

Princeville at Hanalei Community Association
P.O. Box 223277
Princeville, Hawaii 96722

LATE

February 7, 2008

COMMITTEE ON ENERGY AND ENVIRONMENT

Senator Ron Menor, Chair
Senator Gary L. Hooser, Vice Chair

Re. SB2933 – Relating to Clotheslines; Thursday, February 7, 2008, Conference Room 414, 3:30PM

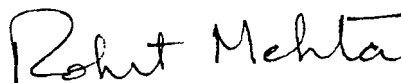
Dear Senator Menor and Members of the Committee:

My name is Dr. Rohit J. Mehta and I am testifying on behalf of the Princeville at Hanalei Community Association ("PHCA"), a planned community association under Chapter 421J, Hawai'i Revised Statutes. I am the General Manager of PHCA. PHCA is strongly opposed to the adoption of HB 3211, a flawed bill.

HB 3211 provides in part that notwithstanding any provision of any covenant or declaration to the contrary, any owner of a home or townhouse, may erect and use a clothesline for the purposes of drying clothes on the premises of any single-family dwelling. One of PHCA's main functions is to protect the investments that its members have in their residential properties and to further the enjoyment of the residents. This is done through the enforcement of the protective covenants of PHCA, which among other things restrict unsightly clotheslines. In a resort community, many of the apartments are also rented and such lines adorned with underwear would not only hurt the beauty of the community and the enjoyment of residents, but also would adversely affect tourism. Beyond that, Princeville is a community that receives a considerable amount of rain and wind and mold is a problem. Covenants are a legally binding contract between each individual property owner and the community. The owners rely on this contract and on the community association to enforce it for the mutual benefit. The rules exist for residents' expectations, property values and aesthetics. State government should not override these carefully drawn agreements and upset the expectations of all parties. Clotheslines can be encouraged without governmental mandates.

Again, we respectfully request HB 3211 be held. Thank you for your consideration with this testimony.

PRINCEVILLE AT HANALEI COMMUNITY ASSOCIATION



Rohit Mehta, General Manager