

A BILL FOR AN ORDINANCE

RELATING TO RECYCLING OR REUSE OF CONSTRUCTION AND DEMOLITION WASTE.

BE IT ORDAINED by the People of the City and County of Honolulu:

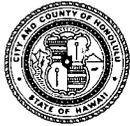
SECTION 1. Purpose. The purpose of this ordinance is to require applicants for building permits to submit plans for and to recycle or reuse their construction and demolition waste, thus diverting it from being disposed of in a landfill.

SECTION 2. Section 18-4.1, Revised Ordinances of Honolulu 1990, is amended to read as follows:

"Sec. 18-4.1 Application.

To obtain a permit, the applicant shall first file an application therefor in writing on a form furnished for that purpose by the building official. Every such application shall:

- (a) Identify and describe the work to be covered by the permit for which application is made, including a list of each and every phase of electrical and plumbing work;
- (b) Describe the land on which the proposed work is to be done, by tax map key number, and house and street address, or similar description that will readily identify and definitely locate the proposed building or work;
- (c) Indicate the use or occupancy for which the proposed work is intended;
- (d) Be accompanied by plans, specifications, calculations, and construction inspection requirements as required in Section 18-4.2;
- (e) State the valuation of the proposed work;
- (f) Provide the name and license of all specialty contractors involved in the project, in compliance with the provisions of HRS Chapter 444;
- (g) State the following information for each contractor or subcontractor engaged to do electrical or plumbing work upon the building, structure or project:
 - (1) Name;
 - (2) Address;



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- (3) Contractor's license number; and
- (4) Particular phase or phases of work to be performed;
- (h) Be signed by the responsible managing employee or authorized employee of each contractor designated in subsection (g);
- (i) For applications contemplating the demolition of any building constructed as a residential dwelling and occupied in any habitable unit thereof, be accompanied by a duly notarized affidavit stating that the applicant has a proprietary interest in the subject property or has the written authorization of a person or entity with a proprietary interest in the subject property to submit the application. If the interest of the applicant or of the person or entity authorizing the applicant to submit the application is not a fee simple interest in the property, the affidavit shall state the nature and the remaining term of the interest.

For purposes of this subsection, a person or entity has a "proprietary interest" if the person or entity has the right of control and dominion of the property being demolished, and a person or entity has "right of control and dominion" if the person or entity holds, possesses, and retains control of 51 percent or more of the property interest. If a person or entity holds, possesses and retains less than 51 percent of the property interest, other persons or entities with an interest in the property, (up to the 51 percent) must consent to the demolition of the building; [and]

- (j) Give such other information as reasonably may be required by the building official. If the application proposes excavation and backfill work that does not require a grading permit under Section 14-13.5(b), the building official, if deemed necessary to protect or promote public safety, may require the submittal of an engineering slope hazard report. Such a report means the same as defined under Section 14-13.3. The report shall have the same information required for an engineering slope hazard report under Section 14-14.2(d)(2)[.] ; and
- (k) For applications contemplating the construction or demolition of any building or structure, include a plan to recycle or reuse at least sixty percent of the weight of all construction and demolition waste. Within thirty days after the completion of the project, the applicant shall submit documentation to verify that the plan to recycle or reuse at least sixty percent of construction and demolition waste was followed. The documentation shall include:
 - (1) Receipts from the vendor or facility which collected or received each material, showing the actual weight of that material;



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- (2) Weight slips or other documentation showing material reused in current project;
- (3) A copy of the previously approved recycling and reuse plan for the project adding the actual weight of each material diverted and each material disposed of in a landfill;
- (4) Any additional information the applicant believes is relevant to determining its efforts to comply with this section.

For purposes of this section, "construction and demolition waste" means solid waste, largely inert waste, resulting from the construction, demolition or razing of buildings or structures including but not limited to concrete, rock, brick, bituminous concrete, wood, and masonry, composition roofing and roofing paper, steel, plaster, and minor amounts of other metals, such as copper."

SECTION 3. Ordinance material to be repealed is bracketed. New material is underscored. When revising, compiling or printing this ordinance for inclusion in the Revised Ordinances of Honolulu, the revisor of ordinances need not include the brackets, the bracketed material or the underscoring.



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SECTION 4. This ordinance shall take effect upon its approval.

INTRODUCED BY:

[Handwritten signature]

DATE OF INTRODUCTION:

AUG 12 2010

Honolulu, Hawaii

Councilmembers

APPROVED AS TO FORM AND LEGALITY:

Deputy Corporation Counsel

APPROVED this _____ day of _____, 20____.

MUFI HANNEMANN, Mayor
City and County of Honolulu

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CITY OF HONOLULU
CITY CLERK
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