



GOV. MSG. NO. 761

EXECUTIVE CHAMBERS
HONOLULU

LINDA LINGLE
GOVERNOR

June 23, 2009

The Honorable Colleen Hanabusa, President
and Members of the Senate
Twenty-Fifth State Legislature
State Capitol, Room 409
Honolulu, Hawaii 96813

Dear Madam President and Members of the Senate:

This is to inform you that on June 23, 2009, the following bill was signed into law:

SB1069 SD1 HD2 CD1

A BILL FOR AN ACT
RELATING TO THE HAWAII COMMUNITY
DEVELOPMENT AUTHORITY.
ACT 144 (09)

Sincerely,



LINDA LINGLE

A BILL FOR AN ACT

RELATING TO THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY.

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

1 SECTION 1. In 2006, the legislature enacted Act 317,
2 Session Laws of Hawaii 2006, that, in part, prohibits the Hawaii
3 community development authority from selling or assigning the
4 fee simple interest in any lands in the Kakaako community
5 development district, except for certain specified uses or
6 reasons. Act 317 also prohibits the approval of any plan or
7 proposal for any residential development in the Kakaako makai
8 area of the Kakaako community development district.

9 In that same year, the legislature also adopted House
10 Concurrent Resolution No. 30, S.D. 1, urging the authority to
11 immediately rescind both its request for proposals and any
12 contract or agreement awarded, or commitment made, to Alexander
13 & Baldwin Properties, Inc., for the development of Kakaako
14 makai. These measures were adopted because of the public's
15 strong opposition to the project submitted by Alexander &
16 Baldwin. Furthermore, the concurrent resolution urged the
17 authority to immediately convene a working group of interested



1 stakeholders to meaningfully participate in the development,
2 acceptance, and implementation of any future plans for the
3 development of Kakaako makai.

4 The purpose of this Act is to ensure that the working group
5 meaningfully participates with the authority's development,
6 acceptance, and implementation of any future plans for the
7 development of the Kakaako makai area of the Kakaako community
8 development district.

9 SECTION 2. Chapter 206E, Hawaii Revised Statutes, is
10 amended by adding a new section to part II to be appropriately
11 designated and to read as follows:

12 "§206E- Kakaako makai; plan. In developing, accepting,
13 and implementing any plans for the development of the Kakaako
14 makai area within the Kakaako community development district,
15 the authority shall collaborate with and consider the
16 recommendations of the Kakaako makai community planning advisory
17 council, established pursuant to house concurrent resolution no.
18 30, regular session of 2006, and organized in 2007. Any
19 transfer of property in the Kakaako makai area within the
20 Kakaako community development district to any state or county
21 agency shall be upon the condition that the agency shall be
22 required to collaborate with and consider the recommendations of



1 the Kakaako makai community planning advisory council in the
2 development, acceptance, and implementation of any plan for the
3 transferred property. As used in this section, "Kakaako makai"
4 means the area within the Kakaako community development district
5 that is from the east side of Kewalo basin at the ewa wall of
6 Ala Moana Park, to Forrest Avenue, and from Ala Moana Boulevard
7 to the ocean."

8 SECTION 3. New statutory material is underscored.

9 SECTION 4. This Act shall take effect upon its approval.

APPROVED this 23 day of JUN, 2009


GOVERNOR OF THE STATE OF HAWAII