers, photographers, videographer and more. By passing this bill you will be eliminating the option for most clients to have a beach wedding in Hawaii which means they will be forced to go elsewhere for this unique experience such as Mexico, Jamaica and other tropical areas. Tens of thousands of people use our beaches for weddings to fulfill a life long dream to get married and this bill will eliminate that option for tourists and locals alike because it will prevent the bulk of most wedding companies to offer beach weddings in a timely, affordable manner.

The average destination wedding in Hawaii has about fifty guests. With an estimated 100,000 weddings, commitment ceremonies, vow renewals and romantic events each year in Hawaii with an average of 50 people per event that is about 5,000,000 people who may be directly impacted by this bill. 5,000,000 million people that may not be coming to Hawaii if you eliminate the option to have a beach wedding which this bill will do. That's 5 million airline tickets not sold, 5 million empty hotel rooms, 5 million rent a cars not rented, 5 million less people eating at the restaurants in Waikiki, 5 million less people shopping in our shops, thousands of wedding professionals out of work and thousands of small businesses going out of business. This is not just about a permit but rather will completely alter the entire hospitality industry in Hawaii. Local Hawaii residents will not be able to do as they have done before either and marry on the beach either as easily as they use to. While these numbers are very vague and unproven estimates, you can see the effect of this new regulation will dramatically affect everyone in the state in one form or another. One thing is clear beyond dispute and that is it will put thousands of people out of work, cause several wedding companies to close down and will result in millions of dollars in lost revenue to the state of Hawaii.

It is wise to protect our islands and create some form of more standard use requirements than are currently in place. However, thousands of businesses have pre-standing legal commitments to clients to provide them with weddings over the next few years based upon the current regulations. If this bill passes, this sudden change may leave these businesses liable by no fault of their own resulting in law suits and will in turn only tarnish the positive image in visitor's eyes that the Hawaii hospitality has worked so hard to develop. New changes such as these should be done over time to limit liability to local business owners, allow the industry to adapt and maintain the progress we have made. At this time, this bill, as it stands, is irresponsible and to the down fall of all of Hawaii.

I oppose this bill in protection of my clients, my business, other small businesses and the entire Hawaii hospitality and wedding industry. Please do not destroy what thousands have worked so hard to develop.

2/22/2008

Warmest Aloha,

Dawn M. Nash
The Romance Specialists, LLC
www.theromancespecialists.com

1-866-624-8933
(808) 839-8052 Local


admin@theromancespecialists.com

-----Original Message-----

From: Hawaii Weddings [mailto:dawn@theromancespecialists.com]
Sent: Friday, February 22, 2008 11:12 AM
To: 'dako@khnl.com'; 'bhillyer@khnl.com'
Cc: 'sflorino@khnl.com'; 'kim@khnl.com'
Subject: FW: Hawaii Beach Weddings! Urgent

-----Original Message-----

From: weddings@maui.net [mailto:weddings@maui.net]
Sent: Friday, February 22, 2008 10:26 AM
To: contact@mauiweddingassociation.com
Subject: Hawaii Beach Weddings!

Aloha MWA members,

The MWA was informed yesterday by the Ohau Wedding Association of the following hearing to take place today. We have also contacted the Kauai Wedding Association and along with our representative Jill Carl are attending this most important meeting in hopes of halting this action, to give the industry a chance to be heard and to explain the potential impact on our industry. The following info was composed by Michael and Cheryl Beechwood... please read carefully and act NOW! We only have until 2 PM today!

Maui Wedding ALERT!
Beach Access Legislation In Progress
On Oahu which will affect entire state:

Aloha Everyone,

Sorry for the late notice, but this just came to our attention this morning, and our office has been working on this all day. A Network member called us this morning, said that they had been contacted by Kauai Wedding Association with this heads up:

State House Bill No 2332, HD1 is being heard Friday, Feb 22, at 2pm.
Seeking to prohibit commercial access across unencumbered public land.

Measure Title:
RELATING TO PUBLIC LANDS.
Report Title:
Public Lands; Commercial Activity
Description:

2/22/2008

Prohibits a person from transiting unencumbered public lands in the conservation district for any commercial activity purpose without a conservation district use permit unless the unencumbered land is within an area that is regulated through a management plan that permits the commercial activity. Increases penalties for persons engaging in any prohibited use of or activity on public lands or violating laws relating to the management and disposition of public lands. Effective 01/01/09. (HB2332 HD1)
Companion:

SB2358

**Introducer(s):
WATERS, MORITA**

This bill can be found here, at: <http://www.capitol.hawaii.gov/site1/docs/getstatus2.asp?billno=HB2332>

Please review. If your opinion is that this will be a problem for beach weddings, then you may want to give testimony via email. Testimony is requested to be submitted by 9am Friday, 2/22, in order for proper representation, however, later entries can be submitted up to 2pm Friday, 2/22. (Even if you get this in later, the impact of a high volume of testimony may help).

After researching this today, our sources tell us that because this bill is sponsored by the Chairman, Tommy Waters, it will most probably pass the House. Then go on to the Senate.

It seems that no one in the wedding industry saw this coming. There are a number of wedding professionals already looking at this today and trying to determine just what it means and what impact it may have on beach weddings, state-wide. Many have already been making calls to county and state. As our office made inquires, we were told that we were not the first to call concerning this issue.

In my opinion, the bill is not very clear. Does it mean that there will be an additional permit needed? Will it be yearly? The bill seems vague in many areas. Does it mean that no commercial businesses will be allowed to cross unencumbered lands to get to the beach? Does this affect our beach access to popular wedding beaches that we already use?

Our sources tell us that rather than trying to have this bill killed, which would be very unlikely, it is better for the wedding industry to request that we be exempted from the bill. (It is easier for the legislators to add an amendment that exempts wedding professionals, than it is for them to withdraw the bill or vote against it).

In any case, our representatives need to hear our voices and opinions in order to understand the consequences of their actions and how it will impact our economy.

After reviewing the wording of the bill, if you wish to give testimony by email, here is the procedure:

Your email letter must be in your own words as to why you oppose this bill. Do not hit forward and pass *this* email along as testimony, as forwarded emails are not taken seriously and will be ignored.

Send your testimony to this email address:

judtestimony@capitol.hawaii.gov

Type This In The Subject Line Of Your Email:

Testimony For House Bill #2332, HD 1

Place this at the beginning of your email message:

The Honorable Tommy Waters
Chairman
And all House Judiciary Committee Members
State Capitol
Honolulu, Hawaii 96813

Re:
House Bill No. 2332, HD 1
Hearing Date: Friday, February 22, 2008 – 2:00 p.m.
House Conference Room 325
* Opposition to HB 2332, HD 1 *

Next, state who you are, name of your company and what you do.

Then, state why you are in opposition to this bill and what the negative impacts of restrictions placed upon our wedding industry for weddings on beaches.

Aloha,

I am Kevin Rebelo, Owner of Rev Kevin Rebelo Hawaiiwedding.com, Inc. I am requesting an exemption to State House Bill No 2332, for ministers and wedding companies that are licensed by the State of Hawaii. Religious ceremonies on State beaches should be allowed. Weddings last only one hour at the most, create no hazard or pollution, and help keep Hawaii's tourism industry strong. Thousands of couples and their families come to Maui just to get married. Please allow this exemption. Mahalo.

Kevin Rebelo

Toll Free: 800-859-0072

Local and International: 808-891-1208

2703 Puu Hoolai Street

Kihei, Maui HI 96753

info@hawaiiwedding.com

<http://www.hawaiiwedding.com>

FAX: 808-891-1233

JUDtestimony

From: Ellen Chatillon [REDACTED]
Sent: Friday, February 22, 2008 11:41 AM
To: JUDtestimony
Subject: Testimony For House Bill #2332, HD 1

LATE TESTIMONY

The Honorable Tommy Waters
Chairman
And all House Judiciary Committee Members
State Capitol
Honolulu, Hawaii 96813

Re:
House Bill No. 2332, HD 1
Hearing Date: Friday, February 22, 2008 – 2:00 p.m.
House Conference Room 325
* Opposition to HB 2332, HD 1 *

Aloha,

I am Ellen Chatillon and own A Simply Elegant Wedding on Maui.

I am in opposition to this bill because it sends a message to the general public, especially on the mainland, that Hawaii is not "wedding friendly".

When people visit our state to get married they frequently bring 10 to hundreds of their friends and relatives with them. All of these people stay in hotels or condos, eat at our restaurants, shop in our stores and contribute greatly to our economy. To alienate such a large source of revenue doesn't seem wise.

Brides are in touch with each other over the internet. If we sneeze here, it's heard from California to New York. To give even a small indication that we don't want weddings would be disastrous to one of the largest components of our visitor industry.

*Peace, sunsets and aloha from Maui,
Ellen*

*Ellen Chatillon
A Simply Elegant Wedding
<http://www.asimplyelegantwedding.com>
asimplyelegantwedding@hawaiiantel.net
Toll free: (866) 344-7447
Local: (808) 874-7447*

2/22/2008

JUDtestimony

From: Merry Maui Weddings [redacted]
Sent: Friday, February 22, 2008 11:46 AM
To: JUDtestimony
Cc: 'President Larry Mischle'
Subject: Testimony For House Bill #2332, HD 1
Importance: High
Sensitivity: Confidential

LATE TESTIMONY

The Honorable Tommy Waters Chairman
All House Judiciary Committee Members
State Capitol
Honolulu, Hawaii 96813

Re: House Bill No. 2332, HD 1

Hearing Date: Friday, February 22, 2008 – 2:00 p.m.
House Conference Room 325 * Opposition to HB 2332, HD 1 *

I am Sandra Lee Furumoto, owner of Merry Maui Weddings. We and everyone we know in the wedding, vacation, and catering industry are vehemently opposed to this bill because it will have a significant negative impact on our already diminishing tourist industry here in Hawaii. Thousands of people spend millions upon millions of dollars coming to Hawaii to get married each year and the vast majority want to be married on a beach, if at all possible. Many other countries, including Mexico, the Caribbean and the South Pacific Islands are beginning to draw tourists away from Hawaii because of lower costs and less restrictions. The harder and more expensive that the State of Hawaii makes it for people to have a simple wedding on a beach, the less people you will see flocking to Hawaii, as they will choose an alternate destination and take their millions of dollars with them.

Hawaii is already in trouble with its steadily declining tourist trade and this will only make things much, much worse. We need to think of how the State of Hawaii can simplify and make things easier for our visitors - to persuade and assist - not fine and restrict - in getting married here in "paradise" - as this is one of the main draws of tourism in this State.

If this bill passes, it would surely be a sign of severe short-sightedness in our State's governing body. If this bill passes, not only will Hawaii see less revenues from tourist dollars, but the State will also see much less tax revenue from wedding, reception and

vacation companies.

Sincerely (...and worried),
Rev. Sandra Lee Furumoto - *owner*

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(808)357-1171 Hawaii & International callers

(808)878-8580 24 hr fax

MEMBER BETTER BUSINESS BUREAU, MAUI WEDDING ASSOCIATION, MAUI WEDDING NETWORK

JUDtestimony

From: Sean Rolnick [REDACTED]
Sent: Friday, February 22, 2008 11:52 AM
To: JUDtestimony
Subject: Testimony For House Bill #2332, HD 1

LATE TESTIMONY

**The Honorable Tommy Waters
Chairman
And all House Judiciary Committee Members
State Capitol
Honolulu, Hawaii 96813**

**Re:
House Bill No. 2332, HD 1
Hearing Date: Friday, February 22, 2008 – 2:00 p.m.
House Conference Room 325
* Opposition to HB 2332, HD 1 ***

Ladies and gentlemen,

My name is Sean Rolnick, President of Coastline Limousine. I operate a full service limousine, tour and transportation service on Maui. Wedding transportation has been a part of my business for over 12 years. From the wording on the mentioned house bill it is unclear as to how it effects the Hawaii wedding industry. Visitors from all over the world depend on the wedding professional that caters to their needs. In any city in the world a couple that has been married in Hawaii can boast of "our beautiful beach wedding". It's ingrained in the minds of the people of the world as a "paradise wedding location" I see that this bill if passed will change all of this. It will no longer allow future Bride and grooms to tell their friends of this "unique experience". Weddings in Hawaii are a vital source of income to all Hawaii. This bill will place an additional burden on the wedding professional, which is already at it's capacity. The quality of service to our visitors must remain and improve to ensure the future of our states valuable income resource, Hawaii weddings. Please consider to exclude the wedding professional and supporting businesses from proposed bill.

Mahalo to all!

Sean Rolnick,

**President of Coastline Limousine
Maui, Hawaii**

JUDtestimony

From: Cambria Moss [redacted@hawaii.com]
Sent: Friday, February 22, 2008 12:17 PM
To: JUDtestimony
Subject: judtestimony@capitol.hawaii.gov

LATE TESTIMONY

The Honorable Tommy Waters
Chairman
And all House Judiciary Committee Members
State Capitol
Honolulu, Hawaii 96813

Re: House Bill No. 2332, HD 1
Hearing Date: Friday, February 22, 2008 2:00 p.m.
House Conference Room 325
* Opposition to HB 2332, HD 1 *

Aloha Sir,

My name is Cambria Moss, I am a licensed, professional violinist, performing for weddings, dinners and receptions on Maui for five years. I am a member of the Maui Wedding Association and the Maui Wedding Network. A high percentage of Maui visitor wedding couples prefer a beach wedding ceremony, with a reception in a local restaurant or resort. In fact that is why Maui is the highest destination wedding location in the world, with 8,000-10,000 weddings annually, bringing millions of dollars to the local Maui economy every year. Over 600 wedding vendors reside on and work on Maui, as you can see by viewing the listings on the above organizations (Ministers, photographers, florists, wedding cakes, etc.. These 600 families depend on beach wedding revenue.

We are very proud of our low impact on our beautiful Maui environment. Our organizations have guidelines that our members adhere to for not bothering residents or visitors on the beaches during beach wedding ceremonies, such as only small wedding parties on beaches. Larger parties must use resorts or private facilities. We always clean up quickly and thoroughly afterwards, including the removal of scattered flower petals. I have noticed on numerous occasions that residents and visitors alike are most often charmed by viewing a wedding on the beach, and come to congratulate the couple, and often ask me jokingly if I will stay to play my violin for them afterward.

Our recent county shut down of 800 TVRs has already impacted our industry detrimentally, as thousands of couples are canceling their Maui weddings to go to less expensive Mexico. The shut down or limitation of beach weddings on Maui would send even more couples to Mexico.

Therefore, for the sake of our economy and for the enjoyment of thousands of Maui wedding couples and their guests, I am requesting that the wedding industry be exempt from this bill.

Mahalo for your serious consideration of this crucial matter,
Cambria Moss, Violinist

www.MauiWeddingMusic.com
1993 S. Kihei Road, #21-283
Kihei, Maui, Hawaii 96753

*A wedding without Music
is like a movie without a soundtrack...*



Cambria Moss, Violinist
www.MauiWeddingMusic.com
www.CambriaMoss.com

LATE TESTIMONY

JUDtestimony

From: Marry Me Maui [REDACTED]
Sent: Friday, February 22, 2008 9:33 AM
To: JUDtestimony
Subject: Testimony For House Bill #2332, HD 1

LATE TESTIMONY

The Honorable Tommy Waters
Chairman
And all House Judiciary Committee Members
State Capitol
Honolulu, Hawaii 96813

Re:
House Bill No. 2332, HD 1
Hearing Date: Friday, February 22, 2008 – 2:00 p.m.
House Conference Room 325
* Opposition to HB 2332, HD 1 *

Aloha,

My name is Joe D'Alessandro. My wife, Colleen Pegg and I own and operate a small wedding planning and photography business on Maui, Marry Me Maui. We coordinate small weddings on public beaches here on Maui. These weddings provide all the income for our family. We are very sensitive to the beaches, the people on the beaches and the access to them. We never leave anything but footprints in the sand. Any legislation that limits our access to and use of the beaches in maui county will severely effect our ability to make living. This is why we oppose HB 2332, HD1. There are approximately 8,000-10,000 weddings per year on Maui. Over half of these are performed on public beaches by local vendors. The average cost of each is around \$1000.00. Limiting the use of beaches by wedding professionals will have a severe and negative impact on the local economy.

Mahalo.

Colleen and Joe.

Joe D'Alessandro
Colleen Pegg
Marry Me Maui Wedding Planners Inc.
656 Meakanu Ln. Ste. 1601
Wailuku, HI 96793
1-800-745-0344o
808-385-2245c
info@marrymemaui.com
<http://www.marrymemaui.com>

2/22/2008

JUDtestimony

From: Lisa Porter [REDACTED]
Sent: Friday, February 22, 2008 12:58 PM
To: JUDtestimony
Subject: testimony for House bill #2332, HD1

TESTIMONY

The Honorable Tommy Waters
Chairman
and all House Judiciary Committee Members
State Capitol
Honolulu, Hawaii 96813

re:
House Bill No.2322, HD1
Hearing date: Friday, Feb. 22, 2008, 2:00
opposition to HB 2332, HD1

My name is Lisa Porter, My business is Lisa Porter, and I am a musician specializing in weddings, singing and playing harp and guitar. The tourism industry on Maui has been hugely boosted by the popularity of beach weddings here, primarily because they are free. (if everyone has to pay resort prices for tropical weddings they will all go to the Caribbean where it is much cheaper and the hotels own the beach in front of them. **it would kill our business**) This bill seriously threatens to make it impossible to do beach weddings. The existing laws protect the public's rights to use public beaches to get married or anything else they chose to do on the beach, however wedding professionals like on site coordinators, musicians and photographers are integral to the ceremony, which is religious. This law would prohibit me playing on the beach, something no one has ever complained about. Please amend the law to allow wedding professionals to assist in wedding ceremonies taking place on the beach, or at least allow for permits to be obtained. I am not in favor of any use of chairs or arches on the beach, as they are not necessary. Beach weddings are a vital part of our economy, as public use of beaches are an integral part of the allure of Maui, and our use of beaches for family gatherings is an undeniable right that we possess. Voting against weddings on the beach is equivalent to voting against religion, and voting against public use of beaches. Wedding companies do not do business on the beach, or solicit business on the beach, or set up their offices on the beach, or monopolize the beach in any way. The only thing taking place on the beach is the wedding, which you cannot, by law, prohibit. If this law is passed , I will advocate that all Maui wedding professionals pursue a class action suit against the state for illegal actions against the public's rights. That is a fight you cannot win.

Lisa Porter

[REDACTED]
www.lisaportermaui.com

2/22/2008

JUDtestimony

From: Vera Poole [REDACTED]
Sent: Friday, February 22, 2008 1:07 PM
To: JUDtestimony
Subject: from Rev. Poole Re:Testimony For House Bill #2332, HD 1

LATE TESTIMONY

The Honorable Tommy Waters
Chairman
And all House Judiciary Committee Members
State Capitol
Honolulu, Hawaii 96813

Re:
House Bill No. 2332, HD 1
Hearing Date: Friday, February 22, 2008 – 2:00 p.m.
House Conference Room 325
* Opposition to HB 2332, HD 1 *

My name is Rev. Poole I have been performing simple heartfelt wedding ceremonies on Maui for 15 years now. Almost all my ceremonies are performed on the beach. Sometimes very simple events, just for the couple and a couple of witnesses.

I am opposing this bill because it will have a negative impact of restrictions placed upon our industry for the weddings on beaches. All of us benefit from this most turistic dream of the weddings in paradise and this couples that want to be married on the Hawaiian paradise islands, they deserve getting their dream come true and for us of the wedding industry we deserve sharing our experience and Aloha with these couples. Please let things be the way they have been, this way all of us will be supported here in Hawaii.

Sincerely,
Rev. Poole

JUDtestimony

From: Stephan Boeker [stephan@mauielements.com]
Sent: Friday, February 22, 2008 1:38 PM
To: JUDtestimony
Subject: Testimony For House Bill #2332, HD 1

LATE TESTIMONY

The Honorable Tommy Waters Chairman And all House Judiciary Committee Members State Capitol Honolulu, Hawaii 96813 Re: House Bill No. 2332, HD 1 Hearing Date: Friday, February 22, 2008 – 2:00 p.m. House Conference Room 325 * Opposition to HB 2332, HD 1 *

My name is Stephan Boeker and I am owner and executive producer at Live Maui Webcasts, a Maui-based company that specializes in live internet broadcasts of weddings, as well as wedding videos.

I am in opposition to this proposed bill, because it is not very clear.

Does it mean that there will be an additional permit needed? Will it be yearly? The bill seems vague in many areas. Does it mean that no commercial businesses will be allowed to cross unencumbered lands to get to the beach? Does this affect our beach access to popular wedding beaches that we already use?

ANY BILL restricting businesses' access to the beach must also CLEARLY and UNEQUIVACLY STATE what the permit application process is (including cost, location/phone number/ web address/ etc...) and how we can obtain such permits.

Throwing a fatal roadblock into the path of a multi-million dollar industry IS NOT A RESPONSIBLE PIECE OF LEGISLATION. This industry feeds a lot of people and families on Maui and throughout the islands.

I understand the need to find a healthy balance in our environment and economy, and understand that maybe the time has come to address how commercial activity affects our beaches and the community that enjoys them, BUT this MUST BE DONE RESPONSIBLY.

A clear and FAIR permit process MUST BE PART OF ANY SUCH BILL. Our lives hang in the balance.

Thank you very much for your time and consideration. I appeal to you to carefully consider my and all our pleas for good and fair legislation.

With Fond Regards and Warm Aloha,
Stephan Boeker

Stephan Boeker
Maui Elements LLC
(808) 270-3027

2/22/2008

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