

# Hawaiian Shores Community Association

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## ENFORCEMENT REVIEW COMMITTEE

### MINUTES FOR MEETING #26

08/24/2021 @ 6 PM

The meeting was called to order at 6:05 PM.

In attendance: Steve Bailey, Eileen O'Hara, Tom Cumming and Niki Weingartner.

A quorum was established, Steve Bailey presided.

#### Approve June 22, 2021 Minutes

*Nikki Weingartner moved to approve the June 22, 2021 meeting minutes. Tom Cumming seconded. The motion passed unanimously.*

#### Old Business

The first item was taken out of order because the Tomiko the property owner attended the meeting via Zoom, concerning Lot 309: Fine hearing notice was sent, no response was received and no work was done to resolve the issue. The owner agreed to have a tree service do the work and will coordinate with HSCA office staff to ensure the necessary trees are removed.

*Nikki Weingartner moved to extend the fining process on Lot 309 for 60 days. Tom Cumming seconded. The motion passed unanimously.*

**Action item:** S'mon Gago will sent a text message to the property owner to coordinate tree removal process.

The next item was taken out of order because Dean Dameron the property representative attended the meeting via Zoom, concerning Lot 1351: Inoperable vehicles, letters sent, cars not removed. Mr. Dameron is requesting a 30 day extension to try to have the cars removed.

*Tom Cumming moved to grant a 30 day extension. Nikki Weingartner seconded. The motion passed unanimously.*

The first item of old business was a brief report from Eileen O'Hara concerning a meeting she had with the County Prosecutor to discuss efforts to reduce crime, abandoned cars, abandoned houses, illegal squatters, etc., in the community. Eileen also reported that there was no County

support, no manpower or resources, for the cleanup event on Kahakai, and she thanked Iopa Maunakea and the Men of Pa'a who did show up to make it a success. Eileen will follow up with the Mayor and the Prosecutor to get much needed resources to the community.

Steve Bailey reported that he had spoken with Lincoln Ashida regarding the County's requirement to remove hazardous trees. Lincoln has been in touch with the Department of Public Works and was told they are trying to prioritize hazardous tree removals and funding for the program. Lincoln advises that HSCA continue documenting the most hazardous trees and submitting the appropriate forms to the department.

The next item of old business concerns Lot 244: Waive fines for work done to the front of the property. Opening new case for a tree on our waterline.

*Tom Cumming moved to waive the fines for the work done on Lot 244 and start a new case for the tree on the waterline. Eileen O'Hara seconded.* The motion passed unanimously.

The next item of old business concerns Lot 626: Tree in violation was cut by the complainant. Starting process again for other trees.

The next item of old business concerns Lot 713: Waive fines; Violations resolved.

*Tom Cumming moved to waive the fines on Lot 713. Nikki Weingartner seconded.* The motion passed unanimously.

The next item of old business concerns Lot 981: Waive fines; Violations resolved.

*Eileen O'Hara moved to waive the fines on Lot 981. Tom Cumming seconded.* The motion passed unanimously.

The next item of old business concerns Lot 1179: Waive fines; Violations resolved.

*Eileen O'Hara moved to waive the fines on Lot 1179. Tom Cumming seconded.* The motion passed unanimously.

The next item of old business concerns Lot 1220: Michael Foley hired Long Limbs to resolve the violations.

*Eileen O'Hara moved to have HSCA staff send a letter to the owner of Lot 1220 recommending they poison the smaller trees within 30 days. Tom Cumming seconded.* The motion passed unanimously.

The next item of old business concerns Lot 1779: Waive fines; Violations resolved.

*Eileen O'Hara moved to waive the fines on Lot 1779. Tom Cumming seconded.* The motion passed unanimously.

The next item of old business concerns Lot 1782: Waive fines; Violations resolved.

*Tom Cumming moved to waive the fines on Lot 1782. Nikki Weingartner seconded. The motion passed unanimously.*

The next item of old business concerns Lot 1829: Encroachment; Owner refuses to resolve violation. She paid the first fine.

**Action item:** Will continue to fine.

The last item of old business concerns Lot 1856: Lighting complaint.

**Action item:** Steve Bailey will follow up.

### New Business

The first item of new business concerns Lot 246: Fine hearing notice sent. Trees were poisoned, limbs falling on the neighboring home. Contacted owner to cut overhanging branches with no response.

*Eileen O'Hara moved to send a fine notice to the owner of Lot 246. Tom Cumming seconded. The motion passed unanimously.*

The next item of new business concerns Lot 304: Fine hearing notice sent. No response from owner, nothing done. Owner is selling the property, staff is recommending to start fining – escrow company was informed of violations.

*Tom Cumming moved to grant a 30 day extension to the owners of Lot 304. Nikki Weingartner seconded. The motion passed unanimously.*

The next item of new business concerns Lot 577: Letter from Mitchel Ahles regarding Violations on Lot 575.

**Action item:** S'mon Gago will send letter to the owner of the property regarding trash and abandoned vehicles.

The next item of new business concerns Lot 709: Fine hearing notice sent. No response from owner, nothing done.

*Eileen O'Hara moved to begin fining the owner of Lot 709. Tom Cumming seconded. The motion passed unanimously.*

The next item of new business concerns Lot 800: Fine hearing notice sent. No response from owner, nothing done.

*Tom Cumming moved to begin fining the owner of Lot 800. Nikkie Weingarrtner seconded. The motion passed unanimously.*

The next item of new business concerns Lot 911: All letters were returned; “not deliverable address”, per USPS sticker. Hold for 30 days.

**Action item:** S’mon Gago will email owner of Lot 911.

The next item of new business concerns Lot 1353: Albizias. Owners in 2015 and 2019 received letters, but just sold 3/11/2020. 4/23/2021 trees still there, not poisoned, No response from the owner.

*Eileen O’Hara moved to send a fine hearing notice to the owners of Lot 1353. Tom Cumming seconded. The motion passed unanimously.*

The next item of new business concerns Lot 1467: Case closed.

The next item of new business concerns Lot 1533: Fine hearing notice sent. Owner stopped communicating with staff.

*Tom Cumming moved to fine the owner of Lot 1533 and send a letter expressing the need to keep the easement clear. Eileen O’Hara seconded. The motion passed unanimously.*

There was no further board business and board members were presented with the following information:

Review of distressed/abandoned homes

Review of unlienable/max fined properties

Review of fine schedule

**Adjourned: 7:50 P.M.**

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Steven Gerald Bailey, Chairperson

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Date