



A BILL FOR AN ORDINANCE

RELATING TO STOCKPILING OF SOIL.

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

SECTION 1. Purpose. The purpose of this ordinance is to amend the regulation of stockpiled soil.

SECTION 2. Section 14-14.2B, Revised Ordinances of Honolulu 1990, as amended ("Application for a stockpiling permit"), is amended to read as follows:

"Sec. 14-14.2B Application for a stockpiling permit.

- (a) An applicant for a stockpiling permit shall file a written application, which shall:
- (1) Describe, by tax map key number or street address, the land on which the proposed work is to be done;
 - (2) State the estimated dates for the starting and completion of the proposed work;
 - (3) Show the names and addresses of the owner or owners of the property;
 - (4) Show the names of the permittee, and the person who shall be responsible for the work to be performed and of that person's contractors and/or employees and of any person responsible for requesting the inspection required herein. A person signing the application for the permittee shall present evidence that the person is authorized to act for the permittee; and
 - (5) Furnish a plot plan showing the property lines, easements and setbacks, topography, and the location of the proposed stockpile, quantities, height of stockpile, life of stockpile and source of the material to be stockpiled and furnish any other information as may be required by the chief engineer to control the emission of air-borne dust, drainage runoff or erosion problems. The plot plan for stockpiling shall be approved by the chief engineer.
- (b) Where stockpiling is for the purpose of surcharging to stabilize or consolidate an area, the chief engineer shall require the permittee to submit an engineer's soils



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report which shall include data on the effect such surcharging will have on adjacent buildings or structures.

- (c) Where stockpiling is to occur on lands within the AG-1 Restricted Agricultural or AG-2 General Agricultural zoning districts, the stockpiling and the materials generated, used, or stored on the land must comply with all other requirements established by federal, state, or city law, ordinance, or regulation, and any applicable permits issued thereunder."

SECTION 3. The Director and Chief Engineer of the Department of Facility Maintenance shall, in consultation with Oahu's Soil And Water Conservation Districts and in accordance with Hawaii Revised Statutes, Chapter 91, adopt rules having the force and effect of law for the implementation, administration and enforcement of Revised Ordinances of Honolulu 1990, Chapter 14, Article 14 ("Permits, Bonds and Inspection for Grading, Soil Erosion and Sediment Control").

SECTION 4. New ordinance 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 underscoring.



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SECTION 5. This ordinance takes effect upon its approval.

INTRODUCED BY:

Kymberly Pine

DATE OF INTRODUCTION:

April 9, 2014
Honolulu, Hawaii

Councilmembers

APPROVED AS TO FORM AND LEGALITY:

Don S. Kitaoka
Deputy Corporation Counsel DON S. KITAOKA

APPROVED this 29th day of October, 2014.

Kirk Caldwell
KIRK CALDWELL, Mayor
City and County of Honolulu

CITY COUNCIL
CITY AND COUNTY OF HONOLULU
HONOLULU, HAWAII
CERTIFICATE

ORDINANCE 14-34

BILL 35 (2014), CD1, FD1

Introduced: 04/09/14 By: KYMBERLY PINE

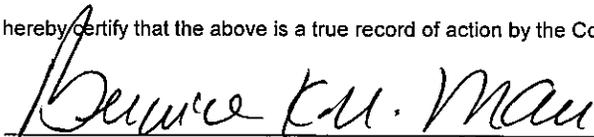
Committee: ZONING AND PLANNING

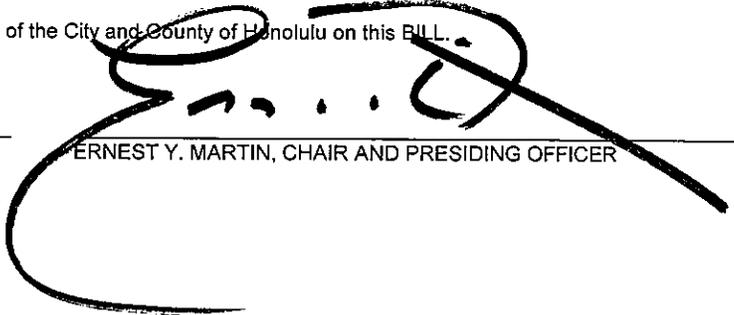
Title: A BILL FOR AN ORDINANCE RELATING TO STOCKPILING OF SOIL.

Voting Legend: * = Aye w/Reservations

04/16/14	COUNCIL	BILL PASSED FIRST READING AND REFERRED TO COMMITTEE ON ZONING AND PLANNING. 9 AYES: ANDERSON, CHANG, FUKUNAGA, HARIMOTO, KOBAYASHI, MANAHAN, MARTIN, MENOR, PINE.
04/24/14	ZONING AND PLANNING	CR-124 - BILL REPORTED OUT OF COMMITTEE FOR PASSAGE ON SECOND READING AND SCHEDULING OF A PUBLIC HEARING.
04/26/14	PUBLISH	PUBLIC HEARING NOTICE PUBLISHED IN THE HONOLULU STAR-ADVERTISER.
05/07/14	COUNCIL/PUBLIC HEARING	CR-124 ADOPTED. BILL PASSED SECOND READING, PUBLIC HEARING CLOSED AND REFERRED TO COMMITTEE ON ZONING AND PLANNING. 9 AYES: ANDERSON, CHANG*, FUKUNAGA*, HARIMOTO, KOBAYASHI, MANAHAN, MARTIN*, MENOR, PINE.
05/13/14	PUBLISH	SECOND READING NOTICE PUBLISHED IN THE HONOLULU STAR-ADVERTISER.
05/22/14	ZONING AND PLANNING	BILL DEFERRED IN COMMITTEE.
09/18/14	ZONING AND PLANNING	CR-281 - BILL REPORTED OUT OF COMMITTEE FOR PASSAGE ON THIRD READING AS AMENDED IN CD1 FORM.
10/08/14	COUNCIL	BILL AMEND TO FD1. 9 AYES: ANDERSON, CHANG, FUKUNAGA, HARIMOTO, KOBAYASHI, MANAHAN, MARTIN, MENOR, PINE. CR-281 ADOPTED AND BILL 35 (2014), CD1, FD1 PASSED THIRD READING. 9 AYES: ANDERSON, CHANG, FUKUNAGA, HARIMOTO, KOBAYASHI, MANAHAN, MARTIN, MENOR, PINE.

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