

## LU Committee

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**From:** marc dupreez <nataisurf2000@yahoo.com>  
**Sent:** Friday, February 16, 2018 3:45 PM  
**To:** LU Committee  
**Subject:** Fw: Short term Rental Permit Laws Application Provision change Tuesday at Maui County Council meeting.

----- Forwarded Message -----

**From:** marc dupreez <nataisurf2000@yahoo.com>  
**To:** Mike.White@mauicounty.us <Mike.White@mauicounty.us>; Robert.Carroll@mauicounty.us <Robert.Carroll@mauicounty.us>; Alike.Atay@mauicounty.us <Alike.Atay@mauicounty.us>; Elle.Cochran@mauicounty.us <Elle.Cochran@mauicounty.us>; Don.Guzman@mauicounty.us <Don.Guzman@mauicounty.us>; Kelly.King@mauicounty.us <Kelly.King@mauicounty.us>; Riki.Hokama@mauicounty.us <Riki.Hokama@mauicounty.us>; Yukilei.Sugimura@mauicounty.us <Yukilei.Sugimura@mauicounty.us>; Stacy.Crivello@mauicounty.us <Stacy.Crivello@mauicounty.us>  
**Sent:** Friday, February 16, 2018, 2:45:53 PM HST  
**Subject:** Short term Rental Permit Laws Application Provision change Tuesday at Maui County Council meeting.

Aloha Council members

We understand that there is a meeting coming in-front of the Maui County council shortly to discuss a change in the short term rental permit laws with regard to the length of time the property is owned in order to qualify for a short term rental permit application.

Mahalo for taking the time to read this email from "applicants -in - process" as this does impact our situation directly.

We are applicants in the final stages of the application process, we feel it would not be fair to take away our right to apply for this permit under the rules we were given and considering our circumstances. Hence, the reason for this correspondence asking for your consideration.

We are long time residents of Haiku Maui and recently sold our country home in Haiku and bought a smaller home in south Kihei. Our goal is to now travel to our Ohana on the mainland part of the year and maintain our Kihei house into our retirement as our primary residence.

We are careful and law abiding residents, and we prefer to follow the laws of the county.

Therefore, when we decided to supplement our retirement income by renting our Kihei house to Island visitors while we were away during the year, traveling and visiting family, we wanted to abide by the laws and follow the correct protocol. We understand many homeowners rent without the necessary permits but we prefer to honor our neighbors, our Island home and do the right thing by all concerned.

We did our research and found out that a short term permit is required. This is a process that takes a large financial commitment as the property has to be "up to code" and fees must be paid. There is also a time frame of approx six to eight months during the application.

As required by the county we carefully followed the steps, had all the work done and paid all the fees.

This has taken us about 8 months to get all the work completed and have the necessary inspections performed.

We just this week secured out our letter of approval from Maui County to proceed with the sign and we have prepared our certified mail to the surrounding homeowners. (additional expenses).

Therefore it has come as a huge shock to us to learn that a vote is taking place on Tuesday and if the proposed legislation passes we will not be issued the permit we have been investing time and money to obtain.

We ask you to consider the following points ;

1. Our property is not suitable as a rental for local residents We only will offer our home for short periods a few times a year when we are away. This does not make it suitable for local residents as most require at least three months accommodation as they transition into their permanent homes. Should our property be a consideration in this case a short term rental permit would be required.
2. We have never operated a rental home before and have complied with the law in applying for the necessary permits.
3. This has been an expensive process. We undertook the permit application believing that our expenses and efforts would be honored by the county. To simply reject us now at this late stage is simply unjustified and unfair and we ask for your understanding.
4. We respect the decision of the Council however, should you change the legislation with regard to length of home ownership as a requirement to permit issuance, we ask that you give consideration to those applications that are currently in progress, as we made large financial commitments and entered into these applications with a given set of rules in place.

As a suggestion, you may consider is that the new legislation could take effect for new applications received after a future date. The end of the County's fiscal year JUNE 30th, 2018 is a suggestion.

In that way new applicants would be aware of the process before they incur the financial outlay for architects drawings, inspections, permit fees and structural alterations that we have incurred, in order to update the property in order to become eligible for application.

6. We would like the opportunity to complete our application process within the given guidelines. This is only fair and equitable as we only attempted to follow rules and made financial decisions based on the rules we were given.

While we completely appreciate the need for regulation on Short Term Licensing and protecting inventory for local residence, those of us that have followed the rules should not be disregarded in the process.

I am confident the council can appreciate that we are responsible Short Term Rental License applicants who are willing to abide by the rules and only ask for fair treatment in our application process.

Thanks for taking the time to consider these points.

Aloha and thanks

Marc du Preez