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Sent: Sunday, February 17, 2008 5:23 PM

FEB 19 7 22 AM '08

To: Apo, Todd K; Kobayashi, Ann H.; Marshall, Barbara; Djou, Charles; Dela Cruz, Donovan M; Okino, Gary; Garcia, Nestor; Tam, Rod; Cachola, Romy

Cc: Linda Carroll Ure

Subject: BILL 8 TESTIMONY IN FAVOR WITH COMMENTS

Council Fax: (808) 768-3826

City Council Testimony

Distribute to City Council Members: Chair, Barbara Marshall bmarshall@honolulu.gov; Members: Todd Apo tapo@honolulu.gov; Donovan DelaCruz mdelacruz@honolulu.gov; Charles Djou cdjou@honolulu.gov; Nester Garcia ngarcia@honolulu.gov; Ann Kobayashi akobayashi@honolulu.gov; Gary Okino gokino@honolulu.gov; Rod Tam rtam@honolulu.gov; Romy Cachola rcachola@honolulu.gov .

Testimony to City Council

February 20, 2008

Bill 8 (2008) (Administration Initiated) (Zoning) Amending The Land Use Ordinance, relating to regulation of certain visitor accommodations. (Requiring that advertisements for transient vacation units (TVUs) include certain information that would facilitate the City's ability to locate illegal TVUs and enforcing the prohibition against their operation in residential and certain other areas.)

I submit the following testimony in my individual capacity as a resident of Oahu.

FAVOR BILL 8 (2008) WITH COMMENTS. Which allows additional tools for the Department of Planning and Permitting to enforce violations of unpermitted Transient Vacation Units in our neighborhoods that violate zoning laws outside A2 and Resort zoning areas.

In keeping with the will of the people of Kailua, the will of the people of Windward and the will of the County of Oahu the introduction of Bill 7 to circumvent the residential zoning in our residential communities remains an attempt by those who wish to engage in un-permitted activities in areas zoned residential. Repealing the prohibition against bed and breakfast homes is an after-the fact zoning and must not be tolerated. Operators of non-conforming uses in residential neighborhoods remain outside the intent of residential zoning laws and the Ko'olaupoko Sustainability Plan to protect the residents. Oahu has areas zoned for resort. In those areas the infrastructure, security, and zoning laws allow for guest accommodations. Our residential neighborhoods are inappropriate for conducting commercial transient guest accommodations. Of further importance is the policy statement formulated with the participation of the impacted neighborhoods of the area by the neighborhood board that ***The Kailua Neighborhood Board No. 31 opposes, and will continue to oppose, any and all measures, proposals, and initiatives, wherein there is an intent to impose, or support, "resort-zoning" in Kailua. Motion carried unanimously 15-0-0.*** Aye: Best, Bratt, Brooks, Bryant-Hunter, Chinen, Corcoran, Correa, Dowsett, Glanstein, Harding, Lindgard, Prentiss, Tomasa, Ure and Weinberg.

FAVOR BILL 8 WITH COMMENTS.

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MISC. COM. 278

COUNCIL