



A BILL FOR AN ORDINANCE

RELATING TO REAL PROPERTY TAXES FOR AIR POLLUTION CONTROL FACILITIES.

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

SECTION 1. Purpose. The purpose of this ordinance is to repeal the tax exemption for air pollution control facilities.

SECTION 2. Section 8-10.14, Revised Ordinances of Honolulu 1990, as amended, is repealed:

["**Sec. 8-10.14 Exemption—Air pollution control facility.**

- (a) The value of all property in the county (not including a building and its structural components, other than a building which is exclusively a treatment facility) actually and solely used or to be used as an air pollution control facility as the term is defined in HRS Chapter 237, shall be exempted from the measure of the taxes imposed by this chapter; provided, however, the property exemption shall be applicable only with respect to a certified facility which is property (1) the construction, reconstruction or erection of which is completed by the taxpayer after June 30, 1969, or (2) acquired by the taxpayer after June 30, 1969, if the original use of the property commences with the taxpayer after June 30, 1969; provided, further, the facility is placed in service by the taxpayer before July 1, 1975.
- (b) Application for the exemption provided herein shall first be made with the state director of health who shall, if satisfied that the facility meets the pollution emission criteria established by the state department of health, certify to that fact. Upon receipt of the certification from the department of health, the director of finance shall exempt the facility from the tax imposed by this chapter. A new certificate shall be obtained from the director of health and filed with the director of finance every two years certifying that the pollution control facility complies with the pollutant emission criteria established by the department of health. The director of finance shall furnish all forms required by this section.
- (c) The director of finance shall promulgate rules and regulations necessary to administer this section."]

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 Ordinance material to be repealed is bracketed.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



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SECTION 4. This ordinance shall take effect upon approval, provided that all exemptions granted pursuant to Section 8-10.14 and in effect on the day this ordinance takes effect shall continue through the tax year beginning July 1, 2012 and shall expire on June 30, 2013.

INTRODUCED BY:

Alan Kobayashi

DATE OF INTRODUCTION:

MAR 08 2012

Honolulu, Hawaii

Councilmembers

APPROVED AS TO FORM AND LEGALITY:

Amy R. Knudsen
Deputy Corporation Counsel

APPROVED this 25th day of May, 2012.

Peter B. Carlisle
PETER B. CARLISLE, Mayor
City and County of Honolulu

CITY COUNCIL
CITY AND COUNTY OF HONOLULU
HONOLULU, HAWAII
CERTIFICATE

ORDINANCE 12-10

BILL 20 (2012)

Introduced: 03/08/12 By: ANN KOBAYASHI

Committee: BUDGET

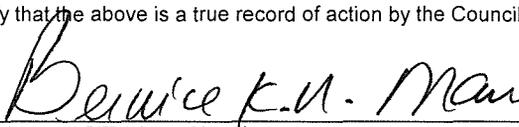
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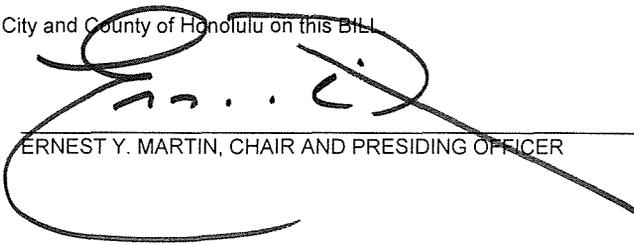
Links: [BILL 20 \(2012\)](#)
[CR-115](#)
[CR-160](#)

Voting Legend: Y= Aye, Y* = Aye w/Reservations, N = No, A = Absent, ABN = Abstain

COUNCIL	03/21/12	BILL PASSED FIRST READING AND REFERRED TO COMMITTEE ON BUDGET.							
ANDERSON	Y	BERG	Y	CACHOLA	Y	CHANG	Y	GABBARD	Y
GARCIA	Y	HARIMOTO	A	KOBAYASHI	Y	MARTIN	Y		
BUDGET	04/04/12	CR-115 – BILL REPORTED OUT OF COMMITTEE FOR PASSAGE ON SECOND READING AND SCHEDULING OF A PUBLIC HEARING.							
PUBLISH	04/14/12	PUBLIC HEARING NOTICE PUBLISHED IN THE HONOLULU STAR-ADVERTISER.							
COUNCIL/PUBLIC HEARING	04/25/12	CR-115 ADOPTED. BILL PASSED SECOND READING, PUBLIC HEARING CLOSED AND REFERRED TO COMMITTEE ON BUDGET.							
ANDERSON	Y	BERG	Y	CACHOLA	Y	CHANG	A	GABBARD	Y
GARCIA	Y	HARIMOTO	Y	KOBAYASHI	Y	MARTIN	Y		
BUDGET	05/02/12	CR-160 – BILL REPORTED OUT OF COMMITTEE FOR PASSAGE ON THIRD READING.							
PUBLISH	05/03/12	SECOND READING NOTICE PUBLISHED IN THE HONOLULU STAR-ADVERTISER.							
COUNCIL	05/09/12	CR-160 ADOPTED AND BILL 20 (2012) PASSED THIRD READING.							
ANDERSON	Y	BERG	Y	CACHOLA	Y	CHANG	Y	GABBARD	Y
GARCIA	Y	HARIMOTO	Y	KOBAYASHI	Y	MARTIN	Y		

I hereby certify that the above is a true record of action by the Council of the City and County of Honolulu on this BILL


BERNICE K. N. MAU, CITY CLERK


ERNEST Y. MARTIN, CHAIR AND PRESIDING OFFICER