

LU Committee

From: Barry Helle <bhelle@waileablue.com>
Sent: Tuesday, August 08, 2017 11:52 AM
To: LU Committee
Subject: 355 Haiku Road
Attachments: Ordinance Amendments 8-8-17.docx

Aloha Chairman Carroll,

I have been communicating with Gary Saldana about our project and some modifications to the current proposed ordinance. He asked that I send you a summary of the changes that we would like to propose at next week's Land Use Committee meeting. These changes are based on comments made during public testimony with the obvious concerns of the neighbors being noise from amplified music and to a lesser degree, adding traffic to Haiku Road.

Erica Chan and myself will be meeting with each council member this week, including yourself on Thursday. We will review these changes at these meetings.

Our primary goal is to be able to rent the home on a short term basis. While we believe being able to have a limited amount of receptions on the property makes the property more desirable, we do understand the neighbor's concerns. Therefore, we are willing to eliminate amplified music as it is typically done at a reception or gathering. We will not allow a DJ or sound system to be used. We propose to utilize a small amount of outdoor speakers attached to a typical home stereo system and create more of a "garden party" setting with limited background music. We will be able to lock the sound level to a point that is not a nuisance to neighbors. We will share more about this when we meet on Thursday.

Again, I have attached the section of the ordinance that pertains to the events with notes as to our desired modification.

We truly appreciate your support and guidance and look forward to seeing you on Thursday.
Barry Helle

21. That special events, defined as events having 20 or more guests, not including registered guests of the home and not including activities such as outdoor barbecues, shall be limited as follows:
- a. Events requiring more than 30 vehicles, shall provide shuttle, valet, or limousine service for guests. **Reduce to 20 vehicles and eliminate valet. Offering valet service does not reduce the amount of cars.**
 - b. 355 Haiku Road LLC, shall notify all owners of record within 1,000 feet of the subject property, of any event on the property at least one month in advance of the event. **Eliminate this section for all events and make it item “v” for Section “c” and item “iii” for Section “d” so that notification only applies to larger activities.**
 - c. Events with more than 100 guests but less than 250 guests shall be allowed no more than once per year; the following shall also apply:
 - i. Traffic and parking for the event shall be controlled by off-duty police officers;
 - ii. The event shall conclude no later than 10:00 p.m. on Fridays or Saturdays, and by 6:00 p.m. on all other days;
 - iii. Amplified music shall conclude no later than 10:00 p.m. on Fridays or Saturdays, and by 6:00 p.m. on all other days; and
 - iv. All vehicles shall enter and exit the property from Kalanikahua Road unless otherwise directed by the off-duty police officers controlling traffic and parking.
 - d. Events including up to 100 guests shall be allowed no more than 18 times per year and no more than once per week; the following shall also apply:
 - i. Amplified music shall conclude no later than 10:00 p.m. on Fridays or Saturdays, and by 7:00 p.m. on all other days; and **Restrict music to be provided through the property’s permanent audio system and adhere to sound level restrictions where no music can be heard beyond the edge of the property. No amplified music provided by a commercial vendor or third party will be allowed.**

- ii. All event vehicles shall enter and exit the property from Kalanikahua Road.
- e. Events such as photo shoots, fashion shows, or videotaping shall be allowed no more than twice per week and shall only take place between the hours of 8:00 a.m. and 7:00 p.m. Amplified music for such events shall not be heard beyond the property.
Change section to read: Commercial Activity Based Events including but not limited to educational based seminars, farm to table activities and photo/film shoots shall be allowed no more than twice per week and shall only take place between the hours of 8:00am and 7:00pm. No amplified music to be allowed with these activities.
- f. A wedding and related activities, ~~such as a rehearsal dinner, photo shoot, and ceremony occurring over several days~~ shall be considered one event. The event shall adhere to notification, music and noise amplification, time, traffic, parking, and vehicular restrictions and requirements set forth herein for each component of the event. Delete words indicated above.
- g. 355 Haiku Road LLC shall hold at least two neighborhood meetings per year with the surrounding neighbors within 1,000 feet of the subject property, to discuss operations and concerns of the community. Notifications of the community meetings shall be provided at least three weeks in advance of the meeting. Reduce meetings from two to one per year. With the significant reduction in the number of events, one annual meeting should be sufficient.
- h. 355 Haiku Road LLC shall allow the surrounding neighbors to use the facility for one “block party” per year when the home is not otherwise rented. Delete this section. While we are willing to provide the space for this neighborhood party, we feel it is inappropriate in the ordinance. There are many details that need to be worked out with whoever organized the event.

Evidence of compliance with these conditions shall be submitted to the Department of Planning with the compliance report.