

Honolulu, Hawaii

FEB 25 2015

RE: S.B. No. 409
S.D. 1

Honorable Donna Mercado Kim
President of the Senate
Twenty-Eighth State Legislature
Regular Session of 2015
State of Hawaii

Madam:

Your Committees on Public Safety, Intergovernmental and Military Affairs and Tourism and International Affairs, to which was referred S.B. No. 409 entitled:

"A BILL FOR AN ACT RELATING TO ZONING,"

beg leave to report as follows:

The purpose and intent of this measure is to authorize a zoning ordinance to provide for the amortization or phasing out of nonconforming single-family transient vacation rentals over a reasonable period of time in an area of any zoning classification.

Your Committees received testimony in support of this measure from the Department of Planning and Permitting of the City and County of Honolulu and Hawaii State Association of Counties.

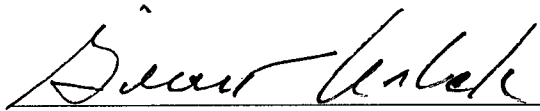
Your Committees find that the number of single-family transient vacation rentals in the State has grown throughout the years. However, due to ambiguity surrounding county zoning authority, the counties often have to resolve claims from owners that claim their property is primarily used for residential purposes and not commercial purposes. This allows property owners to circumvent various regulations. Implementation of this measure will reduce county enforcement issues and enable counties to bring non-conforming vacation rentals into compliance.

Your Committees have amended this measure by inserting an effective date of July 1, 2050, to encourage further discussion.

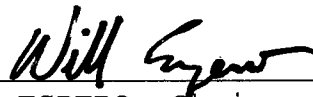


As affirmed by the records of votes of the members of your Committees on Public Safety, Intergovernmental and Military Affairs and Tourism and International Affairs that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 409, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 409, S.D. 1, and be placed on the calendar for Third Reading.

Respectfully submitted on
behalf of the members of the
Committees on Public Safety,
Intergovernmental and Military
Affairs and Tourism and
International Affairs,



GILBERT KAHELE, Chair



WILL ESPERO, Chair



The Senate
 Twenty-Eighth Legislature
 State of Hawai'i

Record of Votes
Committee on Public Safety, Intergovernmental and Military Affairs
PSM

Bill / Resolution No.:* SB 409	Committee Referral: PSM/TSI	Date: 2-19-15		
<input type="checkbox"/> The Committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is: <input type="checkbox"/> Pass, unamended 2312 <input checked="" type="checkbox"/> Pass, with amendments 2311 <input type="checkbox"/> Hold 2310 <input type="checkbox"/> Recommit 2313				
Members	Aye	Aye (WR)	Nay	Excused
ESPERO, Will (C)	✓			
BAKER, Rosalyn H. (VC)	✓			
GALUTERIA, Brickwood	✓			
KEITH-AGARAN, Gilbert S.C.				
SLOM, Sam		✓		✓ <i>[Signature]</i>
TOTAL	3	1	-	1
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature: <div style="text-align:center; font-size: 1.5em;"><i>Rosalyn H. Baker</i></div>				
Distribution: Original Yellow Pink Goldenrod File with Committee Report Clerk's Office Drafting Agency Committee File Copy				

*Only one measure per Record of Votes

The Senate
 Twenty-Eighth Legislature
 State of Hawai'i

Record of Votes
Committee on Tourism and International Affairs
TSI

Bill / Resolution No.:* <i>SB409</i>	Committee Referral: <i>PSM/TSI</i>	Date: <i>02/19/15</i>		
<input type="checkbox"/> The Committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is: <input type="checkbox"/> Pass, unamended 2312 <input checked="" type="checkbox"/> Pass, with amendments 2311 <input type="checkbox"/> Hold 2310 <input type="checkbox"/> Recommit 2313				
Members	Aye	Aye (WR)	Nay	Excused
KAHELE, Gilbert (C)	<i>x</i>			<i>x</i>
ENGLISH, J. Kalani (VC)	<i>x</i>			<i>x</i>
TANIGUCHI, Brian T.				<i>x</i>
TOKUDA, Jill N.				<i>x</i>
SLOM, Sam		<i>x</i>		
TOTAL	<i>2</i>	<i>1</i>	<i>0</i>	<i>2</i>
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature: <i>[Signature]</i>				
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