
HOUSE CONCURRENT RESOLUTION

URGING MAUI COUNTY TO IMMEDIATELY BAN PREDATORY COSMETICS STORES
FROM DOING BUSINESS IN LAHAINA.

1 WHEREAS, numerous predatory cosmetics stores have opened on
2 Front St. in Lahaina and engage in marketing techniques that are
3 considered disrespectful, inconsiderate, and aggressive in
4 nature, creating an intimidating atmosphere for visitors; and

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6 WHEREAS, there have been numerous complaints by residents
7 and visitors claiming that they have been accosted by the
8 personnel of these predatory cosmetics stores with the use of
9 their aggressive sales techniques; and

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11 WHEREAS, these predatory cosmetics stores also engage in
12 unscrupulous behavior in the production of their products and in
13 the aggressive application of their products to unsuspecting
14 visitors; and

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16 WHEREAS, the County of Maui entered into a settlement
17 agreement with these cosmetics stores, but the terms of that
18 agreement are being violated by the vendors in the course of
19 business; and

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21 WHEREAS, the community has demanded enforcement of
22 violations of the agreement, which have repeatedly occurred; and

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24 WHEREAS, the people of Lahaina have repeatedly demanded
25 action by the government to address these predatory cosmetics
26 stores; and

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28 WHEREAS, previous attempts by the Legislature to address
29 this issue have proven futile because the Legislature may only
30 address issues of a general nature, rather than specifically
31 targeting a certain area; and



1 WHEREAS, under the Hawaii State Constitution, the counties
2 are given authority to regulate business uses in a particular
3 area via their zoning powers; and
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5 WHEREAS, the counties, through zoning ordinances and the
6 zoning process, have prohibited certain types of businesses from
7 operating in certain areas because of the businesses' general
8 negative effect on the health, safety, and welfare of the
9 citizens of the communities, such as places of adult
10 entertainment activity; and
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12 WHEREAS, by prohibiting predatory cosmetics stores through
13 the zoning process, landlords would be incentivized to
14 diligently address the actions of their cosmetics store tenants;
15 now, therefore,
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17 BE IT RESOLVED by the House of Representatives of the
18 Thirtieth Legislature of the State of Hawaii, Regular Session of
19 2019, the Senate concurring, that Maui County is urged to
20 immediately ban predatory cosmetics stores in Lahaina; and
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22 BE IT FURTHER RESOLVED that certified copies of this
23 Concurrent Resolution be transmitted to the Mayor of Maui
24 County, Chair of the Maui County Council, Chair of the Maui
25 County Council Planning and Sustainable Land Use Committee, West
26 Maui representative of the Maui County Council, Director of the
27 Planning Department of Maui County, President of the Lahaina
28 Town Action Committee, and President of the West Maui Taxpayers
29 Association.

