

# Speaker Registration/Testimony

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Note: Registrations are not accepted prior to the agendas being posted.

**Name(\*)** David Jessup  
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**Meeting Date (\*)** 2015-08-20  
**Council/PH Committee (\*)** Zoning  
**Agenda Item (\*)** Bill 20 2015  
**Your position on the matter (\*)** Support  
**Representing (\*)** Self  
**Organization**  
**Do you wish to speak at the hearing? (\*)** No

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## Written Testimony

The purpose of this ordinance is to establish accessory dwelling units to encourage and accommodate the construction of accessory dwelling units, increase the number of affordable rental units and alleviate the housing shortage in the City, and to establish land use standards for those accessory dwelling units. I would like to request that CITY be amended to the ISLAND. Housing shortages exist everywhere, not just in the CITY. We have been waiting for some time for this change. We support the idea of being legally able to offer housing in our Waimanalo neighborhood. We are currently Ohana zoning, and when you don't have family, you are then put at a financial disadvantage to others in the area that do have family, and can legally rent out space for additional income. The limitations and restrictions on vacation rentals are already limiting what we can and can't do with our own property, and our potential earnings in Waimanalo suffer from these types of control. If you were to ask the neighbors and take a vote, none of them here are complaining about vacation rentals, so the laws that apply to other areas should NOT be applicable for the entire Island. When you add the restrictions of who we can and cannot rent to, and durations for these rentals, then you are killing income and tax potential, and not keeping up with the current needs of the community. We have plenty of parking

here, we have plenty of land. We suffer under the burden of the ability to earn an income, and for those of us without relatives, Ohana zoning is a nightmare, leaving the complete financial burden of ever-increasing taxes and costs on one or two people that own the property. This inevitably leads to forcing people out of the neighborhood, and I personally think it is against all laws of fair and equal treatment, and binds the basic rights of property ownership. The Bundle of Rights when you own your property include: Possession: The right to enter and occupy the property, to INVITE OTHERS to enter and/or OCCUPY, and the right to exclude others. Use or Control: The RIGHT to use the property for legal purposes, such as living, stores, farms, mining—or not to use at all. Since Hawaii already controls rights to use property that are illegal in my view, BILL 20 will begin to restore the rights that are inherent to ownership, and I hope to see this pass, so that a portion of fairness and rights are returned to the land owners. For a very long time, most of the people here in the community have done whatever they want, and no enforcement of the rules has prevented them from just doing vacation rentals or renting out space to whoever they please. This total disregard for the laws proves that the BILL will be more in alignment with reality, and more in the interest of the local population. If it is not passed, I would be interested in where the funding for enforcing the current issues with non-ohana and vacation rentals in this area will come from. As long as laws are passed and never enforced, the whole system appears to be a huge waste of taxpayer funds. Anyone with common sense can walk through this area and see the blatant abuse of the current laws regarding rentals and vacation rentals, and nobody enforces anything. Even when reported, there appears to be no enforcement, control, or legal action. We have been one of the few in the area to wait and hope for legal change, and welcome this bill. Please help to support the improvements and restoration of basic rights. Thank you, David Jessup

**Testimony  
Attachment**

**Accept Terms and  
Conditions (\*)** 1