



CITY COUNCIL

CITY AND COUNTY OF HONOLULU
HONOLULU, HAWAII 96813-3077

COMMITTEE ON ZONING AND PLANNING

Voting Members:

Ikaika Anderson, Chair
Breene Harimoto, Vice Chair
Ann H. Kobayashi
Ron Menor
Kymberly Marcos Pine

AGENDA

REGULAR MEETING
COMMITTEE MEETING ROOM
THURSDAY, AUGUST 28, 2014
9:00 A.M.

SPEAKER REGISTRATION

Persons wishing to testify are requested to register by 9:00 a.m. as follows:

- a. On-Line at <http://www.honolulu.gov/ccl-testimony-form.html>;
- b. By faxing to 768-3827 your name, phone number and the agenda item;
- c. By filling out a registration form in person; or
- d. By calling 768-3819.

Persons who have not registered to testify will be given an opportunity to speak on an item following oral testimonies of the registered speakers.

Each speaker is limited to a **one-minute** presentation.

WRITTEN TESTIMONY

Written testimony may be faxed to 768-3827 or transmitted via the internet at <http://www.honolulu.gov/ccl-testimony-form.html> for distribution at the meeting.

If submitted, written testimonies, including the testifier's address, e-mail address and phone number, may be posted by the City Clerk and available to the public on the City's DocuShare Website.

* * * * *

Accommodations are available upon request to persons with disabilities, please call 768-3819 or send an email to dching2@honolulu.gov at least three working days prior to the meeting.

The meeting is viewable by: (1) internet live streaming through http://olelo.granicus.com/MediaPlayer.php?publish_id=92; (2) televised live broadcast on Olelo TV Channel 54; or (3) after the meeting, a copy of the video may be requested by calling the City Clerk's Office at 768-5822.

FOR APPROVAL

MINUTES OF JULY 24, 2014

FOR ACTION

1. **[RESOLUTION 14-183](#) - APPOINTMENT OF WILFRED CHANG TO SERVE ON THE PLANNING COMMISSION.** Confirming the appointment of Wilfred A. Chang to the Planning Commission for a term expiring on June 30, 2019. (Public hearing held on Communication [MM-75](#) on 8/13/14)
2. **[RESOLUTION 14-184](#) - APPOINTMENT OF FRANK LYON TO THE ZONING BOARD OF APPEALS.** Confirming the appointment of Frank J. Lyon to the Zoning Board of Appeals for a term expiring on June 30, 2019. (Public hearing held on Communication [MM-76](#) on 8/13/14)
3. **[RESOLUTION 14-198](#) - ACCEPTANCE OF GIFTS FOR THE 2014 HOUSING SUMMIT.** Accepting gifts valued at \$15,000 from several sponsors for the 2014 Housing Summit to be held on September 16, 2014 at the Neal S. Blaisdell Center. (Transmitted by Communication [D-635](#))
4. **[RESOLUTION 14-180](#) - URBAN HONOLULU PUBLIC VIEWS STUDY AND THOMAS SQUARE-BLAISDELL CULTURE AND ARTS NEIGHBORHOOD PLAN.** Requesting the Department of Planning and Permitting to form a Citizens Advisory Committee for the Urban Honolulu Public Views Study and Thomas Square-Blaisdell Culture and Arts Neighborhood Plan.
5. **[RESOLUTION 14-71](#) - AIEA-PEARL CITY NEIGHBORHOOD TOD PLAN.** Approving the Aiea-Pearl City Neighborhood Transit-Oriented Development (TOD) Plan. (Public Hearing held 8/13/14)
6. **[BILL 49 \(2014\)](#) - LUALUALEI VALLEY ZONE CHANGE (2014/Z-1).** Rezoning land situated at Lualualei Valley, Oahu, Hawaii from AG-1 Restricted Agricultural District to AG-2 General Agricultural District. Tax Map Key: 8-7-021:017 (Applicant: Corporation of the Presiding Bishop of the Church of Jesus Christ of Latter-Day Saints) (Transmitted by Communication [D-568](#); Bill 49 (2014) passed first reading 8/13/14) (Current deadline for Council action: 10/7/14)

EXECUTIVE SESSION

On Agenda Item Nos. 7 through 11, if necessary, the Committee may convene into a meeting closed to the public, pursuant to Hawaii Revised Statutes Sections 92-4 and 92-5(a)(4), to consult with its attorneys on questions and issues pertaining to the powers, duties, privileges, immunities and/or liabilities of the city, the council and its committees on these matters.

7. **[BILL 42 \(2014\)](#) - PUBLIC SIDEWALKS.** Prohibiting, subject to exceptions, persons from sitting or lying on public sidewalks in the Waikiki special district. (Bill 42 (2014) passed second reading and public hearing held 7/9/14; Committee deferred action on 7/24/14)

[PROPOSED CD1 TO BILL 42 \(2014\)](#) (Submitted by Councilmember Harimoto) - The CD1 (OCS/071714/03:55/YL) makes the following amendments:

- A. Changes the effective date of the ordinance from the date of approval to January 1, 2015.
 - B. Other miscellaneous, technical, and non-substantive changes.
8. **[BILL 43 \(2014\)](#) - URINATING AND DEFECATING IN PUBLIC.** Prohibiting urinating and defecating in public within the Waikiki special district. (Bill 43 (2014) passed second reading and public hearing held 7/9/14; Committee deferred action on 7/24/14)
 9. **[BILL 45 \(2014\)](#) - PUBLIC SIDEWALKS.** Prohibiting persons from sitting or lying on public sidewalks, subject to exceptions. (Bill 45 (2014) passed second reading and public hearing held 7/9/14; Committee deferred action on 7/24/14)

[PROPOSED CD1 TO BILL 45 \(2014\)](#) (Submitted by Councilmember Anderson) - The CD1 makes the following amendments:

- A. New language appears at page 2, Section 29-___.1 to prohibit sitting or lying on public sidewalks during the hours of 5:00 a.m. to 10:00 p.m.
- B. New language appears at page 3, Section 29-___.1(b)(9) to provide an exception from the prohibition in Bill 45 for sitting or lying in a designated geographic area regulated by separate ordinance enactment.
- C. Makes miscellaneous technical and nonsubstantive amendments.

[PROPOSED CD1 TO BILL 45 \(2014\)](#) (Submitted by Councilmember Fukunaga) - The CD1 (OCS/071514/10:50/CT) makes the following amendments:

- A. Extends the prohibition against sitting or lying down to public malls, as defined in ROH Section 29-1.1.
- B. Makes miscellaneous technical and nonsubstantive amendments.

10. [BILL 46 \(2014\)](#) - **URINATING AND DEFECATING IN PUBLIC.** Prohibiting urinating and defecating in public places. (Bill 46 (2014) passed second reading and public hearing held 7/9/14; Committee deferred action on 7/24/14)

[PROPOSED CD1 TO BILL 46 \(2014\)](#) (Submitted by Councilmember Anderson) - The CD1 makes the following amendments:

- A. New language appears at page 2, Section 40-___.3(3) to provide an exception where urination and defecation in any designated geographic area is prohibited by a separate ordinance enactment. The language also deletes the word “already” from the phrase “already prohibited by state law” to expand the exception to include not only state laws in existence, but also future state laws.
- B. Makes miscellaneous technical and nonsubstantive amendments.

11. [BILL 48 \(2014\)](#) - **PUBLIC SIDEWALKS.** Prohibiting, subject to exceptions, persons from sitting or lying on public sidewalks in areas zoned for commercial and business activities. (Bill 48 (2014) passed first reading 7/9/14; Committee deferred action on 7/24/14)

[PROPOSED CD1 TO BILL 48 \(2014\)](#) (Submitted by Councilmember Fukunaga) - The CD1 (OCS/071514/10:53/CT) makes the following amendments:

- A. Extends the prohibition against sitting or lying down to public malls, as defined in ROH Section 291.1.
- B. Makes miscellaneous technical and nonsubstantive amendments.

[PROPOSED CD1 TO BILL 48 \(2014\)](#) (Submitted by Councilmember Menor) - The CD1 includes geographic boundary restrictions and attaches maps of six zones or areas where the prohibition would apply.

Committee on Zoning and Planning Agenda
Thursday, August 28, 2014

INFORMATIONAL BRIEFING

12. **UPDATE BY THE DIRECTOR OF THE DEPARTMENT OF PLANNING AND PERMITTING REGARDING THE STATUS OF ALL PENDING LAND USE ORDINANCE (LUO) AMENDMENTS AND DEVELOPMENT PLAN AND SUSTAINABLE COMMUNITIES PLAN REVISION BILLS.**

IKAIKA ANDERSON, Chair
Committee on Zoning and Planning