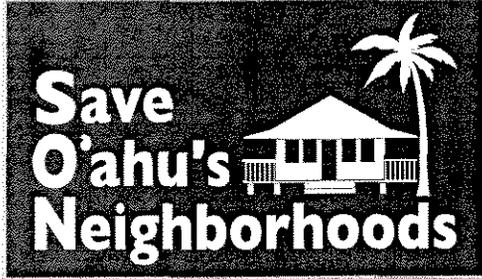


From: Son Hawaii [son.hawaii@yahoo.com]
Sent: Tuesday, March 11, 2008 10:25 PM
To: Kobayashi, Ann H.; Marshall, Barbara; Djou, Charles; Dela Cruz, Donovan M; Okino, Gary; Garcia, Nestor; Tam, Rod; Cachola, Romy; Apo, Todd K
Cc: City Clerk; Mayor Mufi Hannemann; Eng, Henry
Subject: Oppose Bills 6,7 & 9; Support Bill 8: Ogden Dunes-Indiana sues illegal short-term rentals in residential zones



“E Malama i ka Nohona Kaiaulu o O’ahu..”

P.O. Box 88131
 Honolulu, HI 96830
www.sonhawaii.org

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 CITY CLERK
 HONOLULU, HAWAII

Dear Council Members;

The unscrupulous owners of illegal B&B’s and TVU’s have repeatedly claimed that “only” Oahu has issues with short-term rentals. Please review the attached PDF file (**Ogden Dunes-Indiana sues illegal short-term rentals in residential zones**) that documents their propaganda is false. Visitor lodging businesses such as B&B’s and TVU’s located in residential zoned neighborhoods are increasingly becoming a problem for many municipalities around the country and the world.

As recommended by the Planning Commission; Please vote NO to Bill 6,7 & 9, & YES to Bill 8. Thank you for protecting our residential zoned neighborhoods.

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Short-term rentals on the radar

Ogden Dunes is suing homeowner it says is violating zoning law

BY JEFF BURTON

Jeff.Burton@nwitimes.com

219.762.1397, ext. 2225

Date posted online: Thursday, September 06, 2007

OGDEN DUNES | The first lawsuit has been filed against a homeowner the town says is offering a residence as a short-term rental, and Town Council President Judith Root Stiles said it's all about protecting the town's ambience.

"We are a residential town where three generations of families live, raise children, attend church, volunteer and join our organizations," Stiles said. "We are not a resort community, and we want to defend the character of our town."

Last month, the council gave Town Attorney Chuck Lukmann approval to begin filing lawsuits against those in violation of the town's zoning ordinance.

Stiles said the entire town north of the U.S. 12 railroad tracks is zoned residential, with sparse commercial properties located south of the tracks. The suit contends that homeowners offering a lease of less than 30 days are using their homes for commercial or business activity under state statute.

In its first lawsuit, the town is requesting a fine of up to \$2,000 per day. It claims the violation existed beginning June 18. It also is seeking a permanent injunction prohibiting homeowners from using their homes as short-term rentals.

Stiles said finding homeowners offering short-term leases in town isn't all that difficult. Most of the time, it's just a matter of visiting vacation rental Web sites, she said, which is what tipped off the council. On any given day, as many as a dozen homes can be found offering nightly and weekly rates.

In April, the town sent cease and desist letters to homeowners who had properties listed, informing them of the town's zoning ordinance. Stiles said any lawsuits the town files will only be lodged against those offering the short-term rentals similar to hotels or condominium complexes.

"There are renters who have been renters for years. We're not going after them at all," Stiles said.

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