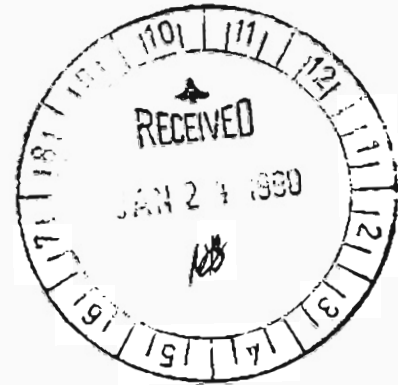




*Territory of Guam*  
*Territorio de Guam*

OFFICE OF THE GOVERNOR  
URFSINAN I MAGA LAHI  
AGANA, GUAM 96910 U.S.A.

JAN 18 1990



The Honorable Joe T. San Agustin  
Speaker, Twentieth Guam Legislature  
Post Office Box CB-1  
Agana, Guam 96910

Dear Mr. Speaker:

Transmitted herewith is Bill No. 589, which I have signed into law this date as Public Law 20-117.

Sincerely,

A handwritten signature in cursive script, appearing to read "Joseph F. Ada".

JOSEPH F. ADA  
Governor

200662

Attachment

RECEIVED JAN 24 1990

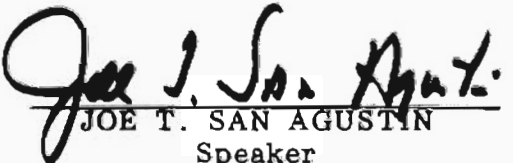
Handwritten initials or a signature, possibly "JFB", written in cursive.



TWENTIETH GUAM LEGISLATURE  
1990 (SECOND) Regular Session

CERTIFICATION OF PASSAGE OF AN ACT TO THE GOVERNOR

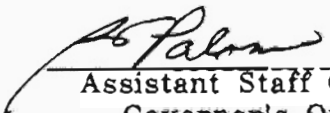
This is to certify that Substitute Bill No. 589 (LS), "AN ACT TO ADD SUBPARAGRAPH (f) TO §26017 OF THE GOVERNMENT CODE TO GIVE RESPONSIBILITY OVER MOTORIZED WATER RECREATIONAL CRAFT AND THEIR OPERATIONS TO THE RECREATION DIVISION OF THE DEPARTMENT OF PARKS AND RECREATION," was on the 5th day of January, 1990, duly and regularly passed.

  
JOE T. SAN AGUSTIN  
Speaker

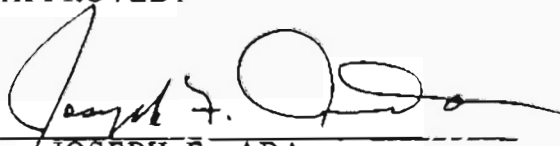
Attested:

  
PILAR C. LUJAN  
Senator and Legislative Secretary

-----  
This Act was received by the Governor this 18 day of Jan., 1990,  
at 6:00 o'clock p.m.

  
Assistant Staff Officer  
Governor's Office

APPROVED:

  
JOSEPH F. ADA  
Governor of Guam

Date: JAN 18 1990

Public Law No. 20-117

TWENTIETH GUAM LEGISLATURE  
1989 (FIRST) Regular Session

Bill No. 589 (LS)  
As substituted by the Committee  
on Youth, Senior Citizens, Cultural  
Affairs and Human Resources and  
further substituted by the Committee  
on Rules on 1/3/90.

Introduced by:

J. P. Aguon  
F. J. A. Quitugua  
E. D. Reyes

---

E. P. Arriola  
H. D. Dierking  
M. Z. Bordallo  
T. S. Nelson  
C. T. C. Gutierrez  
P. C. Lujan  
G. Mailloux  
D. Parkinson  
J. T. San Agustin  
F. R. Santos  
J. G. Bamba  
D. F. Brooks  
E. R. Duenas  
E. M. Espaldon  
M. D. A. Manibusan  
M. C. Ruth  
T. V. C. Tanaka  
A. R. Unpingco

AN ACT TO ADD SUBPARAGRAPH (f) TO  
§26017 OF THE GOVERNMENT CODE TO GIVE  
RESPONSIBILITY OVER MOTORIZED WATER  
RECREATIONAL CRAFT AND THEIR  
OPERATIONS TO THE RECREATION DIVISION  
OF THE DEPARTMENT OF PARKS AND  
RECREATION.

1 BE IT ENACTED BY THE PEOPLE OF THE TERRITORY OF GUAM:  
2 Section 1. Subparagraph (f) is hereby added to §26017 of the  
3 Government Code to read:

4 "(f) Formulating a comprehensive plan and policy for the  
5 operation of motorized water recreational craft which plan shall be  
6 adopted and promulgated according the provisions of the Administrative  
7 Adjudication Law. The plan shall include designations and descriptions  
8 of those areas within Guam's territorial waters where motorized water  
9 recreational craft may be operated, compulsory safety regulations

1            regarding the noise levels of motorized water recreational craft, and  
2            regulations requiring appropriate training prior to the use of motorized  
3            water recreational craft. Motorized water recreational craft shall be  
4            registered and licensed by the Department of Parks and Recreation for  
5            a reasonable fee charged to cover administrative costs."

6            Section 2. The Department of Parks and Recreation shall submit  
7            proposed rules and regulations under this Act to the Legislature within  
8            ninety (90) days after the enactment of this Act.

TWENTIETH GUAM LEGISLATURE  
1989 (FIRST) Regular Session

ROLL CALL SHEET

Bill No. 589

Date: 1/5/90

Resolution No. \_\_\_\_\_

QUESTION: \_\_\_\_\_

	<u>AYE</u>	<u>NAY</u>	<u>NOT VOTING</u>	<u>ABSENT</u>
J. P. Aguon	✓			
E. P. Arriola	✓			
J. G. Bamba	✓			
M. Z. Bordallo	✓			
D. F. Brooks				✓
H. D. Dierking	✓			
E. R. Duenas	✓			
E. M. Espaldon	✓			
C. T. C. Gutierrez	✓			
P. C. Lujan	✓			
G. Mailloux	✓			
M. D. A. Manibusan				✓
T. S. Nelson	✓			
D. Parkinson	✓			
F. J. A. Quitugua	✓			
E. D. Reyes	✓			
M. C. Ruth	✓			
J. T. San Agustin	✓			
F. R. Santos	✓			
T. V. C. Tanaka	✓			
A. R. Unpingco	✓			

19

2

APR 12 '89

TWENTIETH GUAM LEGISLATURE  
1989 (FIRST) Regular Session

Bill No. 589 (LS)

Introduced by:

J. P. Aguon  
FJA. Quitugua  
E.P. REYES

AN ACT TO ADD SUBPARAGRAPH (f) TO  
§20167 OF THE GOVERNMENT CODE TO GIVE  
THE RECREATION DIVISION OF THE  
DEPARTMENT OF PARKS AND RECREATION  
RESPONSIBILITY OVER JET SKIS AND THEIR  
OPERATIONS.

1 BE IT ENACTED BY THE PEOPLE OF THE TERRITORY OF GUAM:  
2 Section 1. Subparagraph (f) is hereby added to §20167 to read as  
3 follows:

4 "(f) Formulating a comprehensive plan and policy for the  
5 operation of those water recreational devices known as "jet skis" which  
6 plan shall include a description of those areas within Guam's territorial  
7 waters where such jet skis may be lawfully operated, compulsory  
8 safety regulations for the operators of such jet skis, regulations as to  
9 the noise levels of such jet skis while operating, and regulations  
10 requiring appropriate training prior to the use of jet skis, which plan  
11 shall be adopted and promulgated according to the provisions of the  
12 Administrative Adjudication Law."

# SENATOR ELIZABETH P. ARRIOLA

Chairperson

Committee on Youth, Senior Citizens,  
Cultural Affairs and Human Resources



**Twentieth**  
Guam Legislature

December 27, 1989

The Honorable Joe T. San Agustin  
Speaker  
Twentieth Guam Legislature  
163 Chalan Santo Papa  
Agana, Guam 96910

VIA: Chairman, Committee on Rules

Dear Mr. Speaker:

The Committee on Youth, Senior Citizens, Cultural Affairs and Human Resources to which were referred Bill No. 589, "AN ACT TO ADD SUBPARAGRAPH (I) TO §26017 OF THE GOVERNMENT CODE TO GIVE THE RECREATION DIVISION OF THE DEPARTMENT OF PARKS AND RECREATION RESPONSIBILITY OVER JET SKIS AND THEIR OPERATION", has had the same under consideration and now wishes to report back its recommendation TO DO PASS AS SUBSTITUTED.

Committee votes received:

TO DO PASS

TO NOT PASS

REPORT OUT

OTHER

-11-

-0-

-2-

-0-

Attached herewith are the Committee Report and other pertinent documents for your perusal.

Sincerely,

ELIZABETH P. ARRIOLA

Attachments

# VOTE SHEET

THE COMMITTEE ON YOUTH, SENIOR CITIZENS,  
CULTURAL AFFAIRS AND HUMAN RESOURCES

On Bill No. 589 (LS) - *as substituted by the Committee*

**"AN ACT TO ADD SUBPARAGRAPH (f) TO §26017 OF THE GOVERNMENT CODE TO  
GIVE THE RECREATION DIVISION OF THE DEPARTMENT OF PARKS AND  
RECREATION RESPONSIBILITY OVER JET SKIS AND THEIR OPERATION."**

Chairperson:	To Pass	Not To Pass	Report Out	Inactive File
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<p><i>Elizabeth P. Arriola</i> _____ Elizabeth P. Arriola</p>	<p>✓ _____ _____</p>	<p>_____ _____ _____</p>	<p>_____ _____ _____</p>	<p>_____ _____ _____</p>
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Members:	To Pass	Not To Pass	Report Out	Inactive File
----------	---------	-------------	------------	---------------

<p><i>Frank R. Santos</i> _____ Frank R. Santos</p>	<p>✓ _____ _____</p>	<p>_____ _____ _____</p>	<p>_____ _____ _____</p>	<p>_____ _____ _____</p>
---	------------------------------	----------------------------------	----------------------------------	----------------------------------

<p><i>J. George Bamba</i> _____ J. George Bamba</p>	<p>✓ _____ _____</p>	<p>_____ _____ _____</p>	<p>_____ _____ _____</p>	<p>_____ _____ _____</p>
---	------------------------------	----------------------------------	----------------------------------	----------------------------------

<p><i>Madeleine Bordallo</i> _____ Madeleine Bordallo</p>	<p>✓ _____ _____</p>	<p>_____ _____ _____</p>	<p>_____ _____ _____</p>	<p>_____ _____ _____</p>
---	------------------------------	----------------------------------	----------------------------------	----------------------------------

<p><i>Herminia Dierking</i> _____ Herminia Dierking</p>	<p>✓ _____ _____</p>	<p>_____ _____ _____</p>	<p>_____ _____ _____</p>	<p>_____ _____ _____</p>
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<p><i>Edward Duenas</i> _____ Edward Duenas</p>	<p>✓ _____ _____</p>	<p>_____ _____ _____</p>	<p>_____ _____ _____</p>	<p>_____ _____ _____</p>
---	------------------------------	----------------------------------	----------------------------------	----------------------------------

<p><i>Ernesto Espaldon</i> _____ Ernesto Espaldon</p>	<p>✓ _____ _____</p>	<p>_____ _____ _____</p>	<p>_____ _____ _____</p>	<p>_____ _____ _____</p>
---	------------------------------	----------------------------------	----------------------------------	----------------------------------

<p><i>Pilar C. Lujan</i> _____ Pilar C. Lujan</p>	<p>✓ _____ _____</p>	<p>_____ _____ _____</p>	<p>_____ _____ _____</p>	<p>_____ _____ _____</p>
---	------------------------------	----------------------------------	----------------------------------	----------------------------------

<p><i>Gordon Mailloux</i> _____ Gordon Mailloux</p>	<p>✓ _____ _____</p>	<p>_____ _____ _____</p>	<p>_____ _____ _____</p>	<p>_____ _____ _____</p>
---	------------------------------	----------------------------------	----------------------------------	----------------------------------

<p><i>Ted S. Nelson</i> _____ Ted S. Nelson</p>	<p>✓ _____ _____</p>	<p>_____ _____ _____</p>	<p>_____ _____ _____</p>	<p>_____ _____ _____</p>
---	------------------------------	----------------------------------	----------------------------------	----------------------------------

<p><i>Edward D. Reyes</i> _____ Edward D. Reyes</p>	<p>✓ _____ _____</p>	<p>_____ _____ _____</p>	<p>_____ _____ _____</p>	<p>_____ _____ _____</p>
---	------------------------------	----------------------------------	----------------------------------	----------------------------------

<p><i>Martha C. Ruth</i> _____ Martha C. Ruth</p>	<p>_____ _____ _____</p>	<p>_____ _____ _____</p>	<p>_____ _____ _____</p>	<p>_____ _____ _____</p>
---	----------------------------------	----------------------------------	----------------------------------	----------------------------------

<p><i>Joe T. San Agustin</i> _____ Joe T. San Agustin</p>	<p>_____ _____ _____</p>	<p>_____ _____ _____</p>	<p>_____ _____ _____</p>	<p>_____ _____ _____</p>
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*[Signature]*  
11/29/89



**COMMITTEE REPORT  
OF THE  
COMMITTEE ON YOUTH, SENIOR CITIZENS, CULTURAL  
AFFAIRS AND HUMAN RESOURCES  
ON BILL NO. 589 (LS)**

**AN ACT TO ADD SUBPARAGRAPH (f) TO §26017  
OF THE GOVERNMENT CODE TO GIVE THE  
RECREATION DIVISION OF THE DEPARTMENT  
OF PARKS AND RECREATION RESPONSIBILITY  
OVER JET SKIS AND THEIR OPERATION.**

**PREFACE**

The Committee on Youth, Senior Citizens, Cultural Affairs and Human Resources held a public hearing in the Legislative Session Hall on June 5, 1989, to receive testimony on **Bill No. 589 (LS)**. The hearing was conducted by Committee Chairperson, Senator Elizabeth P. Arriola and attended by Senators Pilar C. Lujan and Martha C. Ruth.

**BACKGROUND**

Bill No 589 (LS) proposes to give the Department of Parks and Recreation the responsibility to formulate a comprehensive plan and policy for the operations of "jet skis".

**SUMMARY OF TESTIMONY**

Tamuning Mayor, Alfred Dungca, testified in support of the intent of Bill 589. He told the Committee that because of the proliferation of the use of "jet skis" at the Alupang and Dungca's Beach, he would like to see their operation areas be confined where they would not interfere with other users of the coastal area. He said that too much recreational activities in the area would be detrimental to the ecology of the ocean resources.

Next to testify was Mr. Ike Iseke, President of the Guam Water-Ski Association. Mr. Iseke questioned why the Bill singles out "jet skis" from other water recreational crafts. He suggested that all motorized water recreational crafts be regulated as well. The regulation should address the safety, economic and ecological impacts on the use of the coastal areas. Any incompatible uses or activities should be restricted or prohibited.

The Committee asked if regulation or legislation is needed to restrict the age limit in respect to the operation of motorized water recreational crafts, Mr. Iseke responded that it is not a bad idea, but he continued that enforcement should be strictly adhered to since many families own "jet skis" and they do allow their children to operate them. He also feels that all motorized water recreational crafts should be insured.

There being no further testimony, the Chairperson concluded the hearing on Bill No. 589 (LS).

## COMMITTEE FINDINGS

The Committee finds that:

1. A task force headed by Bureau of Planning is formulating a regulation on use zones where motorized water recreational crafts may operate. The initial focus is on Agana Bay from Alupang to Cabras. The task force is also formulating a proposal that would require a special business license for commercial water activities.
2. The Bill should be amended to include all motorized water recreational crafts.

## COMMITTEE RECOMMENDATIONS

The Committee on Youth, Senior Citizens, Cultural Affairs and Human Resources, to which was referred **BILL NO. 589 (LS), "AN ACT TO ADD SUBPARAGRAPH (f) TO §26017 OF THE GOVERNMENT CODE TO GIVE THE RECREATION DIVISION OF THE DEPARTMENT OF PARKS AND RECREATION RESPONSIBILITY OVER JET SKIS AND THEIR OPERATION"**, as substituted, has had the same under consideration, and now wishes to report back the same with the recommendation of the Committee members as reflected on the attached vote sheet.

## ATTACHMENTS

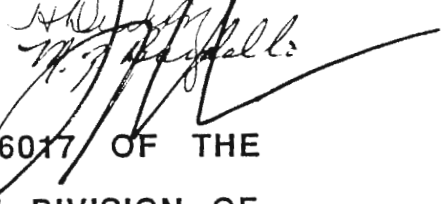
1. Written testimony from Mr. Anthony C. Mariano, Director, Department of Parks and Recreation.
2. Written testimony from Mr. Peter S. Calvo, Chairman, Intercollegiate Athletic Council, UOG
3. Petition by residents along Dungca's Beach, Tamuning

Twentieth Guam Legislature  
1989 (First) Regular Session

Bill No. 589 (LS)  
As Substituted by the  
Committee on Youth, Senior Citizens, Cultural Affairs  
and Human Resources

Introduced by:

J. P. Aguon  
F. J. A. Quitugua  
E. D. Reyes  
E. P. Arriola



AN ACT TO ADD SUBPARAGRAPH (f) TO §26017 OF THE  
GOVERNMENT CODE TO GIVE THE RECREATION DIVISION OF  
THE DEPARTMENT OF PARKS AND RECREATION  
RESPONSIBILITY OVER MOTORIZED WATER RECREATIONAL  
CRAFTS AND THEIR OPERATIONS.

1 **BE IT ENACTED BY THE PEOPLE OF THE TERRITORY OF GUAM:**

2 **Section 1.** Subparagraph (f) is hereby added to §26017 to read as follows:

3 "(f). Formulating a comprehensive plan and policy for the operation of motorized water  
4 recreational crafts which plan shall include a description of those areas within Guam's  
5 territorial waters where such motorized water recreational crafts may be lawfully  
6 operated, compulsory safety regulations as to the noise levels of such motorized water  
7 recreational crafts while operating, and regulations requiring appropriate training prior  
8 to the use of motorized water recreational crafts, which plan shall be adopted and  
9 promulgated according to the provisions of the Administrative Adjudication Law."

APR 12 '89

Referred to Del. for May hearing date

TWENTIETH GUAM LEGISLATURE  
1989 (FIRST) Regular Session

Bill No. 589(25)

Introduced by:

J. P. Aguon

FIA. Quiteguas  
ED. REYES

26017 AN ACT TO ADD SUBPARAGRAPH (f) TO  
~~§20167~~ OF THE GOVERNMENT CODE TO GIVE  
THE RECREATION DIVISION OF THE  
DEPARTMENT OF PARKS AND RECREATION  
RESPONSIBILITY OVER JET SKIS AND THEIR  
OPERATIONS.

1 BE IT ENACTED BY THE PEOPLE OF THE TERRITORY OF GUAM:

2 Section 1. Subparagraph (f) is hereby added to <sup>26017</sup>~~§20167~~ to read as  
3 follows:

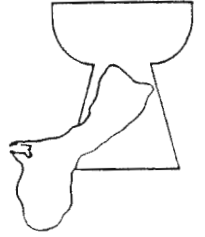
4 "(f) Formulating a comprehensive plan and policy for the  
5 operation of those water recreational devices known as "jet skis" which  
6 plan shall include a description of those areas within Guam's territorial  
7 waters where such jet skis may be lawfully operated, compulsory  
8 safety regulations for the operators of such jet skis, regulations as to  
9 the noise levels of such jet skis while operating, and regulations  
10 requiring appropriate training prior to the use of jet skis, which plan  
11 shall be adopted and promulgated according to the provisions of the  
12 Administrative Adjudication Law."



RECEIVED  
4-18-89

SENATOR

**HERMINIA D. DIERKING**  
**TWENTIETH GUAM LEGISLATURE**



COMMITTEES:

CHAIRPERSON  
Rules

VICE CHAIRPERSON  
Ways & Means  
Energy, Utilities &  
Consumer Protection

MEMBER:

Economic Development

Federal, Foreign &  
Legal Affairs

Health, Welfare &  
Ecology

Judiciary & Criminal  
Justice

Education

Justice & Transportation

Youth, Senior Citizens,  
Cultural Affairs &  
Human Resources

General Governmental  
Operations

April 14, 1989

*Deb*  
*Please schedule*  
*for May hearing.*  
*V:*  
*4/14/89*

MEMORANDUM

TO: Chairperson, Committee on Youth, Human Resources, Senior Citizens & Cultural Affairs

FROM: Chairperson, Committee on Rules

SUBJECT: Referral - Bill No. 589

The above Bill is referred to your Committee. Please note that the referral is subject to ratification by the Committee on Rules at its next meeting.

*Herminia D. Dierking*  
HERMINIA D. DIERKING

Enclosure





DEPARTMENT OF PARKS AND RECREATION



JOSEPH F. ADA  
Governor

GOVERNMENT OF GUAM  
490 Naval Hospital Road  
Agana Heights, Guam 96919  
Telephone: (671) 477-9620/1

FRANK F. BLAS  
Lt. Governor

ANTHONY C. MARIANO  
Director

JUN 05 1989

DENNIS M. ZERMENO  
Deputy Director

Honorable Elizabeth P. Arriola  
Chairperson, COmmittee on Youth, Senior  
Citizens, Cultural Affairs and  
Human Resources  
Twentieth Guam Legislature  
163 Chalan Santo Papa  
Agana, GU 96910

Dear Senator Arriola:

I am testifying on Bill No. 589, an act to give the Recreation Division of the Department of Parks and Recreation responsibility over jet skis and their operations.

During this year, several agencies of the executive branch have been meeting regarding water use and aquatic laws. Our concerns have focused on hazards created by recreational watercraft, conflict with other users, noise, and impact on the resources. Our initial focus is on Agana Bay from Alupat to Cabras. The Bureau of Planning is focusing on use zones for these areas that would be enforced by the Guam Police Department. Future plans are being formulated for the remainder of the in-shore waters of Guam by a Committee under our leadership. In addition, a proposal is being formulated that would require a special business license for commercial water activities. Because of the ongoing efforts of the administration, I would suggest deferring action on Bill No. 589 until the Committee is able to complete its work. Unifying Bill No. 589 with Committee recommendations will lead to a unified approach in addressing this important issue.

Sincerely,

ANTHONY C. MARIANO  
Director

RECEIVED  
6-7-89

6/8/89

Princpls. included  
in bill folder.

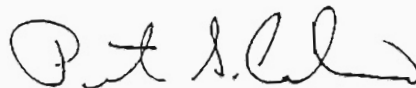
The Honorable Elizabeth P. Arriola  
Senator, 19th Guam Legislature  
Chairperson, Committee on Youth,  
Senior Citizens, Cultural Affairs  
and Human Resources

Dear Senator Arriola:

As per your request for input on various legislative measures up for consideration, please find enclosed my testimony for your committee's consideration and review.

Please forgive me for not attending the public hearing, but I had problems at the last moment trying to make the scheduled time. However, I do appreciate your kind consideration in allowing me the opportunity to provide input.

Once again, thank you for your kind consideration. If you should have any questions, please do not hesitate to call.



Peter S. Calvo  
Chairman, Intercollegiate Athletic  
Council, UOG



**TESTIMONY OF PETER CALVO  
CHAIRMAN, INTERCOLLEGIATE ATHLETIC COUNCIL**

Good morning Madam Chairperson Arriola, and Honorable members of this august committee. I am pleased to have this opportunity to testify on several bills relevant to my interest and involvement.

As it would be too time consuming to testify on each bill separately, please allow me to consolidate my testimony on Bills 589, 416 and 201. These issues have been a recurring concern and I am thankful to see the legislature address these matters.

Bill 589 is indeed a worthy bill for consideration. It is quite obvious that the enjoyment and excitement of jet skis is here to stay in Guam, as part of the tourist related entertainment and enhancement of local recreation. However, there is a need to formulate a comprehensive plan to ensure the compatibility with our environment and the safety of the jet ski operation. As an example, in 1984, Retired Commissioner Gregorio Calvo, myself and others picnicking at Matapang Beach witnessed a close call with an unknowing swimmer and an excited jet skier. The swimmer had submerged and if he had surfaced one second earlier, he may have gotten seriously injured. Needless-to-say, the jet skier had no knowledge of the near miss. It was incidents such as this that caused the prohibition of jet skis operating in Tumon Bay. But that did not discourage this form of recreation and as is apparent, this water sport has continued to grow. We can no longer continue to simply move its' operations, but rather seek solutions to realize a compatible use in convenient locations.

Therefore, I strongly support the intent of Bill 589 allowing for a comprehensive plan and policies governing the operations of jet skis and assigning the Department of Parks and Recreation the responsibility to oversee these operations. Additionally, may I offer several suggestions for your consideration as you deliberate the mechanism to handle this task. Surely, there is a solution to realize the compatible use of jet skis without dislocating its' operation. Presently, jet ski operations must pick-up and transfer their customers to operational areas, making it inconvenient to the would be customers. Perhaps avenues for launching and designated use areas beyond 300 or 400 feet from the shoreline may allow more convenient use of these water devices. In addition, limitations on the operations of jet skis or other water devices that obstruct the normal migration of the various schools of fish that travel through our coastal waters should be of a major priority. Studying their seasonal patterns

may assist us in retaining this splended resource for our future generations. Indeed, the concepts of noise reduction and training emphasizing the safe handling of jet skis meril some concern. In any case, there should be an effort to intorgrate this water sport with other recreational sports in our public beaches. Where would we move jet skis after Agana Bay.

On the issue addressed in Bill 416, I appreciate the continued concern by an advid suporter of Tamuning-Tumon, Senator Ted Nelson to secure this parcel for the welfare of our dear residents. However, I beleive this particular parcel had already been reserved by PL 19-30, thanks to the initiative of Senator Arriola and the timing of Senator Espaldon as well as the entire 19th Guam Legislature's unanimous support. If perhaps this is an addition to the orignal parcel, then it would be beneficial to include the entire area as a whole. In any case, the residents of Tamuning-Tumon are fortunate to have such concerned leaders looking out for their welfare.

Finaly, I would like to address the issue of Bill 201. Although, I am supportive of the intent, I am concerned of the effects this measure may have on the sporting community. Recently, the Guam National Olympic Committee approved eligibility requirements of five(5) years residency to participate in the olympic games for Guam. This obviously has some relevance as it is the nature of the public to support their national team.

Furthermore, the measure may discourage participation of temporary residents, causing idol time for our visitors. The clubs and organizations would have to restrict their off-island selectees to ten(10) year residents, causing lengthy explanations and disillusion. Therefore, may I suggest a closer look into this issue and perhaps a conference with the various athletic groups.

Again, I thank you for this oppoortunity to testify on these on-going concerns.



RECEIVED  
6-14-89

Bill # 587

Sen. Elizabeth Arriola  
Done F. Hill on Jot Shies.  
June 8, 1989

The attached petition with 99 names is being submitted to all Senators of the 20th Guam Legislature, the Tamuning commissioner, the directors of Land Management, Public Works, Planning, Parks and Recreation, Guam Police Department, and Guam E.P.A., and the Governor of Guam.

Since no particular agency appears to have responsibility over "motorized water craft," we would like all government entities to be aware of our concerns, and to take action.

Those of us who live along Dungca's Beach in Tamuning are unable to enjoy peace and quiet in our beachside homes because of the noise caused by motorized water craft operating close to our residences. Those of us who do not have or do not want to use air conditioners are forced to close up our homes anyway to keep out the noise. If we leave our windows open, we hear the whine of the motorized water skis and the roar of hovercraft all day long, often as early as 8:00 a.m., including on weekends.

We were told that the Harbor Patrol division of the Guam Police Department determined where the motorized water craft could set up their buoys/floats. However, the Harbor Patrol never approached the residents of Dungca's Beach to ascertain whether the operation would cause a noise problem. Consider a similar, hypothetical situation: a government agency decides that the operation of motorbikes/motorcycles and other loud vehicles will be concentrated on the street where you, the heads of the public sector, live; and that these vehicles will be allowed to zoom up and down the street in front of your home all day, every day. What would you do?

The attached petition suggests that motorized water craft be confined to the commercial area of East Agana Bay, where there are no waterfront residences. There is plenty of room between Island Imports and the Paseo, and thus there is no need for such commercial operations to be conducted in a residential-zoned area. It should also be noted that these commercial operations are being conducted from property that is zoned R-2.

Please advise the undersigned, as well as the other two persons whose names and addresses are given below, of any actions, decisions, public hearings, etc., relating to this matter.

P.S. Is it of no concern to anyone that our Japanese tourists are unknowingly being subjected to the almost continual water-pollution problem of the Dungca's Beach area?

*Phyllis Koontz*  
Phyllis Koontz  
133-A Lagoon Dr., #202  
Tamuning, Guam 96911  
Tel. 646-5135

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## PETITION

We, the undersigned, request that Jetskis, hovercraft and other motorized water craft be removed from the north-east half of Agana Bay. There is plenty of room for them to pursue their own enjoyment and commercial ventures west of Island Imports.

We have no desire to put the Jetski operators out of business, but we would like them moved for the following reasons:

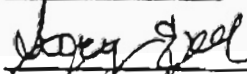



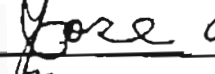

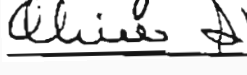
1.) Jetski and other motorized water craft operations monopolize the area. Other people cannot sail, fish, swim, walk or even lie on the beach in peace and quiet. It also disturbs birds, fish and other marine life.

2.) Jetskis and other motorized watercraft operations create the same noise and disturbance of motorcross motorcycle racing. Such disturbances would not be tolerated in residential areas, why should they be allowed in our "backyard"?

3.) Motorized water craft are controlled on Tumon Bay. Shouldn't the same considerations of noise, safety and environment apply to Agana Bay?

4.) Agana Bay has already evolved into a "residential" area (the north-east half of the bay) and a "non-residential" area (from Island Imports west). The logical solution would recognize this and allow people to safely enjoy a quieter environment in the residential area.

The above suggestion, when implemented, will be the simplest compromise, allowing everyone to share this natural asset with minimal conflict.

<u>SIGNATURE</u>	<u>PRINT NAME</u>	<u>ADDRESS</u>	<u>DATE</u>
	LUCY CORRIGAN	202 LAGOON CONDO	5/1/89
	DAVID E. ORLANS	133A LAGOON DR	5/1/89
	ROBERT KOONTZ	133A LAGOON DR. #200	5/1/89
	PHYLLIS KOONTZ	133A LAGOON DR.	5/1/89
	JOSÉ A. MATANAVE	Lagoon Dr. (365)	5/1/89
	MYRA V. MATANAVE	Lagoon Dr. (365)	5/1/89
	ALINE AMAYO	133A Lagoon Dr.	5/1/89

SIGNATURE

PRINT NAME

ADDRESS

DATE

~~Scott W. Carothers~~ Scott W Carothers #304 Lagoon Drive 1 May 89

~~Jan Houser~~ Jan Houser #304 Lagoon Dr. May 1, 1989

~~Tom Mutchals~~ Tom Mutchals #104 ✓ 5/1/89

~~MZ Kleschen~~ MZ KLESCHEN #104 Lagoon Dr. 5-1-89

~~Brad McNeill~~ Brad McNeill #103 Lagoon Dr 5/1/89

~~K. Elopsow~~ K. ELOPSOW #103 Lagoon Dr 5-1-89

~~Gazette McNeill~~ Gazette McNeill #103 Lagoon Dr 5-1-89

~~Conoe McNeill~~ Conoe McNEILL #103 Lagoon Dr 5-1-89

~~Timothy P. Brady~~ Timothy P. Brady #302 Lagoon Condo 5-2-89

~~DM Mull~~ DM Mull #101 Lagoon Dr. 5-3-89

~~Jull Mull~~ Jull Mull #101 Lagoon Dr 5-3-89

~~Dennis Yeomans~~ DENNIS YEOMANS, Box 788, AGANA 5-3-89

~~Kaiwa Tapiu~~ Kaiwa Tapiu Box 3087 Agana 96910 5-6-89

~~Richard Krusez~~ RICH KRUSEZ POB 9321 TAM. 5/7/89

~~Robert E. Beck, Jr~~ ROBERT E. BECK, Jr 35 Conada Seremba, Yon 5-15-89

~~Kathleen Dummitt~~ Kathleen Dummitt po 21153 GMF 5/15/89

~~Linda Jones~~ LINDA JONES Box 6651, Tam. 5/2/89

~~Chris Felix~~ Chris Felix Box 3297, Agana 5/2/89

~~Gina Campos~~ Gina Campos Box 8397 Tam. 5/2/89

~~Augusta Perez~~ AUGUSTA Perez Box 2181 Agana 5/2/89

~~Tanzik Rebecca Tanzik~~ Rebecca Tanzik 7988 Tamuning 5/2/89

~~BEE QUICHUCHO~~ BEE QUICHUCHO 818 <sup>DEDEDO</sup> ~~61001001~~ 022114/89

~~Judith R. Booth~~ Judith R. Booth PO Box 8181 TAM. 5/2/89

SIGNATURE	PRINT NAME	ADDRESS	DATE
<i>Bryan Bast</i>	Bryan F. Bast	ADT 101 Alupang	5/3/89
<i>Gladys Parre</i>	GLADYS PARRE	101 ALUPANG	5/3/89
<i>Jahn W Smith</i>	J. W. Smith	ALUPANG COVE	5/3/89
<i>MIKE McDONOUGH</i>	MIKE McDONOUGH	ALUPANG #402	5/03/89
<i>Richard Gomez</i>	Richard Gomez	Alupang 616	5/3/89
<i>S. Takamiyawa</i>	S. TAKAMIYAWA	ALUPANG #720	5/04/89
<i>Kirk Bellis</i>	Kirk Bellis	Alupang Cove #809	5/4/89
<i>Paula Miller</i>	PAULA MILLER	Alupang Ave 709	5/5/89
<i>Timothy Bellis</i>	Timothy Bellis	" " 622	5/5/89
<i>Yoshimbu Muto</i>	Yoshimbu Muto	Alupang #603	5/5/89
<i>Hariko Muto</i>	Hariko Muto	#603	May 5 '89
<i>Lucretia Comar</i>	Lucretia Comar	" 715	5/5/89
<i>Paul Ansberry</i>	PAUL ANSBERRY	#514	5.5.89
<i>Claire Ansberry</i>	CLAIRE ANSBERRY	514	45.89
<i>Lauritts R Larsen</i>	LAURITTS R LARSEN	241 CONDO LN # 821	
<i>J.A. Medina</i>	J.A. MEDINA	# 110 (ALUPANG CONDO)	5/6/89
<i>V. Hartsell</i>	V. HARTSELL	Alupang #314	5.6/89
<i>Anthony Stewart</i>	Anthony Stewart	Alupang Cove #725	5/6/89
<i>Henry Stewart</i>	Henry Stewart	alupang Cove #725	5/6/89
<i>Susan Mizuka</i>	SUSAN MIZUKA	Alupang Cove #726	5/7/89
<i>Matthew Sung</i>	MATHEW SUNG	No. 223	5/7/89
<i>Nam Sittelly</i>	NAM SITTELY	ST 7 ALUPANG COVE	5/7/89
<i>M. O'Leary</i>	M. O'LEARY	Alupang	
<i>J. McDonough</i>	J. McDONOUGH	Alupang	5/8/89

SIGNATURE	PRINT NAME	ADDRESS	DATE
<i>Roger P. Grouthamel</i>	Roger Grouthamel	241 Condolan #D	5/2/89
<i>Clayton Duvall</i>	Clayton Duvall	241 Condolan 221	5/2/89
<i>Clayton Duvall</i>		Co 315	do
<i>L. W. See</i>	L. W. See	" "	" "
<i>Jane Howell</i>	Jane Howell	Agana Bay Condos	
<i>Wanda Larsen</i>	Wanda Larsen	241 Condo Lane #831	

<i>Josep Lujan</i>	Josep Lujan	241 Condo Ln	5/10/89
<i>John Steele</i>	JOHN STEELE	241 CONDOLAN	MAY 10,
<i>Simon Yu</i>	SIMON YU	510 #	5/11/89
<i>Wei Ling Yu</i>	WEI LING YU	508	5/11/89
<i>Lin Cheng-yea</i>	LIN CHENG-YEE	608	5/11/89
<i>Wei Ling Yu</i>	WEI LING YU	602	5/11/89
JAMES S. LEE	James S. Lee	#815	5/11/89
GEORGE CASTRO	George Castro	#222	5/12/89
DENARDG. BEANE	Denardg. Beane	523	5/13/89
CAROLINE GERHOLD	CAROLINE GERHOLD	115	5/14/89
BLAKE BRODERSEN	OCEANSIDE APTS.	TAMUNING	5/14/89
Hiroo Narita	HIROO NARITA	#507	5/14/89
Louise Van Dyke	LOUISE VAN DYKE	107	10/15/89







# Audubon Society

SIGNATURE	PRINT NAME	ADDRESS	DATE
<i>Patricia Nichols</i>	PATRICIA NICHOLS	Box 11567 Y. Gn	5-15-89
<i>Alicia Zuniga</i>	ALICIA ZUNIGA	POB 25293 Gm F	Guam 96921 649.64
<i>Becky Simpson</i>	Becky Simpson	Box 24471 GMF	96921 5/15/89
<i>Carole A. Percy</i>	CAROLE A. PERCY	PO 4289 Agaña	5-15-89
<i>Elsie Woodward</i>	ELsie WOODYARD	P.O. 230 Agaña	96910 5/15/89
<i>Martha Frew</i>	Martha Frew	PO Box 23726 GMF	Guam 96921 5/15/89
<i>Paul J. Conry</i>	PAUL J. CONRY	PO Box 24471 GMF	Guam 96921 5/15/89

SIGNATURE	PRINT NAME	ADDRESS	DATE
<i>Christoph S. Lobban</i>	C.S. LOBBAN	Mar. Lab., UOG	15 May 89
<i>Gary J. Wils</i>	GT W. Wils	POB 24471 MPO	Guam 96921 5/15/89
<i>Marilyn VanderWeide</i>	Marilyn VanderWeide	P.O. Box 2055 Agaña	5/15/89
<i>Ralph A. Frew</i>	Ralph A. Frew	POB 23726 GMF	15 May 1989
<i>R.F. Myers</i>	R.F. Myers	P.O. Box 21153 GMF	15 May 89
<i>J. Johnson</i>	J. Johnson	P.O. Box 24746 GMF	Guam 5/15/89
<i>Joy Opinton</i>	Joy Opinton	P.O. Box 7005 Tamuning	5/15/89

Audubon Society MEMOR

MEMORANDUM FOR THE RECORD