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**From:** Vern Hinsvark [mailto:verno@hawaii.rr.com]  
**Sent:** Tuesday, August 14, 2012 10:06 AM  
**Subject:** Bill 11 Council Meeting Testimony

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My name is Vern Hinsvark. I am a Kailua resident. I support Bill 11.

The Elephant in the room concerning this issue is lack of enforcement of currently existing laws and the lack of transparency in the permitting process.

The result of these issues being ignored is the call for a total ban as called for in Bill 11.

In 1989 the Bed & Breakfast law was passed. We are all aware of how that has worked out.

The Camp Kailua issue of 1996 resulted in a law outlawing tour buses in Kailua Beach Park. Commercial permits would only be issued with the completion of an ES. This is what we are addressing today.

Gary Cabato, the Parks and Recreation Director, now decides he can solve our problem by issuing permits to all current law breakers. With no oversight of the Parks Department - no thank you.

An example of how this works is the permit issued to Rich Pinto for an event on July 7, 2012. This year.

First a note from Jon Chinen, Parks and Recreation Committee:  
"Under the Recreational Activities Rules Section 4C states: "City parks and recreational facilities may not be used for private parties such as baby luaus, graduations and wedding parties, etc."

This permit issued to Rich Pinto was for a wedding at Kalama Beach Park.

What do we know about this and what have we heard?

The wedding invitation was sent out well in advance. It is said there were 150 invites.

It is said that Rich Pinto was told not to pick up the permit until 7/6/12.

This was after Bill 5 went into effect.

It was heard that the permit Rich Pinto received cost more than \$1000.00.

They was no fire department permit, which was required.

Other requirements of the permit were ignored.

Due to community activists taking pictures, the wedding was, at the last moment, moved to the beach.

Limited by permit to 200 square feet. Out of respect for the ceremony no pictures were taken.

There is much more to be investigated.

Who issued this permit? As a citizen, I don't know. Public record? Not available.

We do not trust the Parks Department to enforce the law. They are not enforcing the existing laws. There are indications of "Pay to Play" that need to be investigated.

These are the elephants in the room. This is why we need a total ban. After Bill 11 is enforced, a permit procedure that is enforceable, fair and transparent can be considered.

Override the veto. Serve the residents. Thank you.