

STATE OF HAWAII  
DEPARTMENT OF HEALTH  
KA 'OIHANA OLAKINO  
P. O. BOX 3378  
HONOLULU, HI 96801-3378  
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In reply, please refer to:  
File:

**Testimony in SUPPORT of SB1418 SD2-HD1  
RELATING TO NOISE POLLUTION**

REPRESENTATIVE DAVID A. TARNAS, CHAIR  
HOUSE COMMITTEE ON JUDICIARY & HAWAIIAN AFFAIRS

Hearing Date: 3/22/2023

Room Number: 325

1 **Fiscal Implications:** This measure may impact the priorities identified in the Governor's  
2 Executive Budget Request for the Department of Health's (Department) appropriations and  
3 personnel priorities.

4 **Department Testimony:** The Department supports this measure which amends Chapter 711-  
5 1101, Hawaii Revised Statutes, by adding a decibel level to allow county police to effectively  
6 enforce disorderly conduct, establishes one FTE within the Department to provide technical  
7 training for law enforcement officers in the use of sound level meters, and appropriates funds for  
8 the purchase of sound level meters for their use. The Department supports the amendments  
9 made in SD2-HD1, strengthening HRS Chapter 711-1101 to allow county law enforcement to  
10 effectively and efficiently regulate noise sources which are not addressed by our current  
11 regulations. The Department currently regulates businesses, during business hours which may  
12 emit excessive noise as a byproduct of their day to day activities, which is the intent of Title 19,  
13 Hawaii Revised Statutes (HRS), Chapter 342F and Title 11, Hawaii Administrative Rules (HAR)  
14 Chapter 11-46. These types of sources are either fairly constant in nature, stationary or restricted  
15 to a certain location and can be efficiently enforced by the Department. The Noise Section  
16 currently consists of 4 inspector positions, and 1 supervisor based on Oahu, and addresses  
17 concerns Statewide. The addition of one FTE will allow us to continue servicing the community  
18 to the best of our ability without disruption of service, while adding the ability to provide  
19 technical training to County police, County liquor control, and any other interested agencies  
20 Statewide. We currently have a curriculum (approximately 4 hours) in place to offer

1 certification to County Liquor Control Inspectors on an annual basis. A similar curriculum  
2 would be used to certify County Law Enforcement Officers. The FTE should be an EHS  
3 (Environmental Health Specialist) IV due to the independent nature of the newly established  
4 position with a cost of approximately \$75,000-\$104,000 including fringe benefits. Depending on  
5 scheduling, travel and lodging costs are difficult to estimate at this time. Purchasing of sound  
6 level meters (10) will be approximately \$43,350, which includes 2 per county (4 for Honolulu)  
7 with annual calibration (from year 2 on) of \$595 per SLM and calibrator. For the Department to  
8 implement a training program, the approximate funding needed for fiscal year 2023-2024 would  
9 be \$150,000 and \$110,000 for fiscal year 2024-2025, and every year thereafter if deemed  
10 appropriate. When the FTE is not conducting training or related activities, the position may be  
11 utilized as a public outreach and education vector to conduct presentations at community  
12 meetings, board/association meetings, etc. to increase awareness and compliance with all noise  
13 regulations. The Department agrees with the intent of this bill in protecting our public from  
14 excessive noise and welcomes the opportunity to train other agencies in the use of sound level  
15 meters. We would like to continue the conversation to address noise issues and how to  
16 effectively offer protection to the public.

17

18 Thank you for the opportunity to testify.

19 **Offered Amendments:** None

DEPARTMENT OF THE PROSECUTING ATTORNEY  
**CITY AND COUNTY OF HONOLULU**

ALII PLACE  
1060 RICHARDS STREET • HONOLULU, HAWAII 96813  
PHONE: (808) 768-7400 • FAX: (808) 768-7515

STEVEN S. ALM  
PROSECUTING ATTORNEY



THOMAS J. BRADY  
FIRST DEPUTY  
PROSECUTING ATTORNEY

**THE HONORABLE DAVID A. TARNAS, CHAIR**  
**HOUSE COMMITTEE ON JUDICIARY AND HAWAIIAN AFFAIRS**  
**Thirty-Second State Legislature**  
**Regular Session of 2023**  
**State of Hawai`i**

March 22, 2023

**RE: S.B. 1418, S.D. 2, H.D. 1; RELATING TO NOISE POLLUTION.**

Chair Tarnas, Vice-Chair Takayama and members of the House Committee on Judiciary and Hawaiian Affairs, the Department of the Prosecuting Attorney, City and County of Honolulu (“Department”), submits the following testimony, in **opposition** to S.B. 1418, S.D. 2, H.D. 1.

The Department understands that noise pollution is a very real concern, particularly on Oahu, that affects not only quality of life but also the actual health and welfare of many residents and visitors here. To better address this issue, the Department has been speaking with Honolulu Mayor Rick Blangiardi, members of the Honolulu City Council, the Honolulu Police Department, and others, to develop new approaches to address these noise concerns, such as S.B. 224 (would allow State and counties to enact and enforce noise-control infractions), which is part of the Department’s 2023 legislative package. Other ideas are also being discussed and considered.

That said, the Department also understands—based on discussions with the State Department of Health and the Honolulu Liquor Commission—that taking accurate decibel readings is a rather involved and time-consuming process, that could potentially take patrol officers off of the streets for long periods of time. Given the myriad of matters to which patrol officers are already expected—and needed—to respond, in order to protect the safety and welfare of our community, the Department is concerned that taking decibel readings may not be an efficient use of our police department’s limited resources.

From a prosecution standpoint, the Department’s reliance on “new” technology (i.e. unfamiliar to our criminal courts) could also trigger a requirement for extensive expert testimony—often referred to as Daubert hearings—which would make prosecution of these matters significantly more complicated than it would be if other laws or approaches (not involving decibel readings) were utilized. Daubert-type proceedings would also require significantly more resources of our

department, the Department of Health, and Honolulu Police Department, which we also believe would be unnecessary if other approaches were utilized.

For all of the foregoing reasons, the Department of the Prosecuting Attorney of the City and County of Honolulu **opposes** the passage of S.B. 1418, S.D. 2, H.D. 1. Thank you for the opportunity to express the Department's concerns on this matter.

POLICE DEPARTMENT  
**CITY AND COUNTY OF HONOLULU**

801 SOUTH BERETANIA STREET · HONOLULU, HAWAII 96813  
TELEPHONE: (808) 529-3111 · INTERNET: [www.honolulu.org](http://www.honolulu.org)



RICK BLANGIARDI  
MAYOR

ARTHUR J. LOGAN  
CHIEF

KEITH K. HORIKAWA  
RADE K. VANIC  
DEPUTY CHIEFS

OUR REFERENCE **RP-SH**

March 22, 2023

The Honorable David A. Tarnas, Chair  
and Members  
Committee on Judiciary and  
Hawaiian Affairs  
House of Representatives  
Hawaii State Capitol  
415 South Beretania Street, Room 325  
Honolulu, Hawaii 96813

Dear Chairs Tarnas and Members

**SUBJECT: Senate Bill No. 1418, S.D. 2, H.D. 1, Relating to Noise Pollution**

I am Randall Platt, Major of District 6 (Waikiki) of the Honolulu Police Department (HPD), City and County of Honolulu.

The HPD opposes Senate Bill No. 1418, S.D. 2, H.D. 1, Relating to Noise Pollution.

The HPD supports the regulation of excessive amplified noise in Waikiki but opposes Section 3 (1) of the bill in which funding is provided to the Department of Health (DOH) for the training of law enforcement officers in all counties in the proper use of decibel meters. The bill in its current form requires sound to be measured using the dBA scale, which, per the DOH's testimony, allows them to "turn off other contributing sound sources to receive an accurate reading of the equipment," such as a sound amplifier. This process is time consuming and highly technical and requires the downloading of captured sound from the decibel-level reader to a computer and then running software to strip ambient sound from the recording to obtain an "accurate reading."

The HPD strongly recommends having a DOH environmental health specialist testify regarding the different ways readings can be obtained using a decibel-level reader and the accuracy of those readings. It will help the committee to understand the complexities involved in obtaining sound readings.

Police officers in the field are already tasked with responding to a full range of requests for police services, including responses to 911 emergency and nonemergency calls for service at residences, private properties, commercial establishments, and government properties, including the following:

- Patrolling an assigned area on foot or in a mobile vehicle. Watching for and preventing unauthorized activity.
- Conducting investigations of complaints, misdemeanors, felonies, traffic violations, crimes of violence, etc. Questioning witnesses and suspects. Making arrests.
- Directing and controlling traffic. Conducting investigations of traffic accidents.
- Responding to emergencies, maintaining order, rendering first aid, safeguarding property, preserving evidence, and detaining suspected violators of the laws.
- Serving warrants, subpoenas, and penal summonses.
- Handling complaints involving the mentally ill and homeless.
- Preparing various reports.

During the past six months, police officers in District 6 responded to an average of 51 calls per day between the hours of 9:00 p.m. and 6:00 a.m., with many of these calls requiring multiple officers to respond. To further task a police officer to respond to a noise complaint, obtain a decibel-level reading, return to the substation, download the captured sound, obtain an accurate reading; and if a violation is found, return to the offender and issue a citation, is impractical and a poor use of departmental resources.

Furthermore, the bill does not explain the method for capturing amplified sound, whether a single snapshot reading is fair or acceptable or if we are taking a sampling of X-amount of seconds in an X-amount period. The HPD has concerns as to whether the Department of the Prosecuting Attorney (PAT) would prosecute citations or arrests based on decibel-level readings and encourages the committee to solicit testimony from their office.

The HPD recognizes that excessive amplified sound is a significant problem for Waikiki residents, businesses, and visitors but feels that police officers should not be tasked with using decibel-level readers to obtain and enforce sound violations. The HPD supports the funding of the DOH to provide for additional environmental health specialist positions as these specialists have the knowledge, training, and equipment to obtain and enforce noise violations.

The HPD also feels that excessive amplified sound can be reduced via other strategies. Much of the testimony in support of this and Honolulu City Council Bill 43 (2021), FD1, Relating to Amplified Sound in Waikiki, centered on excessive noise from street performers. The

The Honorable David A. Tarnas, Chair  
and Members  
March 22, 2023  
Page 3

Legislature may want to consider a partial ban on street performers on amplified sound after certain hours (for example, 10:00 p.m.) in designated areas of Waikiki, rather than taking an all-encompassing statewide approach.

The HPD suggests the formation of a work group with state and city legislators, neighborhood boards, and community/condominium associations and the HPD, DOH, PAT, Department of the Corporation Counsel, and Department of the Attorney General to address the complex issue of regulating sound in a fair and effective way.

The HPD urges you to oppose Senate Bill No. 1418, S.D. 2, H.D. 1, Relating to Noise Pollution.

Thank you for the opportunity to testify.

Sincerely,



Randall Platt, Major  
District 6

APPROVED:

---

*AL* Arthur J. Logan  
Chief of Police

**SB-1418-HD-1**

Submitted on: 3/20/2023 9:59:46 AM

Testimony for JHA on 3/22/2023 2:00:00 PM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Testify</b>
Jay Henderson	Citizens Against Noise	Support	Written Testimony Only

Comments:

On behalf of my organization, Citizens Against Noise,. I write to support SB1418. Please be sure to amend the bill so the quiet hours start at 7 PM not 10 PM. The evening hours are crucial for having a nice dinner, reading, listen to music, and putting the kids to bed.

March 20, 2023

RE: SB1418 Relating to Noise Pollution

Aloha,

I support SB1418 HD1 but please return the start time of SB1418 to **7:00 PM**.

Look at this Star-Advertiser Letter to the Editor from a disappointed visitor. The noise pollution on Kalakaua is truly an earsplitting circus.

Just ask the management of the hotels, shops and restaurants on Kalakaua between Kaiulani and Seaside how many complaints they get.

Look at all the residents mauka of Kuhio who signed this petition in support of Council Chair Waters' Bill 43 to control amplified noise.

The noise is unhealthy!

- The World Health Organization has defined **55 decibels** or higher as the threshold for cardiovascular disorders and high blood pressure
- Noise is the second biggest environmental factor causing health problems only after air pollution

Mahalo,  
Kim Jorgensen

# Letters: Culturally appropriate tourism welcomed; Restaurants need to help defeat coronavirus; No justice in releasing Reagan's would-be killer

Today • Updated 7:17 pm

Hooray for the new tourism plan so well summarized in Jayna Omaye's article, ["Culture and tourism"](#) ([Star-Advertiser, Sept. 26](#)). The new plan will attract a higher caliber of visitors by culturally appropriate and sensitive marketing before they arrive.

Once they are here, the new plan will better manage tourists through overdue best practices such as reservations, curated and authentic experiences, redistribution of excess demand, a tourism fee and better enforcement at hot spots.

With this plan, our tourism industry can be profitable again while our island paradise will be protected for kamaaina to enjoy. A special kudo should go to the Hawaii Tourism Authority for asking the Council for Native Hawaiian Advancement and the Native Hawaiian Hospitality Association for advice before deciding everything.

Maybe that kind of strategic, long-range thinking is what we should expect from our very first Native Hawaiian in the HTA driver's seat.

**Jay Henderson**

*Ala Moana*

## Noisy Kalakaua Avenue mars visitor experience

As we concluded our nine-night stay at the Hyatt Regency Waikiki, we were forced to wonder if all the hotels within earshot of Kalakaua Avenue are in collusion by not warning prospective visitors on their websites that the main street in paradise is really an earsplitting circus.

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Email:

We were never able to relax on our balcony in the evenings because of the cacophony of noise from amplified electric guitars, singing and deafening music, all along the sidewalk of Kalakaua Avenue. In fact, we brought the balcony table and chairs into our room on the 16th floor in order to have a seated conversation without shouting to hear each other.

Sleeping was yet another challenge. We are visiting from Florida, meaning a time difference of six hours. Recovering from our long flight to Hawaii never happened because of waking repeatedly to the sound of street performers every night.

**We are aware of Hawaii's struggle with overtourism. Maybe this is a strategy to keep people from returning to Waikiki hotels?**

**Denise Landay**

**St. Petersburg, Fla.**

### **Restaurants need to help defeat coronavirus**

Your editorial, [“Don't falter in pandemic fight” \(Star-Advertiser, Our View, Sept. 26\)](#), reminded me of the Kailua restaurant owner whose business was shuttered for a single night recently because he chose to not check diners' vaccine cards.

This person then went on social media to publicly berate the customer who notified the Honolulu Liquor Commission. He abdicated any and all responsibility and accountability for choosing to break the law, potentially endangering all who dined at this restaurant.

No one is above the law. Wearing a mask and pulling out a vaccine card to enter a restaurant, theater or other place of business is not the way we would like to live out our days, but choices and actions we take today have consequences that affect our future.

We need “good public participation.” We must work together to defeat COVID-19!

Don't people get this simple concept?

**Jill Thach**

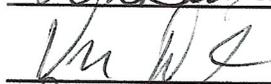
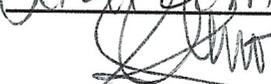
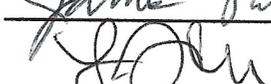
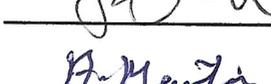
*Kailua*

ATTN: Transportation, Sustainability, & Health Committee, Honolulu City Council  
 RE: Support of Bill 43 regarding Amplified Noise in Waikiki

We, the undersigned, residents of Waikiki are in FULL SUPPORT of Bill 43 for the following reasons:

- While we are not at all against street performers, we have the right to not be forced to listen to the noise produced by their performances
- The street performer noise can be heard in the Apartment Precinct mauka of Kuhio that is several streets away
- Our neighborhood has many families with babies and school age children, and adults of all ages whose health could be adversely affected by intrusive noise and lack of sleep
- The amplified noise forces us to close our windows and prevents us from breathing fresh air and can still be heard through our windows
- As residents in Waikiki, we understand that ambulance, siren, and traffic noise come with the territory, but amplified noise is voluntary and the decibel level needs to be controlled to be fair to everyone

**Please pass Bill 43.**

Name (print)	Signature	Street Address
COURTNEY David		218 Kaiulani Ave #2
Anna Rhodan		218 Kaiulani Ave #19 Hon, HI 96815
Deborah Bokala		424 Waiia St #53 #815 HONOLULU
Vu Dinh		318 Kaiulani Ave #21
Lisa Somsan		2442 TUSITALA ST
Einstein Romero		222 Kaiulani Ave #105
James Palakos		2423 Cleghorn St
Leigh Johnson		2415 Alahai #1405
Arpine Martirosian		2452 Tusitala St. #73

Residents of the Governor Cleghorn  
225 Ka'iulani Ave  
Honolulu, HI 96815

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**Please pass Bill 43.**

Name (print)	Signature	Date	Apt #
Andre Souza		08/12	301
SERAFINA SPARRELL		8/12/22	1203
Lisa Sparrell		8/12/22	1203
BRENCE CYNKEL		8/12/22	205
TIFFANY TORRE		8/12/22	705
JOSH TERESCO		8/12/22	705
Julia Rivera		8/12/22	703
Camilo Mojica		8/13/22	904
Janara Abu Hamer		8/17	1602
Bryan Mosley		8/17	1505

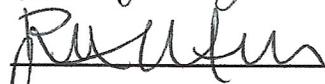
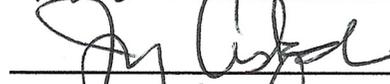
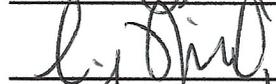
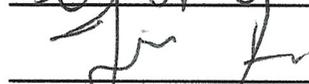
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**Please pass Bill 43.**

Name (print)	Signature	Date	Apt #
Dave I Hori		8-12-22	403
Rita McFarland		8-12-22	804
Johan Morala		8-12-22	804
Terril Swuser		8-12-22	405
Michelle Bertoin		8-12-22	1606
Peter Galavane		8-12-22	"
Jerry Custals		8-12-22	445
Kyle Vidal		8-12-2022	704
ERIC VIDAL		8-12-2022	704
Jiro Ku		8-12-2022	408

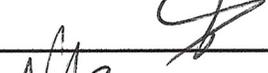
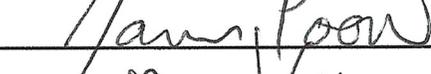
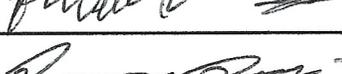
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**Please pass Bill 43.**

Name (print)	Signature	Date	Apt #
Darren Blair		08-11-22	303
Tom Elvrom		08/11/22	PH6
Alessandra Gallian		08-11-22	703
Claire Carlton		8/11/22	904
Mohamed El Gobry		8/11/2022	701
Vy Le		8/11/2022	802
James Poou		8/11/2022	902
Gracie Knoth		8/11/22	903
FRANESCA BENNETT		8/12/22	Apt 505
RJ BARROGA		8/12/22	306

Residents of the Governor Cleghorn  
225 Ka'iulani Ave  
Honolulu, HI 96815

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**Please pass Bill 43.**

Name (print)	Signature	Date	Apt #
<u>Luya Xu</u>	<u>Luya Xu</u>	<u>8/27/22</u>	<u>1001</u>
<u>William Albratton</u>	<u>[Signature]</u>	<u>8/27/2022</u>	<u>304</u>
<u>ADISAK WONGUDERWAN</u>	<u>[Signature]</u>	<u>8/29/22</u>	<u>702</u>
<u>Kelis Kaleopa'a</u>	<u>Kelis K.</u>	<u>9/12/22</u>	<u>1401</u>
<u>Peter Horwitz</u>	<u>[Signature]</u>	<u>9/2/22</u>	<u>PH 4</u>
_____	_____	_____	_____
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_____	_____	_____	_____

**SB-1418-HD-1**

Submitted on: 3/20/2023 10:05:32 AM

Testimony for JHA on 3/22/2023 2:00:00 PM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Testify</b>
Roland Nipps	Individual	Support	Written Testimony Only

Comments:

I live in Waikiki. I am a grade school teacher, who goes to sleep early and rises early. Often the noise from the streets prevents that. I support passage of SB1418. Thank you.

**SB-1418-HD-1**

Submitted on: 3/20/2023 11:11:07 AM

Testimony for JHA on 3/22/2023 2:00:00 PM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Testify</b>
Karen Glenn	Individual	Support	Written Testimony Only

Comments:

I am writing to support SB1418. I do ask, however, that you amend the bill so that quiet hours begin at 7 pm so citizens can enjoy a peaceful dinner and put the kids to bed. Mahalo for your consideration!

**SB-1418-HD-1**

Submitted on: 3/20/2023 11:16:53 AM

Testimony for JHA on 3/22/2023 2:00:00 PM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Testify</b>
Margaret Murchie	Individual	Support	Written Testimony Only

Comments:

Please support this bill to enforce and restrict amplified "entertainment" with its current painful, earsplitting noise level on almost every Waikiki block - each "performer" attempting to outdo each other, creating chaos with easily, distracted prey on crowded sidewalks. Neighbors cannot sleep 3 streets back & legitimate businesses cannot hear their customers. No taxes paid, permits & venmo often requested. We have worked with the police on the county level and I have testified at City Council, who approved the county bill but mayor and prosecutor said it was unenforceable as written. Ask workers at hotels along the way how many complaints they get. They have to wear earplugs. I own a long term rental condo near Kapahulu and Kalakaua and have lost tenants over the noise issue. Please do something to quell the cacophony that riles up the mentally challenged and allows easy pickings for pickpockets on the crowded sidewalks. Pedestrians are crowded onto the streets and with cars racing by regularly, we know how that goes. We also absolutely need to do something about the loud motorcycles and other vehicles with modified mufflers racing around the neighborhoods night and day. and start time should be set back to 7pm as this is when the racket begins. It was amended at Union's request to enable them to bang their drums and bullhorns when in contract negotiation and start time should be set back to 7pm as this is when the racket begins. It was amended at Union's request to enable them to bang their drums and bullhorns when in contract negotiation. Thank you for your consideration!

**SB-1418-HD-1**

Submitted on: 3/20/2023 11:33:51 AM

Testimony for JHA on 3/22/2023 2:00:00 PM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Testify</b>
lynne matusow	Individual	Support	Written Testimony Only

Comments:

I strongly support this bill. I live in a high rise on the edge of Chinatown. I am in a mixed use district, business mixed use (BMX). Many thousands of us live in BMX. I do not see us included.

Please do not forget us. BMX includes residents, especially in high rises where upwards of 1,000 homo sapiens live. Often mixed use is not included, as residents in these areas seem not to exist. We are assaulted day and night by loud noises--boom boxes, garbage trucks as early as 2 a.m., no mufflers, screaming, yelling, motorcycles revving up, street festivals, drunks, etc., etc. This bill is a step in the right direction.

Please add BMX to those covered. We are real people. We suffer the same indignities as those in residential mixed use. We too crave and deserve protection.

There was an almost full page article in the Honolulu Star Advertiser, March 20, 2023, page A9, about REM sleep. REM sleep is important for our well being. It is interrupted by all these late night noises. REM deficits contribute to trouble learning, processing emotional experiences or solving problems. It is also linked with cognitive and mental health issues, such as slower thinking and depression. Cumulative effects include mild forgetfulness, dementia, Parkinson's disease, and a 13% greater risk from any cause over the next 20 years.

March 20, 2023

RE: Support of SB1418 HD1

Dear Representatives,

While I support SB1418 HD1, the start time needs to return to the originally proposed 7PM, or 8PM at the latest.

The earlier time will be more healthful and less stressful for:

- Keiki
- Exhausted parents of tired keiki!
- Kupuna
- Teachers and others who rise very early for their jobs
- Residents who can't watch tv or listen to music with windows open
- Hotel valets and shop employees who can't hear their customers
- Outdoor diners who can't have a conversation
- Jetlagged tourists who didn't realize that the main street in paradise was an earsplitting circus

Mahalo,

Denise Boisvert

Waikiki

P.S. Attached please find my testimony and some of the other testimony of Waikiki residents who supported the City Council's Bill 43. Residents supported Bill 43 for a reason!

Aloha Chair Waters and Councilmembers,

Supporters of Bill 43 FD2 do not want to revoke the rights of people to express themselves on public sidewalks. Bill 43 would not ban amplifiers. It is simply a compromise that will set limits on when and how loudly their amplified sounds may be.

I live mauka of Kuhio, 3 ½ streets away from most amplifiers, but on many nights **it is like watching TV with the radio on in the same room, and with all windows closed!**

Waikiki has been a gathering place for friends and families for far longer than the invention of portable amplifiers. Now, when friends and families gather and hang out, they must close their windows. **Hotel guests and residents are a captive audience of decibels that could fill Aloha Stadium!**

Most visitors watch a street performance for a few minutes, or a couple songs, and move along to the next ones, then go somewhere else. The families in my building must listen nonstop for hours all evening long.

**Would such excessively loud noise going up into the night air and heard for blocks be tolerated in other commercial or resort areas on the island?**

A visitor from Florida even wrote to the Star Advertiser in September last year that they had to bring the lanai table and chairs inside their hotel room because of the **earsplitting circus**. She wrote that she knew about Hawaii's struggle with overtourism and wondered if it was a strategy to keep people from returning to Waikiki hotels!!

The residents in the Apartment Precinct understand city noises; but extremely loud nonstop amplified noise all evening long is not normal and definitely not healthful.

**Please approve Bill 43 FD2.** It is a fair compromise for people to live, visit and work together - and to have mutual respect for each other.

Thank you for understanding that both sides have rights.

Denise Boisvert

Name: Denise Boisvert	Email: infordenise@yahoo.com	Zip: 96815
Representing: Self	Position: Support	Submitted: Oct 28, 2022 @ 02:28 PM
Name: Kim Jorgensen	Email: hawaiiicondo@yahoo.com	Zip: 96815
Representing: Self	Position: Support	Submitted: Oct 28, 2022 @ 02:47 PM
Name: Salvatore Anello	Email: ring23@aol.com	Zip: 96815
Representing: Self	Position: Support	Submitted: Oct 28, 2022 @ 03:02 PM
<p>Testimony:</p> <p>I support Bill 43 (21) FD2. The noise and music coming from the street performers that are over <b>3 blocks away causes stress</b>, anxiety and disruption of my sleep. I cannot even retire early if I am very tired because it wakes me up and then keeps me up. Instead of looking forward to a good night's sleep I start stressing over the anticipation of the noise that will happen later that evening.</p> <p><b>I am forced to hear full concerts of unnecessarily loud noise for hours.</b> It never used to be this bad. Years ago, only a couple of the street performers used amplifiers or some electronics to blast music. Now, they all do, and it is like they are all trying to outdo each other's volume. How can this be allowed to continue every night, week after week, month after month?</p> <p>I understand how Waikiki is supported by tourism. But there needs to be some respect for those of us who live here and work here. I'm not complaining about very common urban noise. This is about the street performers with their amplifiers creating an unnecessary volume of noise that makes it seem like they are performing right in front of my building in the Apartment Precinct.</p>		
Name: Mike O'Dwyer	Email: bunsod4@gmail.com	Zip: 96815
Representing: Self	Position: Support	Submitted: Oct 28, 2022 @ 03:08 PM
<p>Testimony:</p> <p>Aloha,</p> <p>I'm testifying in FULL SUPPORT of Bill 43 (21) FD1. I've lived at the Governor Cleghorn on Kaiulani Avenue since 1972 and have seen many changes in Waikiki over the decades; some good, some very bad.</p> <p>One of the worst changes in the last several years has become very stressful and disruptive on a nightly basis. Now almost every <b>performing act on Kalakaua Avenue produces deafening amplified music</b> that I am forced to hear several streets away in Waikiki's Apartment Precinct.</p> <p>I miss watching the local street musicians who gently played Hawaiian music. It was fun to bring visiting friends and family to Kalakaua to see them but the sound level of the types of acts today makes me need to avoid Kalakaua.</p> <p>Please pass Bill 43 because the rights of residents trying to enjoy a peaceful evening at home without being a captive audience to noise several blocks away should be as important as a street performer's right to speech and expression. That equity will not take place until an allowable decibel level is put into law and enforced.</p> <p>Mahalo, Mike O'Dwyer</p>		
Name: Staci Kennedy	Email: thriftchick@gmail.com	Zip: 96815
Representing:	Position:	Submitted:

Self	Support	Oct 28, 2022 @ 03:10 PM
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Testimony:

I am writing again on behalf of my elderly mother and myself as her caregiver in support of Bill 43 (21) FD1. For decades we have lived several months each year in Waikiki. **Over the past year I have realized how disruptive the noise from the street performers on Kalakaua is to the sleep and well-being of the elderly.**

With age and diminished thought processes come sun downers symptoms. It is difficult for seniors to distinguish between real and imagined during evening and night hours. My mother needs to go to bed early, but is very often awakened by the street performer noise each evening. It always leaves her agitated and unable to fall back to sleep right away.

At this stage in her life, routine is vital. Interrupted sleep is not routine and scientifically not healthful. I'm sure that she is not the only one who is going through this, as there are many elderly people in our neighborhood.

The constant amplified noise in the evenings that blares for hours all the way over to our side of Waikiki also affects me, her caregiver. It makes me stressed and tired, and I worry that it will affect my ability to properly care for my mother.

Please take this into consideration when making your decision about Bill 43 (21) FD1 on behalf of the kupuna and their family/caregivers. Mahalo.

Name: Indira Braschi	Email: zuica22@aol.com	Zip: 96815
Representing: Self	Position: Support	Submitted: Oct 28, 2022 @ 03:18 PM

Testimony:

Dear Council Chair Waters and Councilmembers,

Please note my full support of Bill 43 (21) FD1, and gratitude to all councilmembers for your consideration to pass it.

The unnecessarily loud noise created by the amplifiers used by performers on Kalakaua Avenue is not only disruptive to all who must listen to it while sleeping, working or dining, but such noise is known to be dangerous to people's health.

As a resident in Waikiki's Apartment Precinct, I am forced to listen to it in the distance while trying to relax while at home in the evening. **Closing my doors and windows does not help much at all;** and it prevents my enjoying the trade winds until the performances stop.

There is nothing wrong with street performers entertaining tourists and locals, but the sounds they create in their acts should not be so loud that they are easily heard several streets away.

I understand how Waikiki is supported by tourism. But there needs to be some respect for those of us who live here and work here. I'm not complaining about very common urban noise. This is about the street performers with their amplifiers creating an unnecessary volume of noise that makes it seem like they are performing right in front of my building in the Apartment Precinct.

This is our home, our sanctuary. Please pass Bill 43 (21) FD1; the restrictions are definitely needed.

Respectfully,  
Indira Braschi

Name: Leonhard Nicolai	Email: nicolai.hawaii@gmail.com	Zip: 96815
Representing: Self	Position: Support	Submitted: Oct 28, 2022 @ 03:21 PM

Testimony:

I partly own and manage a small apartment building on Koa Avenue located a block from Kalakaua Avenue.

**The loud amplified music, singing, drumming, etc. coming from nearby street performers can be heard blocks away** and has an

adverse affect on the quality of life for those of us who live in Waikiki and those visiting here.

I strongly support and hope you will pass Bill 43 (21) FD1. These regulations need to be established to insure that residents and our visitors can live and visit here in a peaceful environment.

Name: Sierra Laskowski	Email: sierralaskowski11@yahoo.com	Zip: 96815
Representing: Self	Position: Support	Submitted: Oct 28, 2022 @ 03:24 PM

Testimony:

I am submitting testimony in support of Bill 43 (21) FD1 because Waikiki residents have rights, too.

I chose to live in Waikiki when I moved here in January 2021 to work because of the ease of mass transit and proximity to the beach so I could learn to surf. I live in a residential building several streets away from Kalakaua Avenue that is filled with families, children, working people, and retired senior citizens.

A few months after my move when tourism started to come back, I was shocked that incredibly loud amplified music was allowed on sidewalks. How can such loud noise be legal when it is so unhealthy for all the people who work near it? And especially when it can be heard from blocks away and bother residents?

**It makes it difficult for employees like me who must often be to work at 6 AM to get to sleep early.** I am forced to stay awake or to get up again when they finally stop playing between 10 PM to 10:30 PM so that I may re-open my windows to have fresh air during the night. It is stressful and I am never refreshed in the morning.

The street performers need to understand that they are not being asked to stop playing or to stop using their amplifiers. We just need them, out of mutual respect, to lower the volume.

Please pass Bill 43, FD1.

Name: Cherlynn Thrasher	Email: sunnyhawaiiandays@gmail.com	Zip: 96815
Representing: Self	Position: Support	Submitted: Oct 28, 2022 @ 03:27 PM

Testimony:

For the past 30 years I have spent several months a year in the Apartment Precinct of Waikiki and have done so because I love the diversity of the area, how close it is to the beach, mass transit, and being able to patronize the various restaurants within walking distance.

This past year has had the loudest street performers that I can remember in all those 30 years. It had been getting progressively disruptive over the last decade, but now that every performer has an unbelievably loud amplifier, it makes it uncomfortable to walk down Kalakaua or to dine at any of the restaurants with lanais or open window facing the street, especially in the evenings.

The volume of their amplifiers is not only deafening when walking by, but the noise is even heard all the way to my rental apartment between Kuhio and the Ala Wai. **It makes it difficult to watch television with my volume set at a reasonable level. I was warned by our resident manager to turn it down because it was too loud in the hallway.**

I support Bill 43 (21) FD1 because it will set decibel maximums for street performers which will be respectful of people living in the neighborhood around them.

Name: Bradley Patenaude	Email: braad@aol.com	Zip: 96815
Representing: Self	Position: Support	Submitted: Oct 28, 2022 @ 03:34 PM

Testimony:

Aloha,

Once again I am writing to support Bill 43 on Amplified Noise in Waikiki. The worst and most disruptive source of amplification is from street performers.

I live on Kaiulani Avenue just a few blocks from Kalakaua Avenue. Every evening we are subjected to street performers that set up on the corner of Kalakaua and Kaiulani with their amplifiers, and often times lighting etc...for a full concert. Some evenings the noise is so loud that it's near impossible to enjoy a quiet relaxing evening in our home. Couple it with the barrage of sirens and muscle cars that have become an ALL DAY NIGHTMARE in Waikiki, it's just really rather horrible.

We do not have air conditioning, nor do we want it, so our windows and sliders stay open 24/7. We do realize that part of Waikiki is a resort area, but it is also a residential neighborhood where people live, work and relax. This must be a consideration in passing this bill. Thank you for the consideration.

Bradley Patenaude  
225 Kaiulani Aye, #1405  
96815

Name: Terril Slusser	Email: terrilslusser@gmail.com	Zip: 96815
Representing: Self	Position: Support	Submitted: Oct 28, 2022 @ 03:35 PM

Testimony:

This is testimony in FULL SUPPORT of Bill 43 (21) FD1.

Residents who live between Kuhio and the Ala Wai as I do should not be forced to hear the street performers' amplified music the way we do inside our homes for hours at a time in the evenings.

Bill 43 is not banning amplifiers so there should not be opposition to it from the street performers. The bill just addresses the need for decibel limits to be set starting at 7PM in the evenings to be fair to all people who live and work in Waikiki.

Name: Pamela Walker	Email: crystaltravel@earthlink.net	Zip: 96815
Representing: Self	Position: Support	Submitted: Oct 28, 2022 @ 05:04 PM

Testimony:

Please pass Bill 43 (21) FD1. I have lived in the Governor Cleghorn on Kaiulani Avenue since 1993 and have always loved being part of the Waikiki community. Unfortunately, my residential community is being unfairly subjected to excessive volumes of unwanted noise caused by street performers using powerful amplifiers. No one can legitimately say that it is the residents' fault for living in Waikiki because we live in the residential area blocks away.

Kalakaua Avenue was not an earsplitting circus when I moved here. Over the years I enjoyed seeing the musicians playing Hawaiian music while some of their family members danced the hula. It really promoted a Hawaiian sense of place. They probably don't come to Kalakaua now because it is impossible for them to be heard with the other types of acts blasting so loudly. It is a loss for both tourists and residents.

One evening I was sitting in my living room (mauka of Kuhio) while on the phone with a friend and the performers on the corner of Kalakaua and Kaiulani Avenues started to play. The music from their 3 elevated loud speakers was so loud that my friend asked what all the racket was. We had to hang up because I couldn't hear her well from any of the rooms in my apartment.

It seems that the noise gets louder as the weeks go on and they often play all evening, even till well past 10:30 PM. I have visited the HPD Waikiki substation three times to discuss this matter, and was always told they can't do anything to help. Passing Bill 43 (21) FD1 will give them the ability to help.

Name: Margaret Murchie	Email: Margaret@margaretm.com	Zip: 96816
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Representing: Self	Position: Support	Submitted: Oct 28, 2022 @ 05:54 PM
<p>Testimony:</p> <p>Please support Bill 43, which will restrict amplified "entertainment" with its current painful, earsplitting noise level on almost every block with each "performer" attempting to outdo each other, cranking up their boom boxes. <b>One cannot walk or hear themselves talk on the Waikiki sidewalks or restaurants with these chaotic competitions.</b> There are also a couple of restaurants in the International Marketplace that are way louder than they should be and their security and police have been called many times. Why do we allow this? Ask the workers at the hotels along the way how many complaints they get. It also creates chaos with the predators using the distracted crowds gathered to easily pick pockets and riles up the mentally challenged homeless. We walk about three times a week, either early morning or evening, from the Elks to Lewers and it is a deterrance for sure. It is definitely not enjoyable nor is it necessary. I own a long term rental condo near Kapahulu and Kalakaua and have lost good tenants over the noise issue. Please do something to quell the cacophony. We should also do something about the loud motorcycles and other vehicles with modified mufflers racing around the neighborhood night and day. Mahalo for your consideration and attention.</p>		
Name: barbara barry	Email: barbaraabarry@gmail.com	Zip: 96815
Representing: Self	Position: Support	Submitted: Oct 29, 2022 @ 07:05 AM
<p>Testimony:</p> <p>support Bill 43 (21) FD1.</p>		
Name: Board of Directors AOA Governor Cleghorn	Email: governorcleghornaoa@gmail.com	Zip: 96815
Representing: Self	Position: Support	Submitted: Oct 29, 2022 @ 09:07 AM
Name: Jim Cosgrove	Email: jhcogrove@juno.com	Zip: 96815
Representing: Self	Position: Support	Submitted: Oct 29, 2022 @ 01:45 PM
<p>Testimony:</p> <p>Dear City Councilmembers:</p> <p>Thank you for this opportunity to testify in support of Bill 43 (21) FD1. Waikiki is divided into two distinct sections, the Resort Area makai of Kuhio, and the Apartment Precinct mauka of Kuhio.</p> <p>City dwellers understand that normal sounds like traffic and sirens go with the territory. <b>The unregulated, highly-amplified music that can be heard from blocks away that comes from what tourists and residents alike have called the ear-splitting circus on Kalakaua is not normal in any city on a nightly basis.</b></p> <p>The unmitigated noise that continues for hours in the evenings disturbs residents, children and adults, who live several streets away in the quieter residential part of Waikiki, but are forced to listen to it all evening long after long days at work or school.</p> <p>We respect the rights of street performers, but Bill 43 is obviously needed so the rights of residents to not be forced to hear the sounds as loudly as we do now will also be acknowledged and enforced.</p> <p>This bill is not banning the performers or their use of amplifiers; it is just a matter of lowering the volume and limiting the hours of the currently uncontrolled high-decibel levels.</p> <p>Please pass Bill 43 (21) FD1.</p> <p>Sincerely, Jim Cosgrove 225 Kaiulani Ave</p>		

Name: Cynthia Vanaria	Email: cmvana@aol.com	Zip: 96815
Representing: Self	Position: Support	Submitted: Oct 30, 2022 @ 05:14 AM
<p>Testimony:</p> <p>Aloha Honolulu City Councilmembers,</p> <p>I reside in the Governor Cleghorn on Kaiulani Ave in Waikiki. I am writing in STRONG SUPPORT of Bill 43, and I implore you to pass this bill because something must be done about the unacceptably loud noise produced by the street performers on Kalakaua Ave.</p> <p><b>The performers are fun and clever tourist attractions, but the level of sound they produce makes them IMPOSSIBLE for me to enjoy. It is even unbearable when driving down Kalakaua with the car windows closed. I am now avoiding many of the restaurants on Kalakaua with outside seating.</b></p> <p>The amplified noise is loud enough to be a constant hours-long nightly disturbance, even for those of us who are residents MAUKA of Kuhio. I cannot begin to fathom how disturbing it must be for jetlagged tourists in any of the hotels on Kalakaua.</p> <p>Although I have no objection to the entertainment itself, it needs to be understood that we are truly a mixed neighborhood and the entertainers are not being considerate with their noise level. I hope that the bill will pass into law so the current unacceptable situation will be fairly corrected with mutual respect on BOTH sides.</p> <p>Thank you very much for your consideration to pass Bill 43. Cynthia Vanaria</p>		
Name: Rita Onorio	Email: rita.onorio@gmx.de	Zip: 96815
Representing: Self	Position: Support	Submitted: Oct 30, 2022 @ 01:22 PM
<p>Testimony:</p> <p>I am a graduate student at HPU who lives on Kaiulani Avenue between Kuhio Avenue and Ala Wai Blvd. <b>The amplified noise on Kalakaua Avenue that can be heard in my apartment makes it difficult to use the time in the evening to study.</b> I also get up early in the morning to attend lectures and I often have to wait until the street performers stop playing before I can go to sleep.</p> <p>I support Bill 43 that would have the volume lowered starting at 7:00 PM.</p>		
Name: Kristina Holzapfl	Email: kristinaholzapfl@ymail.com	Zip: 96815
Representing: Self	Position: Support	Submitted: Oct 30, 2022 @ 01:25 PM
<p>Testimony:</p> <p>Aloha Honolulu City Councilmembers,</p> <p>I am in full support of Bill 43, FD1. The amplified music on Kalakaua Avenue should not be so loud that it can be heard in Waikiki's residential apartment district where people can even hear it in their living rooms. <b>It disturbs the concentration I need for my studies.</b> Please pass the bill.</p> <p>Mahalo for your consideration.</p>		
Name: Julia Schmatz	Email: juliaschmatz@ymail.com	Zip: 96815
Representing: Self	Position: Support	Submitted: Oct 30, 2022 @ 01:26 PM
<p>Testimony:</p>		

Thank you for this opportunity to testify in support of Bill 43 to lower the volume of amplified noise on sidewalks in Waikiki so **people may relax or study without being disturbed for hours every evening**. As a student I will really appreciate the change in volume.

Name: Jaime Smedes	Email: jaime.smedes@gmail.com	Zip: 96815
Representing: Self	Position: Support	Submitted: Oct 30, 2022 @ 03:31 PM

Testimony:  
**The noise level in Waikiki and around Oahu is unfortunate and negatively impacts the mental health of more residents than we can understand.** I urge the city and law enforcement to hold people accountable for creating unnecessary noise in the form of excessive vehicle exhaust systems both in cars, trucks, and motorcycles.

Name: Julia Rivera	Email: rivera30julia@gmail.com	Zip: 96815
Representing: Self	Position: Support	Submitted: Oct 30, 2022 @ 06:48 PM

Testimony:  
**We need limit on noise so people living here can sleep and work without interruption**

Name: John Bickel	Email: jbickel15@yahoo.com	Zip: 96815
Representing: Self	Position: Support	Submitted: Oct 31, 2022 @ 07:53 AM

Testimony:  
I have lived in Waikiki on Ala Wai Blvd for almost twenty years. Since then the unit next to mine has been bought and sold a number of times. Each time someone moves in thinking Waikiki is a fun place to live. In about two years they tire of the noise and move out. **So many of us suffer from sleep deprivation due vehicle noise and people screaming at all hours.** More needs to be done. This bill is a good step.

Name: Rob Coutts	Email: r.coutts@comcast.net	Zip: 96815
Representing: Self	Position: Support	Submitted: Oct 31, 2022 @ 08:43 AM

Testimony:  
Please pass this legislation - Waikiki does not need carnival barkers and "entertainers" clogging the streets and generating so much noise.  
Nobody wants to hear someone's amplified yelling, singing, and music especially in the evenings.  
**It's like having the idiot with the boombox in their car loudly playing "music" park in front of your house.**  
It's annoying and needs to stop.

Name: Carlino Giampolo	Email: carlinog@hotmail.com	Zip: 96815
Representing: Self	Position: Support	Submitted: Nov 1, 2022 @ 08:04 AM

Testimony:  
I strongly support the passage of Bill 43.  
**No one should have the right to disrupt the peace and tranquility, as well as adversely impact the health and well-being of residents, with their loud and excessive noises.** This includes street performers who are not local to the neighborhood where they perform.  
Bill 43 respects the dignity of Waikiki neighborhood residents.

Please pass Bill 43 for final approval by the mayor.

Name: Michael Mischer	Email: michaelmischer@me.com	Zip: 96815
Representing: Self	Position: Support	Submitted: Nov 1, 2022 @ 10:55 AM

Testimony:  
I am in favor of Bill 043.

**The health of citizens living in Waikiki is of most importance.**

Name: Sharon Moriwaki	Email: senmoriwaki@capitol.hawaii.gov	Zip: 96813
Representing: Self	Position: Support	Submitted: Nov 1, 2022 @ 02:31 PM

Name: Adrian Tam	Email: reptam@capitol.hawaii.gov	Zip: 96815
Representing: Self	Position: Support	Submitted: Nov 1, 2022 @ 02:32 PM

Name: Alessandra Gallian	Email: alessa.gallian@gmail.com	Zip: 96815
Representing: Self	Position: Support	Submitted: Nov 2, 2022 @ 08:25 AM

Testimony:  
**I live on 225 Kaiulani Avenue. My windows go out ocean side and I can hear the music very clearly as if it were played in my living room. I don't want to have to listen to a full blown concert every night. There is especially one band that has two large speakers set up with a stage. This is taking it too far. We have asked them kindly many times to turn it down but they don't care. This is not Aloha. Do they even have a license to have all that set up? They are being very disrespectful to our residents in this community. This is not Pono.**

Also the sound on the corner they are set up echoes. It is really bothersome.

Name: Winston Welch	Email: winston@outdoorcircle.org	Zip: 96815
Representing: The Outdoor Circle	Position: Support	Submitted: Nov 2, 2022 @ 09:44 AM

Testimony:  
I want to provide oral testimony on this and other items on the agenda. Please send login instructions.

**SB-1418-HD-1**

Submitted on: 3/20/2023 11:40:44 AM

Testimony for JHA on 3/22/2023 2:00:00 PM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Testify</b>
glenn Ishikawa	Individual	Support	Written Testimony Only

Comments:

A peaceful environment is one of the intagibles that makes Hawaii special. Reducing noise pollution will cost us little and pay large dividends. Please pass SB1418

**SB-1418-HD-1**

Submitted on: 3/20/2023 12:56:58 PM

Testimony for JHA on 3/22/2023 2:00:00 PM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Testify</b>
Pam Walker	Individual	Support	Written Testimony Only

Comments:

I support SB1418. The amplified noise level in our area of Waikiki,(Kaiulani Ave, Mauka of Kuhio) is disturbing to my evening. It is not possible to have my windows open, because the noise drowns out the sound of my television. When I take a walk down Kalakaua in the afternoon, there are street performers with loud amplifiers along the street. There is a lady singing in front of the International Market Place, a drummer in front of Maui Brewing, and another lady singing on the corner of Kalakaua and Royal Hawaiian. There have been street performers for years along the street, but not with the loud disturbing amplifiers. I also request that the time for the noise ordinance to be effective at 8:00 P M.

**SB-1418-HD-1**

Submitted on: 3/20/2023 2:07:43 PM

Testimony for JHA on 3/22/2023 2:00:00 PM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Testify</b>
Flora Ling	Individual	Support	Written Testimony Only

Comments:

I wish to support SN1418 to reduce noise pollution. Living on Oahu should be paradise. Instead I find my peaceful enjoyment of our beautiful island interrupted by constant overly loud noise, especially from sirens. The sirens do not have to be one long scream--even New York City emergency vehicles have duller, intermittent sirens.

Other invasive sounds come from cars without proper mufflers, gangs of motorcycles, larger sound systems. Please do something!

**SB-1418-HD-1**

Submitted on: 3/20/2023 9:33:04 PM

Testimony for JHA on 3/22/2023 2:00:00 PM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Testify</b>
Gerard Silva	Individual	Oppose	Written Testimony Only

Comments:

To much Government Control we need less Government!!!!

**SB-1418-HD-1**

Submitted on: 3/21/2023 8:27:23 AM

Testimony for JHA on 3/22/2023 2:00:00 PM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Testify</b>
John Bickel	Individual	Support	Written Testimony Only

Comments:

As a Waikiki resident, I endure a lot of noise and therefore support this bill.

**SB-1418-HD-1**

Submitted on: 3/21/2023 11:20:02 AM

Testimony for JHA on 3/22/2023 2:00:00 PM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Testify</b>
Dylan P. Armstrong	Individual	Support	Written Testimony Only

Comments:

**[COMMITTEE ON JUDICIARY & HAWAIIAN AFFAIRS](#)**

The Honorable David Tarnas, Chair

The Honorable Gregg Takayama, Vice Chair

Aloha Chair Tarnas, Vice Chair Takayama, and Members of the Committee on Judiciary and Hawaiian Affairs:

RE: SB1418 SD2, HD1

I support Senate Bill 1418, Senate Draft 2, House Draft 1.

I support this measure as amended because noise pollution is a pernicious and significant detriment to the health of the people of Hawai'i. What research on the subject exists show that Hawai'i experiences the average worst sleep in the nation. Forty-three percent of residents average less than seven hours of sleep, nightly.

See:

[Source: The Sleep Foundation](#)

A change-agent driver of this inadequate sleep would seem to be noise. Having lived or temporarily resided in some of the quietest and noisiest municipalities in the US, I know that urban Honolulu has tremendous noise (and light) pollution, especially at night. This is not caused usually be deliberate action, but by inadequate, cumulative ones. Building standards, deferred vehicle maintenance, shoddy business practices, etc.

However, noise pollution is linked to serious and chronic health problems--disease--the loss of economic productivity, and the decline of neighborhood appeal.

The practice of creating noise pollution can only be handled several ways, and the criminal code is the most obvious. For that reason, the provisions of this measure make the most sense.

In effect, this is the tragedy of the commons which we must remediate.

Please consider supporting Senate Bill 1418, SD2, HD1.

Thank you,  
DPA