

## LU Committee

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**From:** John & Debby Phelps <jandd\_phelps@yahoo.com>  
**Sent:** Friday, March 24, 2017 9:27 AM  
**To:** LU Committee; Riki Hokama; Alika A. Atay; Elle Cochran; don.couch@mauicounty.us; Stacy S. Crivello; Donald S. Guzman; Kelly King; Yukilei Sugimura; Mike White  
**Subject:** Re: Testimony re 355 Haiku road property

John and Debby Phelps  
300 Waiama Way  
Haiku, HI 96708  
March 24, 2017  
Maui County Land Use Committee  
Maui County Council Members  
2200 Main Street  
Wailuku, Hawaii 96793

Dear Members:

Subject: 355 Haiku Road  
(2) 2-7-003:87  
SUP2 2015/0012 & CP 2015/0007

Aloha and mahalo for allowing us to provide information regarding the proposed changes. After receiving modified language from the proposer, we contacted as many homeowners as possible in the extremely limited time provided with the following results:

- 1) All neighborhood homeowners we could contact so far prefer that the proposals not be approved for the reasons provided in the public comments both written and verbal. The homeowners expressed that the compromise was already done when they did not strongly object to the proposal for Haiku Mill. They do not want to further deteriorate the rural environment. They feel that once it is lost, the quiet environment is lost forever. This proposal would allow something like a luau three weekends a month at a neighbor's house so long as the neighbor is the Baldwin Estates. This is not the environment that we expected when we settled in rural Haiku.
- 2) If the proposals are to be approved, then support the short term rental of the main house under the same restrictions that apply to other short term homes (no amplified music etc), but oppose the event part of the permit application.
- 3) If all of the proposals are to be approved, then incorporate the following language changes. These represent the best language changes we could create in the limited time. Unfortunately there was not an opportunity to have more than one exchange with the proposer.

- A. Weekend evening events must end by 10 pm and are subject to a maximum of 30 per year, with up to 100 guests INCLUDING occupants of the house. **NO AMPLIFIED audio shall exit the property.**
- B. A rehearsal dinner during the evening the same week as the related wedding will count as a single event. If this is a daytime rehearsal dinner, it will be counted as a separate daytime event. **NO AMPLIFIED audio shall exit the property.**
- C. Daytime events are limited to the hours between 8am and **6pm** with **NO AMPLIFIED SOUND exiting the property.**
- D. Daytime events are limited to one per day with a maximum of 80 people. Every event that pays to be at the property is counted as an event, regardless of how many people are involved.
- E. Two larger evening events are allowed per year, with up to 250 guests and amplified audio extending beyond the property, but one of these must be a local non-profit.
- F. For traffic control, no more than 30 individual vehicles are allowed per event. All other attendees must be shuttled (except for charity events which would be mostly local folks). A police officer will be hired to control traffic for a charity event.

G. Conduct twice annual meetings at the Baldwin property with neighboring homeowners to resolve concerns. This will NOT count as an event.

4) The council is asked to also recognize that Haiku Road is already dangerous in the area of the curves by the Baldwin Estate. There will be traffic exiting from the property and turning onto Haiku Road. Persons driving on Haiku road will only have a distance of about 20 yards to see and respond to vehicles exiting the Baldwin property. This will make driving conditions even more dangerous. We ask that something be done to address this issue before a traffic accident occurs. As undesirable as speed bumps are, this is probably the most viable solution. This safety issue needs be resolved before any approval for special use is granted.

We respectfully ask that the Council participate in this attempt to create a compromise in an area where the homeowners feel that they already compromised with the permits for the Haiku Mill related to noise and safety issues. The homeowners are saddened by the loss of the rural nature that they are losing at their chosen homes. They feel that something like golf courses or a resort are next and the North Shore will become another resort environment.

Mahalo,

John and Debby Phelps

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