

Hawaiian Shores Community Association

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ENFORCEMENT REVIEW COMMITTEE

MINUTES FOR MEETING #11

2/12/2020 @ 6 PM

The meeting was called to order at 6 PM.

In attendance: Eileen O'Hara, Roger Guenette, Tom Cumming, Steve Bailey. Kendra Tidwell represented HSCA staff. Absent: Caroline Weber.

The committee reviewed the January 8, 2020 minutes. Roger moved to approve the January 8, 2020 minutes and Steve seconded. This motion passed unanimously with Eileen O'Hara abstaining as she was not on the committee during that meeting.

The committee decided to advance the agenda item for lot 1046, an old business item, as the lot owner was present. The owner discussed that he had cut the trees down several years ago but they had grown back. He even indicated that he had poisoned the stumps. After some discussion about how fast albizia trees grow the committee decided to give the owner an additional 30 days to either remove or poison the trees or at least to have a contract to have the work done. Roger moved to grant the 30 days and Steve seconded. The motion to grant 30 days passed unanimously. The owner indicated he might stop by the office to either pick up some milestone or get the list of tree cutters.

Kendra then asked about whether or not we needed a final notice that would be separate from a fine hearing notice. After some discussion the committee agreed that the final notice can also serve as a fine hearing notice provided we know when the next ERC meeting will be held.

The next order of old business was a fine hearing for lot 726 related to an albizia issue. The owner had contacted the office and is working to schedule Big Island Tree Service. The committee decided to review this item at the next meeting and advised to staff to check on progress.

The next order of old business involved a fine hearing for Lot 1224 concerning trash and abandoned cars. The sister of the owner has been cleaning up and the trash and cars have been removed. The owner is also planning an extensive remodel and will be

placing a container on the property to hold construction debris from this project. The committee agreed that a great deal of progress is being made and decided not to issue a fine at this time.

The next order of old business involved a fine hearing for Lot 723 concerning overhanging coconut trees. There has been no action on this item so Steve moved to fine the owner and Roger seconded. The motion to fine passed unanimously.

The next order of old business involved a fine hearing for Lot 853 concerning albizia trees. There has been no action on this item so Steve moved to fine the owner and Tom seconded. The motion to fine passed unanimously.

The next order of old business involved a fine hearing for Lot 262 for trees encroaching onto neighboring property. Roger moved we fine the owner, Steve seconded. The motion to fine carried unanimously.

The next order of old business involved a fine hearing for Lot 96 concerning trees that needed to be removed and failure to pay our bill for repairs to the water line that were made necessary because of the tree roots. The owner has removed the trees but does need maintenance plan to keep the water line easement area cleared. Staff was instructed to contact the owner and send them a copy of a maintenance plan and remind them that they still owe the bill and that a lien might be applied.

The next order of old business involved lot 590 and verification that the gun powder tree threatening the fence had been removed. Staff reported that the work was done and no further action is needed on this item.

The next order of old business involved lot 1042 where trees had been removed but a good amount of the tree debris was left on the grass strip/right of way. Staff was instructed to send a first notice for the removal of the waste as this is technically a new CC&R violation.

The next order of old business involved a fine hearing for trees on the water line easement between lots 1556 and 1557. The owner is making some progress on the work so the committee decided to give the owner an additional 30 days.

The next order of old business involved a fine hearing for albizia trees on lot 1790. No action has been taken on this item so Steve moved to fine and Roger seconded. The motion carried unanimously.

The first order of new business involved overhanging trees from lot 1029 that had damaged a fence. No work has occurred on this item so the committee advised staff to send out the final notice/fine hearing notice.

The next order of new business involved a shed that had been placed on lot 1852 even though a variance request to do so before any building plans were approved had been denied. After some discussion, Tom reported that the DRC had granted step 2 approval removing the need for the variance. No further action is needed on this item.

Kendra indicated that she and Tim conducted a neighborhood drive through and that they will be reporting any of the serious CC&R violations that they see.

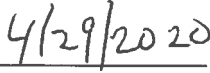
The last order of new business involved Lot 143 concerning albizia trees. Owner had said that he was hand clearing the lot but the albizia's remain. Staff was instructed to send out a fine hearing notice.

Eileen then mentioned that there was a lot cleared on Puna Parkway and no one knows who did the work. It was noted that the area is in the SMA and that the office was not notified of the work as required to protect the water line. The lot would also need to have a maintenance plan. Staff was instructed to try to determine who did the work and instruct the owner of the need for a maintenance plan.

There being no further business for the committee, the meeting was adjourned at 6:50 PM.



Steven Bailey



Date

