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Mr. Rod Tam, Chair, Committee on Zoning  
Mr. Todd Apo, Vice-Chair  
Members Donovan Dela Cruz, Nestor Garcia, Gary Okino  
Honolulu City Council members Cachola, Kobayashi, Djou and Marshall

September 24, 2008

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CITY CLERK  
HONOLULU, HAWAII

**B&B Permitting - Analysis of Self-Regulation and Enforcement.**

The host of B&B legalization proponents at the Special Meeting painted a picture of low-key mom & pop B&Bs following a strict code of conduct and adhering to strictly enforced Association regulations. This is just not the case in the real world. Not only do some legal B&B owners (with NUCs) already violate their certificates, most illegal operators do not follow the law or the rules of any Association.

And this will multiply further out of control if the Council passes Bill 6 or Bill 7.

Allow me to provide a brief history of self-regulation of the B&B/TVU operators.

As for voluntary self-policing through association rules, there is no indication that the Hawaii Vacation Rentals Association will be any more effective or long-lived than previous similar organizations. A nearly identical group, Transient Accommodation Regulatory Association (TARA), comprising some of the same people was formed in response to the DPP's increase in enforcement. Having not heard of it for the past two years, we assume TARA is defunct.

Then there is (was?) the Oahu Bed and Breakfast Association. There is (was?) the Kokua Coalition. And also there is (was?) Na Hale Ho'okipa O Hawai'i Nei (Homes of Hospitality of Hawaii) with Angie Larson as its "coordinator". Now we have the Hawaii Vacation Rentals Association with Angie Larson as its professed leader. One would think that with all this effective self-regulation there would be no problems with B&Bs or any form of short-term rentals.

*These Associations come and go with the tide* of City enforcement and City Council hearings. Once the Council 'permits' B&Bs, they will again fall by the wayside. After all, they will have the City to enforce the law and won't need any self-regulation.

If the City cannot effectively regulate the 90 or so legal B&Bs, and have been essentially ineffective in curtailing the hundreds (thousands?) of illegal B&B/Vacation Rentals, how can you expect them (or any City agency) to regulate hundreds or thousands more new B&Bs? It is obvious that they will not be able to effectively regulate or enforce. If Bill 6 or 7 passes, the dozens of frustrated neighbors now asking the City to improve enforcement will turn into thousands of angry neighbors across O'ahu and *no City Agency will be able to cope.*

IMPROVE ENFORCEMENT BEFORE PERMITTING

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Executive Director

"E Mālama i ka Nohona Kaiāulu o O'ahu." *Save O'ahu's Neighborhoods*

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