

**From:** mailinglist@capitol.hawaii.gov  
**Sent:** Wednesday, February 03, 2016 8:16 AM  
**To:** waltestimony  
**Cc:** dylanarm@hawaii.edu  
**Subject:** \*Submitted testimony for HB2092 on Feb 5, 2016 08:30AM\*

**HB2092**

Submitted on: 2/3/2016

Testimony for WAL on Feb 5, 2016 08:30AM in Conference Room 325

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Dylan Armstrong	Individual	Support	No

Comments:

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Date: February 3, 2016

Testifier's Name: Alan Hirayama

Committee: House Water and Land Committee

Date and Time of Hearing: February 5, 2016 at 8:15am

Measure Numbers: HB2092 and HB2604

Dear House Water and Land Committee,

I would like to submit testimony in support of HB 2092 and HB 2604. I am a resident in the Kakaako district living in the Pacifica Honolulu condominium. Along Waimanu Street there have recently been reserved stalls painted along the road with cars apparently renting the stalls and parking along the street. I would like to voice three concerns with this situation:

1. These parked cars present a danger to drivers entering and exiting the Pacifica Honolulu and 909 Kapiolani condominiums. In particular, when exiting the buildings, the parked cars block the view of oncoming cars driving on Waimanu Street. Drivers need to inch out on the street to be able to see if cars are approaching and this represents a safety hazard.
2. On Waimanu Street near Ward Avenue, there are reserved stalls that nearly reach Ward Avenue. When cars are parked at those stalls near Ward Avenue, they block drivers that want to enter Ward Avenue from Waimanu Street, especially drivers that want to make a right onto Ward Avenue.
3. Regarding maintenance of the roadways, if the roads are privately-owned I'm concerned that any potholes will take a long time to fix if ever. I have more trust in the State or City or provide timely maintenance on roads versus a private owner who may be reluctant to fix the roads or do not have the financial resources to do it.

Please consider my testimony in support of the proposed bills.

Sincerely,

Alan Hirayama

February 3, 2016

**HB 2092 - RELATING TO PUBLIC SAFETY.**

***Authorizes the authority to prohibit or restrict the stopping, standing, or parking of vehicles on sidewalks on private streets in the Kakaako community development district.***

I would like to express my support for HB 2092 in that it will enhance the ongoing development in Kakaako and better ensure that it successfully achieves its goal of being a safe and “walkable” community.

Lawrence F. Newman  
1009 Kapiolani Blvd.  
Unit 2402  
Honolulu, HI 96814

**From:** mailinglist@capitol.hawaii.gov  
**Sent:** Thursday, February 04, 2016 11:40 AM  
**To:** waltestimony  
**Cc:** royamon77@gmail.com  
**Subject:** Submitted testimony for HB2092 on Feb 5, 2016 08:30AM

**HB2092**

Submitted on: 2/4/2016

Testimony for WAL on Feb 5, 2016 08:30AM in Conference Room 325

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Roy Bumgarner	Individual	Support	No

Comments: I support the intent of this bill.

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TO THE SENATE COMMITTEE  
ON  
WATER & LAND

TWENTY-EIGHTH LEGISLATURE  
REGULAR SESSION OF 2016

Friday, February 05, 2016  
8:30 AM

Testimony on H.B. 2092  
RELATING TO PUBLIC SAFETY

TO: THE HONORABLE RYAN I. YAMANE, CHAIR,  
THE HONORABLE TY J.K. CULLEN, VICE CHAIR,  
AND MEMBERS OF THE COMMITTEE:

My name is Aaron Mun and I am an owner in the Pacifica Honolulu, a condominium located 1009 Kapiolani Boulevard. Access to the residential parking garage is on Waimanu Street. House Bill 2092 authorizes the authority to prohibit or restrict the stopping, standing, or parking of vehicles on private streets in the Kakaako community development district. I and other owners that I have spoken with **strongly support** the intent of House Bill 2092.

It is my understanding that two brothers named Cedric and Calvert Chun, through their LLC, are trying to claim ownership of several public roads throughout Kaka'ako. As part of their scheme, the Chuns have painted parking stalls along these public roads in an attempt to charge for parking and capitalize on the residential and commercial growth that has revitalized the area in recent years.

As of December 2015, Waimanu Street has become the latest of these public roads to have been painted with parking stalls – this despite the ongoing lawsuit filed in 2014 entitled *Butch Burke, et al., v. Kakaako Land Company, LLC, et al.*, Civil No. 14-1-1912-09 ECN, which is still pending in the Circuit Court of the First Circuit, State of Hawaii. And, although the City and County of Honolulu has continuously controlled and maintained these roads for the benefit of the public, the City has recently taken a “hands-off” approach and its interests no longer appear to be aligned with that of the general public.

The recently-painted parking stalls on Waimanu Street have placed the health and safety of the general public at jeopardy. The vehicles that park in these “stalls” (including large taxi vans) greatly reduce the sightlines and visibility for residents exiting the building. In addition, driving down the two-way street is an accident waiting to happen as these “stalls” have forced motorists to drive dangerously close to the center of the street in the face of oncoming traffic. To make things worse, ever since these “stalls” were painted, there has been a sharp increase in the presence of tow trucks,

which drive down Waimanu Street at dangerously high speeds and at all times of the day and night – no doubt an effort to “patrol” the Chuns’ latest “investment.” Accompanying these “stalls” are “Reserved Parking,” “Private Parking,” and “Parking for Rent” signs that are essentially metal placards buried in concrete and inserted into the center of a tire. These makeshift signs that are placed on the actual road (not on the sidewalk) often fall over towards the center of the road and turn into an even more dangerous obstacle for drivers and cyclists.

Waimanu Street, among many other roads, has been used by the public for generations. The public’s use will exponentially increase in the near future as Kaka’ako continues to undergo its transformation into an urban community that is safe for motorists and pedestrians alike.

House Bill 2092, which authorizes the authority to prohibit or restrict the parking of vehicles on private streets in the Kaka’ako community development district will restore safety to these roads for the public’s continued use and enjoyment.

Thank you for the opportunity to testify on House Bill 2092.

Respectfully,



Aaron Mun  
1009 Kapiolani Blvd.  
Honolulu, Hawaii 96814

February 4, 2016

Attn: House Water and Land Committee

RE: Public Hearing 2/5/2016, 8:30 am

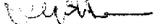
HB 2092, HB 2604

Dear Committee Chair,

I am in favor of Scott Saiki's House Bills regarding the private roads in Kakaako. Without this legislation, Kakaako Land Company will continue to harass and inconvenience those working and/or living in the Kakaako area. I live in a condo that is affected by the actions of Kakaako Land Company.

Kakaako Land Company is blocking handicap access on the Ewa side of Pacifica Honolulu. This street has been used as a public thoroughfare for over 20 years so I feel Kakaako Land Company does not have the right to claim this street as their property.

Sincerely,



Donna Hashimoto

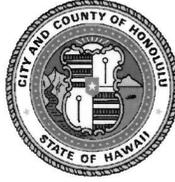
Resident at 1009 Kapiolani Blvd., Honolulu, HI 96814

DEPARTMENT OF TRANSPORTATION SERVICES  
CITY AND COUNTY OF HONOLULU

650 SOUTH KING STREET, 3RD FLOOR  
HONOLULU, HAWAII 96813  
Phone: (808) 768-8305 • Fax: (808) 768-4730 • Internet: www.honolulu.gov

**LATE**

KIRK CALDWELL  
MAYOR



MICHAEL D. FORMBY  
DIRECTOR

MARK N. GARRITY, AICP  
DEPUTY DIRECTOR

February 4, 2016

The Honorable Ryan I. Yamane, Chair  
and Members of the House Committee  
on Water & Land  
House of Representatives  
State Capitol, Room 325  
415 South Beretania Street  
Honolulu, Hawaii 96813

Dear Chair Yamane and Members of the Committee:

**SUBJECT: Testimony on House Bill No. 2092  
Relating to Public Safety**

The Department of Transportation Services (DTS) strongly supports House Bill No. 2092.

Like the State of Hawaii, the City and County of Honolulu follows a complete streets policy which emphasizes the safe and full use of streets by pedestrians, bicyclists, transit riders and motorists. To that end, privately owned streets dedicated to the public should provide a safe path for pedestrians.

House Bill No. 2092, in prohibiting or restricting the stopping, standing, or parking of vehicles on sidewalks in the Kakaako community development district, promotes complete streets and rightly prioritizes pedestrian safety.

Consistent with City law, DTS suggests the House Committee on Water & Land consider the addition of language authorizing enforcement without the posting of signs. See Revised Ordinances of Honolulu, Section 15-14.1(a)(1).

I thank you for the opportunity to submit this written testimony.

Very truly yours,

A handwritten signature in black ink, appearing to read "Michael D. Formby".

Michael D. Formby  
Director

Testimony of  
Michael W Macdonald, Vice President  
Macdonald & Porter Inc.  
Friday, January 5, 2016 8:30am  
House Water and Land Committee  
Regarding proposed H.B # 2092



As a small business owner in the central Kakaako area, I have experienced the detrimental effects of having a private entity use their purported ownership of the roadways for their own personal enrichment. The current situation is unsustainable and has resulted in undue hardship for businesses and residents in the form of lack of basic roadway maintenance and ambiguity of parking and access along these roads.

In recent months there have been numerous steps taken by public agencies and private parties to try to come up with short and long term solutions to the issues facing the Kakaako roadways in dispute. This new piece of legislation introduced by Scott Saiki is drafted to further the authority of our state to oversee and control the roadways in this rapidly developing area. While I think it is another step in the right direction, I am concerned that in its current draft form, HB2092 has the potential to cripple small business with overly aggressive restrictions on parking.

Our business has been on Queen St. since 1972. We are one of many small parcels that are primarily used for commercial and industrial purposes. Our business along with all of the others in the immediate area rely on the availability of parking on the shoulders of the roadway for our business operations. This can include the loading/unloading of goods and parking for customers/clients. The usage of the roadways by the businesses and the public wasn't an issue until around 2010, when the Kakaako Land Company claimed ownership and began to restrict parking and cause a discontinuation of maintenance on the roads. Without any public oversight, the conditions of the roads and the parking and accessibility of the area to the public has gotten steadily worse.

I do think that this piece of legislation will help to bring these roadways back under public control and allow for proper maintenance and upkeep. However, a complete prohibition of parking on all of the affected streets would have disastrous effect on the small businesses in the area. A well-managed roadway policy administered by the city or state needs to take into consideration the operations of the small businesses in the area. I would agree with parking regulations that prohibited overnight parking or restricted parking to business hours only. I ask that the bill is drafted in such a way to allow control of the roadways by an appropriate public agency and to allow for parking in such a capacity that it doesn't dramatically affect the operation of the small businesses that have called Central Kakaako home for many decades.

Michael Macdonald

Macdonald & Porter Inc.

HB 2092  
SB 2604



I live at 909 Kapiolani Blvd. The newly installed parking spaces are a safety hazard. The coordination of the parking is quite confusing. The reserved parking signs stand next to the tow away zone signs.

It is my understanding that the ownership of the space being used has not been settled. Please ensure that is settled.

This issue is creating confusion and congestion in the area.

Please resolve.

Mahalo

**LATE**

**From:** mailinglist@capitol.hawaii.gov  
**Sent:** Friday, February 05, 2016 12:19 AM  
**To:** waltestimony  
**Cc:** susanlchen@hotmail.com  
**Subject:** Submitted testimony for HB2092 on Feb 5, 2016 08:30AM

**HB2092**

Submitted on: 2/5/2016

Testimony for WAL on Feb 5, 2016 08:30AM in Conference Room 325

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Susan Kawasaki	Individual	Support	No

Comments: As a resident of one of the high rises in Kakaako with its lobby facing Waimanu St., I am concerned with the marked parking stalls that have recently been painted on the street fronting the Pacifica Honolulu building lobby. There does not appear to be enough room for an emergency vehicle such as a fire truck to service the building. Also, there is concern that the type of vehicle parked right in front of the building would make it unsafe as the visibility from the lobby/sidewalk to the street, and from the street to the lobby/sidewalk, which is a busy thoroughfare, would be limited. So far, some larger vans have been parking overnight in the stalls, which makes the street feel a bit less safe. I think this is a safety issue that needs to be addressed, and that overnight parking along Waimanu St. needs to be prohibited.

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