

WEST MOLOKAI ASSOCIATION

ACT 326 - TRANSIENT ACCOMMODATIONS

FORM TO BE RETURNED TO THE ASSOCIATION AS DIRECTED BELOW

This form is to be downloaded and completed by the members of the West Molokai Association. For those lots/units that are currently being used as a transient accommodation (or have been used as such at any time between January 1, 2013 and present), this form must also be completed by the operator of the transient accommodation. See definitions below.

NOTE: Please complete a separate form for each lot/unit that you own that is subject to the West Molokai Association Declaration of Covenants and Conditions.

Please fill in the blanks below:

1. The information herein pertains to Lot/Unit No. _____ (hereafter referred to as the "Lot/Unit") located at: _____

(Please fill in the Lot/Unit number and street address for the Lot/Unit that you own).

2. Has the Lot/Unit been used as a *transient accommodation (as defined below)* during any period from January 1, 2013 to present?

Yes _____ No _____

"Transient accommodations" means the furnishing of a room, apartment, suite, or the like which is customarily occupied by a transient for less than one hundred eighty consecutive days for each letting by a hotel, apartment hotel, motel, condominium property regime or apartment as defined in chapter 514A or unit as defined in chapter 514B, cooperative apartment, or rooming house that provides living quarters, sleeping, or housekeeping accommodations, or other place in which lodgings are regularly furnished to transients for consideration.

If the answer to Question No. 2 is **yes**, please answer the remaining questions. If the answer to Question No. 2 is **no**, you may skip the remaining questions. In that event, please sign on the last page indicating that your response is true and correct and return this document to the Association at the address shown on page 4 of this form. However, should you hereafter commence using the Lot/Unit as a transient accommodation, you must notify the Association and provide the information requested below within sixty days of the change in use of the Lot/Unit.

3. The Department of Taxation is requiring the Association to report certain information to it. If you answered YES to Question No. 2 above, please provide the information request below:

A. Information related to all Owner(s) of the Lot/Unit:

1. Name of all Owners of the Lot/Unit: _____

2. Mailing addresses of all Owners of the Lot/Unit: _____

3. Telephone numbers and other contact information of all Owners of the Lot/Unit:

B. Dates the Lot/Unit was used for transient accommodations during the period of January 1, 2013 to present: _____

C. Information related to the Operators of the transient accommodation.

“Operator” means any person operating a transient accommodation, whether as owner or proprietor or as lessee, sublessee, mortgagee in possession, licensee, or otherwise, or engaging or continuing in any service business which involves the actual furnishing of transient accommodation.

Please provide the following information related to all Operators of the transient accommodation:

1. Name of all Operators: _____

2. Mailing addresses of all Operators: _____

3. Telephone numbers and other contact information of all Operators: _____

4. TAT Tax License Numbers (a.k.a. Registration Identification Numbers issued under HRS, Section 237D-4) to all Operators: _____

D. Information pertaining to Local Contacts. The Act defines “Local Contact” as follows:

“Local contact” means an individual or company contracted by the operator of the transient accommodation to provide services required by this section. Nothing in this section shall be deemed to create an employer-employee relationship between an operator and its local contact.

Please provide the following information related to the Local Contacts contracted by the Operator(s):

1. Name of all Local Contacts: _____

2. Mailing addresses of all Local Contacts: _____

3. Telephone numbers and other contact information of all Local Contacts: _____

E. Website address of all websites on which the Lot/Unit is or has been advertised from January 1, 2013 to present: _____

F. The TMK for the Lot/Unit is: _____

4. The Act requires the Operator to notify and provide updated information to the Association within sixty (60) calendar days of any change in the name, address, and contact information of the local contact. The Act requires the Association to provide the State of Hawaii, Department of Taxation with any change in the relevant information, operation, or ownership of the transient accommodation.

The Act defines “relevant information” as follows:

“Relevant information” means the operator’s name, address, contact information, registration identification number issued pursuant to section 237D-4, and website address if advertising or soliciting the transient accommodation on the Internet.

Please download this form and thereafter complete it and return it to the Association at the address shown below by no later than April 10, 2014. Please submit an updated form within 60 calendar days following any change in the information provided herein.

Return to:

West Molokai Association
P.O. Box 321
Maunaloa, Hawaii 96770

The undersigned hereby affirms that the foregoing information is true, correct, and current, and agrees to notify the Association of any change in such information within sixty (60) calendar days of such change.

OWNER

OPERATOR

Signature
Print Name: _____
Date: _____

Signature
Print Name: _____
Date: _____

Signature
Print Name: _____
Date: _____

Signature
Print Name: _____
Date: _____

Signature
Print Name: _____
Date: _____

Signature
Print Name: _____
Date: _____

FOR ASSOCIATION USE ONLY BELOW LINE

DATE RECEIVED: _____

BY: _____

DATED PROCESSED: _____

BY: _____

Comments: _____
