

## County Clerk

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**From:** Paula Phillips <paulalee@hawaii.rr.com>  
**Sent:** Tuesday, January 4, 2022 3:42 PM  
**To:** County Clerk  
**Subject:** PLEASE SUPPORT THE VISITOR ACCOMMODATIONS MORATORIUM AND OVERRIDE THE MAYOR'S VETO!

 You don't often get email from paulalee@hawaii.rr.com. [Learn why this is important](#)

Aloha Maui County Council,

Mahalo for your past support of the Visitor accommodation moratorium. **Please support it again and override the mayor's veto.**

This must include all hotels, Airbnb, TVRs... and we must crack down on all of the illegal rentals out there taking housing away from our local families.

I hope you all will support this bill or continue to support this bill for the future generations of keiki on the island.

Mahalo for all you do.

Paula Phillips  
Haiku



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## County Clerk

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**From:** Jo <jkmakawao@gmail.com>  
**Sent:** Tuesday, January 4, 2022 4:06 PM  
**To:** County Clerk  
**Subject:** Testimony for Bill 148/County Comm. 22-9

 You don't often get email from jkmakawao@gmail.com. [Learn why this is important](#)

Please overturn the Mayor's veto on this bill. We need to pause and reevaluate our tourism industry before it's too late. It's not that we have a shortage and why wouldn't we take some time to reflect and re-evaluate so that the industry can become quality and sustainable while protecting - at least a little- the Maui Community. This is such a critical issue and I believe the mayor is wrong to have vetoed it.


Jo Kimm\  
Makawao

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## County Clerk

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**From:** KENNETH K MARTINEZ BURGMAIER <jazzontv@aol.com>  
**Sent:** Tuesday, January 4, 2022 4:46 PM  
**To:** County Clerk  
**Subject:** Save Maui! Bill 148 and County Communication 22-9 I VETO THE MAYOR!

 You don't often get email from jazzontv@aol.com. [Learn why this is important](#)  
Save Maui and our local Maui lifestyle before it's too late!

It's time to stop any additional visitor accommodations development in Maui Nui!

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## **PLEASE SUPPORT THE VISITOR ACCOMMODATIONS MORATORIUM AND OVERRIDE THE MAYOR'S VETO!**

It's time to take a stand against development and take a stand of true Aloha for all the citizens of Maui !

Bill 148 and County Communication 22-9 i

**MAHALO for helping to protect Maui's future!**

**With warm Aloha,**

**Kenneth K Martinez Burgmaier**

Sent w/ Aloha

KENNETH K. MARTINEZ BURGMAIER  
Director/Producer/Executive Producer/DP

Emmy, Sundance, Global Film Festivals, Billboard Music Awards, American Advertising Federation & Hawai'i Recording Academy Winning Productions

808-573-5530  
Mobile 808-283-9070  
[www.JazzAlleyTV.com](http://www.JazzAlleyTV.com)  
[www.HawaiiONTV.com](http://www.HawaiiONTV.com)  
[www.BigIslandJazzandBluesFestival.com](http://www.BigIslandJazzandBluesFestival.com)  
[www.MauiJazzandBluesFestival.com](http://www.MauiJazzandBluesFestival.com)

## County Clerk

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**From:** Andy Chenoweth <skitracksurf@gmail.com>  
**Sent:** Tuesday, January 4, 2022 4:46 PM  
**To:** County Clerk  
**Subject:** Bill 148

|| You don't often get email from skitracksurf@gmail.com. [Learn why this is important](#)  
Aloha,

Please accept this as my testimony in support of Bill 148 and my testimony urging the County Council to override the Mayor's veto of this bill.

It is time to put the brakes on tourism!

Mahalo,

*Andy Chenoweth*  
100 Mahiai Place  
Makawao, HI 96768  
Cell: 503-819-3131  
Email: [skitracksurf@gmail.com](mailto:skitracksurf@gmail.com)

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## County Clerk

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**From:** Mark Hyde <HYDEM001@hawaii.rr.com>  
**Sent:** Tuesday, January 4, 2022 5:19 PM  
**To:** County Clerk  
**Subject:** January 7, 2022, County Council Meeting: Bill 148 & County Communication 22-9

[You don't often get email from hydem001@hawaii.rr.com. Learn why this is important at <http://aka.ms/LearnAboutSenderIdentification>.]

I SUPPORT OVERRIDING Mayor.Victorino's veto of the above.

Mark Hyde  
4320 E. Waiola Loop  
Kihei, HI 96753  
808 874-3839

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## County Clerk

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**From:** peahijen@hawaii.rr.com  
**Sent:** Tuesday, January 4, 2022 6:05 PM  
**To:** County Clerk  
**Subject:** Override the Mayor's Veto of Bill 148

 You don't often get email from peahijen@hawaii.rr.com. [Learn why this is important](#)  
January 4, 2022

Honorable members of The Maui Council,

The only reason to build more hotels is to satisfy the greed of those who will be profiting from them. Creating more menial labor jobs will not enhance the lives of those who live here and love Maui, not as a commodity for making money, but as our beautiful home. We don't have the infrastructure to deal with more cars and more people and creating the infrastructure would ruin what's left of our Maui nei.

Some people will never have enough and they don't have any trouble sacrificing our lives and sense of community to get more. We don't have to allow that to happen.

Thank you for caring enough to serve on our Maui Council. Please override the Mayor's Veto of Bill 148.

Sincerely,  
Michael Cummins and Jennifer Shannon  
Haiku

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## County Clerk

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**From:** Naomi Wick <naomiwick@gmail.com>  
**Sent:** Tuesday, January 4, 2022 8:42 PM  
**To:** County Clerk  
**Subject:** Bill 148

[You don't often get email from naomiwick@gmail.com. Learn why this is important at <http://aka.ms/LearnAboutSenderIdentification>.]

Please override the mayor's veto of the Maui county over-tourism moratorium. I support a minimum two year hiatus on developments that simply supply short-term rentals to Maui county visitors. We need long-term safe housing, foundational education, and gainful employment opportunities to make Maui county the best it can be for all our residents!

Truly,

Naomi Wick  
(808)264-5781

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## County Clerk

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**From:** Irene Ryding <irene@mauiharper.com>  
**Sent:** Tuesday, January 4, 2022 8:50 PM  
**To:** County Clerk  
**Subject:** Bill 148 Visitors Accommodations Moratorium.

 You don't often get email from irene@mauiharper.com. [Learn why this is important](#)

Please know that I am in favor of a moratorium on new visitors accommodations. I am shocked (but not surprised) that our mayor vetoed this bill in light of how disastrous over tourism has been for our home. When upcountry residents can't water their gardens but hotels drain our supplies dry...something has got to change. Traffic is always a mess now.

I will be watching very closely to see who votes for and against this bill and vote accordingly. Enough is enough! It is time to put residents first, not big business with the promise of low paying jobs that cannot even support our families.

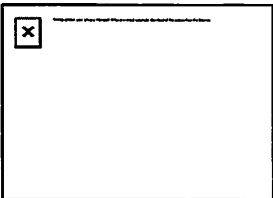
Sincerely,

Irene Ryding  
444 Hoolawa Rd.  
Haiku, HI 96708

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Irene Ryding, CHTP  
Certified Harp Therapy Practitioner  
[irene@mauiharper.com](mailto:irene@mauiharper.com)  
[www.mauiharper.com](http://www.mauiharper.com)  
(808) 573-2188  
cell: (808) 280-0062

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## County Clerk

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**From:** Michael Gach <mrgach2@gmail.com>  
**Sent:** Tuesday, January 4, 2022 11:03 PM  
**To:** County Clerk  
**Subject:** Support for Bill 148

 You don't often get email from mrgach2@gmail.com. [Learn why this is important](#)  
*Support for Bill 148*

To the County Clerk —

We are writing to submit my testimony in support of  
**Bill 148 and County Communication 22-9**

*Thank you,*

Michael & Barbara Gach  
2198 Auina Place  
Kihei, HI 96753  
[mrgach@att.net](mailto:mrgach@att.net)

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**County Clerk**

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**From:** Marty Martins <mauimanokane@yahoo.com>  
**Sent:** Tuesday, January 4, 2022 11:03 PM  
**To:** County Clerk  
**Subject:** The Moratorium on New Transient Accommodations

2022 JAN -5 AM 7: 48

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|| You don't often get email from mauimanokane@yahoo.com. [Learn why this is important](#)

Aloha e Members of the County Council,

I am still in favor of the moratorium on new transit accommodations and urge you to override the Mayor's veto.

There are plenty of hotels of various sizes, prices, and amenities on Maui.\* Seldom are any of them "sold out."

Figures from the Hawai'i Tourism Authority show that even in pre-pandemic 2019, Maui's average occupancy was in the low 80% range. The November 2021 average was up to 79%.

Thus, there are plenty of rooms to rent and there is no indication the island need more hotels.

Finally, this is a moratorium, not a law carved in granite. Should the day come when more hotel rooms are needed on Maui (doubtful), the Council can suspend the moratorium for short periods of time, as needed.

Please override the Mayor's veto.

Respectfully,  
Marty Martins  
Kīhei

\*TripAdvisor says there 312 properties here.

**County Clerk**

RECEIVED

**From:** Christina Currie <ccryder50505070@gmail.com>  
**Sent:** Tuesday, January 4, 2022 6:06 PM  
**To:** County Clerk  
**Subject:** Bill 148 communication #22-9

2022 JAN -5 AM 7: 48

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COUNTY CLERK

|| You don't often get email from ccryder50505070@gmail.com. [Learn why this is important](#)

Aloha,

I am a 20 year resident of Maui and would like to comment on the Mayor's Veto of the moratorium Bill 148.

I think it is appalling that the needs of the residents of Maui are overlooked with one fell swoop.

The Moratorium is invaluable to the residents of our community. The type of growth in tourism that I have witnessed has negatively impacted my quality of life. The moratorium gives Maui a chance to take a step back and take a deep breath to better assess the next step for quality growth.

Mahalo

Christina Currie

Lahaina Resident

County Clerk

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**From:** Mary Trotto <Mary.Trotto@liu.edu>  
**Sent:** Wednesday, January 5, 2022 6:42 AM  
**To:** County Clerk  
**Subject:** support for Bill 148 overriding the Mayor's veto

2022 JAN -5 AM 7:48

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You don't often get email from mary.trotto@liu.edu. [Learn why this is important](#)

Aloha County Council members,

Thank you for voting for Bill 148 in December.

Now that the Mayor has vetoed this bill, the "ball" is in your "court". There is much to be learned about living on this Island with responsible growth.

Bill 148 is a short term solution to a problem that has been growing since the 90's. It is time for all of us to step back, assess what is good for the Island and its surrounding eco systems.

We are custodians of a billion dollar reef in our near shore waters, we have a need for affordable housing for our residents, we need to look at how much water we consume and its availability, what is the cost for maintenance of our infrastructure and how much trash we create and our ability to deal with it.

Quality of life here on Maui needs to be assessed not just for our residents but also for our visitors. Visitors to our Island pay large amounts of money to come to Maui to experience the beauty of Maui, its coastal vistas, sunsets, quality of the water and quality of its life. Residents and visitors alike need those in county government

to do the right thing to maintain Maui County as a place of beauty.

Affordable housing, traffic issues, and infrastructure maintenance are issues we must address. Further development of visitor accommodations must be curtailed for a short time in order to evaluate what we already have and how well what currently exists is being utilized. The question: What is needed to provide the best quality of life for both our residents and

our visitors? Do you have an answer?

**Thank you for your consideration to vote to override the Mayor's veto.**

With warmest aloha,

Dr Mary Trotto

Kihei Resident



## County Clerk

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**From:** Debbie Hollomon <debbie@sailmaui.com>  
**Sent:** Tuesday, January 4, 2022 11:21 PM  
**To:** County Clerk  
**Subject:** In support of moratorium Bill 148

2022 JAN -5 AM 7:48

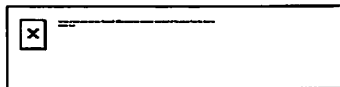
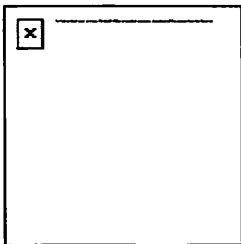
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Maui doesn't need any further development certainly not for visitor accommodations. We had an opportunity with the pandemic to put energy and money into bolstering local businesses and our island community! With the grants it seemed like that was starting to happen, and less tourists felt so nice! Even for our visitors. Let's please keep that momentum. The reason for vetoing this bill is absurd. There's no shortage of places for tourists to stay — the focus needs to be on educating folks how to be good guests when they arrive making sure the people who live here have a decent standard of life and the fragile ecosystem we depend on remains intact! Not scrambling to keep paving paradise.

I support bill 148 and an override of Victorino's veto.

Deborah Jean Hollomon



 808.343.1504  
 debbiejean.com  
 hello@debbiejean.com

 / @saltkissed  
 / @debbiejean  
photography

Sent from my iPhone

## County Clerk

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**From:** lindy duncan <ldgotpaint@gmail.com>  
**Sent:** Wednesday, January 5, 2022 7:49 AM  
**To:** County Clerk  
**Subject:** to all Council Members: Moratorium Testimony

 You don't often get email from ldgotpaint@gmail.com. [Learn why this is important](#)

I support the Visitor Accommodations Moratorium. I strongly urge all Council Members to override the Mayor's Veto of the 2 year Visitor Accommodations Moratorium. It is so important to take time now to address and assess this difficult growth issue facing Maui. We all want a strong economy but not at the cost of unlimited tourism. There are other ways for Maui to make the dollars needed. In two years at the current rate of growth much more damage can be done. Please support the override.

Respectfully submitted,  
Linda Duncan  
Kihei resident and homeowner

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## County Clerk

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**From:** Amy Fonarow <afonarow@yahoo.com>  
**Sent:** Wednesday, January 5, 2022 9:22 AM  
**To:** County Clerk  
**Subject:** Please Support Bill 148 and Override Mayor Victorino's Veto

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[You don't often get email from afonarow@yahoo.com. Learn why this is important at <http://aka.ms/LearnAboutSenderIdentification>.]

Aloha Maui County Councilmembers,

I work in ocean conservation, and I support the moratorium on transient accommodation development.

I write to you today to respectfully request that when County Communication 22-9 is raised, you continue to support the moratorium, and choose to override Mayor Victorino's December 22nd veto of Bill 148.

There are ways to make tourism simultaneously sustainable and profitable. In order to have the time to explore and discuss those ways, we must stop and examine our current accommodations and the numbers of visitors we have already made room for, and compare those numbers with the environmental, cultural, and societal carrying capacity of Maui County before considering adding more room for more visitors.

Please use this moment in time to stop and think about the future without considering money at all. What will be important to the Islands twenty years from now? One hundred?

Thank you for your thoughtful consideration.

Mahalo nui and mālama pono,

Amy Fonarow

**TESTIMONY OF JEROME KEKIWI, JR.  
PRESIDENT, NA MOKU AUPUNI O KO'OLAU HUI**

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2022 JAN -5 PM 1:18

**RE: MAUI COUNTY COUNCIL RESOLUTION NO. 22-4**

**URGING THE MAYOR TO ENTER INTO AN INTERGOVERNMENTAL AGREEMENT  
WITH THE STATE OF HAWAII BOARD OF LAND AND NATURAL RESOURCES TO  
PROVIDE A LONG-TERM, RELIABLE, AND AFFORDABLE SOURCE OF WATER  
FOR COUNTY DOMESTIC AND AGRICULTURAL USE**

OFFICE OF THE  
COUNTY CLERK

January 7, 2022

Aloha. My name is Jerome Kekiwi Jr. and I am the President of Na Moku Aupuni o Ko'olau Hui. Our members are the lineal descendants and current residents of Ke'anae-Wailuanui in East Maui. We grow taro, fish, hunt and gather to feed our families as a way of life. We are the lead plaintiffs in the East Maui water cases, including the June, 2018 decision that restored East Maui streams.

We would like to thank our elected Council member, Shane Sinenci, for his strong leadership on this issue. We believe he has done as much as humanely possible to do the right thing for his constituents. Thank you Councilman Sinenci.

In testimony before the Board of Land & Natural Resources last year on whether EMI's Final EIS should be accepted, we acknowledged the good work and relationship that our community has recognized and developed with Mahi Pono.

However, we did express concern that the BLNR not turn over control of this critical public trust resource to a foreign-based pension investment fund whose business model includes aquisition of water rights both here and abroad, for profit.

We agree with this Resolution's basic premise, which is that as fiduciaries, policy and decision-makers, this Council is obligated to act foremostly in the best interest of its constituents, who are also its public trust beneficiaries.

The truth is that for many decades our community suffered great injury, acknowledged in both court and Commission on Water Resources Management decisions, under Mahi Pono's predecessor, EMI, as well as this County, who were allied against us in our water struggles. Because of this, it is very difficult for our community to

side with either Mahi Pono or the County. What is proposed in this Resolution looks good, but politics being what they are, and in spite of our best efforts, too often we have seen good public policy, and practice, shift to the bad after an election. So we are hoping that all of you who believe that public trust resources should be managed by Hawai'i, and not foreign corporations, will continue to serve on this Council.

After many decades of fighting all the powers that be – the state, county, labor unions, big corporations, their vast network of supporters, here is what our community can say for certain.

Hawai'i's public trust resources should be controlled by Hawai'i. It is dangerous to surrender this trust obligation to a foreign for-profit corporation. Our disadvantaged position relative to the global market is readily apparent with our housing crisis. Foreign investors with unlimited cash are literally pricing local people out of their homeland.

What we want is community partnership, management and stewardship. It's going on four years since streams were restored in our moku and we have endeavored to do all within our power and means to be good stewards. This is not a business proposition for us, but one of sacred kuleana, and our community has been diligently exploring various models and viable alternatives.

Our community's mission is to be good stewards of the land and its resources. Whatever happens today, we would like to have a stronger and more cooperative relationship with all the stakeholders, to work together to take good care of the land and water. In the past, efforts at this have been blocked. We remain open to working with all stakeholders to move forward in a pono way.

Thank you for this opportunity to testify.

#####

January 5, 2022

RE: Bill 148, County Communication 22-9

Moratorium on Transient Accommodations

Email: [county.clerk@mauicounty.us](mailto:county.clerk@mauicounty.us)

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2022 JAN -5 PM 1:18

OFFICE OF THE  
COUNTY CLERK

Aloha Maui County Council Members:

I am writing this letter in support AGAIN of the moratorium on visitor accommodations on Maui, that was passed by the County Council and vetoed by Mayor Victorino. PLEASE override his veto! This moratorium is a crucial step toward remediating the current unregulated over-tourism we are seeing here.

The Maui Island Plan suggests limiting the number of visitors to approximately 1/3 the number of residents in order to preserve our environment, infrastructure, and quality of life for residents—all of which would improve the visitor experience as well.

The year 2019 was already a year of uncontrolled growth, fueled by the tourism industry. Promises were made by leaders during the early part of the pandemic to improve on the tourism experience for both visitors and residents. Residents were promised that the goal would be to decrease the number of tourists while protecting the islands. Since October of 2020, those promises have been completely forgotten by our leaders, who proudly announce that the goal of reaching 2019 numbers has been met and now exceeded.

The current volume of tourists we were seeing pre-pandemic and now, in 2021, during the pandemic, is a threat to the health, safety and quality of life of the residents of Maui, our environment and wildlife. Our island resources are very limited. Our inadequate sewage treatment, water, and landfills are not meant for this level of use. We just finished months of a severe water shortage, yet only Upcountry residents were affected, not tourists. While my family's yard dried up and died due to not watering it, the hotels are literally sucking up water as if there is no restriction. While sewage is discharged into our oceans, tourists are overcrowding our beaches and cruelly abusing our wildlife (I am thinking about honu and dolphins right now). Our fishing industry is endangered by the abuse the ocean environment is experiencing.

On Maui, tourists do not stay in the tourist areas, but drive all over the island, causing huge traffic congestion—and this is despite the rental car shortage. Tourists don't even think twice about using up resources meant for residents, such as UHauls! I have seen horrific pictures of the road to Hana being blocked by tourists who choose to park on the road, blocking traffic, because of lack of parking.

Residents are literally being told that we do not count and that the tourism industry is all-powerful. Our mayor has not showed any support of controlling tourism, including vetoing the last proposed moratorium for south and west Maui and vetoing the affordable housing bill. He goes out of his way to please the big money brought in by the tourism industry and mainland investors. He has made it clear that residents are second class citizens to tourists. It is the responsibility of government officials to

ensure that there is adequate affordable housing for those who are essential to making our community work (health care professionals, teachers, police, social workers, restaurant workers, grocery/retail workers and yes, workers in tourism), not to incentivize nonresidents' profiting off tourism.

Residents here sacrifice a great deal financially to live here and deserve to be able to enjoy the beaches, hikes and parks. Instead, there is no room for residents on any of these. The majority of residents here do not depend at all on the tourist industry—yet all of us are made to sacrifice for it. For me, it is about more than a financial sacrifice, as this is not only my birthplace but also that of my ancestors. Hardworking residents are trying not to be chased out by greedy leaders who put short-term profit first.

Our economy needs to be diversified. Our children need to be taught skills that will help them to succeed in society, rather than just to serve tourists. We need a moratorium on future visitor accommodations while solutions can be implemented, including leadership that supports resident lives over the tourism industry.

Residents are SO tired of having to write letters again and again and testifying again and again for something that seems so common-sense. I am so disappointed in our Mayor, who despite being a Maui Boy, so obviously supports the moneyed tourist industry over residents' quality of life. I voted for him and feel terribly betrayed. He has sold us out, and I for one will do all I can to ensure that someone who supports residents' quality of life will replace him in the next election.

I appreciate the members of the Maui County Council greatly. With few exceptions, you are the leaders who put residents and the 'aina first.

Mahalo Piha,

*Kai Duponte*

Kai Duponte, MSW

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## County Clerk

RECEIVED

**From:** Molly Jacobson <molly@mollyjacobson.com>  
**Sent:** Wednesday, January 5, 2022 1:53 PM  
**To:** County Clerk  
**Subject:** RE: Bill 148, County Communication 22-9 Moratorium on Transient Accommodations

2022 JAN -5 PM 1:59

OFFICE OF THE  
COUNTY CLERK

You don't often get email from molly@mollyjacobson.com. [Learn why this is important](#)

Aloha Maui County Council Members:

I am writing in support of the moratorium on visitor accommodations on Maui that was passed by the County Council and then vetoed by Mayor Victorino.

This moratorium has the will of the people behind it, and I urge you to forge ahead and stand by your original vote and OVERRIDE his veto.

We must start regulating tourism more closely, because the unregulated OVER tourism we currently have is killing the golden goose.

We run the risk of not only damaging our own wellbeing and safety and way of life, but also losing the very income people like Mayor Victorino hope to protect.

I used to write restaurant reviews for a tourist-oriented book that was the second-best-selling book about Maui travel (after the ridiculous monster Maui Revealed). As such, I am a member of multiple Facebook groups aimed at tourists coming to Maui specifically.

Over the years since 2008, when I first joined Facebook, I have seen a MARKED decline in opinion about Maui as a destination. Folks who used to come every year now skip a few years because "it's so crowded now."

People who come are less interested in the culture than in the "tourist attractions." They don't seem to understand that this isn't a tourist attraction, it's an island, home to many people, and a beautiful place to VISIT.

They think it's made for them, not open to them.

And that is driving kind, respectful visitors away. The cheaper the vacation, the more people come -- this is basic supply and demand economics.

The addition of dozens of direct flights is sometimes blamed, but I think we all know that the main driver of over-tourism is the number of beds available on the island.

Quite simply, when we started letting people rent out their homes and condos to visitors, we opened up the floodgates. And the more hotels that have sprung up, the worse it gets.



I have written in the past about the need to regulate tourism on Medium.com. Just in case you missed them:

<https://mollyjacobson.medium.com/over-tourism-on-maui-behaves-exactly-like-cancer-in-the-body-242ca2ed30d4>

<https://mollyjacobson.medium.com/in-opposition-to-the-environmental-assessment-for-short-term-vacation-rentals-for-the-super-rich-188bbe710275>

<https://mollyjacobson.medium.com/troubling-doubling-how-adding-an-insignificant-332-visitors-per-day-to-maui-population-will-b1859d8ecdd8>



## Troubling Doubling: How Adding an “Insignificant” 332 Visitors Per Day to Maui’s Population Will...

My Open Letter Testimony to the Maui Planning Commission RE: the Maui Coast Hotel Expansion Special Management Area Application

[mollyjacobson.medium.com](https://mollyjacobson.medium.com)



## In opposition to the Environmental Assessment for “Short Term Vacation Rentals for the Super-Rich”, AKA the Wailea Resort SF-S Residential Project | by Molly Jacobson | Medium

Kihei, back when it was truly “country.” And Commissioners, please watch this video from 1960. It was made by a California marketing firm. You will see just how undeveloped Maui was back then.

[mollyjacobson.medium.com](https://mollyjacobson.medium.com)



## Over-Tourism on Maui Behaves Exactly Like Cancer in the Body. | by Molly Jacobson | Medium

THREE: Evading apoptosis ... Not Committing Suicide to Prevent Harm. Cancer cells grow fast and don't stop. They also refuse to die. Normal cells are born, live a certain length of time ... and then kill themselves naturally and quietly at the end of their natural lifespan.

[mollyjacobson.medium.com](https://mollyjacobson.medium.com)

The Maui Island Plan suggests there should never be more than 1 visitor for every 2 residents, and for good reason. This reasonable -- more than reasonable -- limit allows the environment to recover, the infrastructure to stay intact, and the quality of life for residents to remain high.

Any place that has a high quality of life for residents is by definition a lovely place to visit. When life quality lowers, visitor experience lessens as well.

Just like the proverbial frog boiled alive, the pandemic has shown us all just how hot the water is on Maui. In 2019, most of us were alarmed at the number of visitors we had. The next year with its sudden decrease was shocking, not only because we remembered just how lovely this island is, but also because the promises made to us were not kept.

We were told by leaders that protecting the island from over-tourism was a goal and that once tourism resumed, we would see measures taking place to do so.

And then in October of 2020, the promises were forgotten. The number of tourists we are now experiencing is threatening everything we hold dear, including our environment, wildlife, and our own health and safety.

I don't need to lecture you about how fragile our infrastructure is. I know you know firsthand how bad our sewage treatment systems are, our water shortages, the reefs dying, and the landfill that will be full within a year or two.

Meanwhile, the tourists who are flooding our beaches are chasing dolphins and seals and honu with impunity. Our fishermen have to go farther out to catch and are crowded off the beaches, which means they have to feed their families from their wallets, not their tackle box.

Mayor Victorino has shown himself to be completely in the pocket of business interests, and his veto reflects that.

He clearly does not value the long-term health and wellbeing of the island over the short-term interests of tourism business owners. As a business owner, I am all for a healthy economy, but a healthy economy does NOT consist of just one industry. We urgently need a way to diversify the economy so that "all boats can rise."

A moratorium on future visit accommodations will at least give a pause to the industry and allow us to organize efforts to help create better solutions than just more of the same.

This is a common-sense moratorium, and I urge you to override his veto. I am very disappointed in the Mayor's efforts to hold back the tide of public opinion/will, and I will support someone else -- someone who puts residents over tourists -- in the next election.

I appreciate and respect the Council and the current members. It is very difficult to take on the leadership roles you have been elected to. There are many competing interests to weigh and consider, and no solution is ever perfect.

But this solution -- not letting the tourism industry expand the number of beds on this island so we can all catch our breath -- is about as perfect as it gets.

Please, override the Mayor's veto.

Molly Jacobson

Kihei

## County Clerk

RECEIVED

**From:** Charlene Yoshimura <charcanhelp@gmail.com>  
**Sent:** Wednesday, January 5, 2022 1:56 PM  
**To:** County Clerk  
**Subject:** Bill 148, County Communication 22-9 Moratorium on Transient Accommodations

2022 JAN -5 PM 1: 59

OFFICE OF THE  
COUNTY CLERK

You don't often get email from charcanhelp@gmail.com. [Learn why this is important](#)

January 5, 2022

Aloha Maui County Council Members:

I am writing this letter in **support** of the moratorium on visitor accommodations on Maui, that was passed by the County Council and vetoed by Mayor Victorino. PLEASE override his veto! This moratorium is a crucial step toward remediating the current unregulated over-tourism we are seeing here.

The Maui Island Plan suggests limiting the number of visitors to approximately 1/3 the number of residents in order to preserve our environment, infrastructure, and quality of life for residents--all of which would improve the visitor experience as well.

The year 2019 was already a year of uncontrolled growth, fueled by the tourism industry. Promises were made by leaders during the early part of the pandemic to improve on the tourism experience for both visitors and residents. Residents were promised that the goal would be to decrease the number of tourists while protecting the islands. Since October of 2020, those promises have been completely forgotten by our leaders, who proudly announce that the goal of reaching 2019 numbers has been met and now exceeded.

The current volume of tourists we were seeing pre-pandemic in 2021, during the pandemic, is a threat to the health, safety and quality of life of the residents of Maui, our environment and wildlife.

Our island resources are very limited. Our inadequate sewage treatment, water, and landfills are not meant for this level of use. We just finished months of a severe water shortage, yet only Upcountry residents were affected, not tourists. While my yard dried up and died due to not watering it, the hotels were literally sucking up water as if there is no restriction. While sewage is discharged into our oceans, tourists are overcrowding our beaches and cruelly abusing our wildlife. Our fishing industry is endangered by the abuse the ocean environment is experiencing.

On Maui, tourists do not stay in the tourist areas, but drive all over the island, causing huge traffic congestion—and this is despite the rental car shortage. Tourists don't even think twice about using up resources meant for residents, such as UHauls! I have seen horrific pictures of the road to Hana being blocked by tourists who choose to park on the road, blocking traffic, because of lack of parking.

Residents are literally being told that we do not count and that the tourism industry is all-powerful. Our mayor has not shown any support of controlling tourism, including vetoing the last proposed moratorium for south and west Maui and vetoing the affordable housing bill. He goes out of his way to please the big money brought in by the tourism industry and mainland investors. He has made it clear that residents are second class citizens to tourists. It is the responsibility of government officials to ensure that there is adequate affordable housing for those who are essential to making our community work (health care professionals, teachers, police, social workers, restaurant workers, grocery/retail workers and yes, workers in tourism), not to incentivize nonresidents' profiting off tourism.

Residents here sacrifice a great deal financially to live here and deserve to be able to enjoy the beaches, hikes and parks. Instead, there is no room for residents on any of these. The majority of residents here do not



depend at all on the tourist industry—yet all of us are made to sacrifice for it. For me, it is about more than a financial sacrifice, as this is not only my birthplace but also that of my ancestors. Hardworking residents are trying not to be chased out by greedy leaders who put short-term profit first.

Our economy needs to be diversified. Our children need to be taught skills that will help them to succeed in society, rather than just to serve tourists. We need a moratorium on future visitor accommodations while solutions can be implemented, including leadership that supports resident lives over the tourism industry.

Residents are SO tired of having to write letters again and again and testifying again and again for something that seems so common-sense. I am so disappointed in our Mayor, who despite being a Maui Boy, so obviously supports the moneyed tourist industry over residents' quality of life. He has sold us out, and I for one will do all I can to ensure that someone who supports residents' quality of life will replace him in the next election. I appreciate the members of the Maui County Council greatly. With few exceptions, you are the leaders who put residents and the 'aina first.

Mahalo,

Charlene Yoshimura

Ph/Text: 808-344-3245

## County Clerk

---

**From:** michael dAddario <shivadario@yahoo.com>  
**Sent:** Wednesday, January 5, 2022 2:27 PM  
**To:** County Clerk  
**Subject:** Visitors accommodation miretorium

RECEIVED

2022 JAN -5 PM 4:19

OFFICE OF THE  
COUNTY CLERK

 You don't often get email from shivadario@yahoo.com. [Learn why this is important](#)

Dear Council MEMBERS

On request that you support the Visitors accommodation moretorium and override mayor Victerino's veto.

Thank you

Michael Daddario  
Sent from Yahoo Mail on Android

**County Clerk**

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RECEIVED

**From:** N. Goode <innerlightmaui@yahoo.com>  
**Sent:** Wednesday, January 5, 2022 2:46 PM  
**To:** County Clerk  
**Subject:** no more visitor rooms

2022 JAN -5 PM 4:19

OFFICE OF THE  
COUNTY CLERK

 You don't often get email from innerlightmaui@yahoo.com. [Learn why this is important](#)

PLEASE,,, vote to override the mayors veto

do not allow any more visitor rooms on Maui

PLEASE ..

also please stop all the illegal guest rooms and homes  
THERE SHOULD BE NO TOURIST IN ANY RESIDENTIAL NEIGHBORHOOD

42 year resident

**County Clerk**

RECEIVED

**From:** Susan Douglas <sd3@hawaii.rr.com>  
**Sent:** Wednesday, January 5, 2022 2:47 PM  
**To:** County Clerk  
**Subject:** Bill 148 and County Communication 22-9

2022 JAN -5 PM 4: 19

OFFICE OF THE  
COUNTY CLERK

|| You don't often get email from sd3@hawaii.rr.com. [Learn why this is important](#)

Dear County Council,

PLEASE OVERRIDE THE MAYOR'S VETO RE HOTEL ACCOMMODATIONS.

A moratorium would give us time to address Maui's over tourism issues and Maui Tomorrow strongly supports this bill

***Warmest Mahalo and Aloha!***

Susan Douglas  
84A Iliwai Loop  
(that's spelled I L I W A I)  
Kihei, Maui, HI 96753  
808 879 1112 (You can call 24/7, if you get my machine leave a long message. NO texts please.)  
[sd3@hawaii.rr.com](mailto:sd3@hawaii.rr.com)



**County Clerk**

RECEIVED

**From:** Sandra Kaestle <sandrakaestle@gmail.com>  
**Sent:** Wednesday, January 5, 2022 2:53 PM  
**To:** County Clerk  
**Subject:** Bill 148 and County Communication 22-9

2022 JAN -5 PM 4:19

OFFICE OF THE  
COUNTY CLERK

 You don't often get email from sandrakaestle@gmail.com. [Learn why this is important](#)

Please support the voices of your constituents and vote to override the Mayor's veto of Bill 148 and the two year moratorium on transient accommodations. This is our time as a community to take a closer look at how we want Maui to flourish and sustain its self before returning to the pre-pandemic days of new construction and expansion. Let's get it right. Hold to your decision as a County Council and vote to override the veto.

Sincerely  
Sandra Kaestle

Dear Council Members,

Reso 22-4

Ag Working Group supports CM Shane Sinenci's resolution to buy the East Maui Irrigation Aqueduct System and sign the lease for the benefit of Maui's people.

Ag Working Group has been meeting and discussing the continual lack of reliable water resources for Maui's farmers and ranchers for over ten years. We have had numerous meetings with Department of Water Supply directors and staff over those 10 years. In one meeting with then Water Department director Dave Taylor, he told us it would cost over \$350 million to build a reservoir large enough to serve the needs of upcountry. If this is true then you must see the purchase of the EMI system and associated lease as a bargain at twice the price.

If you review the documentation attached to CM Sinenci's resolution you will see that in 1961 the Board of Supervisors for Maui County unanimously agreed even then that it was a good idea for the County to have control of the EMI water and used terms like "immediate solution," "necessary" and "should."

This was their concluding paragraph written over 60 years ago...

"There is adequate water for all concerned; however, no one party should control its sale or usage as to be detrimental to others. The County being a subdivision of the State should have as much rights to the usage of State water as the present licensee. Water is the basic natural resource necessary for economic development and growth of the island and should not be controlled as to prevent new development."

And that is as true now as it was then! More so!

What do you think their opinion would have been if the entity poised to control that resource was a foreign owned corporation?

We have a catastrophic lack of affordable housing on Maui island. This can be directly tied to the Fixture unit limitations imposed by DWS. With adequate water resources homeowners, farmers and ranchers could upgrade their meters to facilitate building accessory dwellings, labor housing and irrigation systems. Our farmers and ranchers reduce their crop and herd sizes every year because even though our island is one of the wettest locations on the planet Earth we have no guarantee of water during our most critical time of year - harvest season.

Please stop kicking the can down the road and secure Maui's water future!

Take on the responsibility for the East Maui Irrigation Aqueduct System and secure a 30 year lease for our water! The Ag Working Group wholeheartedly supports this investment in our future!

Sydney Smith, *facilitator*, **Ag Working Group**  
Maliko Estate Coffee, 808-268-3646 call/text

Ag Working Group was formed in 2013 by the Ag Chair of Council who needed input from the Ag community. Members must be Farmers or Ranchers

We are comprised of neutral representatives from:

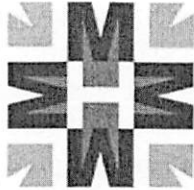
Maui County Farm Bureau • Maui Farmers Union United • Maui Coffee Association

Maui Cattlemen's Association • Maui Flower Growers Association

Kula and Makawao Community Associations

And include members from Hawaii State Department of Agriculture, Maui County Administration, Hawaii Department of Land and Natural Resources and Maui County Council





## Maui Hotel & Lodging ASSOCIATION

RECEIVED

2022 JAN -5 PM 4:19

OFFICE OF THE  
COUNTY CLERK

January 5, 2022

Aloha [COUNCILMEMBER],

We, a coalition of tourism, business, and labor organizations, are appealing to you to request your consideration in voting to sustain Maui Mayor Michael Victorino's veto of Bill 148, which would create a moratorium on the issuance of building permits for all new lodging accommodations throughout Maui. We are aware and concerned about the intent of the measure that was passed by the Maui County Council. We believe strongly that Bill 148, as it is currently written, will not have the intended effects sought by the Council and will inadvertently hurt not only Maui's overall tourism industry but also have adverse consequences for countless other businesses that rely on tourism to employ thousands of Maui residents.

For instance, Bill 148 does not adequately address the proliferation of illegal, short-term vacation rental units—an issue that begs for more attention and prioritization. As we are all well aware, the most explosive growth in visitor accommodations in recent years has not been in the traditional, brick-and-mortar lodging operations, which have been nominal, but in short-term vacation rental units—both legal and illegal. Unscrupulous operation of illegal units has led to the unchecked growth of short-term rental inventory in both resort and residential zoned areas. Ease of booking, relative price, and availability have drawn budget travelers to these units. This will continue and likely worsen if the development of traditional lodging properties is limited. Curtailing development and restricting growth will only drive more visitors to these accommodations and will further exacerbate the need for more affordable housing for local residents.

It also remains our position that a moratorium on building permits will have the unintended effect of depressing the market for other sectors of the economy, including the construction industry and other various skilled trades—many of which rely upon the tourism industry for their economic well-being. The issuance of building permits ultimately means more projects, more jobs, and more opportunities for Maui residents; limiting this for our economy on the heels of a worldwide pandemic is self-destructive and will have lasting economic consequences for Maui County. Meaningful and substantive investment into Maui's economy could be jeopardized or lost.

It is a substantive fact that tourism remains Maui's strongest economic driver. It consistently provides jobs not only in the lodging industry but also in ground and air transport, activities and

attractions, retail and dining, the service industry, and the agricultural sector, which provides local goods and produce for eateries enjoyed by visitors and residents alike. Putting a two-year hold on building permits will effectively hamstring the industry as it works to attract the ideal traveler and provide a quality experience on the Valley Isle, hurting our overall tourism product and creating new challenges and roadblocks that will need to be addressed in the future.

Finally, we would be remiss not to cite the last-minute changes that were made to Bill 148 just prior to its passage. This did not allow for proper vetting and for a robust public discussion to take place. A measure with such staggering impacts on the local populace and economy deserves more openness and transparency, and this measure was not given the appropriate time to be considered by the public in any meaningful way.

In closing, we would like to reiterate that we understand that the people of Maui are seeking well-thought-out solutions to strike a balance between the needs and desires of local residents and visitors. We remain steadfast in our belief that Bill 148 is not the answer. We, therefore, stand ready to work with the Maui County Council to identify alternate strategies to address better tourism management, so at this time, we ask that you consider the ramifications of this measure and vote to sustain Mayor Victorino's veto.

Mahalo, for your consideration,

(Signatures on following pages)

Angela Vento  
Chairman of the Board of Directors  
Maui Hotel & Lodging Association



Maui Hotel & Lodging  
ASSOCIATION

Mufi Hannemann  
President & CEO  
Hawai'i Lodging & Tourism Association



HAWAII LODGING & TOURISM  
ASSOCIATION

Sean Williams  
Vice President, State and Local Government Affairs  
Airlines for America



Airlines for America®  
We Connect the World

Mitchell A. Imanaka  
Chair  
American Resort Development Association



Ronald I. Taketa  
Executive Secretary-Treasurer  
Hawaii Regional Council of Carpenter



HAWAII REGIONAL COUNCIL OF CARPENTERS

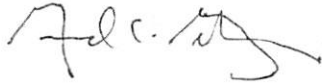
Cheryl Walthall  
Executive Vice President  
General Contractors Association of Hawaii



GCA of Hawaii  
GENERAL CONTRACTORS ASSOCIATION OF HAWAII  
Quality People. Quality Projects.



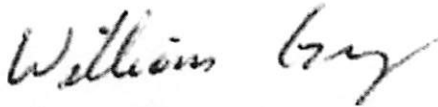
Gino Soquena  
Executive Director  
Hawaii Builders & Construction Trade Council



Jerry Gibson  
President  
Hawaii Hotel Alliance



Pamela Tumpap  
President  
Maui Chamber of Commerce



William Greig  
Business Agent  
Operating Engineers Local Union #3



OPERATING  
ENGINEERS



Christopher Delaunay  
Government Relations Manager  
Pacific Resource Partnership



Aaron Placourakis  
President & CEO  
Tri-Star Restaurant Group



**County Clerk**

**From:** Sara Patton <sarapattonmaui@yahoo.com>  
**Sent:** Wednesday, January 5, 2022 3:56 PM  
**To:** County Clerk  
**Subject:** Please override the mayor's veto on bill 148

RECEIVED

2022 JAN -5 PM 4:19

OFFICE OF THE  
COUNTY CLERK

You don't often get email from sarapattonmaui@yahoo.com. [Learn why this is important](#)

**Bill 148 and County Communication 22-9**

**Aloha Maui County Council. Thank you for passing Bill 148 to establish a moratorium on new transient accommodations on Maui, and pause further development of new hotels, timeshares, short-term rental homes, and transient vacation rental units, for two years or until tourism management measures are implemented. This is a critical time and an extremely important issue. We need to address overtourism issues before it's too late.**

**Mahalo for doing the right thing.**

**Sara Patton**

**160 River Road**

**Wailuku, HI 96793**

Sent from Yahoo Mail for iPad


**County Clerk**

**RECEIVED**

**From:** Jenna Fish <jrf73@nau.edu>  
**Sent:** Wednesday, January 5, 2022 4:49 PM  
**To:** County Clerk  
**Subject:** Bill 148 and Communication 22-9

**2022 JAN -6 AM 8:16**

**OFFICE OF THE  
COUNTY CLERK**

 You don't often get email from jrf73@nau.edu. [Learn why this is important](#)  
Hi there,

I was born & raised on Maui and have lived here my entire life. As a kama'aina of this sacred island, I STRONGLY support and encourage the overturn of the mayor's veto on Bill 148 and Communication 22-9. It is and has been incredibly devastating to witness our island being handed over to tourists without any consideration of locals and of kama'aina. Please, PLEASE, overturn the mayor's veto and put locals first.

Thank you.

Jenna Fish



**County Clerk**

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RECEIVED

**From:** Julienne Givot <dtjulienne@yahoo.com>  
**Sent:** Wednesday, January 5, 2022 5:51 PM  
**To:** County Clerk; Kelly King  
**Subject:** Bill 148 and County Communication 22-9

2022 JAN -6 AM 8:16

OFFICE OF THE  
COUNTY CLERK

|| You don't often get email from dtjulienne@yahoo.com. [Learn why this is important](#)

I fully support the County Council in overturning the mayor's veto of Bill 148.

Mahalo,  
Julienne

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Rev Julienne Givot

Kihei resident

510-813-4114

**County Clerk**

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RECEIVED

**From:** Bobbie Best <bestb002@hawaii.rr.com>  
**Sent:** Wednesday, January 5, 2022 5:53 PM  
**To:** County Clerk  
**Subject:** Please override the mayor's veto on Bill 148

2022 JAN -6 AM 8:16

OFFICE OF THE  
COUNTY CLERK

[You don't often get email from bestb002@hawaii.rr.com. Learn why this is important at <http://aka.ms/LearnAboutSenderIdentification>.]

A moratorium on new Transient Accommodations on Maui would give time to address Maui over tourism issues This is Bill 148 and County Communication 22-9

The above is for this this Friday's meeting and I'd like to Council to consider this input.

Mahalo,  
Barbara Best, a fifty year resident of the islands, so I've seen what tourism has done.  
280 Hauoli  
Wailuku  
242-9119

**County Clerk**

RECEIVED

**From:** eliza brady <ezbjoy@gmail.com>  
**Sent:** Wednesday, January 5, 2022 6:36 PM  
**To:** County Clerk  
**Subject:** Bill 148 county communication 22-9

2022 JAN -6 AM 8:16

OFFICE OF THE  
COUNTY CLERK

[You don't often get email from ezbjoy@gmail.com. Learn why this is important at <http://aka.ms/LearnAboutSenderIdentification>.]

This is the second time I am voicing my opinion on this issue (re: Bill 148 County Communication 22-9) Please OVERRIDE the Mayor's veto of this bill. There is a great need to MANAGE tourism in order to maintain the quality of life of the residents on Maui.

Mahalo  
Eliza Brady  
Makawao

**From:** Mimi Tackaberry <mimiboyumberry@gmail.com>  
**Sent:** Wednesday, January 5, 2022 7:02 PM  
**To:** County Clerk  
**Subject:** Bill 148

2022 JAN -6 AM 8:16

OFFICE OF THE  
COUNTY CLERK

|| You don't often get email from mimiboyumberry@gmail.com. [Learn why this is important](#)

Regarding the Mayor's veto of Bill 148, my biggest concern is  
WATER

- In 2016 when I asked the Maui Water Department to be put on the waiting list for a water meter, I was told "There is no waiting list."
- During the increasingly frequent droughts many Olinda residents on catchment have had to have water trucked in.
- The Water Dept mails restriction notices to Kula residents almost annually, recently threatening fines for non-compliance. Kula farmers were given a three month grace period and then were expected to comply with the restriction mandate. Farmers have to bite the bullet while developers tap into our limited resources for the benefit of non-residents.
- Why hasn't the County upgraded our water system to keep up with demand? Until this issue is resolved a moratorium on construction of new visitor accommodations is just plain common sense.
- I urge the Council to override the Mayor's veto and pass Bill148. Until such time as Maui's water system has been updated to accommodate our current residential and agricultural needs, it is folly to add to the demand.

Sent with Aloha  
Mimi Boyum Tackaberry

**County Clerk**

RECEIVED

**From:** Judith Culler <judithculler@gmail.com>  
**Sent:** Wednesday, January 5, 2022 8:19 PM  
**To:** County Clerk  
**Subject:** Support for moratorium

2022 JAN -6 AM 8:16

OFFICE OF THE  
COUNTY CLERK

|| You don't often get email from judithculler@gmail.com. [Learn why this is important](#)  
Please support the visitors accommodations moratorium.

## County Clerk

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**From:** Kainalu Steward <stewardk@hawaii.edu>  
**Sent:** Wednesday, January 5, 2022 8:31 PM  
**To:** County Clerk  
**Subject:** In support of Bill 148 (also reference County Communication 22-9)

 You don't often get email from stewardk@hawaii.edu. [Learn why this is important](#)

Aloha to whom this email concerns:

I am writing this in support of Bill 148 and to kindly ask council members to overturn Mayor Victorinos veto of this bill. Being born and raised on the West side of Maui, I have seen how tourism has affected our local communities and families while growing worse over the years. It saddens me to see my home town being overrun and disrespected by ignorant tourists and mismanaged by the county and state. Furthermore, the high influx of tourism on the West side of Maui and across the islands opens up more opportunities for outsiders to buy up property that will only displace our local and native people while also raising the cost of living in our own homeland. We need to prioritize other avenues of economic growth that will not negatively affect the quality of living for our local community, especially if we want a sustainable future for our children.

Please support Bill 148 and overturn the mayors veto for our future generations!

me ka ha'aha'a,  
Kainalu Steward

--  
M.S Student, Tropical Conservation Biology & Environmental Science  
University of Hawai'i at Hilo  
[stewardk@hawaii.edu](mailto:stewardk@hawaii.edu)

RECEIVED  
2022 JAN -6 AM 8:16  
OFFICE OF THE  
COUNTY CLERK

## County Clerk

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**From:** Luanne Teoh <luanne.teoh@gmail.com>  
**Sent:** Wednesday, January 5, 2022 8:52 PM  
**To:** County Clerk  
**Subject:** Bill 148, County Communication 22-9 Moratorium on Transient Accommodations

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2022 JAN -6 AM 8:16  
OFFICE OF THE  
COUNTY CLERK

 You don't often get email from luanne.teoh@gmail.com. [Learn why this is important](#)

Wed Jan 5 2022

RE: Bill 148, County Communication 22-9  
Moratorium on Transient Accommodations

Aloha Maui County Council Members,

I am writing this letter in support of the moratorium on visitor accommodations on Maui that was passed by the County Council and vetoed by Mayor Victorino.

**Please override his veto.**

As a full time resident of Maui I ask that you consider the voices of the residents who have been asking for tourism management for the last two years. Victorino's veto is doing the exact opposite. I live in South Kihei and the traffic along South Kihei road is congested on a daily basis.

The increase in visitors has also resulted in an increase of accidents and ocean rescues which is a drain on emergency resources. I see and hear rescue helicopters, coast guard, and emergency vehicles daily from my lanai (facing Kamaole 3).

The influx in tourism since we opened up in October 2020 has adversely affected the quality of lives of Maui residents. From prolonged water restrictions, increased traffic, and jostling with tourists while going about our daily chores. Meanwhile, the resorts in Wailea are all operating with multiple swimming pools and thousands of hotel rooms filled to the brim.

The pandemic has also demonstrated that Hawaii's reliance on tourism is not only risky, it is outright irresponsible. When it's not cheap to live here, Hawaii should not be a cheap place to visit. Mass tourism being encouraged by rock bottom airfares only serve to cheapen Hawaii's reputation while doing harm to the quality of life of local residents, the ecosystem, and the environment, not to mention an incredible drain on our resources.

The over reliance on tourism to sustain the island's economy is not a good long term strategy. The question is not what pandemic will hit next. It is WHEN the next pandemic will hit. And once again, it will bring Hawaii to its knees when it happens.

The quicker we can diversify from this tourism only strategy, the better we will all be.

The fact that local residents have to write letters again and again about the same issues and specifically Victorino's self-serving interest policies is wrong on so many levels.

Once again, I am asking you to please override his veto.

Thank you for reading my letter, I trust you will do the right thing.

To protect the land for future generations and to protect the people from a further eroding quality of life.

Mahalo.

Luanne Teoh  
Kihei, Maui.

--

// Luanne Teoh  
// +1.415.335.1447  
// Clean Food Dirty Girl



**County Clerk**

RECEIVED

**From:** Scott Crawford <scott@aloha.net>  
**Sent:** Wednesday, January 5, 2022 8:59 PM  
**To:** County Clerk  
**Subject:** 22-4 Support

2022 JAN -6 AM 8:16

OFFICE OF THE  
COUNTY CLERK

[You don't often get email from scott@aloha.net. Learn why this is important at <http://aka.ms/LearnAboutSenderIdentification>.]

Aloha Madame chair and members of the Council,

I would like to express my support for resolution 22-4, and urge the Council to support this resolution and recommend to the Mayor to enter into a long-term lease for East Maui water supply.

Mahalo,  
Scott Crawford  
Hana

## County Clerk

RECEIVED

**From:** Steve Wilson <steve.1wilson@yahoo.com>  
**Sent:** Wednesday, January 5, 2022 9:32 PM  
**To:** County Clerk  
**Subject:** BILL 148 & COUNTY COMMUNICATION 22-9

2022 JAN -6 AM 8:16

OFFICE OF THE  
COUNTY CLERK

You don't often get email from steve.1wilson@yahoo.com. [Learn why this is important](#)

With Warmest Aloha to the Maui County Council Members,

I am writing to once again voice my support for the moratorium on visitor accommodations. I believe I speak in concert with tens of thousands of fellow Maui neighbors and ohana that support the idea of placing a hold on what has been extraordinary and exponential growth of tourism, especially over the last ten to fifteen years. Each and every year, the numbers rise and rise in excess of what resources we have to support this incredible explosion of tourism. It simply cannot be sustainable at this rate. We need time to prepare and deal with it in a responsible way. Our quality of life should not be second to a numbers game.

By passing this moratorium, we position ourselves to reboot the visitor industry to return Maui to a higher degree of exclusivity. It allows the existing accommodations venues to catch up and become more competitive for a higher standard of visitor. By adding more rooms, by allowing more short term rentals, all keeps prices artificially low, allowing more and more visitors to crowd our small island and to overburden our very limited resources, including water, wastewater facilities, and our roads. We have residents going years without water, while additional hotels and resorts will absorb yet even more. The quality of life on Maui has sunken. I see it. My neighbors see it, and I am positive each of you sees it.

Additionally, we have seen our friends and neighbors struggle to find affordable housing. Many of which, serve the visitor industry. Adding more hotels and resorts will require hundreds, perhaps thousands of more employees to run these new facilities, and we must ask ourselves, where are these people going to live? Maui has reached and surpassed total saturation of the tourist industry. We are now adding more and more concrete just to park cars. Hana highway has become a nightmare, an endless tourist-train of cars. I reside in Hana. I now shudder to think of driving it now when it used to be an absolute joy.

Just recently, last summer, the Governor and Mayor made progress to curb tourism. The leaders were successful in putting into place certain measures to address the over-tourism, and what I speak of are the higher accommodations tax, the crack down on illegal short-term rentals, a tax incentive to convert short terms to long terms, raising property taxes on short-term rental properties, and several new licensing requirements for short-term rentals. These are all great measures that will only be diluted by more hotels and resorts. We cannot back-pedal these wonderful advances. We need time to absorb their effectiveness before we allow more facilities that destroy the quality of life we all deserve and expect. Maui tourism will always be present as long as we don't chase visitors away with the blight of over-tourism. That can and has happened to other favored destinations. Let's not make the same fatal mistakes. We must venture into the future with our eyes open to also preserve the quality of the visit. We need tourism, but Maui is also positioned to chose them. We need to protect ourselves and our visitors from over-tourism, or we chance ruining our precious lifestyle and opportunities.

We need to work and build on what we have, not add to it. We need to hone it. We need to perfect it. With a more exclusive visitor, we will build on that visitor. Consider the mindset that Maui, as a host, and in the realm of the costs of supporting a visitor, the infrastructure cost is a constant per visitor no matter their level of social stature. Each visitor consumes the same average amount of water, wastewater and treatment facility costs, landfill needs, consumes the same amount of locally grown foods, same airport facility use, a need for a rental car, and more. There is a dollar number on each visitor's head, and it's the same for all. Let's increase the revenue while reducing the infrastructure costs and demand. Wouldn't it be nice to position the available rooms to limit tourism, which would effectively raise room rates, which again would raise pre-taxed revenue, thereby increasing taxable revenue on top of the newly increased tax rate of the accommodations taxes, all to effect an increase of tax revenue to the County, only to end up paying less to host less visitors based on a per-visitor cost? The answer is simple. YES. Less burden on natural resources, less wastewater and treatment, less traffic congestion, more available housing, more available local foods, better quality of life and a better quality of visit, all with more revenue.

Please vote to overturn Mayor Victorino's veto. It's pono, and what the residents want. Its what each of you really wants. A better life for us all and for our keiki and their keiki. We all look to each of you, and to Mayor Victorino, for leadership of our direction...to represent the wants of the residents, not to represent the wants of visitors. Lets work to build on what we have and allow a couple of years to see what the recent changes can actually do instead of mindlessly sabotaging them all. Vote YES for the moratorium.

Steve Wilson  
Hana, Maui

## County Clerk

RECEIVED

**From:** Terry Restivo <terryrestivo@gmail.com>  
**Sent:** Wednesday, January 5, 2022 9:39 PM  
**To:** County Clerk  
**Subject:** Bill 148

2022 JAN -6 AM 8:16

OFFICE OF THE  
COUNTY CLERK

You don't often get email from [terryrestivo@gmail.com](mailto:terryrestivo@gmail.com). [Learn why this is important](#)

January 5, 2022

RE: Bill 148, County Communication 22-9  
Moratorium on Transient Accommodations  
Email: [county.clerk@mauicounty.us](mailto:county.clerk@mauicounty.us)

Dear Maui County Council Members:

As a new physician recruit on Maui (who was recruited to improve the medical care here), I am writing this letter in support of the moratorium on visitor accommodations on Maui, that was passed by the County Council and vetoed by Mayor Victorino. PLEASE override his veto! This moratorium is a crucial step toward remediating the current unregulated over-tourism we are seeing.

The Maui Island Plan suggests limiting the number of visitors to approximately 1/3 the number of residents in order to preserve our environment, infrastructure, and quality of life for residents--all of which would improve the visitor experience as well.

The year 2019 was already a year of uncontrolled growth, fueled by the tourism industry. Promises were made by leaders during the early part of the pandemic to improve on the tourism experience for both visitors and residents. Residents were promised that the goal would be to decrease the number of tourists while protecting the islands. Since October of 2020, those promises have been completely forgotten by our leaders, who proudly announce that the goal of reaching 2019 numbers has been met and now exceeded.

The current volume of tourists we were seeing pre-pandemic and now, in 2021, during the pandemic, is a threat to the health, safety and quality of life of the residents of Maui, our environment and wildlife.

Our island resources are very limited. Our inadequate sewage treatment, water, and landfills are not meant for this excessive level of use. We just finished months of a severe water shortage, yet only the Upcountry residents were affected, and not tourists. The hotels are literally sucking up water as if there is no restriction. While sewage is discharged into our oceans, tourists are overcrowding our beaches and abusing our wildlife and injuring the reefs.

On Maui, tourists drive all over the island, causing huge traffic congestion—and this is despite the rental car shortage. Tourists don't even think twice about using up resources meant for residents, such as UHauls.

The mayor has not shown any desire to control tourism (i.e. vetoing the last proposed moratorium for south and west Maui and vetoing the affordable housing bill) Mayor Victorino goes out of his way to please the big money brought in by the tourism industry and mainland investors. He has made it clear that residents are second class citizens to the first class tourists. It is the responsibility of government officials to ensure that there is adequate affordable housing for those who are essential to making our community work (health care professionals, teachers, police, social workers, restaurant workers, grocery/retail workers and yes, workers in tourism), not to incentivize nonresidents' profiting off tourism.

Residents sacrifice a great deal financially to live here and deserve to enjoy the beaches, hikes and parks. Instead, there is no room for residents on any of these. The majority of residents here do **not** depend at all on the tourist industry—yet all of us are made to sacrifice for it. Hardworking residents are trying not to be chased out by greedy leaders who put short-term profit first.

Our economy needs to be diversified. Our children need to be taught skills that will help them to succeed in society, rather than just to serve tourists. We need a moratorium on future visitor accommodations while solutions can be implemented, including leadership that supports resident lives over the tourism industry. Residents are SO tired of having to write letters **again and again** and testify again and again for something that seems so common sense. I am so disappointed in the Mayor, who despite being a Maui native, obviously supports the tourism industry over our quality of life.

Personally, I can say that unless this passes, I will not continue to live and serve the community here on Maui. I'm tired of having to hide in my home to avoid the masses of Covid infected visitors while the visitors trample through the island without wearing their masks. I'm heart sick that this beautiful culture is being sold out to money. I truly hope someone with integrity steps forward to make these necessary changes.

Sincerely,

Terry E. Restivo, DO

Restivo Plastic Surgery-Maui  
85 Maui Lani Parkway  
Wailuku, HI 96793  
Office:(888)533-2133  
Fax:(855)827-2321

**County Clerk**

RECEIVED

**From:** Raphiell Nolin <raphiell@gmail.com>  
**Sent:** Wednesday, January 5, 2022 9:52 PM  
**To:** County Clerk  
**Subject:** Moratorium on new tourist accommodations

2022 JAN -6 AM 8:16

OFFICE OF THE  
COUNTY CLERK

[You don't often get email from raphiell@gmail.com. Learn why this is important at <http://aka.ms/LearnAboutSenderIdentification>.]

Aloha,

I am a long time Maui resident and have seen the quality of life decline for the locals over the past decade. Tourism is out of control, the numbers far outweighing the infrastructures we have in place. Our roads, beaches and water supply have reached their maximum capacities. Rentals are scarce and overpriced for our Hawaiian people to even afford to live here. We need more housing for the people, not more transient accommodation, vacation condos and hotels. Please vote to override the Mayor's veto and implement this moratorium to improve the quality of life of Maui's residents and a reasonable and sustainable number of visitors.

Mahalo,  
Raphiell Nolin  
Pukalani

**County Clerk**

RECEIVED

**From:** Kayla HK <kaylamaui.hi@gmail.com>  
**Sent:** Wednesday, January 5, 2022 10:19 PM  
**To:** County Clerk  
**Subject:** Bill 148 County Communication 22-9

2022 JAN -6 AM 8:16

OFFICE OF THE  
COUNTY CLERK

 You don't often get email from kaylamaui.hi@gmail.com. [Learn why this is important](#)  
Aloha Maui County Council,

I am a kanaka maoli who is born, raised and residing in Hawaii. I'm writing in SUPPORT of Bill 148 to establish a moratorium to stop all new transient accommodations from being developed. Overtourism is making a negative impact on our natural resources and quality of life. We are in a pandemic and overtourism is still an issue. Please consider this letter and vote against Mayor Mike Victorino's veto.

Bill 148 Communication 22-9

Me ka 'oia'i'o,

Kayla Shaw

The contents of this email and attachments are intended only for the addressee(s) and may contain confidential and/or privileged information and may be legally protected from disclosure. If you are not the intended recipient of this email or their agent, or if this message has been addressed to you in error, please immediately alert the sender by replying, then delete this email and any attachments. If you are not the intended recipient, you are hereby notified that any use, dissemination, copying, or storage of this email or attachments is strictly prohibited.

January 5, 2022

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Aloha Chair Lee and Council Members,

OFFICE OF THE  
COUNTY CLERK

I would like to take this opportunity to express my concerns on Bill 148 and why I support the mayor's veto. I am opposed to Bill 148 for several reasons; however, I do support the intention of the Bill regarding the number of visitors that come to visit Maui. Having experienced visitors with rude, unruly and with entitled attitudes, I feel that there can be other ways to address this instead of a Moratorium. I have heard comments from previous testifiers who support Bill 148, such as "The hotels have deep pockets so they can wait 2 years" however, in 1990's a Moratorium was passed by Mayor Lingle for new construction projects for Maui County. The effects of that were detrimental to the Blue collar working class community and affected mom and pop businesses that are no longer in operation today. So, a Moratorium today, especially during the pandemic would negatively impact Maui's economy. With a Moratorium, in 2 years' time there will be many lay-offs, reduction in hours, and eventually some people will be unemployed. We know there are a ripple effects from job loss – theft, illegal drug use, domestic violence is just a few. We don't have 2 years!

It was mentioned that there would be alternatives that will assist our blue-collar working-class members with new employment opportunities, but I have yet to see or hear of anything being proposed. Just hearsay with no results.

It would be nice to see the mayor and council members working together in finding solutions to what we are experiencing on Maui Island. Instead, there is a lot of division between the county government that trickles out to the community. Being born and raised in Maui, I now see that there is a "Old Maui" and a "New Maui." I understand that many who came to Maui make it their home but are always wanting change. They want to accommodate their lifestyle that does not align the values of our "Old Maui" residents. We come from a generation of plantation and cattle ranch workers, Visitor Industry workers and construction workers. There was a time when Maui was able to sustain itself when we had Haleakala Dairy, the egg farm, sugar cane, pineapples and HOTELS. But "New Maui" residents settled in could not and did not adapt to the smell of the dairy or egg farm or smoke from the sugar cane and called for the shut-down of these industries. Unfortunately, now all we have are the Visitor industry,



construction industry and some cattle ranches and an ongoing need for affordable housing. You can't buy a house without a good paying job with steady income.

It's time we sit down and break bread to find solutions. In conclusion, please support Mayor Victorino on his Veto of Bill 148, not for him but for the engine that drives this community-the working-class women and men of Maui county.

Dwight K Burns

Hawaii Operating Engineers Industry Stabilization Fund

Maui Island Representative

**County Clerk**

RECEIVED

**From:** Leina Wender <waiokila@gmail.com>  
**Sent:** Wednesday, January 5, 2022 10:42 PM  
**To:** County Clerk  
**Subject:** Bill 148; County Communication 22-9

2022 JAN -6 AM 8:17

OFFICE OF THE  
COUNTY CLERK

[You don't often get email from waiokila@gmail.com. Learn why this is important at <http://aka.ms/LearnAboutSenderIdentification>.]

To the Maui County Council:

I strongly support Bill 148. The county needs to utilize whatever tools it has to put the breaks on tourism. Apparently we can't stop people from coming here, but we can limit the rooms available. It is obvious to everyone that we already have way too many tourists and are in violation of the standards set in our county plans. Bill 148 is just one of many steps needed to start to address this imbalance.

Mahalo for advancing this proposal.

Elaine Wender

## County Clerk

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**From:** Amy Stephens <rainbowcountrymaui@gmail.com>  
**Sent:** Wednesday, January 5, 2022 11:38 PM  
**To:** County Clerk  
**Subject:** Testimony for the 1/7/22 County Council meeting regarding Bill 148 and County Communication 22-9

[You don't often get email from rainbowcountrymaui@gmail.com. Learn why this is important at <http://aka.ms/LearnAboutSenderIdentification>.]

Aloha County Council,

I am providing testimony regarding Bill 148 and County Communication 22-9.

Please work together to override Mayor Victorino's veto of bill 148. Maui needs your support to implement a moratorium on new Transient Accommodations on Maui, and pause further development of new hotels, timeshares, short-term rental homes, and transient vacation rental units, for two years or until tourism management measures are implemented as the council intended when the bill was proposed and passed on 12/3/21. A moratorium would give us time to address Maui's overtourism issues. We are at a tipping point on Maui where families are being pushed out by greed for tourist dollars.

Please override the veto and speak by action for the people of Maui.

Mahalo for your time,

Amy Stephens

Napili

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2022 JAN -6 AM 8:17  
OFFICE OF THE  
COUNTY CLERK

## County Clerk

RECEIVED

**From:** Nick Drance <nick@themaui miracle.org>  
**Sent:** Thursday, January 6, 2022 7:24 AM  
**To:** County Clerk  
**Subject:** Testimony for County Council Meeting January 7

2022 JAN -6 AM 8:17

OFFICE OF THE  
COUNTY CLERK

You don't often get email from [nick@themaui miracle.org](mailto:nick@themaui miracle.org). [Learn why this is important](#)

## Testimony regarding Bill 148, County Communication 22-9 Submitted by Nick Drance

The Transient Visitor Accommodations Moratorium has overwhelming public support. As you know, Covid gave residents the opportunity to see what life here on our island looks like when it's not overrun with tourists. We need a breather. Time to recalibrate and really discuss the future of this island. Please honor the wishes of the great majority of your constituents.

These points have been made repeatedly but deserve to be mentioned again.

1. As has been said over and over, The Maui Island Plan stipulates a much lower tourist to resident ratio than we have now. The Core Principles and Mission Statements also say that residents wish Maui to maintain a small town atmosphere, which of course makes sense. Who would wish to fight traffic and be overrun with tourists? As we look around us today, I wonder why we pretend that these documents have any meaning. It seems to me that a vote against this measure says that they do not.
2. If the tourist to resident ration is already out of whack, why make a bad situation worse? That just doesn't make sense. Of course, we can continue to build homes for more mainlanders to move here which reduces the ratio. That's what we are doing but that doesn't make sense either.
3. Construction Industry representatives have clearly testified that there is no shortage of work for those in the construction industry. To say that the moratorium is harmful to business is worse than inaccurate.
4. The proposal, as written, to some degree, is actually, written in favor of developers. It sanctions some development, currently planned, or in their infancy. Projects currently submitted for approval, appear to be grandfathered in. This looks like a clear give away to me. This measure seems tame compared to what many think it should be. Surely these concessions should satisfy those who doubt the fairness of how this measure is written.
5. As you know, I lament the urbanization of our island, mainland style. It's not "Island style". Whether it's additional transient or long term visitor accommodations, It seems that a mainland business model of "development" is solidly established here. (One that primarily benefits mainland corporations and people that don't live here yet). I'll never understand how anyone can think that "paving over paradise" makes sense on this 750 square mile island. How odd that mainland business interests continue to take and take from this place, so blatantly... and that people who live here actually encourage it. It just doesn't seem to make sense.



[www.TheMauiMiracle.org](http://www.TheMauiMiracle.org)

Nick Drance  
Kihei, HI 96753

**County Clerk**

RECEIVED

**From:** Tamara A. Paltin  
**Sent:** Thursday, January 6, 2022 7:50 AM  
**To:** County Clerk  
**Subject:** Fwd: Sustain the Veto of Bill 148

2022 JAN -6 AM 8:17

OFFICE OF THE  
COUNTY CLERK

Sent from my iPad

Begin forwarded message:

**From:** John Okamura <jokamura@kiheigardens.net>  
**Date:** January 6, 2022 at 6:33:57 AM HST  
**To:** "Keani N. Rawlins" <Keani.Rawlins@mauicounty.us>, "Tasha A. Kama" <Tasha.Kama@mauicounty.us>, Gabe Johnson <Gabe.Johnson@mauicounty.us>, Kelly King <Kelly.King@mauicounty.us>, "Mike J. Molina" <Mike.Molina@mauicounty.us>, "Tamara A. Paltin" <Tamara.Paltin@mauicounty.us>, "Shane M. Sinenci" <Shane.Sinenci@mauicounty.us>, Yukilei Sugimura <Yukilei.Sugimura@mauicounty.us>  
**Subject:** Sustain the Veto of Bill 148

Some people who received this message don't often get email from jokamura@kiheigardens.net. [Learn why this is important](#)

Aloha Chair Lee, Vice Chair Rawlins-Fernandez, and members of the Council,

Tourism is an important part of our local economy. The revenue generated from visitors funds Maui schools, environmental agencies, public safety, and more.

If we stop building hotels and visitor accommodations, it won't stop visitors from coming to our island. Instead, they will stay in short-term rentals crowding and interrupting our neighborhoods.

I urge you to stand with Mayor Victorino and vote to sustain his veto of Bill 148.

Thank you,

John Okamura  
Managing Partner  
Kihei Gardens & Landscaping Co., LLP  
P.O. Box 1058  
Puunene, HI 96784  
(808)244-3804; (808)242-0802 FAX  
jokamura@kiheigardens.net

## County Clerk

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**From:** Vijak Ayasanonda <vijak1@gmail.com>  
**Sent:** Thursday, January 6, 2022 8:37 AM  
**To:** County Clerk  
**Cc:** Karri Ayasanonda  
**Subject:** Bill 148 County Communication 22-9 Moratorium on Transient Accommodation

RECEIVED

2022 JAN -6 AM 8: 52

OFFICE OF THE  
COUNTY CLERK

 You don't often get email from vijak1@gmail.com. [Learn why this is important](#)

Aloha Maui County Council Members,

January 5, 2022

I am writing to support the moratorium on Visitor/Transient Accommodations that was passed by the County Council and vetoed by Mayor Victorino. I request you override his veto. This moratorium is a small but important step in regulating over-tourism that currently exists.

As an Emergency Physician, I can attest that the lack of housing and infrastructure has impacted the quality of life here on Maui and becomes a deterrent in attracting and keeping much needed workers that range from healthcare professionals such as doctors and nurses to those who are considered essential workforce.

The Maui Island Plan that recommends limiting tourism would help to provide homes and improve resident access to our beaches, hikes as well as provide the infrastructure such as water that was rationed in order to provide hotels and resorts an unlimited supply for pools and landscaping.

2022 is already seeing tourism return to the uncontrolled and unsustainable growth that was seen in 2019 where traffic was obscene, natural resources such as hikes, beaches, and parks were abused and damaged. Mayor Victorino has chosen to side with the uncontrolled aspirations of unregulated businesses that take away beach parking, cause severe congestion on roadways such as Hana, and encourage mainland investors who have now driven up housing costs to the point where local residents are forced from their homes to mainland locations where living is affordable.

Even as a physician who has lived on island since 2008, I feel like a second class citizen and am considering leaving Maui as well since the beauty and Aloha spirit that drew me here is waning quickly. It is replaced with congestion that rivals the rush hours that remind me of Chicago with the road rage that I left long ago.

I am SO tired of having to write letters again and again and testifying again and again for something that seems so common-sense. I am disappointed in our Mayor and will vote for someone with common sense and a vision to save Maui. I hope the Maui council will act with this same common sense and desire I feel is needed to preserve what is left on this once beautiful sanctuary now becoming a new Waikiki. O

Maui County Council

January 7, 2022

RECEIVED

2022 JAN -6 AM 9:38

TO: Alice Lee, Chair  
Members of the Council

OFFICE OF THE  
COUNTY CLERK

FROM: Painting Industry of Hawaii Labor Management Cooperation Trust Fund  
Hawaii Tapers Market Recovery Trust Fund  
Hawaii Glaziers, Architectural Metal Glassworkers Local Union 1889 AFL-CIO Stabilization Trust Fund  
Carpet, Linoleum and Soft Tile Local Union 1926 Market Recovery Trust Fund

RE: Bill 148 (2021) MORATORIUM ON NEW VISITOR ACCOMMODATIONS  
Meeting Date: January 7, 2022

Dear Chair Lee and Council Members:

Thank you for this opportunity to submit testimony on behalf of the Painting Industry of Hawaii Labor Management Cooperation Trust Fund; Hawaii Tapers Market Recovery Trust Fund; Hawaii Glaziers, Architectural Metal Glassworkers Local Union 1889 AFL-CIO Stabilization Trust Fund; and the Carpet, Linoleum and Soft Tile Local Union 1926 Market Recovery Trust Fund in **strong opposition** to Bill 148 (2021). The foregoing organizations are labor management cooperation funds between the Painters Union, Tapers Union, Glaziers Union, and Carpet and Soft Tile Layers Union and their signatory contractors. I am a compensated lobbyist.

In its current form, Bill 148 (2021) completely ignores the recommendations of the Maui Planning Commission and places the future livelihoods of our members who live and work on Maui (approximately 200 members across the four trades) in jeopardy at the worst possible time. Imagine how you might be affected if you were not able to draw a paycheck for over two years. This measure, which claims that is intended to improve the lives of Maui residents could actually force local residents to leave the island or state for lack of jobs in the future and will likely adversely affect the economy in the form of lower tax revenue from construction and tourism.

Moreover, this measure will very likely result in negative consequences for the community. As Mayor Victorino noted in vetoing the bill, tourists were not deterred from travel to Maui by the lack of rental vehicles or accommodations. What will likely happen if this measure passes is an increase in the use of legal and illegal vacation rentals, which will only drive up the cost of housing for local residents even further.

Overriding Mayor Victorino's veto and passing this measure would be a serious mistake, and we respectfully ask that you do not vote to override the veto. Thank you for this opportunity to testify.

Very truly yours,  
Jeffrey Masatsugu



**County Clerk**

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**From:** William Greenleaf <bgreenleaf.maui@yahoo.com>  
**Sent:** Thursday, January 6, 2022 9:34 AM  
**To:** County Clerk  
**Subject:** Visitor Accommodations Moratorium

**RECEIVED****2022 JAN -6 AM 9:38****OFFICE OF THE  
COUNTY CLERK**

Aloha Councilmembers:

The Moratorium passed by Council, Bill 148, which would establish a Moratorium on new Transient Accommodations on Maui, and pause further development of new hotels, timeshares, short-term rental homes, and transient vacation rental units, for two years or until tourism management measures are implemented.

This moratorium would give us time to address Maui's overtourism issues.

Bill 148 is an important response to a tourism industry that has grown in size and scope to a degree that residents lives are impacted severely in a negative manner. Now that we have a chance for a reset, Bill 148 gives us 2 years to implement tourism management measures.

Please vote to override Mayor's veto.

Bill Greenleaf  
Greenleaf Farm

**County Clerk**

RECEIVED

**From:** William Greenleaf <bgreenleaf.maui@yahoo.com>  
**Sent:** Thursday, January 6, 2022 9:22 AM  
**To:** County Clerk  
**Subject:** Sinenci Water Reso

2022 JAN -6 AM 9:38

OFFICE OF THE  
COUNTY CLERK

Aloha Councilmembers:

Maui County needs to own the EMI water delivery system.

This is an opportunity to create a crown jewel in the future of Maui Island.

Entities like A&B or Mahi Pono's pension fund owner or Trinitas care about profits and water is about people. Sadly, in today's world, it's unrealistic to expect them to restore the water shed to a productive state or to spend budget to update the system so water is not lost in transport.

As long as these corporations have their profit needs met, other needs such as cultural needs are ignored. That's a fact with 100 years of experience. This fact is a cornerstone for the reason to buy and operate the EMI.

Costs will be discussed as if they are a stumbling block or a burden. The Water Dept is sitting on a multi-million dollar fund that has not been used for building reservoirs, transmission lines, etc. Those dollars along with delivery charges and possibly a bond will pay for the acquisition and pay for the entire system to be upgraded.

Maui Island water is as pure as any water in the world. An updated system that provides abundant water for cultural farming, stream life and all other island needs is an act that all citizens will support and be grateful about.

Maui has many jewels...owning our water delivery system makes all of Maui's jewels sparkled a more brightly.

Mahalo for your unending efforts on behalf of the citizens and the Aina.

Bill Greenleaf  
Greenleaf Farm

## County Clerk

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**From:** Joseph Kohn MD <outlook\_945BCBF227049F41@outlook.com> on behalf of Joseph Kohn MD <Joseph@WeAreOne.cc>  
**Sent:** Thursday, January 6, 2022 9:12 AM  
**To:** County Clerk  
**Subject:** Testimony RE: Bill 148 and County Communication 22-9

 You don't often get email from joseph@weareone.cc. [Learn why this is important](#)

Aloha Councilmembers,

I strongly SUPPORT THE VISITOR ACCOMMODATIONS MORATORIUM AND OVERRIDE THE MAYOR'S VETO! People before profit.

Thank you for your very kind attention,

Joseph Kohn MD  
Founder, We Are One, Inc. - [www.WeAreOne.cc](http://www.WeAreOne.cc) - WAO  
493 Pio Dr Apt 209  
Wailuku, HI 96793-2641  
808-359-6605  
[Joseph@WeAreOne.cc](mailto:Joseph@WeAreOne.cc)  
[www.WeAreOne.cc](http://www.WeAreOne.cc)

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2022 JAN -6 AM 9:13  
OFFICE OF THE  
COUNTY CLERK

This is an updated message.

## County Clerk

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**From:** Karri Ayasanonda <karrija@gmail.com>  
**Sent:** Thursday, January 6, 2022 9:12 AM  
**To:** County Clerk  
**Subject:** Bill 148 County Communication 22-9 Moratorium on Transient Accommodation

 You don't often get email from karrija@gmail.com. [Learn why this is important](#)

Aloha Maui County Council Members,

I am writing in support of the moratorium on visitor accommodations. Over the past recent years, the quality of life for myself, family, and many other residents has been drastically reduced due to overtourism. Our communities are being destroyed by tourism and poorly managed development. I have seen family and friends have to move away from Maui due to lack of housing, lack of good education, and lack of decent healthcare. We have tourists in every neighborhood. Going to the store or a doctor's appointment has become a headache with too much traffic and crowds of people. We skip going to places we used to love because there is no parking or there are just too many inconsiderate people. We are seriously outnumbered by visitors in most places we attempt to go. We no longer can go to restaurants due to crowds. We are seeing people of the community move away, including teachers, nurses, doctors, and many other much needed members of the community. Going to the beach is not relaxing as we watch swarms of visitors trampling over reef and chasing turtles. It has come to the point that my family also is looking at where we can move our family to that we can live our lives in some type of peace, somewhere that residents are treated better, somewhere we do not have to constantly write letters and plead with legislators to do what is right. As medical professionals we feel we deserve better, as does every other person that is part of the Maui community.

Maui does not have the infrastructure for the amounts of visitors that arrive on a daily basis. Tourism is not managed, it is more of a free-for-all and the island has been overly commercialized. We do not need even one more hotel, timeshare, or any other property type of accommodation for visitors. Maui needs to decrease the amount of visitors now before the beauty and resources have been completely depleted and the culture has disappeared. Please pass the moratorium on visitor accommodations before it is too late.

Mahalo,  
Karri Ayasanonda RN  
Lahaina, Hawaii

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JAN -6 AM 9:14  
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COUNTY CLERK



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COUNTY CLERK

2022 JAN - 6 AM 11:30

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January 6, 2022

TO: Councilmember Alice Lee, Chair  
Councilmember Keani Rawlins-Fernandez, Vice- Chair  
Members of the Maui County Council

FR: AMERICAN RESORT DEVELOPMENT ASSOCIATION – HAWAII (ARDA-Hawaii)

RE: Support of to CC 22-9 (Mayor notifying of Veto of Bill 148 entitled "A Bill for an Ordinance Establishing Chapter 19.98, Maui County Code, Declaring A Moratorium on New Transient Accommodations on Maui")  
**Hearing date: Friday, January 7, 2022 at 9:00AM**

Aloha Chair Lee, Vice Chair Rawlins-Fernandez and members of the Maui County Council,

Thank you for allowing ARDA-Hawaii to submit testimony in **STRONG SUPPORT** of CC 22-9 regarding a veto of Bill 148 establishing Chapter 19.98, Maui County Code, declaring a moratorium on new transient accommodations on Maui. Bill 148 seeks to create an island wide moratorium which temporarily prohibits the issuance of any permit under Title 19. The proposed measure creates multiple concerns that could have broad impacts on Maui's economy.

The stated purpose of the proposed bill is to establish a moratorium to comply with visitor to resident ratio specified in Chapter 2.80B of the Maui Island Plan by pausing the increase of transient accommodations. However, there is no data to suggest that stopping the development of transient accommodations will decrease the number of visitors to Maui. It is simple, it won't.

Visitors will still come to Maui and seek other accommodations even if the supply of lodging units is limited. ARDA Hawaii agrees with the Mayor that as a result of the moratorium the volume of visitors will permeate into the residential neighborhoods and long-term apartment inventory on Maui through an increase in short-term vacation rentals ("STR"), which represent the fastest-growing segment within Maui's visitor accommodations industry. If the purpose of the bill is to ultimately decrease the visitor count, perhaps further regulation is needed on the number of illegal short-term vacation rental units. There are better alternatives to accomplish the Council's goals of reducing the impacts of the tourism industry on Maui residents, without the negative economic impacts created by the proposed moratorium. Regulating the fastest growing segment of transient accommodations in Maui by enforcing existing rules against illegal STRs, would provide the greatest reduction in visitors to comply with the Maui Island Plan.

Conversely, the moratorium would seek to limit transient accommodations island wide, thus, prohibiting increased accommodations even in districts that are intended for tourism. Hotel and resort areas are where visitor accommodations should be focused and that aids aid in insulating Maui residents from the perceived negative impacts of tourism.

In addition, ARDA Hawaii agrees with the Mayor's concerns with the insufficient opportunity for the public to weigh in on the amendments made at second reading. At the previous council hearing, several amendments were made to Bill 148 without first being posted with the agenda. The public was deprived of the opportunity to weigh in on the amendments due to insufficient notice. This is significant as one of the amendments altered the proposed affordable housing exception ratio for the moratorium which was an express recommendation made by the Planning Commission.

Further, there are several legal concerns as the proposed moratorium may be unconstitutional as it: 1) fails to substantially advance a legitimate government interest as required by the due process clause; 2) is unconstitutionally vague; 3) and violates the equal protection clause in treating similarly situated property owners differently.

Bill 148 also unfairly impacts existing projects currently undergoing permit application review. Section 2 as currently drafted makes the moratorium applicable to permits currently being reviewed that have not received their final discretionary approval. This amendment to Section 2 is patently unfair to applicants who have already expended significant resources and time to obtain a permit that is being reviewed. Further, Section 2 would directly contradict the Planning Commission recommendation that the moratorium does not affect current permit applications.

Moreover, the moratorium will have substantial economic impacts on Maui's economy. It is concerning that the County would seek to deter capital investment in a time where it is still recovering from the pandemic. This is especially problematic given the recent surge in cases that may continue to impact the tourism industry. The County would risk forgoing substantial amounts of investments, tax revenues and job creation for Maui's economy. For example, the timeshare industry is currently a major contributor to Maui's economy by providing more than \$73 million per year in state and local taxes, providing occupancies which keep Maui residents employed and supplying well compensated jobs to Maui residents.

Further, as the association representing the vacation ownership and resort development industries in Hawaii, ARDA-Hawaii is surprised that the County would want to stop timeshare visitors from coming to Maui. The timeshare visitor has the exact profile of the type of visitor that we should welcome with higher income levels, and more spending off property in restaurants and local stores, and who are more likely to take care of their property and Maui County. Maui is a "home away from home" as timeshare visitors are owners, not transients. We should be mindful that the timeshare industry could be part of the solution.

The proposed ordinance would enact a moratorium until the Council enacts legislation implementing recommendations by the Tourism Management Temporary Investigative Group ("TIG") which establishes limits on accommodation types and area. This poses significant risk to Maui's economy, without first obtaining information to better manage the industry. Instead, the

TIG, in collaboration with the tourism industry, could address the Council's concerns prior to any moratorium being implemented to prevent causing unnecessary harm to Maui's fragile economy, which is still recovering from the pandemic.

Additionally, the proposed ordinance is intended to mitigate negative impacts on the environment and residents' quality of life. As has been stated many times, there is a lack of data suggesting that a moratorium will substantially reduce the negative impacts on the environment or residents. It is concerning that such a broad and inflexible policy would be implemented without first showing transient accommodations as the primary cause of these negative impacts. As mentioned previously, further regulation of illegal STRs would reduce the negative impacts on resident's quality of life without implementing such an inflexible policy that would result in lost jobs and reduced economic activity for residents.

As emphasized by the Mayor, due consideration should be given to the broader impacts of the proposed measure. We as a community should consider a resolution that provides Maui residents with the ability to continue to work and provide for their families, while at the same time addressing the impacts of the influx of visitors, until Maui can transition to a more diversified economic base.

I respectfully ask that the Council uphold the Mayor's veto of Bill 148 and instead pursue the further regulation of illegal STRs prior to implementing any form of moratorium to address the Council's concerns in a more meaningful way.

Thank you for your consideration of my comments.

Respectfully submitted,



Ryan Nobriga  
Maui Task Force Chair  
ARDA Hawaii



STATE OF HAWAII  
DEPARTMENT OF HAWAIIAN HOME LANDS

P. O. BOX 1879  
HONOLULU, HAWAII 96805

TESTIMONY OF WILLIAM J. AILA, JR, CHAIRMAN  
HAWAIIAN HOMES COMMISSION  
BEFORE THE MAUI COUNTY COUNCIL  
MEETING ON JANUARY 7, 2022 AT 9:00 AM

OFFICE OF THE  
COUNTY CLERK

2022 JAN -6 PM 12: 37

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**RESOLUTION NO. 22-4 (2022)**

Aloha Chair Lee, Vice Chair Rawlins-Fernandez, and Members of the County Council:

The Department of Hawaiian Home Lands (DHHL) submits testimony offering comments on and support for this resolution.

The availability of water is one of the key barriers DHHL faces in the development and delivery of homesteads across Hawai'i. In acknowledgement of that reality, the Legislature has included a number of provisions in various statutes to help address that challenge. All of these provisions are intended to ensure that the purposes of the Hawaiian Homes Commission Act (HHCA), including "Providing adequate amounts of water and supporting infrastructure, so that homestead lands will always be usable and accessible" (HHCA 101(b)(4)) will be fulfilled.

One of those provisions relates to the issuance of state water leases and licenses, which includes the East Maui waters addressed by this resolution. Hawai'i Revised Statutes 171-58(g) requires that prior to the issuance of any long-term water lease, "After consultation with affected beneficiaries, these departments shall jointly develop a reservation of water rights sufficient to support current and future homestead needs. Any lease of water rights or renewal shall be subject to the rights of the department of Hawaiian home lands as provided by section 221 of the Hawaiian Homes Commission Act."

To fulfill this requirement, in December 2020 DHHL, after beneficiary consultation and approval by the Hawaiian Homes Commission, has submitted a request to the Commission on Water Resources Management (CWRM) for such a reservations We have requested CWRM to approve a reservation of 11,177,500 gallons per day originating from the watershed of, and tributaries to, the East Maui streams diverted by the East Maui Irrigation system for non-potable water use in Pūlehunui and Kēōkea-Waiohuli Hawaiian Home Lands.

It is also helpful in relationship to this resolution to share that to further ensure that adequate water will be provided for Hawaiian Home Lands, the Hawai'i Supreme Court has explicitly included that reservations of water for, and uses of water by, the



DHHL for homesteading purposes are one of the four "public trust" uses of water that are to be provided for and protected. This status is described in the same decisions that this resolution references, the Waiāhole water case and the Kaua'i Springs case (In re Water Use Permit Applications, 94 Hawaii 97 (2000), and Kauai Springs, Inc. v. Planning Commission of County of Kauai, 133 Hawaii 141(2014)).

As a municipal government agency, the County of Maui has an obligation to uphold not only the public trust doctrine, but also the legal obligations outlined in the Hawaiian Homes Commission Act, a Constitutional mandate and a condition of statehood. DLNR also holds those mandates and must require of any potential water lessee or assignee to fulfill these duties as a condition of any lease or license. We note that the current owners of EMI participated in our beneficiary consultation process and have done nothing to indicate that they oppose the granting of our reservation and cooperation in the provision of water to our beneficiaries.

However, DHHL notes that the obligations of the County of Maui are unambiguous in regard to its duties to the HHCA. Hence DHHL recognizes the benefits that would accrue to its beneficiaries if this resolution were passed and its actions contemplated were adopted.

Finally, we note that in separate constitutional and statutory provisions, DHHL is to receive, in addition to any reserved water, 30% of the revenues generated by water lease and license payments. Thus we are grateful for and support the provisions of this resolution acknowledging that lease payments would still be made to the State.

We would be happy to answer any questions. Thank you for your consideration of our testimony.

Me ke aloha,



William J. Ailā, Jr., Chairman  
Hawaiian Homes Commission

LOCAL #1 HI, IUBAC



## International Union of Bricklayers and Allied Craftworkers Local #1 of Hawaii

2251 North School Street, Honolulu, HI 96819

Phone: (808) 841-8822 • Fax: (808) 777-3456

January 7, 2022

The Honorable Alice L. Lee, Chair  
and members  
Maui County Council  
200 South High Street, Eighth Floor  
Wailuku, Hawai'i 96793

RECEIVED  
2022 JAN - 6 PM 12: 40  
OFFICE OF THE  
COUNTY CLERK

**Re: STRONG OPPOSITION to Bill 148, Moratorium on New Transient Accommodations on Maui,  
and Request to Sustain Veto**

Dear Chair Lee and Councilmembers,

**The International Union of Bricklayers and Allied Crafts, Local 1, writes to continue its opposition of Bill 148, which proposes a moratorium on new transient accommodations on Maui, and humbly requests that the Council not override the Mayor's veto.**

Our members would be dramatically and detrimentally affected by the proposed moratorium. Due to the discerning nature of Maui's visitors, hotel construction and renovations typically involve a substantial amount of high-quality, high-finish stone, marble, terrazzo, and tile work – the type of work that our well-equipped contractors and well-trained members perform. Hotel construction and renovation work provides our members with living wage jobs so they can support their families on Maui County.

If the proposed moratorium were to go into effect, our members and contractors would find it nearly impossible to find stable and economically-sustaining work opportunities in Maui County. While the moratorium purports to only be in effect for a few years, if our Maui members are forced to move away from the island, it will be much more difficult for them to return home afterwards even if hotel construction were to be permitted again. If local contractors close up shop and are unable to open back up after the moratorium expires, the void will be filled by mainland contractors which would further harm the local economy.

With the tourism industry in a tenuous position due to the COVID-19 pandemic and with an uncertain future ahead for the local construction industry due to the state of the global economy, we remain extremely concerned by this proposal.

Sincerely,

/s/ *Melvin P. Silva, Jr.*

Melvin P. Silva, Jr.  
Business Manager/Financial Secretary-Treasurer





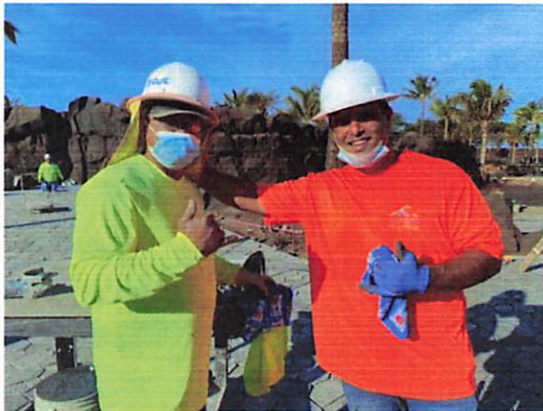
Some of our members hard at work at the “Maui Bay Villas” project in Kihei late last year. If the moratorium were to pass, this type of work would not be available to them for years.



Benjamin Austria, Mario Estrada, and Michael Cockett



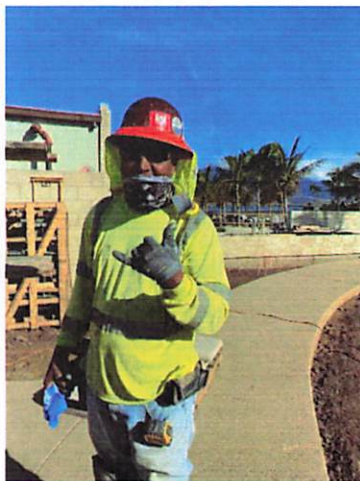
Michael Cockett demonstrates his attention to detail



Joey Magsayo and Preston Latu



Mario Estrada carefully lays out stone decking near the pool



Elmer Bonilla shares a jobsite shaka



Roy Lokosuka and Aisea Lao with BMK, hard at work

## County Clerk

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**From:** Christina Hartman <hartmanmaui@gmail.com>  
**Sent:** Thursday, January 6, 2022 1:21 PM  
**To:** County Clerk  
**Subject:** BILL 148 Communication 22-9

 You don't often get email from hartmanmaui@gmail.com. [Learn why this is important](#)  
Aloha,

I am writing as a Maui citizen to support BILL 148 County Communication 22-9 in FAVOR of a Moratorium on all new Transient Accommodations, and pause further development of new hotels, timeshares, and vacation rental homes.

Christina Hartman  
Kula, Maui, Hawaii

RECEIVED  
2022 JAN -6 PM 1:42  
OFFICE OF THE  
COUNTY CLERK

**County Clerk**

RECEIVED

**From:** Tamara A. Paltin  
**Sent:** Thursday, January 6, 2022 2:47 PM  
**To:** County Clerk  
**Subject:** Fwd: Bill 148

2022 JAN -6 PM 2: 54

OFFICE OF THE  
COUNTY CLERK

Sent from my iPad

Begin forwarded message:

**From:** Maui Chamber Legislation <legislation@mauichamber.com>  
**Date:** January 6, 2022 at 11:08:56 AM HST  
**To:** "Alice L. Lee" <Alice.Lee@mauicounty.us>, "Keani N. Rawlins" <Keani.Rawlins@mauicounty.us>, Gabe Johnson <Gabe.Johnson@mauicounty.us>, "Tasha A. Kama" <Tasha.Kama@mauicounty.us>, Kelly King <Kelly.King@mauicounty.us>, "Mike J. Molina" <Mike.Molina@mauicounty.us>, "Tamara A. Paltin" <Tamara.Paltin@mauicounty.us>, "Shane M. Sinenci" <Shane.Sinenci@mauicounty.us>, Yukilei Sugimura <Yukilei.Sugimura@mauicounty.us>  
**Subject:** Bill 148

Happy New Year Councilmembers!

We hope you had a wonderful holiday season and are excited for the new year.

We are deeply concerned by Bill 148 because of the negative consequences it will have and feel many do not fully understand the broad reach of the accommodations industry that shores up many other industries and our overall economy. We stand with the community on the need to better manage tourism, diversify our economy and build affordable housing and rentals and are actively working on and involved in programs to help. However, Bill 148 is highly inflexible at a time when we need great flexibility and we do not think this moratorium is the right answer. Further, there was not enough discussion on the ramifications of this bill and we are particularly troubled by the substantial last minute amendments that passed without thorough community review and vetting. We are hopeful in this new year to meet with you and connect you with industries and businesses who can share the interconnectedness between industries, as well as the unique issues they face to provide you with needed information on how legislation and government regulations help or hurt.

Please consider the weight of your decision as many will remember it given the considerable effects it will have across the community. We ask that you not override Mayor Victorino's veto of Bill 148 tomorrow because he has been working with the industry, understands this measure is harmful, was not fully vetted, and has far reaching impacts.

Mahalo for the opportunity to share our thoughts with you. We are sending you best wishes for a joyous 2022. I look forward to seeing you during BlueJeans testimony tomorrow.

Sincerely,  
Pamela



**MAUI**  
CHAMBER OF COMMERCE  
VOICE OF BUSINESS

**PAMELA TUMPAP**

**President**

62 N. Market St. #302

Wailuku, Hawaii 96793

t: 808-244-0081

f: 808-244-0083

w: MauiChamber.com



## County Clerk

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**From:** Tamara A. Paltin  
**Sent:** Thursday, January 6, 2022 2:48 PM  
**To:** County Clerk  
**Subject:** Fwd: Please Consider Voting to Sustain Mayor's Veto of Bill 148

Sent from my iPad

Begin forwarded message:

**From:** mhannemann@hawaiilodging.org  
**Date:** January 6, 2022 at 12:08:00 PM HST  
**To:** "Tamara A. Paltin" <Tamara.Paltin@mauicounty.us>  
**Subject:** Please Consider Voting to Sustain Mayor's Veto of Bill 148

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2022 JAN - 6 PM 2: 54  
OFFICE OF THE  
COUNTY CLERK

You don't often get email from mhannemann@hawaiilodging.org. [Learn why this is important](#)

Aloha,

Yesterday, you received a letter from the Maui Hotel & Lodging Association detailing our objections to Bill 148 and requesting your vote to sustain Mayor Victorino's veto. HLTA has an affiliate and close working relationship with MHLA and helped craft the letter. In circulating it statewide, we found further support for our message. Therefore, you will find below a reproduction of the original letter with additional signatories from tourism and tourism adjacent businesses and organizations.

We again ask for your careful consideration on Bill 148. Should you have any questions, please do not hesitate to contact us or MHLA directly at any time.

Mahalo,  
Mufi Hannemann  
President & CEO  
Hawai'i Lodging & Tourism Association



**HAWAI'I LODGING & TOURISM**  
**ASSOCIATION**

January 6, 2022

Aloha Councilmember Paltin,

We, a coalition of tourism, business, and labor organizations, are appealing to you to request your consideration in voting to sustain Maui Mayor Michael Victorino's veto of Bill 148 which would create a moratorium on the issuance of building permits for all new lodging

accommodations throughout Maui. We are aware and concerned about the intent of the measure that was passed by the Maui County Council. We believe strongly that Bill 148, as it is currently written, will not have the intended effects sought by the Council and will inadvertently hurt not only Maui's overall tourism industry, but also have negative effects for countless other businesses that rely on tourism to employ thousands of Maui residents.

For instance, Bill 148 does not adequately address the proliferation of illegal, short-term vacation rental units—an issue that begs for more attention and prioritization. As we are all well aware, the most explosive growth in visitor accommodations in recent years has not been in the traditional, brick-and-mortar lodging operations, which have been nominal, but in short-term vacation rental units—both legal and illegal. Unscrupulous operation of illegal units has led to the unchecked growth of short-term rental inventory in both resort and residential zoned areas. Ease of booking, relative price, and their availability have drawn travelers to these units, and this will continue and likely worsen if the development of traditional lodging properties is limited. Curtailing development and restricting growth will only drive more visitors to these accommodations and will further exacerbate the need for more affordable housing for local residents.

It also remains our position that a moratorium on building permits will have the unintended effect of depressing the market for other sectors of the economy including the construction industry as well as other various skilled trades—many of which rely upon the tourism industry for their economic well-being. The issuance of building permits ultimately means more projects, more jobs, and more opportunities for Maui residents; limiting this for our economy on the heels of a worldwide pandemic is self-destructive and will have lasting economic consequences for Maui County. Meaningful and substantive investment into Maui's economy could be jeopardized or lost.

It is a substantive fact that tourism remains Maui's strongest economic driver. It consistently provides jobs not only in the lodging industry, but also in ground and air transport, activities and attractions, retail and dining, the service industry, and the agricultural sector which provides local goods and produce for eateries enjoyed by visitors and residents alike. Putting a two-year hold on building permits will effectively hamstring the industry as it works to attract the ideal traveler and provide a quality experience on the Valley Isle, hurting our overall tourism product and creating new challenges and roadblocks that will need to be addressed in the future.

Finally, we would be remiss not to cite the last-minute changes that were made to Bill 148 just prior to its passage. This did not allow for proper vetting and for a robust public discussion to take place. A measure with such staggering impacts on the local populace and economy deserves more openness and transparency, and this measure was not given the appropriate time to be considered by the public in any meaningful way.

In closing, we would like to reiterate that we understand that the people of Maui are seeking well-thought-out solutions to strike a balance between the needs and desires of local residents and visitors. We remain steadfast in our belief that Bill 148 is not the answer. We, therefore, stand ready to work with the Maui County Council to identify alternate strategies to address better tourism management, so at this time we ask that you consider the ramifications of this measure and vote to sustain Mayor Victorino's veto.

Mahalo for your consideration,





Mufi Hannemann  
President & CEO  
Hawai'i Lodging & Tourism Association



Pamela Tumpap  
President/Secretary  
Maui Chamber of Commerce



Ronald I. Taketa  
Executive Secretary-Treasurer  
Hawaii Regional Council of Carpenter



Gino Soquena  
Executive Director  
Hawaii Builders & Construction Trade Council



William Greig  
Business Agent  
Operating Engineers Local Union #3



Sean Williams  
Vice President, State and Local Government Affairs  
Airlines for America



ANTONETTE DAVIS

Toni Marie Davis  
Executive Director  
Activities & Attractions Association of Hawaii, Inc.



## County Clerk

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**From:** Tamara A. Paltin  
**Sent:** Thursday, January 6, 2022 2:55 PM  
**To:** County Clerk  
**Subject:** Fwd: Sustain the Veto of Bill 148

RECEIVED  
2022 JAN -6 PM 3:01  
OFFICE OF THE  
COUNTY CLERK

Sent from my iPad

Begin forwarded message:

**From:** Thai Nguyen <info@email.actionnetwork.org>  
**Date:** January 6, 2022 at 2:52:48 PM HST  
**To:** "Tamara A. Paltin" <Tamara.Paltin@mauicounty.us>  
**Subject:** Sustain the Veto of Bill 148  
**Reply-To:** shortballer21@gmail.com

Councilmember Tamara Paltin,

Tourism is an important part of our local economy. The revenue generated from visitors funds Maui schools, environmental agencies, public safety, and more.

If we stop building hotels and visitor accommodations, it won't stop visitors from coming to our island. Instead, they will stay in short-term rentals crowding and interrupting our neighborhoods.

I urge you to stand with Mayor Victorino and vote to sustain his veto of Bill 148.

Thank you

Thai Nguyen  
shortballer21@gmail.com  
118 Waiapo Pl  
Kihei, Hawaii 96753

## County Clerk

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**From:** Tamara A. Paltin  
**Sent:** Thursday, January 6, 2022 3:01 PM  
**To:** County Clerk  
**Subject:** Fwd: Sustain the Veto of Bill 148

RECEIVED  
2022 JAN - 6 PM 3: 01  
OFFICE OF THE  
COUNTY CLERK

Sent from my iPad

Begin forwarded message:

**From:** Carson Bender <cmbender@nordicpcl.com>  
**Date:** January 6, 2022 at 2:56:03 PM HST  
**To:** "Tamara A. Paltin" <Tamara.Paltin@mauicounty.us>  
**Subject:** Sustain the Veto of Bill 148  
**Reply-To:** cmbender@nordicpcl.com

You don't often get email from cmbender@nordicpcl.com. [Learn why this is important](#)

Councilmember Tamara Paltin,

Tourism is an important part of our local economy. The revenue generated from visitors funds Maui schools, environmental agencies, public safety, and more.

If we stop building hotels and visitor accommodations, it won't stop visitors from coming to our island. Instead, they will stay in short-term rentals crowding and interrupting our neighborhoods.

I urge you to stand with Mayor Victorino and vote to sustain his veto of Bill 148.

Thank you

Carson Bender  
cmbender@nordicpcl.com  
480 Kenolio Rd.  
Kihei, Hawaii 96753

## County Clerk

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**From:** Tamara A. Paltin  
**Sent:** Thursday, January 6, 2022 3:01 PM  
**To:** County Clerk  
**Subject:** Fwd: Sustain the Veto of Bill 148

Sent from my iPad

Begin forwarded message:

**From:** Tyler Brooks <tjbrooks@nordicpcl.com>  
**Date:** January 6, 2022 at 2:59:47 PM HST  
**To:** "Tamara A. Paltin" <Tamara.Paltin@mauicounty.us>  
**Subject:** Sustain the Veto of Bill 148  
**Reply-To:** tjbrooks@nordicpcl.com

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COUNTY CLERK

You don't often get email from tjbrooks@nordicpcl.com. [Learn why this is important](#)

Councilmember Tamara Paltin,

Tourism is an important part of our local economy. The revenue generated from visitors funds Maui schools, environmental agencies, public safety, and more.

If we stop building hotels and visitor accommodations, it won't stop visitors from coming to our island. Instead, they will stay in short-term rentals crowding and interrupting our neighborhoods.

I urge you to stand with Mayor Victorino and vote to sustain his veto of Bill 148.

Thank you

Tyler Brooks  
tjbrooks@nordicpcl.com  
2641 Moolio Place  
Kihei, Hawaii 96753



**HAWAII LODGING & TOURISM  
ASSOCIATION**

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2022 JAN -6 PM 3:03

Testimony of  
Mufi Hannemann  
President & CEO  
Hawai'i Lodging & Tourism Association

OFFICE OF THE  
COUNTY CLERK

Maui County Council  
Council Meeting  
January 7, 2022

Chair Lee and members of the Council, mahalo for the opportunity to submit testimony on behalf of the Hawai'i Lodging & Tourism Association, the state's largest private sector visitor industry organization.

The Hawai'i Lodging & Tourism Association—nearly 700 members strong, representing more than 50,000 hotel rooms and nearly 40,000 lodging workers—recognizes that the intent of this measure is to place limitations on the overall numbers of travelers that visit Maui on any given day, but remain convinced that Bill 148 is short-sighted, will not lead to a more responsible and respectful tourist to travel to Maui, and will have unintended and significant ramifications for the countless local business that rely upon tourism to employ thousands of Maui residents.

As HLTA has stated repeatedly in every part of the state, it has become glaringly clear over the past several years that the explosive growth in transient accommodation units is not occurring in traditional lodging operations but in short-term rental units—both legal and illegal. This has happened in both resort and residential zoned areas, and Maui residents continue to suffer the consequences. Limiting the expansion of resorts while not enacting clear measures and oversight of short-term rentals will ultimately drive more travelers to these units and will place further stress on Maui's affordable housing market. We believe this is where more emphasis needs to be placed by government and a collaborative effort made with the private sector and labor groups to make our neighborhoods more affordable for local residents. We stand ready to work with the Council and Mayor Victorino's administration to identify alternate strategies to provide both better tourism management and an adequate inventory of affordable housing for Maui residents.

Moreover, a moratorium on building permits will depress the market for other sectors of the local economy including skilled trades of all types—many of which rely upon lodging properties for the bulk of their work. Allowing building permits to be freely issued to legal lodging operations means more job opportunities for Maui residents and placing limitations on the county's overall economic recovery seems self-destructive and unnecessary. This will have lasting consequences that will lead to the loss of meaningful and substantive investments into Maui's economy.

Maui relies upon tourism for its economic well-being; this was evident throughout the COVID-19 pandemic. The industry brings people and money to the island, and residents enjoy jobs not only in the lodging industry, but in retail, dining, activities and attractions, and even the agricultural sector which counts tourism among its most consistent customers. Enacting a moratorium will ultimately hurt this industry and, by extension, the countless Maui residents who comprise its workforce.

Finally, it must also be noted that significant changes were made to Bill 148 just prior to passage which did not allow for the robust public discussion that a measure like this deserves. Legislation that would have far-reaching effects on the local populace deserves transparency, and the final changes to Bill 148 did not have the time for public scrutiny or discussion.

**For these reasons, HLTA opposes Bill 148 and asks the Council to vote to sustain Mayor Victorino's veto.**

Mahalo for the opportunity to provide this testimony.

## County Clerk

---

**From:** Tamara A. Paltin  
**Sent:** Thursday, January 6, 2022 3:03 PM  
**To:** County Clerk  
**Subject:** Fwd: Sustain the Veto of Bill 148

Sent from my iPad

Begin forwarded message:

**From:** Sheldon Kohatsu <info@email.actionnetwork.org>  
**Date:** January 6, 2022 at 3:02:18 PM HST  
**To:** "Tamara A. Paltin" <Tamara.Paltin@mauicounty.us>  
**Subject:** Sustain the Veto of Bill 148  
**Reply-To:** sheldonkohatsu@gmail.com

RECEIVED  
2022 JAN - 6 PM 3:05  
OFFICE OF THE  
COUNTY CLERK

Councilmember Tamara Paltin,

Tourism is an important part of our local economy. The revenue generated from visitors funds Maui schools, environmental agencies, public safety, and more.

If we stop building hotels and visitor accommodations, it won't stop visitors from coming to our island. Instead, they will stay in short-term rentals crowding and interrupting our neighborhoods.

I urge you to stand with Mayor Victorino and vote to sustain his veto of Bill 148.

Thank you

Sheldon Kohatsu  
sheldonkohatsu@gmail.com  
480 Kenolio Road 16-106  
Kihei, Hawaii 96753

## County Clerk

---

**From:** Tamara A. Paltin  
**Sent:** Thursday, January 6, 2022 3:50 PM  
**To:** County Clerk  
**Subject:** Fwd: Sustain the Veto of Bill 148

Sent from my iPad

Begin forwarded message:

**From:** Cameron Uphoff <info@email.actionnetwork.org>  
**Date:** January 6, 2022 at 3:34:35 PM HST  
**To:** "Tamara A. Paltin" <Tamara.Paltin@mauicounty.us>  
**Subject:** Sustain the Veto of Bill 148  
**Reply-To:** uphoffcameron@gmail.com

RECEIVED  
2022 JAN -6 PM 3:58  
OFFICE OF THE  
COUNTY CLERK

Councilmember Tamara Paltin,

Tourism is an important part of our local economy. The revenue generated from visitors funds Maui schools, environmental agencies, public safety, and more.

If we stop building hotels and visitor accommodations, it won't stop visitors from coming to our island. Instead, they will stay in short-term rentals crowding and interrupting our neighborhoods.

I urge you to stand with Mayor Victorino and vote to sustain his veto of Bill 148.

Thank you

Cameron Uphoff  
uphoffcameron@gmail.com  
100 Oheala Pl  
Makawao, Hawaii 96768



## County Clerk

**From:** Ellen B. McKinley  
**Sent:** Thursday, January 6, 2022 3:19 PM  
**To:** County Clerk  
**Subject:** FW: 4 years plus...Broken down skate park in Kihei (CC 22-4)

Forwarding the email below, per constituent's request, as testimony regarding CC 22-4, pertaining to the vendor Grindline Skateparks, Inc.'s time extension to Contract C7153-1 for Kalama Park Vertical Ramp Repairs for Department of Parks and Recreation Job No. P20/007 for 1/7/22 Council Meeting.

Ellen



Ellen McKinley, Executive Assistant  
**Office of Councilmember Kelly T. King**  
South Maui Residency  
Office: 808.270.7108  
200 South High Street, 8<sup>th</sup> Floor, Wailuku HI 96793  
<http://mauicounty.us/>

RECEIVED  
2022 JAN -6 PM 3:21  
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Now is the time to provide input to update the South Maui Community Plan! <https://southmaui.wearemaui.org/get-involved/>

**we are**  
SOUTH MAUI

**From:** Donna Howard <[alohadmhoward@hotmail.com](mailto:alohadmhoward@hotmail.com)>  
**Date:** Sunday, December 26, 2021 at 7:23 AM  
**To:** Kelly King <[Kelly.King@mauicounty.us](mailto:Kelly.King@mauicounty.us)>  
**Subject:** 4 years plus...Broken down skate park in Kihei

Aloha Kelly

Auwe! This Kalama Park Kihei site may be a reason Maui hasn't sent any skateboarders to the Olympics. 😞 I've been walking by this wreck for at least 4 years. Instead of fixing it, the county has put a fence around it. What's up with that?  
Let's get the funding to fix...maybe Kihei Rotary can help repair.

No excuses wanted...just some action in 2022 please!!



A hui hou!  
Donna Howard  
808-988-1111

## County Clerk

---

**From:** kalei D <kaleiwaa@yahoo.com>  
**Sent:** Thursday, January 6, 2022 3:31 PM  
**To:** County Clerk  
**Cc:** Tamara A. Paltin  
**Subject:** CC-22-9

[You don't often get email from kaleiwaa@yahoo.com. Learn why this is important at <http://aka.ms/LearnAboutSenderIdentification>.]

Aloha

My name is Jeremy DelosReyes and I am a 46 year mulit-generational resident of Lahaina. In my lifetime I have seen our local residents pushed out and the gentrification of our lifestyle! I am demanding that the county council overide the mayor's veto on transient building moratorium CC-22-9.

Mahalo  
Jeremy

Sent from my iPhone

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2022 JAN -6 PM 3:45  
OFFICE OF THE  
COUNTY CLERK





RECEIVED

2022 JAN -6 PM 4:19

OFFICE OF THE  
COUNTY CLERK

January 6, 2022

Dear Maui County Councilmembers,

On behalf of Maui PRMA, the Vacation Rental Trade Council under the Maui Chamber of Commerce, we would like to ask you to uphold the Mayor's veto of **the proposed moratorium on transient accommodations, Bill 148 establishing chapter 19.98.**

PRMA, the Professional Rental Management Association, is a coalition of professional property management companies representing over 1600 **legally zoned condominium vacation rental units throughout Maui**. Our members are licensed in the State of Hawaii, engaged in the management of legal vacation rental properties, primarily condominiums, and comply with real estate license law and code of ethics. Our companies represent 216 years in business, employing nearly 200 employees and over 300 independent contractors and vendors.

The visitor industry supports so many other small businesses, contributing to our island's overall economic health. When this industry is stifled and suffers, jobs are lost and that creates broad waves of negative impacts that ripple throughout our community. When our industry was shut down during COVID, West Maui in particular saw unemployment rates in the 50%+ range with food lines that were 2-3 hours long. **Changes to our industry affect our local community, especially in the areas where many of the tourism related employees live and reside (West/South Maui).**

We agree with the Mayor in that ultimately, this moratorium will not stop visitors from traveling to Maui. We believe it will have other negative impacts such as an increase in illegal units at a time when we are trying to support legal vacation rentals and shut down illegal operations. We would support continued efforts in allowing permitted transient accommodations to apply and operate in order to continue to collect GET & TAT revenue and reduce the number of illegal operators. **If there is no means for homeowners interested in pursuing legal permits, we run the risk of creating more illegal operators. At the end of the two years, this moratorium may create a bigger problem than when it started.**

On behalf of PRMA, we ask that you would NOT overturn the Mayor's veto. Thank you for your consideration and we welcome any discussion with you or a member of your administration and we can be contacted at [Mauiprma@gmail.com](mailto:Mauiprma@gmail.com).

Mahalo,

John Kevan  
Angela Leone

Co-Founders of Maui Professional Rental Management Association (Maui PRMA)

## County Clerk

---

RECEIVED

**From:** Stan Franco <stanfranco9114@gmail.com>  
**Sent:** Thursday, January 6, 2022 4:10 PM  
**To:** County Clerk  
**Subject:** Council Meeting of January 7, 2022

2022 JAN -6 PM 4: 19

OFFICE OF THE  
COUNTY CLERK

Dear Council Chair Lee and Council Members,

I will not be able to be at your virtual meeting tomorrow. However, I would like to make a comment on item CC-22-9 - the moratorium on tourist accommodations.

First, I want to say that I have been on three community panels on the future of Maui County - Decisions Maui, Maui Nui Task Force, and the General Plan Advisory Committee. A major concern for each planning group was that Maui County would not be adversely impacted by overgrowth of Maui County. The common theme of the planning groups was to keep Maui, Maui for the local people.

Second, the Mayor's argument that the moratorium "may encourage residential units into short-term rentals." This is true right now and that is the reason that we have hired staff to oversee this problem to assure compliance with our laws to prevent the move of residential units into illegal short-term rentals. We need to make sure enforcement happens.

Third, Maui is a beautiful place and it is world famous as a wonderful place to visit and live. And people will want to come here regardless of our policies. When I worked with the late Mayor Elmer Cravalho, his vision as shared with me was that the tourists would be focused in specific areas - Kaanapali, Wailea and Kapalua and would be staying in hotels. Allowing short-term visitor accommodations in residential communities was not the original vision.

In summary, I believe that the people of Maui County want us to reassess the original vision on how the tourism industry will make life better for Maui County residents. And therefore, I ask you, the Maui County Council, to override the Mayor's veto and take the next two years to reset the vision of how the tourist industry will make life better for the residents of Maui County.

Thank you,

Stan Franco  
214-3575

## County Clerk

---

**From:** Dawn Niederhauser <dawnniederhauser@gmail.com>  
**Sent:** Thursday, January 6, 2022 4:12 PM  
**To:** County Clerk  
**Subject:** Bill 148, County Communication 22-9 Moratorium on Transient Accommodations

 You don't often get email from dawnniederhauser@gmail.com. [Learn why this is important](#)

Aloha Maui County Council Members,

I am writing this letter in support of the moratorium on visitor accommodations on Maui that was passed by the County Council and vetoed by Mayor Victorino.

I am in support of all Maui residents who request that you please override his veto.

I am an administrator for the Facebook group ETA Hawaii - Enough Tourists Already. We are 2700 members and growing by the day. While I do not live on Maui. I would say that the MAJORITY of our members do, as it seems that residents of Maui are the most affected by the impact of unchecked unregulated tourism.

As elected officials it is your sworn duty to put the needs of your constituents - the people of Maui - first. Please listen to them and not to the monied interests.

Mahalo,

Dawn Niederhauser  
Mountain View, HI

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**County Clerk**

---

RECEIVED

**From:** Tamara A. Paltin  
**Sent:** Thursday, January 6, 2022 4:43 PM  
**To:** County Clerk  
**Subject:** Fwd: Sustain the Veto of Bill 148

2022 JAN -7 AM 7: 56

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**From:** Makana Brito <info@email.actionnetwork.org>  
**Sent:** Thursday, January 6, 2022 4:15:46 PM  
**To:** Tamara A. Paltin <Tamara.Paltin@mauicounty.us>  
**Subject:** Sustain the Veto of Bill 148

Councilmember Tamara Paltin,

Tourism is an important part of our local economy. The revenue generated from visitors funds Maui schools, environmental agencies, public safety, and more.

If we stop building hotels and visitor accommodations, it won't stop visitors from coming to our island. Instead, they will stay in short-term rentals crowding and interrupting our neighborhoods.

I urge you to stand with Mayor Victorino and vote to sustain his veto of Bill 148.

Thank you

Makana Brito  
mkbrito81@gmail.com  
567 S. Kamehameha Avenue  
Kahului, Hawaii 96732

**County Clerk**

RECEIVED

**From:** Tamara A. Paltin  
**Sent:** Thursday, January 6, 2022 4:43 PM  
**To:** County Clerk  
**Subject:** Fwd: Sustain the Veto of Bill 148

2022 JAN -7 AM 7: 56

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**From:** Claire Thompson <info@email.actionnetwork.org>  
**Sent:** Thursday, January 6, 2022 3:23:16 PM  
**To:** Tamara A. Paltin <Tamara.Paltin@mauicounty.us>  
**Subject:** Sustain the Veto of Bill 148

Councilmember Tamara Paltin,

Tourism is an important part of our local economy. The revenue generated from visitors funds Maui schools, environmental agencies, public safety, and more.

If we stop building hotels and visitor accommodations, it won't stop visitors from coming to our island. Instead, they will stay in short-term rentals crowding and interrupting our neighborhoods.

I urge you to stand with Mayor Victorino and vote to sustain his veto of Bill 148.

Thank you

Claire Thompson  
cschiff09@gmail.com  
2747 S Kihei Road, A306  
Kihei, Hawaii 96753



**County Clerk**

RECEIVED

**From:** Tamara A. Paltin  
**Sent:** Thursday, January 6, 2022 4:43 PM  
**To:** County Clerk  
**Subject:** Fwd: Sustain the Veto of Bill 148

2022 JAN -7 AM 7: 56

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**From:** Tytan Timoteo <info@email.actionnetwork.org>  
**Sent:** Thursday, January 6, 2022 3:20:51 PM  
**To:** Tamara A. Paltin <Tamara.Paltin@mauicounty.us>  
**Subject:** Sustain the Veto of Bill 148

Councilmember Tamara Paltin,

Tourism is an important part of our local economy. The revenue generated from visitors funds Maui schools, environmental agencies, public safety, and more.

If we stop building hotels and visitor accommodations, it won't stop visitors from coming to our island. Instead, they will stay in short-term rentals crowding and interrupting our neighborhoods.

I urge you to stand with Mayor Victorino and vote to sustain his veto of Bill 148.

Thank you

Tytan Timoteo  
timoteotytan@gmail.com  
523 Ekahi Way  
Kihei, Hawaii 96753

**County Clerk**

RECEIVED

**From:** Tamara A. Paltin  
**Sent:** Thursday, January 6, 2022 4:44 PM  
**To:** County Clerk  
**Subject:** Fwd: Sustain the Veto of Bill 148

2022 JAN -7 AM 7: 56

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**From:** HEIDI HOLLORAN <info@email.actionnetwork.org>  
**Sent:** Tuesday, January 4, 2022 7:16:04 PM  
**To:** Tamara A. Paltin <Tamara.Paltin@mauicounty.us>  
**Subject:** Sustain the Veto of Bill 148

Councilmember Tamara Paltin,

Tourism is an important part of our local economy. The revenue generated from visitors funds Maui schools, environmental agencies, public safety, and more.

If we stop building hotels and visitor accommodations, it won't stop visitors from coming to our island. Instead, they will stay in short-term rentals crowding and interrupting our neighborhoods.

I urge you to stand with Mayor Victorino and vote to sustain his veto of Bill 148.

Thank you

HEIDI HOLLORAN  
heidiholloran@gmail.com  
300 W Wakea Ave  
Kahului, Hawaii 96732

## County Clerk

RECEIVED

**From:** Tamara A. Paltin  
**Sent:** Thursday, January 6, 2022 4:44 PM  
**To:** County Clerk  
**Subject:** Fwd: DO NOT SUSTAIN THE VETO of Bill 148

2022 JAN -7 AM 7: 56

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**From:** kathryn reynolds <info@email.actionnetwork.org>  
**Sent:** Tuesday, January 4, 2022 5:01:29 PM  
**To:** Tamara A. Paltin <Tamara.Paltin@mauicounty.us>  
**Subject:** DO NOT SUSTAIN THE VETO of Bill 148

Councilmember Tamara Paltin,

"Tourism is an important part of our local economy." It is also not sustainable for our island to continually build more. There needs to be a limit on tourism and if there is not a place open for them to stay at a certain time, they will book later.

"The revenue generated from visitors funds Maui schools, environmental agencies, public safety, and more".

THIS IS TRUE BUT MORE GREED FOR MORE REVENUE FROM TOURISTS IS NOT THE ANSWER TO A SUSTAINABLE MAUI ENVIRONMENT THAT BENEFITS THE PEOPLE AND LAND OF MAUI.

DECISIONS BASED ON GREED - PACIFIC RESOURCE PARTNERSHIP :(- --ARE NOT PONO FOR MAUI!

STOP PROMOTING OVERDEVELOPMENT AND LOOK AT MAUI PEOPLE WHO LIVE HERE FOR IDEAS ON A SUSTAINABLE ISLAND THAT IS NOT BASED SOLELY ON TOURIST INCOME...

"If we stop building hotels and visitor accommodations, it won't stop visitors from coming to our island. Instead, they will stay in short-term rentals crowding and interrupting our neighborhoods"

THIS IS BS SCARE TACTICS. MANY TOURISTS COMPLAIN ALREADY ABOUT TOO MANY TOURISTS ON THIS ISLAND AND TOO MUCH DEVELOPMENT.

LOOK AT OTHER COUNTRIES AND THE OVERCROWDED TOURIST PROBLEMS

WHICH TAKE AWAY THE QUALITY OF LIFE AND THE ENVIRONMENT. ....WHICH IS THE REASON TOURIST STARTED COMING IN THE FIRST PLACE.

I WORK IN THE TOURIST INDUSTRY AND I PERSONALLY HEAR THIS FROM TOURISTS.

I urge you to NOT stand with Mayor Victorino and vote to sustain his veto of Bill 148. WE ARE ALL AWARE OF THE MAYOR'S LONG STANDING PRO DEVELOPMENT STAND SINCE BEFORE HE WAS UNFORTUNATELY ELECTED MAYOR.

ARE THERE ANY POLITICIANS WHO WILL ACTUALLY STAND UP TO THE RAMPANT EXPLOITATION OF THIS LAND AND RESOURCES....AND ACTUALLY WORK FOR THE PEOPLE WHO PAY FOR THEM TO WORK FOR THE PEOPLE AND NOT FOR THE BIG MONEY PAYOFFS FROM GREEDY COMPANIES.

SHAME ON YOU ALL WHO DO THIS FOR YOUR OWN GAIN.

WE ARE REALLY LOSING HOPE OF ANY POLITICIAN HAVING INTEGRITY AND THE GOOD OF THE LAND AT HEART.

Mahalo if you are Pono

kathryn reynolds

konakatr@hotmail.com

594 Hapapa Rd

Kula, Hawaii 96790

**County Clerk**

RECEIVED

**From:** Tamara A. Paltin  
**Sent:** Thursday, January 6, 2022 4:45 PM  
**To:** County Clerk  
**Subject:** Fwd: Sustain the Veto of Bill 148

2022 JAN -7 AM 7: 56

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**From:** Temple Weste <info@email.actionnetwork.org>  
**Sent:** Tuesday, January 4, 2022 3:16:31 PM  
**To:** Tamara A. Paltin <Tamara.Paltin@mauicounty.us>  
**Subject:** Sustain the Veto of Bill 148

Councilmember Tamara Paltin,

Tourism is an important part of our local economy. The revenue generated from visitors funds Maui schools, environmental agencies, public safety, and more.

If we stop building hotels and visitor accommodations, it won't stop visitors from coming to our island. Instead, they will stay in short-term rentals crowding and interrupting our neighborhoods.

I urge you to stand with Mayor Victorino and vote to sustain his veto of Bill 148.

Thank you

Temple Weste  
templemaui@yahoo.com  
200 Hina Ave  
Kahului, Hawaii 96732

RECEIVED

County Clerk

2022 JAN -7 AM 7: 56

**From:** Tamara A. Paltin  
**Sent:** Thursday, January 6, 2022 4:45 PM  
**To:** County Clerk  
**Subject:** Fwd: Sustain the Veto of Bill 148

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**From:** ryan sakuda <info@email.actionnetwork.org>  
**Sent:** Tuesday, January 4, 2022 2:59:20 PM  
**To:** Tamara A. Paltin <Tamara.Paltin@mauicounty.us>  
**Subject:** Sustain the Veto of Bill 148

Councilmember Tamara Paltin,

Tourism is an important part of our local economy. The revenue generated from visitors funds Maui schools, environmental agencies, public safety, and more.

If we stop building hotels and visitor accommodations, it won't stop visitors from coming to our island. Instead, they will stay in short-term rentals crowding and interrupting our neighborhoods.

I urge you to stand with Mayor Victorino and vote to sustain his veto of Bill 148.

Thank you

ryan sakuda  
ryansakuda@gmail.com  
1216 lilo pl  
honolulu, Hawaii 96822

**County Clerk**

RECEIVED

**From:** Tamara A. Paltin  
**Sent:** Thursday, January 6, 2022 4:45 PM  
**To:** County Clerk  
**Subject:** Fwd: Sustain the Veto of Bill 148

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**From:** Anthony Riecke-Gonzales <anthony@rskarchitects.com>  
**Sent:** Tuesday, January 4, 2022 2:29:59 PM  
**To:** Tamara A. Paltin <Tamara.Paltin@mauicounty.us>  
**Subject:** Sustain the Veto of Bill 148

 You don't often get email from anthony@rskarchitects.com. [Learn why this is important](#)

Councilmember Tamara Paltin,

Putting a moratorium of visitor accommodations will not work to limit visitors. Economics 101, if Maui has too many visitors, then raise the price to be a visitor. Other methods such as a visitor tax paid by non-residents arriving should be looked into. That way it would catch both those staying in legal accommodations, and other places. That would limit the people who want to come to Maui, as well as providing revenue to use to making Maui the best place it can be.

I urge you to stand with Mayor Victorino and vote to sustain his veto of Bill 148.

Thank you

Anthony Riecke-Gonzales  
anthony@rskarchitects.com  
77 Apalapani Lane  
Haiku, Hawaii 96708

**County Clerk**

---

RECEIVED

**From:** Tamara A. Paltin  
**Sent:** Thursday, January 6, 2022 4:45 PM  
**To:** County Clerk  
**Subject:** Fwd: Sustain the Veto of Bill 148

2022 JAN -7 AM 7: 56

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**From:** Daniel Sandomire <info@email.actionnetwork.org>  
**Sent:** Tuesday, January 4, 2022 2:17:28 PM  
**To:** Tamara A. Paltin <Tamara.Paltin@mauicounty.us>  
**Subject:** Sustain the Veto of Bill 148

Councilmember Tamara Paltin,

Tourism is an important part of our local economy. The revenue generated from visitors funds Maui schools, environmental agencies, public safety, and more.

If we stop building hotels and visitor accommodations, it won't stop visitors from coming to our island. Instead, they will stay in short-term rentals crowding and interrupting our neighborhoods.

I urge you to stand with Mayor Victorino and vote to sustain his veto of Bill 148.

Thank you

Daniel Sandomire  
dsando@yahoo.com  
1880 Laukahi St  
Honolulu, Hawaii 96821-1361



**County Clerk**

RECEIVED

2022 JAN -7 AM 7:56

**From:** Tamara A. Paltin  
**Sent:** Thursday, January 6, 2022 4:46 PM  
**To:** County Clerk  
**Subject:** Fwd: Sustain the Veto of Bill 148

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**From:** Mike Betz <[mrbetz@nordicpcl.com](mailto:mrbetz@nordicpcl.com)>  
**Sent:** Tuesday, January 4, 2022 2:14:57 PM  
**To:** Tamara A. Paltin <[Tamara.Paltin@mauicounty.us](mailto:Tamara.Paltin@mauicounty.us)>  
**Subject:** Sustain the Veto of Bill 148

You don't often get email from [mrbetz@nordicpcl.com](mailto:mrbetz@nordicpcl.com). [Learn why this is important](#)

Councilmember Tamara Paltin,

Tourism is an important part of our local economy. The revenue generated from visitors funds Maui schools, environmental agencies, public safety, and more.

If we stop building hotels and visitor accommodations, it won't stop visitors from coming to our island. Instead, they will stay in short-term rentals crowding and interrupting our neighborhoods.

I urge you to stand with Mayor Victorino and vote to sustain his veto of Bill 148.

Thank you

Mike Betz  
[mrbetz@nordicpcl.com](mailto:mrbetz@nordicpcl.com)  
95-205 Paehia Place  
Mililani, Hawaii 96789

## County Clerk

---

**From:** Tamara A. Paltin  
**Sent:** Thursday, January 6, 2022 4:46 PM  
**To:** County Clerk  
**Subject:** Fwd: Protect Maui Neighborhoods by Keeping Visitors in Resort Areas

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**From:** Pacific Resource Partnership <info@prp-hawaii.com>  
**Sent:** Tuesday, January 4, 2022 2:03:20 PM  
**To:** Tamara A. Paltin <Tamara.Paltin@mauicounty.us>  
**Subject:** Protect Maui Neighborhoods by Keeping Visitors in Resort Areas

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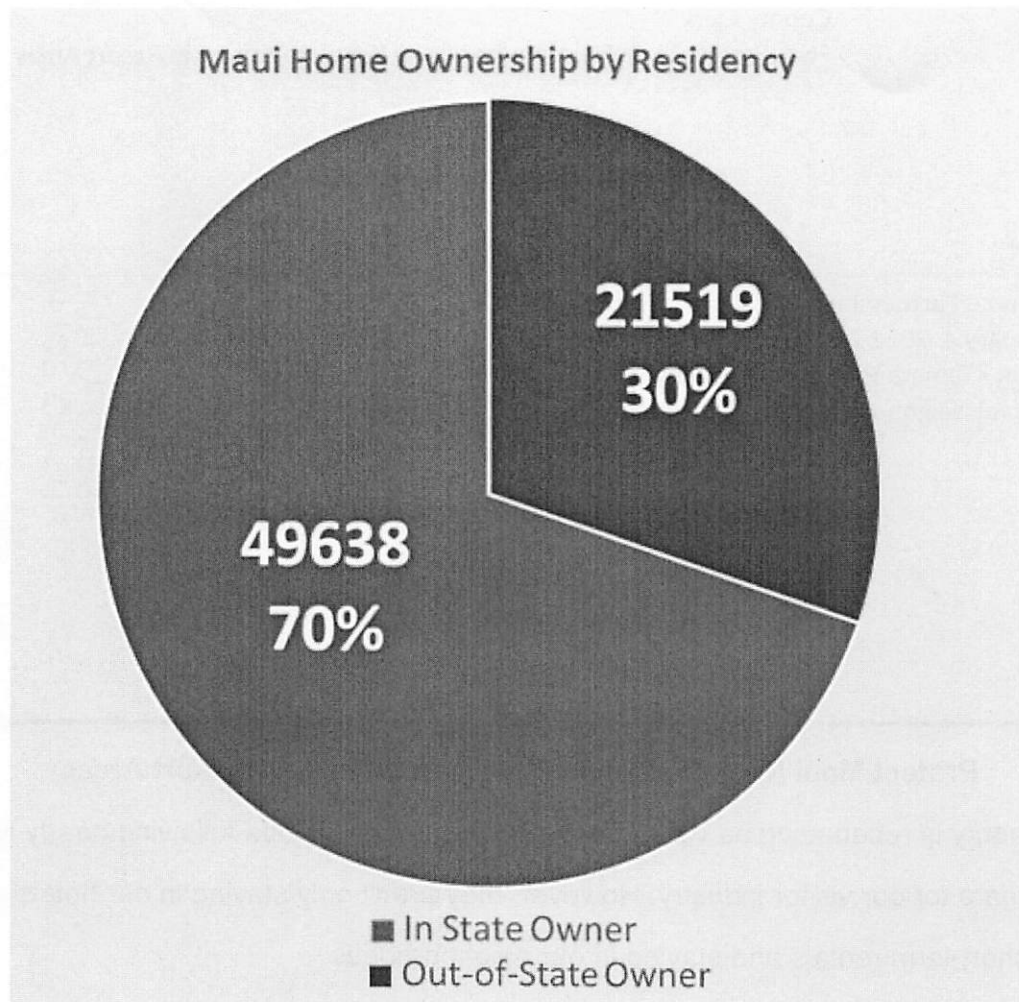
### Protect Maui Neighborhoods and Keep Visitors in Resort Areas

Hawaii's economy is rebounding as visitors are returning to the islands following nearly two challenging years for our visitor industry. However, they aren't only staying in our hotels and resorts, but booking short-term rentals and staying in our neighborhoods.

Recently, Maui Mayor Mike Victorino vetoed a bill – Bill 148 – that put a moratorium on the construction and renovation of hotels on Maui. This would only push visitors further toward short-term rentals in residential neighborhoods, resulting in fewer homes and driving up housing prices in the middle of a housing crisis on Maui.

In 2016, out-of-state owners controlled 30 percent of Maui's total housing stock. And 14,000 of those homes were available for rent when not occupied by the owner, 55 percent of which were offered as short-term rentals for visitor use. This moratorium only creates an opportunity for outside investors and homeowners to purchase and drive up housing costs for Maui residents.

Tell the Maui Council to protect our neighborhoods and our economy by voting NO on the moratorium on visitor accommodations now.



We need policies and solutions that will continue to grow our economy, invest in sustainable development, and make it easier for residents to stay and thrive. This moratorium is not what our economy needs right now. We should be focused on reviving our most important industries and investing in our neighborhoods, communities, and people.

With smart policies, we can create greater economic opportunities for people to stay here in Hawaii **AND** protect the quality of life that we all cherish.

***"Remember, a moratorium is not going to stop people from traveling to Maui. Where are they going to go now if there are no more hotel rooms? They are going to go into our neighborhoods" - Maui Mayor Mike Victorino***

**EMAIL THE MAUI COUNTY COUNCIL**

---



Pacific Resource Partnership, 1100 Alakea St., 4th Floor, Honolulu, Hawaii 96813

[Unsubscribe](#) [Manage preferences](#)

**From:** Tamara A. Paltin  
**Sent:** Thursday, January 6, 2022 8:04 PM  
**To:** County Clerk  
**Subject:** Fwd: Over-ride the Mayor's Veto

2022 JAN -7 AM 7: 57

OFFICE OF THE  
COUNTY CLERK

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**From:** Dick Mayer <dickmayer@earthlink.net>  
**Sent:** Thursday, January 6, 2022 6:53:59 PM  
**To:** tampaltin@gmail.com <tampaltin@gmail.com>; Tamara A. Paltin <Tamara.Paltin@mauicounty.us>  
**Subject:** Over-ride the Mayor's Veto

Aloha Councilmember Tamara Paltin,  
Mayor Michael Victorino has again shown his interest in promoting a bigger Maui tourist industry. He vetoed a well-considered County moratorium (passed 6-3) which would temporarily limit even more tourist accommodations over the next two years.

The Maui Island Plan provided guidance for the council and the mayor. He decided to ignore its provisions which recommended, "To protect the quality of Maui's visitor industry, and the island lifestyle, the County must carefully manage and control any future expansion of visitor units on Maui Island." (MIP Page 4-11); and "Mitigate the impact of tourism on the host culture, natural environment, and resident lifestyles." (MIP Page 4-13)

The mayor gave as his rationale for allowing even more growth that his departments are unable to enforce the law against illegal vacation rentals, even though voters approved a \$10,000 fine for any illegal vacation rental. If the mayor's reasoning is accurate, how can a tourist from far away find an illegal vacation rental so easily, while the mayor's local administration is unable to locate illegal rentals?

It is unfortunate our mayor feels it necessary to bring in more tourists and put even more rental cars on the roads when our infrastructure is not capable of handling the existing impacts. Furthermore, **Maui's world famous and highly respected tourism industry is jeopardized by further expansion. It will erode the product that Maui is trying to market.**

When any of the construction trades come to you and say that you hurt construction jobs, you will be able to say this opens up the opportunity for the construction industry to upgrade the quality of all of our existing and aging tourist properties while constructing amenities, room improvements, etc. There should be lots of jobs.

Let's protect what we have; not let tourism overwhelm us. The Council should override the Mayor's veto.

Mahalo from Maui's residents, Dick Mayer

**[dickmayer@earthlink.net](mailto:dickmayer@earthlink.net)**

**County Clerk**

RECEIVED

**From:** Anna Impey Seyana Jewelry <seyanajewelry@gmail.com>  
**Sent:** Thursday, January 6, 2022 8:53 PM  
**To:** County Clerk  
**Subject:** Bill 148 and County Communication 22-9

2022 JAN -7 AM 7: 57

OFFICE OF THE  
COUNTY CLERK

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Concerning Bill 148 and County Communication 22-9

We are in support of reversing the Veto set in place by our mayor.

We support Bill 148 which will set a moratorium on new Transient Accommodations on Maui, and pause further development of new hotels, timeshares, short-term rental homes, and transient vacation rental units, for two years or until tourism management measures are implemented.

We have lived in the islands for 32 years and of course change is inevitable, but it has become disturbing how many tourists do arrive, many respectful but many not.

Just shopping has become a plan your timing event. In these covid times, it already is extra difficult. I went to a store the other day, very early to beat the rush of folks getting of planes to do their shop, and I was the only person in line for the checkout. A tourist (it was obvious) comes and stands 2 feet behind me, not respecting the six-foot rule at all, wearing a mask below the nose.

Traffic has become much worse in the last several years and there is not enough good and affordable housing for residents.

Please reconsider the reinstatement of Bill 148.

Thank you,  
John and Anna Impey  
Kula

--

Visit us online: [www.seyanajewelry.com](http://www.seyanajewelry.com)

**County Clerk**

RECEIVED

**From:** Grace Delos Reyes <graciedelosreyes@me.com>  
**Sent:** Friday, January 7, 2022 6:44 AM  
**To:** County Clerk  
**Cc:** Tamara A. Paltin  
**Subject:** CC-22-9

2022 JAN -7 AM 7: 57

OFFICE OF THE  
COUNTY CLERK

[You don't often get email from graciedelosreyes@me.com. Learn why this is important at <http://aka.ms/LearnAboutSenderIdentification>.]

Aloha,

I am a long-time resident of Lahaina. I am tired of watching the local residents be pushed out because of the gentrification of the lifestyle. I am demanding that the County Council override the mayor's veto on the transient building moratorium, CC-22-9.

Thank you for your time,

Grace Delos Reyes



## County Clerk

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**From:** Chuck Spence <Chuck@mauisunseeker.com>  
**Sent:** Friday, January 7, 2022 7:11 AM  
**To:** County Clerk  
**Cc:** Shane M. Sinenci  
**Subject:** In favor of Resolution for County of Maui to take over EMI Water Leases

Some people who received this message don't often get email from chuck@mauisunseeker.com. [Learn why this is important](#)

Aloha County of Maui,

I am strongly in support of the County of Maui taking over the water leases from EMI and encourage adoption and passage of Shane Sinenci's resolution providing so.

We residents and agricultural producers living on North Shore and Upcountry have been unduly harmed by the corporate greed and unwillingness to share the wai for too many years.

To have ag property owners denied a water meter because of the mismanagement of our greatest resource is criminal. We need fair representation of ALL people of Maui in this matter, not to just those who stole the land from the Hawaiian people. That is why I support the County adopting the water leases from EMI.

I strongly encourage adoption of this resolution.

Sincerely,

Chuck Spence  
400 Mehana Rd,  
Haiku, HI 96708

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2022 JAN -7 AM 7: 57  
OFFICE OF THE  
COUNTY CLERK

RECEIVED

2022 JAN -7 AM 8:01

January 6, 2022



OFFICE OF THE  
COUNTY CLERK  
Councilmember Alice Lee, Chair  
Councilmember Keani Rawlins-Fernandez, Vice-Chair  
Members of the Maui County Council

RE: **Support of CC 22-9 regarding Veto of Bill 148 ("A BILL FOR AN ORDINANCE ESTABLISHING CHAPTER 19.98, MAUI COUNTY CODE, DECLARING A MORATORIUM ON NEW TRANSIENT ACCOMMODATIONS ON MAUI")**  
**Hearing date: Friday, January 7, 2022 at 9:00AM**

Aloha Chair Lee, Vice Chair Rawlins-Fernandez and members of the Maui County Council,

My name is Jerry Gibson, President of Hawai'i Hotel Alliance ("HHA"). I am testifying in **STRONG SUPPORT** of CC 22-9 regarding a veto of Bill 148 which seeks to create an island wide moratorium which prohibits the issuance of any permit under Title 19 for two (2) years. We support the Mayors veto of Bill 148 due to the economic impacts of the moratorium and share his concerns with the lack of public input on the substantial changes made at second reading.

The purpose of Bill 148 is to establish a moratorium to reduce the number of visitors to comply with visitor to resident ratio specified in Chapter 2.80B of the Maui Island Plan by pausing the increase of transient accommodations. However, there is no evidence which indicates that pausing the development of transient accommodations will decrease the number of visitors to Maui. Bill 148 will not stop visitors from flying to Maui. Rather, visitors will continue to travel to Maui and will seek out other accommodations even though transient accommodations are limited. It is concerning that such a broad and inflexible policy would be implemented without first showing transient accommodations as the primary cause of these negative impacts.

HHA agrees with the Mayor that visitors will seek accommodations in residential and apartment districts further impacting local residents. For instance, visitors will stay in accommodations such as the increasing number short-term vacation rentals ("STR"), which are the fastest-growing segment within Maui's visitor accommodations industry. These STRs burden residential neighborhoods and long-term apartment inventory directly impacting the quality of life for Maui residents. The data shows that the number of hotel rooms on Maui has decreased by 16% from 8,577 in 2000 to 7,251 in 2020, however, the average number of visitors arriving on Maui per day rose by 25% from 2000 to 2015. Thus, it is clear that the increase in visitors to Maui is directly correlated to the growing number of STRs. The moratorium fails to address the illegal STRs that continue to permeate residential neighborhoods on Maui. If the purpose of the bill is to ultimately decrease the visitor count, perhaps further regulation is needed on the number of illegal short-term vacation rental units that are allowed.

In addition, as further detailed in the attached legal memorandum, HHA has legal concerns with the proposed moratorium as it violates the Due Process Clause of the Fourteenth Amendment. In short, Bill 148 is not rationally related to a legitimate state interest as Maui Island Plan 4.2.3 is

not unenforceable. Likewise, HHA shares the Mayor's concerns on the lack of public input on the substantial changes made at second and final reading. The public was deprived of the opportunity to weigh in on the amendments which included an alteration of the affordable housing exception ratio.

Moreover, Section 2 as currently drafted is grossly unfair to existing projects undergoing permit application review. Under Section 2 the moratorium will be applicable to permits currently being reviewed that have not received their final discretionary approval. Essentially, applications that have already expended a substantial amount of resources and time will be halted in the current step of the application review process once the moratorium is passed. It is clear, the amended Section 2 is patently unfair to applicants that have properly filed and applied for a permit prior to the implementation of the moratorium. In addition, Section 2 as currently drafted undermines the Planning Commission's recommendation that the moratorium not impact current permit applications.

Furthermore, HHA agrees with the Mayor's position that Bill 148 will result in substantial negative economic impacts for Maui County. The visitor accommodations industry provides employment to thousands of Maui residents which make up approximately 75% of all private-sector jobs on Maui. Bill 148 will result in the loss of much-needed employment opportunities for local Maui residents who work in construction, tourism, and other related industries. In fact, if such a moratorium is implemented, there will be a loss of hundreds of construction jobs and hundreds more hotel jobs during the two-year period alone. For example, the proposed renovation of the Grand Wailea which will be paused by the moratorium will result in the loss of:

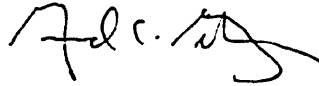
1. **215 construction jobs** that will be created each year over four years, which generate \$46 million in earnings and \$7 million in new state taxes.
2. **245 additional permanent tourism jobs on Maui**, equating to \$12 million in earnings per year and \$2 million in state taxes. These jobs will be in key areas, including management, food and beverage, accounting and at the front desk.
3. **An additional \$650,000 per year in property taxes paid to the County of Maui** – amounting to a 12.4% increase to the current \$5.2 million.
4. **Increased annual contributions from Grand Wailea to the newly established County Transient Accommodations Tax and more than \$20 million in Transient Accommodations Tax revenue for the state.**

The loss of new jobs and economic impact will be far more substantial with the prevention of future transient accommodations. In turn the moratorium will contribute more to the outward migration of local families.

Lastly, Bill 148 will discourage future capital investment in Maui. It is concerning that the County would seek to implement policy that would deter future investment in Maui as the County continues to recover from the COVID-19 pandemic. The County will risk forgoing substantial amounts of future investments, tax revenues and job creation for Maui's economy moving forward.

On balance, the unintended consequences, including the negative impact on our economy, far outweigh any potential, yet unsubstantiated reduction in the number of visitors this moratorium will cause. In addition, the identified legal concerns and lack of transparency justify the Mayor's veto of the measure. Indeed, there are far more effective ways to reduce the amount of visitors on Maui without such a far reaching measure. Accordingly, HHA respectfully asks the Council to uphold CC 22-9 vetoing Bill 148.

Mahalo for your consideration,

A handwritten signature in black ink, appearing to read "Jerry Gibson", with a stylized flourish at the end.

Jerry Gibson, President  
Hawaii Hotel Association

January 5, 2022

2022 JAN -7 AM 8: 01

**MEMORANDUM**OFFICE OF THE  
COUNTY CLERK

**TO:** Hawaii Hotel Alliance  
**FROM:** William Meheula, Esq.  
**RE:** **Legality of Bill 148 – Maui County Visitor Accommodations Moratorium**

This memorandum summarizes the legal flaws of Bill 148 (2021), A Bill for An Ordinance Establishing Chapter 19.98, Maui County Code, Declaring a Moratorium On New Transient Accommodations On Maui.

**Background**

On Friday, December 3, 2021, the Maui County Council (“Council”) resumed consideration of Bill 148, and adopted three amendments – two of which overruled the guidance of the Maui Planning Commission – before voting to waive Rule 19c to pass Bill 148 on final reading with substantive amendments.

As discussed in item 3 below, despite the recommendations of the Planning Commission that the moratorium not apply to project applications that were deemed complete by the Planning Department, the Council amended Section 2 to apply to any project that did not receive final permit approvals. The revised language has considerable due process implications by halting projects that have been in development for years in reliance on existing law. In addition, this substantial amendment was made by waiver of the Council’s procedural rules and floor vote without further opportunity for public testimony in disregard of Charter section 4-2(1) that requires two readings for a proposed ordinance.

*Substantive Changes Adopted by the Council on December 3*

1. **Section 19.98.040 (F) was amended to read:** “Any development that includes new housing units built, at a ratio of at least one housing unit for every one transient accommodations units, rounding up to the nearest whole number, of the total number of new transient accommodations.”

This substantive change reverts the affordable housing exception to the moratorium back to a 1:1 ratio, overturning the recommended language of the Maui Planning Commission, who had sought to maintain current County policy requiring developers of new vacation accommodations to also provide new workforce housing units equal to at least 25% of the total number of new visitor accommodation units proposed. A previous version of the measure set the ratio at 1:3.

2. **Section 19.98.040 (F)(4) was amended to read:** “the new affordable housing units must be physically constructed or may be converted from transient accommodation units.”

This substantive amendment precludes developers from purchasing credits to fulfill their obligations under Section 19.98.040(F).

3. **Section 2 was amended to read:** “this ordinance takes effect on approval and applies to any new transient accommodation that has not received its final discretionary approval.”

The intent of the amendment is to clarify that the moratorium applies to applications currently in the process of receiving a determination of final discretionary approval. Chair Lee, joined by Councilmembers Sugimura and Kama, opposed the amendment based on equity and fairness for applicants who invest significant time and resources in preparing applications to the County that would allow for the construction of new visitor accommodations. The opposing Councilmembers correctly noted that equity and fairness were the basis of the Maui Planning Commission’s recommendation that all applications filed prior to the effective date of Bill 148 should be exempt from the moratorium.

#### **Bill 148 Violates Due Process**

The third amendment violates the Due Process Clause of the Fourteenth Amendment because the Council misused the General Plan that was developed after input from state and county agencies and the general public as required under Charter section 8-8.5 as a means to eliminate the Planning Commission’s right to rule on hotel room addition applications.

Here, the Council’s reliance on Maui Island Plan section 4.2.3 as its justification for Bill 148 is an improper misuse of or revision to the Maui Island Plan. Section 19.98.010 states: *“The purpose of the moratorium established by this ordinance is to **comply** with the Maui island plan, by pausing increasing transient accommodations and tourism.”*

However, Maui Island Plan section 4.2.3 only provides an aspirational objective and not a mandate:

Objective 4.2.3 states: “Maximize residents’ benefits from the visitor industry. a. Promote a desirable island population by **striving** to not exceed an island-wide visitor population of roughly 33 percent of the resident population.”

Thus, Bill 148 is not rationally related to a legitimate state interest as Maui Island Plan 4.2.3 is unenforceable. In addition, the bill is not factually justified as the number of hotel rooms has declined over that last twenty years and are built in areas designated for hotel use. *See, e.g., New Jersey Shore Builders Ass’n v. Township Committee of Dover Tp.*, 468 A.2d 742 (N.J. 1983) (holding that a moratorium on issuance of building permits

for construction of multi-family housing and for conversion of motels into condominiums was invalid due to **lack of factual justification for moratorium** in regard to problems of water supply and water pressure and explaining that “[t]he situation must be exigent, the causes must be adequately explored, and it must be demonstrated that other less extreme solutions have been investigated and found to be not feasible. None of these requisite proofs is before the court. Stripped to its essentials, the ordinance is nothing more than an expedient legislative reaction”).

Note that Maui residents would have standing to challenge the bill as a violation of their procedural due process rights because the Council side-stepped the Charter process to weaponize the effect of Maui Island Plan section 4.2.3 and thus, denied the public’s role. And of course, hotels that have pending applications before the Planning Commission have standing to challenge the bill as a violation of Due Process Clause of the Fourteenth Amendment.

Even if the Council characterized the moratorium as a revision to the general plan, Charter section 8-8.6 requires referral to the Planning Commission and if it disapproves of the proposed revision or fails to make its report with 120 days, the Council could only pass such revision by affirmative vote of at least two thirds of the Council’s entire membership.

Very truly yours,

**SULLIVAN MEHEULA LEE, LLLP**

A handwritten signature in black ink, appearing to read 'William Meheula', written over a horizontal line.

William Meheula

**From:** Liz McGain <lizinmaui@yahoo.com>  
**Sent:** Friday, January 7, 2022 7:57 AM  
**To:** County Clerk  
**Subject:** Bill 148 please veto

**2022 JAN -7 AM 8:02****OFFICE OF THE  
COUNTY CLERK**

 You don't often get email from lizinmaui@yahoo.com. [Learn why this is important](#)

Aloha Council Members,

I have testified multiple times on this issue, and today, what is important is that we the people are represented by our council members in this vote to overturn Mayor Victorino's veto. A veto which ignored the majority council vote and the will of the majority of residents of Maui. We have a democracy here still in Hawaii, when one person in this case the Mayor wields his power to overturn a majority vote, we have a problem with how our democracy is functioning. Overturning his veto is a harder accomplishment, and no longer reflects the greater island population, but leaves the power to the two dissenting council members which the Mayor is well aware of. How sad.

I myself live in Kula, and request my representative reflect my views and those of my peers who live in Kula and want the veto overturned as well. We would like the Mayor's veto overturned. Yuki Lee, you represent us, please join your majority fellow council members and your district's majority view, and vote for the will of our island community. There are many lobbyists weighing in and special interest groups, who do not represent our community well. I appreciate the council, and all of the member dedication and hard work. I simply request today you put aside your own views and opinions and represent the majority, reflected by the council's vote prior to the Mayor's veto. We the majority want this moratorium in place. Let's keep democracy strong.

Mahalo.  
Liz McGain



## County Clerk

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**From:** Gina M. Young  
**Sent:** Friday, January 7, 2022 8:27 AM  
**To:** County Clerk  
**Subject:** Testimony re Reso 22-4  
**Attachments:** BWS Support of East Maui long-term leases Jan 6 2022.pdf

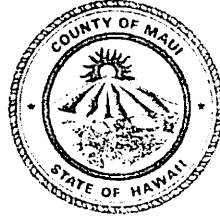
Aloha,

Please include the attached letter as testimony for today's meeting.

Thank you,

Gina Young for CM Sinenci

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**BOARD OF WATER SUPPLY**  
**COUNTY OF MAUI**  
200 SOUTH HIGH STREET  
WAILUKU, MAUI, HAWAII 96793  
[www.mauicounty.gov/water](http://www.mauicounty.gov/water)

January 6, 2022

Honorable Michael P. Victorino  
Mayor, County of Maui  
200 South High Street  
Wailuku, Hawaii 96793

Dear Mayor Victorino:

**SUBJECT: MAUI COUNTY BOARD OF WATER SUPPLY SUPPORT OF THE  
COUNTY OF MAUI ACQUIRING THE LONG-TERM WATER LEASES  
FOR THE NĀHIKU, KE'ANAE, HONOMANŪ, AND HUELO LICENSE  
AREAS**

On December 16, 2021, the Board of Water Supply (BWS) received extensive testimony from the public, as well as presentations from Maui County Managing Director Sandy Baz and Maui County Council Agriculture and Public Trust Committee Chair Shane Sinenci. Following the presentations and testimonies, and per the agenda, the BWS discussed Recommended Immediate Actions (page 81) and the Recommended Near-Term Actions (page 82) from the Board of Water Supply Temporary Investigative Group (TIG) Report, which was approved unanimously by the Board of Water Supply on December 19, 2019.

The Board subsequently approved by unanimous vote, submitting this letter of support to the Mayor and the Maui County Council, encouraging the County of Maui to pursue the feasibility of acquiring the leases for the Nāhiku, Ke'anae, Honomanū, and Huelo license areas through an intergovernmental agreement with the Department of Land and Natural Resources (DLNR), as recommended in our 2019 TIG Report. To this effect, the Board recommends contacting DLNR as soon as possible to determine next steps for doing so.

*"By Water All Things Find Life"*

Thank you very much for your time and consideration in this matter.

Sincerely,

A handwritten signature in black ink, appearing to read "D.K.F.", followed by a horizontal line.


Dean K. Frampton  
Chair, Maui County Board of Water Supply

cc: Sandy Baz, Managing Director  
Maui County Council Members  
Jeffrey T. Pearson, Director  
Helene Kau, Deputy Director

## County Clerk

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**From:** Kelly Jakubek <kelly.jakubek@gmail.com>  
**Sent:** Friday, January 7, 2022 8:33 AM  
**To:** County Clerk  
**Subject:** Testimony on Bill 148 County Communication 22-9 Moratorium on Transient Accommodation

 You don't often get email from kelly.jakubek@gmail.com. [Learn why this is important](#)  
January 6, 2022

Aloha Members of Maui County Council,

I am writing to offer my support for the moratorium on Visitor and Transient Accommodations passed by the County Council, and unfortunately vetoed by Mayor Victorino. I respectfully ask that you do the right thing and override the Mayor's veto. With this moratorium, you can help reign in Maui's worsening over-tourism--which is severely impacting resident's quality of life, causing damage to the land, and diverting resources and housing away from residents.

Tourism numbers are beginning to exceed pre-pandemic levels. This kind of growth is unsustainable and is wreaking havoc to our natural resources--ie. abuse and damage of hiking areas, beaches, and parks. I am disappointed in Mayor Victorino for vetoing this moratorium and failing to protect the well-being and best interests of residents. The Mayor has not only chosen to align with unregulated businesses that continue to cause severe congestion on our roadways, take away parking at beaches, and deplete the island's resources, but he continues to rally behind mainland investors who have already driven up housing costs and forced local residents to leave their homes--many who have relocated to the mainland.

The Maui Island Plan would help provide much needed homes to residents and improve resident access to our island's resources, particularly water that has been diverted away from residents to resorts (to fill their pools and maintain their landscaping).

I urge the Maui council to take action to do what's best for our land and its residents and override the Mayor's veto.

Respectfully,  
Kelly Jakubek

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2022 JAN -7 AM 8:44  
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COUNTY CLERK

## County Clerk

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**From:** Dorothy Jakubek <dotjakubek@gmail.com>  
**Sent:** Friday, January 7, 2022 8:43 AM  
**To:** County Clerk  
**Subject:** Bill 148 County Communication 22-9 Moratorium on Transient Accommodations

You don't often get email from dotjakubek@gmail.com. [Learn why this is important](#)

Good Morning Maui County Council Members,

I am writing to show that I support the moratorium on visitor/transient accommodations that was passed by the County Council and vetoed by Mayor Victorino. I request that you override his veto. This moratorium is needed to help in controlling the over-tourism that is currently a very large issue on the islands. Why is it that the developers and large hotel companies are dictating what happens on the islands? Why is it that greed is all I see on the islands? Why is it that we do not continue to try to preserve the beauty of the islands? Why is it that the Real Estate companies are getting rich off of the islands? And the local people are now being forced out of their homes and can not or will not be able to afford to live on the islands that are rightfully theirs.

I know that I have brought up this fact to you all before, but should we really be continuing to bring more and more people to the islands at one time? It used to be that this was a special place to come to, a place where you could be thankful to come to. The idea that you would encourage more people to come and then brag about the amount of tourists that we have on island at any given time is plain and simple, nuts. The traffic is horrible on any given day and when there is an accident or flooding or fire, everything comes to a complete shut down. Why? Because we really only have one real road that goes from the West side to the other side of the island. How dangerous and how frustrating for those that work or live on one side or the other. Not to mention how critical it is when someone is in need to get to the hospital and be stuck on the West side stuck in traffic around the Pali. We sat for 3 hours one day trying to get back home from Kahului because a line was down over the road.

The infrastructure of this island should be your main concern before you keep thinking about bringing in more and more people. The water/waste issue should be your main concern before you allow more buildings to be erected. Not to mention the amount of people here versus the size of our hospital or the amount of staff that we still have at our hospital in recent days. What happened to our second hospital plans?

The people of Hawaii should be your main concern before you keep destroying their beautiful islands and jamming all of this over everything at them. Stop and think and study what is happening here. Do not be so quick to allow more before we take care of our own issues. Why keep ruining such beauty.

Thank you for the opportunity to share my thoughts.

Mahalo,

Dorothy  
Lahaina

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2022 JAN - 7 AM 8:44  
OFFICE OF THE  
COUNTY CLERK

**County Clerk**

RECEIVED

**From:** Barbara Barry <begoniabarry@gmail.com>  
**Sent:** Friday, January 7, 2022 11:58 AM  
**To:** County Clerk  
**Cc:** Barbara Barry  
**Subject:** Fwd: Ordinances 22-3, 22-4, 22-5 and 22-9 and I've added 22-6

2022 JAN -7 PM 12: 02

OFFICE OF THE  
COUNTY CLERK

You don't often get email from begoniabarry@gmail.com. [Learn why this is important](#)

Aloha Chair Lee and Council Members,

Happy New Year!

I was planning to submit testimony today but I have a dentist appointment this afternoon, so here is my testimony submitted by email.

Thanks you all for your hard work!

My name is Barbara Barry and I have a small organic farm in Ha'iku.

Ordinance 22-3 I strongly support 'AMENDING RESOLUTION 17-159 TO EXTEND THE DEADLINE TO COMMENCE CONSTRUCTION OF THE 100 PERCENT AFFORDABLE HANA AFFORDABLE HOUSING PROJECT". Thanks you for supporting this extension today,

22-24

"URGING THE MAYOR TO ENTER INTO AN INTERGOVERNMENTAL

AGREEMENT WITH THE STATE OF HAWAII DLNR

TO PROVIDE A LONG-TERM, RELIABLE, AND AFFORDABLE SOURCE OF WATER FOR COUNTY DOMESTIC AND AGRICULTURAL USE.

We are still trying to protect Corporate interests from controlling the waters of E. Maui. This should not be something that is in the hands of a foreign corporation who is basically self monitoring their usage, waste and possible diversions outside of the approved water allotment from specific approved areas.

This precious resource is meant to still flow in the streams that nature created, to support Hawaiian kalo farmers and provide water to farmers, ranchers, the Kula Ag park and citizens in upcountry Maui.

The county is finally poised to take over the management of E Maui water and to hopefully regulate it with a non-partisan Citizen board that includes Native Hawaiians to insure it is being monitored correctly and fairly. The time is now to proceed with these important changes.

This battle has raged for far too long with wealthy corporate interests, influencing our elected officials on a state and county level with Native Hawaiians, farmers, ranchers, our precious environment and residents taking the brunt of these maligned decisions.

Perennial streams in Ha'iku are being diverted. Where is the oversight by the County?

Trusting a foreign Corporate interest with our sacred public trust, our precious water, will turn out to be a major mistake like it has everywhere it has already occurred.

Thanks to Council member Sinenci, the many native Hawaiian's, the countless other water defenders, and the Sierra Club for supporting this resolution.

Please pass this resolution directly out of Council today.

22-5

I support this resolution to "URGING THE UNITED STATES NAVY TO PERMANENTLY REMOVE AND RELOCATE THE BULK FUEL STORAGE FACILITY UNDERGROUND

STORAGE TANKS LOCATED AT KAPUKAKT (RED HILL, OAHU) "

Poisoning the water for millions of people with jet fuel is unacceptable. Water is Life!

Ordinance 22-9

I strongly support a building moratorium of transient housing on Maui. We need affordable homes for locals who are working and trying to survive by working 3 jobs and overcrowding their homes with family and friends who cannot afford a home of their own. As the decision to drill wells in my moku for delivery to the east side is being debated, the water issue needs to be resolved before adding more visitor accommodations. That is where the County priority should be at this time.

There are also unintended consequences by allowing transient accommodations to continue unabated. To the quality of life, our limited natural resources and our reefs.

I question how many workers in the building industry are brought in off island? How many of these building contractors are from Hawaii? Employees brought in from off shore are taking up valuable housing spots. Please veto the Mayors override.

Back to 22-6

I strongly support stronger oversight to the planning commission for cell phone tower regulation.

Too many of these ugly and potentially dangerous cell phone towers in Haiku are showing up with little notice or without proper oversight on permitting on private lands.

Mahalo nui loa,

Barbara Barry