

MAR 11 2022

---

# SENATE CONCURRENT RESOLUTION

---

REQUESTING THE LEGISLATIVE REFERENCE BUREAU, IN CONSULTATION WITH THE DEPARTMENT OF LAND AND NATURAL RESOURCES DIVISION OF BOATING AND OCEAN RECREATION AND KANEOHE BAY REGIONAL COUNCIL, TO CONDUCT A STUDY OF COMMERCIAL ACTIVITY ON KANEOHE BAY TO QUANTIFY THE AMOUNT OF NON-PERMITTED COMMERCIAL ACTIVITY THAT IS OPERATING IN VIOLATION OF THE KANEOHE BAY MASTER PLAN.

1 WHEREAS, the Kaneohe Bay Master Plan was developed pursuant  
2 to Act 208, Session Laws of Hawaii 1990, to establish a  
3 framework for the sustainable management of Kaneohe Bay's  
4 natural resources while accommodating a variety of uses; and  
5

6 WHEREAS, a compromise among competing interests resulted in  
7 a cap on the number of commercial enterprises and volume of  
8 commercial activity that would be permitted in Kaneohe Bay; and  
9

10 WHEREAS, the vision set forth by the Kaneohe Bay Master  
11 Plan continues to center on the preservation and protection of  
12 Kaneohe Bay's natural resources for the continued enjoyment of  
13 Hawaii's people; and  
14

15 WHEREAS, limits on commercial activity have been exceeded  
16 by other activities not previously envisioned, and by new  
17 technologies that support their proliferation; and  
18

19 WHEREAS, examples of expanded commercial activity include  
20 non-permitted or non-compliant boat excursions from Heeia Kea  
21 Small Boat Harbor and pre-positioned kayak rentals at Heeia  
22 State Park that are advertised, coordinated, and paid online;  
23 now, therefore;  
24

25 BE IT RESOLVED by the Senate of the Thirty-first  
26 Legislature of the State of Hawaii, Regular Session of 2022, the  
27 House of Representatives concurring, that the Legislative  
28 Reference Bureau, in consultation with the Department of Land



## S.C.R. NO. 205

1 and Natural Resources Division of Boating and Ocean Recreation  
2 and the Kaneohe Bay Regional Council, is requested to conduct a  
3 study of commercial activity on Kaneohe Bay to quantify the  
4 amount of non-permitted commercial activity that is operating in  
5 violation of the Kaneohe Bay Master Plan; and  
6

7 BE IT FURTHER RESOLVED that the study is also requested to  
8 investigate challenges to enforcement against illegal commercial  
9 activity at Kaneohe Bay and offer recommendations to improve  
10 compliance with the Kaneohe Bay Master Plan; and  
11

12 BE IT FURTHER RESOLVED that the Legislative Reference  
13 Bureau is requested to submit a report of its findings and  
14 recommendations, including any proposed legislation, to the  
15 Legislature no later than twenty days prior to the convening of  
16 the Regular Session of 2023; and  
17

18 BE IT FURTHER RESOLVED that certified copies of this  
19 Concurrent Resolution be transmitted to the Administrator of the  
20 Division of Boating and Ocean Recreation, Director of the  
21 Legislative Reference Bureau, and Chairperson of the Kaneohe Bay  
22 Regional Council.  
23  
24  
25

OFFERED BY:

