
HOUSE RESOLUTION

URGING THE DEPARTMENT OF LAND AND NATURAL RESOURCES, DEPARTMENT OF HEALTH, AND THE CITY AND COUNTY OF HONOLULU TO TAKE NECESSARY STEPS TO EXPEDITE CONSTRUCTION FOR THE EXPANSION AND IMPROVEMENT OF THE REPLACEMENT WASH-DOWN STATIONS AT MAUNALUA BAY.

1 WHEREAS, Maunalua Bay in Hawaii Kai on the island of Oahu
2 is a favorite spot for canoe paddlers, boaters, kayakers,
3 fishers, and picnickers; and
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5 WHEREAS, Maunalua Bay once had four wash-down stations,
6 located away from the vehicle traffic of the bay, where boaters
7 could safely wash their boats and other belongings after
8 returning from the ocean; and
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10 WHEREAS, deterioration of the wash-down area pavement, and
11 Department of Health regulations prohibiting water run-off from
12 draining directly into the ocean, forced the State to relocate
13 the wash-down stations to a different location at Maunalua Bay;
14 and
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16 WHEREAS, the new wash-down stations can only accommodate
17 three boats and are configured so that usually only two boats
18 can use the stations at one time; and
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20 WHEREAS, the new wash-down stations lack proper lighting,
21 are located in an area of high vehicle traffic, add to the
22 traffic congestion of the bay and Hawaii Kai Drive, and are
23 dangerous to use; and
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25 WHEREAS, the Department of Land and Natural Resources is
26 working toward expanding and improving the new wash-down
27 stations, but is encountering difficulty due to some of the land
28 for the proposed expansion area being owned by the City and
29 County of Honolulu; and
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1 WHEREAS, expansion and improvement of the new wash-down
2 stations require certification from the Department of Health
3 that any resulting discharge will not violate applicable water
4 quality standards, in accordance with section 401(a)(1) of the
5 federal Clean Water Act; and
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7 WHEREAS, the Department of Health is required under state
8 law to adopt rules specifying a maximum time period to grant or
9 deny a business- or development-related permit, license, or
10 approval; and
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12 WHEREAS, the Department of Health has adopted rules
13 providing that if the Director of Health fails or refuses to act
14 on a request for certification within one year after receipt of
15 a complete water quality certification application, then
16 specified certification requirements must be waived with respect
17 to the concurrently required federal application; and
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19 WHEREAS, the Department of Health's responses to government
20 and private sector applications are often issued more than two
21 years following the submission of a complete application; and
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23 WHEREAS, the time required to obtain a water quality
24 certification is unreasonably long, is not consistent with the
25 intent set forth in section 91-13.5, Hawaii Revised Statutes,
26 and results in costly delays to both government and private
27 applicants; and
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29 WHEREAS, the timely approval or disapproval of applications
30 is a reasonable expectation and is necessary for applicants to
31 accurately budget for and implement capital improvements and
32 natural resource management projects; now, therefore,
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34 BE IT RESOLVED by the House of Representatives of the
35 Twenty-eighth Legislature of the State of Hawaii, Regular
36 Session of 2015, that the Department of Land and Natural
37 Resources, Department of Health, and City and County of Honolulu
38 are urged to take necessary steps to expedite construction for
39 the expansion and improvement of the replacement wash-down
40 stations at Maunalua Bay; and
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1 BE IT FURTHER RESOLVED that certified copies of this
2 Resolution be transmitted to the Chairperson of the Board of
3 Land and Natural Resources, the Director of Health, and the
4 Mayor and Council Chairperson of the City and County of
5 Honolulu.
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