

Hawaiian Shores Community Association

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ENFORCEMENT REVIEW COMMITTEE MINUTES FOR MEETING 1/25/2021

The meeting was called to order at 6:02 PM.

In attendance: Steve Bailey, Eileen O'Hara, Tom Cumming, Vivian Ashton, Niki Weingartner present via phone. Caroline Weber absent.

A Quorum was established, Steve Bailey presided.

Eileen O'Hara moved to approve the November 23, 2020 meeting minutes. Tom Cumming seconded. The motion passed unanimously. There was no discussion.

The first item taken out of order, (because the lot owner was present) was item (d) under New Business, Lot 1163. Steve Bailey reported that all the trees were girdled but not dying. It was suggested that the lot owner acquire milestone from the office and staff would accompany them to the lot and explain how to apply it correctly. The matter will be held for 30 days and reconsidered at that time.

The next item taken up was an item under Old Business on the November 23, 2020 ERC meeting agenda concerning Lot 1856 regarding nuisance lighting.

Action item: Eileen O'Hara will work with HSCA staff to draft letter to the owner explaining the nuisance, using specific language in the CC&R's, and offering ways to mitigate the nuisance. Require response within 30 days.

Old Business

The first item of old business concerns Lot 88 on Ahi Street where albizia trees were girdled but not dying. Owner slowly removing trees. Keep item on as old business.

Action item: Office will send reminder letter to owner.

The next item of old business concerns Lots 115 and 129, Japanese owners with albizias. Waiting to hear from Lincoln Ashida.

Steve Bailey pointed out an issue with the last meeting where a motion was made and seconded, but no vote was taken, to impose a fine on Lot 209, Au Street. *Steve Bailey moved to fine Lot 209. There was no audible second recorded on the video. The vote was unanimous.*

The next order of old business concerns Lot 257 on He'e Street, for informational purposes, the office will schedule crew to poison trees.

The next order of old business concerns Lot 521 on Ina Street, used fine proceeds and Long Limbs completed the work.

Action item: Close item, no longer send fine notices.

The next order of old business concerns Lot 858 on Maiko Street, big albizia, haven't heard from owner, will continue to keep fining.

The next order of old business concerns Lot 1556 on Ono Street and Lot 1557 on O'opu Street where trees from both properties (adjacent in back) threaten water lines. No fines imposed. *Eileen O'Hara moved to start over and do a fine hearing notice based on removal of trees on the water line. Tom Cumming seconded.* The motion passed unanimously.

The next order of old business concerns Lot 1579 on Opae Street, for informational purposes, the Board approved Long Limbs quote to take care of these trees for a Japanese owner who has been paying the fine but not removing the tree. (If) Fines collected exceeds cost, will complete the work, stop the fines and close the file.

The next order of old business concerns Lot 250 on Awa Street, parked car by easement and fire hydrant, voted to fine at last meeting.

Action item: Steve Bailey will verify with office.

The next order of old business concerns Lot 263 on He'e Street, for informational purposes, scheduling staff to poison.

The next order of old business concerns Lot 268 on Aweoweo Street, *Eileen O'Hara moved to fine Lot 268 on Aweoweo Street for failure to remove albizia trees. Tom Cumming seconded.* The motion passed unanimously.

The next order of old business concerns Lot 1223 on Moano Street, unsure if fine hearing notice went out.

Action item: Steve Bailey will check with office.

The next order of old business concerns Lots 1232 & 1234 (Mano): Storage container & Albizias. Paying assessments, owner is building on another lot on the street.

Lot 1234 is in escrow or will be in escrow. Barbara Barr is checking for transfer documents. Lot 1232 is the lot with the trailer the owner uses to store tools and materials while building house. No complaints-no actions needed, will monitor.

The next order of old business concerns Lot 1338 on Nenu Street, Illegal structure, stealing water. Police report filed, county called again. Past due assessment - \$1,500, owner has stopped work in the past only to start again. They are being fined.

Fines imposed, working toward maximum fine, waiting to hear back from Donovan at the county regarding unpermitted structure-county enforcement should be stricter.

New Business

The first order of new business concerns Lot 291 on Heepali Street, fine hearing approved, owner paying. Long Limbs gave price, will continue fining until the works done then stop.

The next order of new business concerns Lot 281 on Heepali Street, large albizia, owner not present. *Eileen O'Hara moved to fine owner for failure to remove albizia trees. Tom Cumming seconded.* The motion passed unanimously.

The next order of new business concerns Lot 327 on Honu Street, overhanging stuff on one side albizia in the middle. *Eileen O'Hara moved to impose fine. Steve Bailey seconded.* The motion passed unanimously.

The next order of new business concerns Lot 1163 on Manini Street, *taken out of order at the beginning of the agenda*

The next order of new business concerns Lot 1766 on Puni Lapa Street, Japanese owner has done some work in the past on the front of his property, but is encroachment on the back, where trees have fallen into neighbors' yard. No response. *Eileen O'Hara moved to fine the owner. Tom Cumming seconded.* The motion passed unanimously.

Adjournment- 6:45 PM.

Steve Bailey

Date