

From: mailinglist@capitol.hawaii.gov
Sent: Tuesday, February 14, 2017 4:21 AM
To: CPCtestimony
Cc: nalan@myhawaiiilaw.com
Subject: Submitted testimony for HB192 on Feb 15, 2017 14:00PM

HB192

Submitted on: 2/14/2017

Testimony for CPC on Feb 15, 2017 14:00PM in Conference Room 329

Submitted By	Organization	Testifier Position	Present at Hearing
Na Lan	CAI LAC	Comments Only	No

Comments: CAI LAC suggest the Committee consider defining terms used in the proposed language, e.g. "parcel", "proxies", "assessments" to avoid any vagueness or ambiguity that may arise from such terms.

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From: mailinglist@capitol.hawaii.gov
Sent: Monday, February 13, 2017 9:28 PM
To: CPCtestimony
Cc: lila.mower@gmail.com
Subject: Submitted testimony for HB192 on Feb 15, 2017 14:00PM

HB192

Submitted on: 2/13/2017

Testimony for CPC on Feb 15, 2017 14:00PM in Conference Room 329

Submitted By	Organization	Testifier Position	Present at Hearing
Lila Mower	Hui `Oia`i`o	Support	No

Comments: SUPPORT WITH COMMENT: Laws governing all association-governed communities should be re-written to be more protective of owners' rights. Until then, we support this "band aid" measure which allows owners the opportunity to resolve disputes through mediation, which is lower in cost than alternatives that homeowners associations are currently afforded.

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From: mailinglist@capitol.hawaii.gov
Sent: Monday, February 13, 2017 8:34 PM
To: CPCtestimony
Cc: bobarthurs@earthlink.net
Subject: Submitted testimony for HB192 on Feb 15, 2017 14:00PM

HB192

Submitted on: 2/13/2017

Testimony for CPC on Feb 15, 2017 14:00PM in Conference Room 329

Submitted By	Organization	Testifier Position	Present at Hearing
Robert Arthurs	Orchidland Community Association	Comments Only	No

Comments: I applaud the House for not kicking this problem down the road to the next session. Home owner Associations, especially the substandard subdivision associations, on the Big Island need help in their management as any review of the court cases and their attendant expense show. Although this is but a small bite of the elephant, it is a start by the legislature to attack the much larger elephant or problem! Thank you!

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As someone who lives in a non-traditional home – a home with condominium rules and contracts regulating the property, have gone through a number of issues because of it. An example is when I had my electricity turned off and on, when I first moved here, as my main switches aren't on my property but another side, requested to put a lock on my sides switch, and was denied access to, and even the electric company said they couldn't even show me which side of the meter was mine or willing to even if I gave them the lock to put on, place it on my meter. When I had to deal with my pipes dug up and busted in the middle, with only a rock left on the busted pipe, the day I found out and called the police was told they couldn't do anything about it, as it was "after the fact" (after the bill and speaking to the water company about who mentioned coming by because they saw an increase in the amount of water being used and that it was for over a month) by the dispatcher who also told me that he wouldn't send anyone out. With at the time dealing with loitering on my property's wall as the owner had torn down theirs (I assume to create another parking space, but ended up not completing the project as the boulders would need to be removed) and ended up with cigarette butts and beer bottles in my bushes, or out front. Not to mention using my side to dump his branches – untied, uncut to fit the space so pedestrians could pass, my mother ended up doing it – with his wife shouting about how they "beautified" their side's city property area, so were dumping their rubbish on my side...thankfully had that fixed, but it took a while. Same with coming home and finding vehicles or toys on my side of the driveway and having to move the toys or ask the people who owned the vehicles to move their vehicles out of my side – with more lip and aggression, which I said was going to stop having any vehicles in the driveway after the whole "make her wait" shout...which led to nails in my driveway and in my garage (flattened tires 3 times)...party's over how the "contract isn't fair" followed by midnight petitions that sounded like they were walking the line...people who don't even live in my neighborhood here nightly chanting, petitioning, calling themselves the "co-op", etc. Had to deal with "ridiculous dis kine contract" at several levels (one even with my former employer), that didn't even have anything to do with the "contract" they came to petition at midnight in my neighborhood for...It's been a 9 year battle, and I've spoken to lawyers, agencies, of course the police...which has been a nightmare...And the few examples I've mentioned hasn't even begun to cover the extent of how places that aren't covered by legal agencies in the same manner as other dwellings of the same type are. Or the number of "if you don't like it then move, I want to live here" types that have been coming to petition again in my neighborhood, for at least 6 years now....with varying agencies torn by saying "move" in a nicer form, to plain hostile.

From: mailinglist@capitol.hawaii.gov
Sent: Monday, February 13, 2017 4:48 PM
To: CPCtestimony
Cc: steven_jacquier@hotmail.com
Subject: *Submitted testimony for HB192 on Feb 15, 2017 14:00PM*

HB192

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Submitted By	Organization	Testifier Position	Present at Hearing
Steven Jacquier	Individual	Support	No

Comments:

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From: mailinglist@capitol.hawaii.gov
Sent: Tuesday, February 14, 2017 8:10 AM
To: CPCtestimony
Cc: Info@ihilanicoffee.com
Subject: Submitted testimony for HB192 on Feb 15, 2017 14:00PM

HB192

Submitted on: 2/14/2017

Testimony for CPC on Feb 15, 2017 14:00PM in Conference Room 329

Submitted By	Organization	Testifier Position	Present at Hearing
Ihilani Coffee	Individual	Support	No

Comments: Community Associations in Puna subdivisions are not held accountable fiscally or physically to the members. I own three parcels total in Orchidland and Hawaiian Acres. There is no meaningful accountability, and no one knows exactly where the dues and fees go, nor who is in control of assets like road equipment and land parcels OWNED EQUALLY by subdivision members. There is no fair process to determine how road fees are spent, etc.

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From: mailinglist@capitol.hawaii.gov
Sent: Monday, February 13, 2017 9:45 PM
To: CPCtestimony
Cc: sunnymakaha@yahoo.com
Subject: Submitted testimony for HB192 on Feb 15, 2017 14:00PM

HB192

Submitted on: 2/13/2017

Testimony for CPC on Feb 15, 2017 14:00PM in Conference Room 329

Submitted By	Organization	Testifier Position	Present at Hearing
Dale A. Head	Individual	Support	No

Comments: I support this bill as it provides homeowners access to existing dispute resolution processes favored by the State of Hawaii.

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From: mailinglist@capitol.hawaii.gov
Sent: Monday, February 13, 2017 5:02 PM
To: CPCtestimony
Cc: JAMESLOGUE412@GMAIL.COM
Subject: *Submitted testimony for HB192 on Feb 15, 2017 14:00PM*

HB192

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Submitted By	Organization	Testifier Position	Present at Hearing
James Logue	Individual	Support	No

Comments:

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From: mailinglist@capitol.hawaii.gov
Sent: Tuesday, February 14, 2017 10:26 AM
To: CPCtestimony
Cc: hawaiijim@yahoo.com
Subject: Submitted testimony for HB192 on Feb 15, 2017 14:00PM

HB192

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Submitted By	Organization	Testifier Position	Present at Hearing
William	Individual	Support	No

Comments: Good idea, pass.

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LATE

From: mailinglist@capitol.hawaii.gov
Sent: Tuesday, February 14, 2017 12:16 PM
To: CPCtestimony
Cc: cushmanzoo@hawaiiantel.net
Subject: Submitted testimony for HB192 on Feb 15, 2017 14:00PM

HB192

Submitted on: 2/14/2017

Testimony for CPC on Feb 15, 2017 14:00PM in Conference Room 329

Submitted By	Organization	Testifier Position	Present at Hearing
Sharron Cushman	Individual	Support	No

Comments: I support HB192 which simply adds Homeowners association to the planned community association definition so that there will be mediation and other regulations regarding homeowners associations.

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LATE

From: mailinglist@capitol.hawaii.gov
Sent: Tuesday, February 14, 2017 8:51 PM
To: CPCtestimony
Cc: frankiestapleton@gmail.com
Subject: Submitted testimony for HB192 on Feb 15, 2017 14:00PM

HB192

Submitted on: 2/14/2017
Testimony for CPC on Feb 15, 2017 14:00PM in Conference Room 329

Submitted By	Organization	Testifier Position	Present at Hearing
Frances K. (Frankie) Stapleton	Individual	Support	No

Comments: Greetings to Chair McKelvey and members of the Committee on Consumer Protection and Commerce. I am Frances K. (Frankie) Stapleton, a retired journalist and school teacher living at 14-803 Crystal Circle in Nanawale Estates, Paho, HI 96778. I've been a member of the Nanawale Community Association since 1979 and I strongly support HB192 to include homeowners associations with community associations in Hawaii state law. Members of homeowners associations are deserving of alternative means of mediating disagreements within our communities. Homeowners association boards have consistently mismanaged their communities through unethical practices as well as antiquated and poorly written rules and bylaws that were in place when residents purchased property in the substandard subdivisions we have here in lower Puna. Some of these subdivisions, including Nanawale, are quite large but with a minority of lots actually developed. So there are literally thousands of non-resident property owners whose proxies unethical boards have used to maintain control over the actual residents living and paying fees in the subdivision. Nanawale is made up of 4,200 lots, with approximately 600 of them actually developed. Lack of access to communicate with all the property owners prevents residential property owners here from being able to work together for the betterment of our community other than through a self-serving, self-perpetuating homeowners association board. Thousands of dollars have been spent, many say wasted, trying to take matters to court to no avail. Mediation would be a welcome alternative. Please support this bill including homeowners associations with community associations. Thank you for your attention to my testimony. Regards, Frances K. (Frankie) Stapleton PO Box 2094, Paho, HI 96778 PH:808.965.8945

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