

OFFICE OF THE MAYOR
CITY AND COUNTY OF HONOLULU

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KIRK CALDWELL
MAYOR



ROY K. AMEMIYA, JR.
MANAGING DIRECTOR
GEORGETTE T. DEEMER
DEPUTY MANAGING DIRECTOR

August 24, 2017

Mr. Glen Takahashi
City Clerk
Office of the City Clerk
530 South King Street
Honolulu, Hawaii 96813

Dear Mr. Takahashi:

SUBJECT: Approved Bills

The following Bills are approved and returned herewith:

Bill 57 (2016), CD2, FD1	To adopt the revised Koolau Poko Sustainable Communities Plan.
Bill 22, (2017) CD1, FD1,	Relating to the public spay and neuter clinic for dogs and cats
Bill 50, (2017) CD1	Relating to City Boards and Commissions
Bill 51, (2017) CD1	Relating to parking time limits.
Bill 54, (2017)	Relating to wind machines.
Bill 57, (2017)	Relating to Ethics Commission staff.

Sincerely,

A handwritten signature in black ink, appearing to read "Kirk Caldwell".

Kirk Caldwell
Mayor

Attachments

MAYOR'S MESSAGE 130

2017 AUG 24 PM 4:02
RECEIVED
CITY CLERK
& COUNTY OF HONOLULU



A BILL FOR AN ORDINANCE

TO ADOPT THE REVISED KOOLAU POKO SUSTAINABLE COMMUNITIES PLAN FOR THE CITY AND COUNTY OF HONOLULU.

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 existing Sustainable Communities Plan (SCP) for Koolau Poko, Article 6, Chapter 24, Revised Ordinances of Honolulu 1990, and to adopt a new Article 6 incorporating the revised Koolau Poko Sustainable Communities Plan.

This development plan ordinance adopts a revised sustainable communities plan for Koolau Poko that presents a vision for Koolau Poko's future development consisting of policies, guidelines, and conceptual schemes that will serve as a policy guide for more detailed zoning maps and regulations and for public and private sector investment decisions.

This ordinance is enacted pursuant to the powers vested in the City and County of Honolulu by Chapter 46, and Section 226-58 of the Hawaii Revised Statutes.

SECTION 2. Article 6 of Chapter 24, Revised Ordinances of Honolulu 1990 ("Koolau Poko"), is repealed.

SECTION 3. Chapter 24, Revised Ordinances of Honolulu 1990, is amended by adding a new Article 6 to read as follows:

"Article 6. Koolau Poko

Sec. 24-6.1 Definitions.

Unless the context otherwise requires, the definitions contained in this section will govern the construction of this article.

"Charter" or "Revised Charter" means the Revised Charter of the City and County of Honolulu.

"City" means the City and County of Honolulu.

"City Council" or "Council" means the council of the City and County of Honolulu.

"County" means the City and County of Honolulu.



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"Department" or "department of planning and permitting" means the department of planning and permitting of the City and County of Honolulu.

"Development" means any public improvement project, or any public or private project requiring a zoning map amendment.

"Development plan" or "sustainable communities plan" means a plan document for a given geographic area that consists of conceptual schemes for implementing and accomplishing the development objectives and policies of the general plan for the several parts of the City and County of Honolulu.

"Director" means the director of planning and permitting.

"Environmental assessment" or "EA" means a written evaluation prepared in compliance with the environmental council's procedural rules and regulations implementing Hawaii Revised Statutes Chapter 343 to determine whether an action may have a significant environmental effect.

"Environmental impact statement" or "EIS" means an informational document prepared in compliance with the environmental council's procedural rules and regulations implementing Hawaii Revised Statutes Chapter 343; and which discloses the environmental effects of a proposed action, effects of a proposed action on the economic and social welfare of the community and State, effects of the economic activities arising out of the proposed action, measures proposed to minimize adverse effects, and alternatives to the action and their environmental effects.

"Finding of no significant impact" or "FONSI" means a determination based on an environmental assessment that the subject action will not have a significant effect and, therefore, will not require the preparation of an environmental impact statement.

"Functional plan" means the public facility and infrastructure plans prepared by public agencies to further implement the vision, policies and guidelines set forth in the Koolau Poko Sustainable Communities Plan.

"General plan" means the general plan of the City and County of Honolulu as defined by Section 6-1508 of the Charter.

"Hawaii Revised Statutes" or "HRS" means the Hawaii Revised Statutes.

"Koolau Poko SCP" means the Koolau Poko Sustainable Communities Plan attached hereto as Exhibit A and made a part hereof.



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"Planning commission" means the planning commission of the City and County of Honolulu.

"Project master plan" means a conceptual plan that covers all phases of a development project. The project master plan describes how the project conforms to the vision for Koolau Poko, and the relevant policies and guidelines for the site, the surrounding lands, and the region.

"Significant zone change" means a zone change that involves at least one of the following:

- (1) Changes in zoning of 10 or more acres of land to any zoning district or combination of zoning districts, excluding preservation or agricultural zoning districts;
- (2) Any change in zoning of more than five acres to an apartment, resort, commercial, industrial, or mixed use zoning district; or
- (3) Any development that would have a major social, environmental, or policy impact, or major cumulative impacts due to a series of applications in the same area.

"Special area" means a designated area within the Koolau Poko SCP area that requires more detailed planning efforts beyond what is contained in the Koolau Poko SCP.

"Special area plan" means a plan for a special area.

"Unilateral agreement" means a conditional zoning agreement made pursuant to ROH Section 21-2.80 or any predecessor provision that imposes conditions on a landowner or developer's use of the property at the time of the enactment of an ordinance for a zone change.

"Vision" means the future outlook for the Koolau Poko region extending out to the year 2035 and beyond that seek to adapt the concept of ahupuaa in land use management; preserve the region's scenic, recreational, and cultural features; protect and enhance residential character, and existing commercial and civic districts; and retain the community growth boundary to protect agricultural, open space, and natural resources.



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Sec. 24-6.2 Applicability and intent.

- (a) The Koolau Poko SCP area encompasses the windward coastal and valley areas of Oahu from Makapuu Point to Kaoio Point at the northern end of Kaneohe Bay, and is bound by the Koolau mountain range and the sea. It includes the rural communities of Waiahole, Waikane, Kahaluu, Heeia, and Waimanalo and the urban fringe communities of Ahuimanu, Kaneohe, and Kailua.
- (b) The Koolau Poko SCP is intended to provide a guide for orderly and coordinated public and private sector development in a manner that is consistent with applicable general plan provisions, recognizing the region's urban fringe and rural areas as areas where growth will be managed to prevent an undesirable spreading of development.
- (c) The provisions of this article and the Koolau Poko SCP are not regulatory. Rather, they are established with the explicit intent of providing a coherent vision to guide all new public and private sector development within Koolau Poko. This article will guide public investment in infrastructure, zoning and other regulatory procedures, and the preparation of the City's annual capital improvement program budget.

Sec. 24-6.3 Adoption of the Koolau Poko Sustainable Communities Plan.

- (a) This article is adopted pursuant to the Revised Charter Section 6-1509 and provides a self-contained development plan document for Koolau Poko. Upon enactment of this article, all proposed developments will be evaluated against how well they fulfill the vision for Koolau Poko enunciated in the Koolau Poko SCP and how closely they meet the policies and guidelines selected to implement that vision.
- (b) The plan entitled, "Koolau Poko Sustainable Communities Plan," attached as Exhibit A is hereby adopted by reference and made a part of this article.
- (c) Chapter 24, Article 1, entitled "Development Plan Common Provisions," in its entirety is no longer applicable to the Koolau Poko SCP area. This article and the Koolau Poko SCP, as adopted by reference by this ordinance, supersede any and all common provisions previously applicable to the Koolau Poko SCP area.



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Sec. 24-6.4 Existing zoning and subdivision ordinances, approvals, and applications.

- (a) All existing subdivisions and zoning approved prior to the effective date of this ordinance continue to remain in effect following the enactment of this ordinance.
- (b) Subdivision and zoning ordinances applicable to the Koolau Poko SCP area enacted prior to the effective date of this ordinance continue to regulate the use of land within demarcated zones of the Koolau Poko SCP area until such time as the subdivision and zoning ordinances may be amended to be consistent with the Koolau Poko SCP.
- (c) Notwithstanding adoption of the revised Koolau Poko SCP, applications for subdivision actions and land use permits accepted by the department for processing prior to the effective date of this ordinance continue to be subject only to applicable ordinances and rules and regulations in effect at the time the application is accepted for processing.

Sec. 24-6.5 Consistency.

- (a) The performance of prescribed powers, duties and functions by all city agencies shall conform to and implement the policies and provisions of this article and the Koolau Poko SCP. Pursuant to Revised Charter Section 6-1511.3, public improvement projects and subdivision and zoning ordinances must be consistent with the Koolau Poko SCP, as adopted.
- (b) The council shall ultimately resolve any questions of interpretation regarding the consistency of a proposed development with the provisions of the Koolau Poko SCP and the objectives and policies of the general plan.
- (c) In determining whether a proposed development is consistent with the Koolau Poko SCP, the responsible agency shall primarily take into consideration the extent to which the development is consistent with the vision, policies, and guidelines set forth in the Koolau Poko SCP.
- (d) Whenever there is a question regarding consistency between existing subdivision or zoning ordinances, including any unilateral agreement, and the Koolau Poko SCP, the existing subdivision or zoning ordinances will prevail until such time as they may be amended to be consistent with the Koolau Poko SCP.



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Sec. 24-6.6 Review of development and other applications.

The review of applications for zone changes and other development approvals will be guided by the vision of the Koolau Poko SCP. Decisions on all proposed developments will be based on the extent to which the project enabled by the development approval supports the policies and guidelines of the Koolau Poko SCP.

The director may review other applications for improvements to land to help the responsible agency determine whether a proposed improvement supports the policies and guidelines of the Koolau Poko SCP.

Sec. 24-6.7 Zone change applications.

- (a) All zone change applications relating to land in the Koolau Poko SCP area will be reviewed by the department of planning and permitting for consistency with the general plan, the Koolau Poko SCP, and any applicable special area plan.
- (1) The director shall recommend either approval, approval with changes, or denial. The director's written review of the application will become part of the zone change report that will be sent to the planning commission and the city council.
 - (2) A project master plan must be part of an EA or EIS for any project involving 10 acres or more of land. The director shall review the project master plan for its consistency with the Koolau Poko SCP.
 - (3) Any development or phase of development already covered by a project master plan that has been fully reviewed under the provisions of this article will not require a new project master plan, provided the director determines that the proposed zone change is generally consistent with the existing project master plan for the affected area.
 - (4) If a final EIS has already been accepted for a development, including one accepted prior to the effective date of this ordinance, then a subsequent project master plan will not be required for the development.
- (b) Projects that involve a significant zone change will be required to submit an EA to the department of planning and permitting prior to an application for a zone change being accepted. Any development or phase of a development that has already been assessed under the National Environmental Policy Act (NEPA), HRS Chapter 343 (Hawaii Environmental Policy Act, HEPA), ROH Chapter 25, or the provisions of this article, and for which a FONSI has been filed or a required



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EIS has been accepted, will not be subject to further EA or EIS requirements under this chapter unless otherwise required by NEPA or HEPA.

- (c) The department shall review the EA. Based on review of the EA, the director shall determine whether an EIS will be required or whether a FONSI should be issued.
- (d) If an EIS is required, the EIS must be accepted by the director before a zone change application may be initiated.
- (e) Zone changes must be processed in accordance with this section, Section 5.6 of the Koolau Poko SCP, and Chapter 21.

Sec. 24-6.8 Annual capital improvement program review.

Annually, the director shall work jointly with the director of the department of budget and fiscal services and the city agencies to review all projects in the city's capital improvement program and budget for compliance and consistency with the general plan, the Koolau Poko SCP and other development plans, any applicable special area plan provisions, and the appropriate functional plans. The director of planning and permitting shall prepare a written report of findings to be submitted to the council in accordance with Revised Charter Section 6-1503.

Sec. 24-6.9 Five- year review.

- (a) The department of planning and permitting shall conduct a comprehensive review of the Koolau Poko SCP, adopted by reference in Section 24-6.3(b), every five years subsequent to the plan's adoption and shall report its findings and recommended revisions to the council.
- (b) The Koolau Poko SCP will be evaluated to assess the appropriateness of the plan's regional vision, policies, guidelines, and implementing actions, as well as its consistency with the general plan.
- (c) Nothing in this section prohibits the processing of a revision to the Koolau Poko SCP in the event either the biennial report of the director of planning and permitting or council recommends consideration of such a revision, pursuant to the Revised Charter.



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Sec. 24-6.10 Authority.

Nothing in this article should be construed as an abridgement or delegation of the responsibility of the director, or of the inherent legislative power of the council, to review or revise the Koolau Poko SCP pursuant to the Revised Charter and the above procedures.

Sec. 24-6.11 Severability.

If any provision of this article or the application thereof to any person or property or circumstances is held invalid, such invalidity will not affect other provisions or applications of this article that can be given effect without the invalid provision or application, and to this end the provisions of this article are declared to be severable.

Sec. 24-6.12 Conflicting provisions.

Any provision contained in this article will prevail should there be any conflict with the common provisions or any other provisions under Chapter 24."

SECTION 4. Insertion of Effective Date. The Revisor of Ordinances is hereby directed to date the Koolau Poko Sustainable Communities Plan with the effective date of this ordinance.



A BILL FOR AN ORDINANCE

SECTION 5. This ordinance takes effect upon its approval.

INTRODUCED BY:

Ernest Martin (br)

DATE OF INTRODUCTION:

September 15, 2016
Honolulu, Hawaii

Councilmembers

APPROVED AS TO FORM AND LEGALITY:

Don S. Kitaoka
Deputy Corporation Counsel DON S. KITAOKA

APPROVED this 24th day of August, 2017.

Kirk W. Caldwell

KIRK W. CALDWELL, Mayor
City and County of Honolulu

CITY COUNCIL
CITY AND COUNTY OF HONOLULU
HONOLULU, HAWAII
CERTIFICATE

ORDINANCE

BILL 57 (2016), CD2, FD1

Introduced: 09/15/16

By: ERNEST MARTIN – BY REQUEST

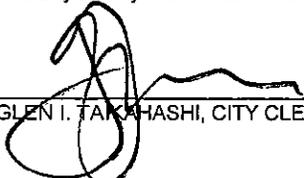
Committee: TRANSPORTATION AND
PLANNING

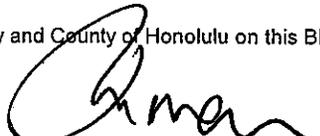
Title: A BILL FOR AN ORDINANCE TO ADOPT THE REVISED KOOLAU POKO SUSTAINABLE COMMUNITIES
PLAN FOR THE CITY AND COUNTY OF HONOLULU.

Voting Legend: * = Aye w/Reservations

10/05/16	COUNCIL	BILL PASSED FIRST READING AND REFERRED TO COMMITTEE ON ZONING AND PLANNING. 8 AYES: ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MARTIN, MENOR, OZAWA, PINE. 1 ABSTAIN: ANDERSON.
01/04/17		CC-7(17) MENOR - BILL RE-REFERRED FROM COMMITTEE ON ZONING AND PLANNING TO COMMITTEE ON TRANSPORTATION AND PLANNING.
02/01/17	TRANSPORTATION AND PLANNING	CR-46(17) – BILL REPORTED OUT OF COMMITTEE FOR PASSAGE ON SECOND READING AND SCHEDULING OF A PUBLIC HEARING AS AMENDED IN CD1 FORM.
02/11/17	PUBLISH	PUBLIC HEARING NOTICE PUBLISHED IN THE HONOLULU STAR-ADVERTISER.
02/22/17	COUNCIL/PUBLIC HEARING	CR-46(17) ADOPTED. BILL PASSED SECOND READING AS AMENDED, PUBLIC HEARING CLOSED AND REFERRED TO COMMITTEE ON TRANSPORTATION AND PLANNING. 8 AYES: ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MARTIN, MENOR, OZAWA, PINE. 1 ABSTAIN: ANDERSON.
03/01/17	PUBLISH	SECOND READING NOTICE PUBLISHED IN THE HONOLULU STAR-ADVERTISER.
07/29/17	PUBLISH	PUBLIC HEARING NOTICE PUBLISHED IN THE HONOLULU STAR-ADVERTISER.
08/01/17	TRANSPORTATION AND PLANNING	CR-301(17) – BILL REPORTED OUT OF COMMITTEE FOR PASSAGE ON THIRD READING AS AMENDED IN CD2 FORM.
08/09/17	COUNCIL	BILL AND FINDINGS OF FACT AMENDED TO HAND-CARRIED FD1 (OCS2017-0826/8/8/2017 3:32 PM). 8 AYES: ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MARTIN, MENOR, OZAWA, PINE. 1 ABSTAIN: ANDERSON. CR-301(17) ADOPTED, BILL 57 (2016), CD2, FD1 PASSED THIRD READING AND FINDINGS OF FACT ADOPTED. 8 AYES: ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MARTIN, MENOR, OZAWA, PINE. 1 ABSENT: ANDERSON.

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.


GLEN I. TAKAHASHI, CITY CLERK


RON MENOR, CHAIR AND PRESIDING OFFICER



A BILL FOR AN ORDINANCE

RELATING TO THE PUBLIC SPAY AND NEUTER CLINIC FOR DOGS AND CATS.

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 City's spay and neuter clinic and program.

SECTION 2. The City administration, in conjunction with the animal control contractor, is authorized to establish a pilot program to reduce the City's free-roaming cat overpopulation through the humane spaying and neutering of free-roaming cats, and to provide Medicaid card and low-income housing voucher holders with a reduced certificate price. The requirements for the pilot program are as follows:

- (a) The price of a certificate must be no more than:
 - (1) \$10 for the spaying of a free-roaming female cat;
 - (2) \$10 for the neutering of a free-roaming male cat; or
 - (3) \$20 for a member of the public who has been issued a Medicaid card or a low-income housing voucher.
- (b) The change in the certificate price must not reduce the contracted reimbursement rate for veterinarians.
- (c) The pilot program will commence on September 1, 2017 and terminate on June 30, 2018.
- (d) The City administration shall submit to the Council a status report by April 15, 2018, which will include at a minimum:
 - (1) An assessment of the cost-effectiveness of the pilot program in reducing the City's free-roaming cat population;
 - (2) An assessment of the fiscal impact of reducing the certificate price for members of the public that have been issued a Medicaid card or a low-income housing voucher; and
 - (3) An evaluation of whether the components of the pilot program should be codified in Chapter 7, Article 5, Revised Ordinances of Honolulu 1990 ("Public Spay and Neuter Clinic for Dogs and Cats").



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For the purposes of the pilot program, "Medicaid card" means a card issued by the State Department of Human Services under the federal Medicaid program for health care coverage, and "Low-income housing voucher" means a voucher or other form of documentation from the State or City that verifies that the household is currently receiving rental assistance for low-income households.

SECTION 3. This ordinance takes effect upon its approval.

INTRODUCED BY:

Ann Kobayashi

Trevor Ozawa

DATE OF INTRODUCTION:

February 16, 2017
Honolulu, Hawaii

Councilmembers

APPROVED AS TO FORM AND LEGALITY:

Deputy Corporation Counsel Leslie P. Chinn

APPROVED this 24th day of August, 20 17.

KIRK CALDWELL, Mayor
City and County of Honolulu

CITY COUNCIL
CITY AND COUNTY OF HONOLULU
HONOLULU, HAWAII
CERTIFICATE

ORDINANCE

BILL 22 (2017), CD1, FD1

Introduced: 02/16/17

By: ANN KOBAYASHI

Committee: BUDGET

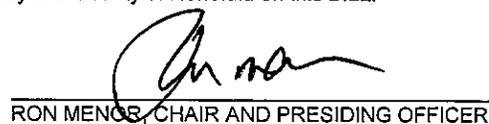
Title: A BILL FOR AN ORDINANCE RELATING TO THE PUBLIC SPAY AND NEUTER CLINIC FOR DOGS AND CATS.

Voting Legend: * = Aye w/Reservations

02/22/17	COUNCIL	BILL PASSED FIRST READING AND REFERRED TO COMMITTEE ON BUDGET. 9 AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MARTIN, MENOR, OZAWA, PINE.
03/08/17	BUDGET	BILL DEFERRED IN COMMITTEE.
04/11/17	SPECIAL BUDGET	CR-147 - BILL REPORTED OUT OF COMMITTEE FOR PASSAGE ON SECOND READING AND SCHEDULING OF A PUBLIC HEARING AS AMENDED IN CD1 FORM.
04/15/17	PUBLISH	PUBLIC HEARING NOTICE PUBLISHED IN THE HONOLULU STAR-ADVERTISER.
04/26/17	COUNCIL/PUBLIC HEARING	CR-147 ADOPTED. BILL PASSED SECOND READING AS AMENDED, PUBLIC HEARING CLOSED AND REFERRED TO COMMITTEE ON BUDGET. 9 AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MARTIN, MENOR, OZAWA, PINE.
05/03/17	PUBLISH	SECOND READING NOTICE PUBLISHED IN THE HONOLULU STAR-ADVERTISER.
05/24/17	BUDGET	BILL CANCELLED IN COMMITTEE AND NOT CONSIDERED.
06/28/17	BUDGET	CR-259 - BILL REPORTED OUT OF COMMITTEE FOR PASSAGE ON THIRD READING.
08/09/17	COUNCIL	NOTE: PROPOSED FD1S POSTED ON THE AGENDA AND HAND-CARRIED FD1 (OCS2017-0834/8/9/2017 9:57 AM) WERE NOT CONSIDERED. BILL AMENDED TO HAND-CARRIED FD1. 8 AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MARTIN, MENOR, PINE. 1 ABSENT: OZAWA. CR-259 ADOPTED AND BILL 22 (2017), CD1, FD1 PASSED THIRD READING. 8 AYES: ANDERSON, ELEFANTE, FUKUNAGA*, KOBAYASHI, MANAHAN, MARTIN, MENOR, PINE. 1 ABSENT: OZAWA.

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.


GLEN T. TAKAHASHI, CITY CLERK


RON MENOR, CHAIR AND PRESIDING OFFICER



A BILL FOR AN ORDINANCE

RELATING TO CITY BOARDS AND COMMISSIONS.

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

SECTION 1. Purpose. The purpose of this ordinance is to establish a process for the periodic review of certain City boards and commissions to determine whether the charter provisions or ordinances establishing the board or commission should be retained, amended, or repealed.

SECTION 2. Chapter 3, Revised Ordinances of Honolulu 1990 ("Additional Boards, Commissions and Committees"), is amended by adding a new article to be appropriately designated by the Revisor of Ordinances and to read as follows:

"Article ____ . Periodic Review of Boards and Commissions

Sec. 3-___.1 Application.

- (a) This article applies to all city boards and commissions established by charter or by ordinance, except those specified in subsection (b).
- (b) This article does not apply to:
 - (1) The board of water supply;
 - (2) The board of directors of the Honolulu Authority for Rapid Transportation;
 - (3) Boards or commissions mandated or established pursuant to federal or state law; and
 - (4) Periodic commissions, including reapportionment commissions and charter commissions.

Sec. 3-___.2 Periodic review required.

The Council shall review each board or commission in accordance with the schedule established by Section 3-___.3 to determine whether the charter provisions or ordinances establishing the board or commission should be retained, amended, or repealed.



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Sec. 3-___.3 Schedule of review.

The Council shall review each board or commission in accordance with the following schedule:

- (a) 2018, and every five years thereafter:
 - (1) Board of Parks and Recreation;
 - (2) Building Board of Appeals;
 - (3) Neighborhood Commission; and
 - (4) Citizens Advisory Commission on Civil Defense.

- (b) 2019, and every five years thereafter:
 - (1) Child Care Advisory Board;
 - (2) Oahu Committee on Children and Youth;
 - (3) Commission on Culture and the Arts; and
 - (4) Ethics Board of Appeals.

- (c) 2020, and every five years thereafter:
 - (1) Fire Commission;
 - (2) Grants in Aid Advisory Commission; and
 - (3) Oahu Historic Preservation Commission.

- (d) 2021, and every five years thereafter:
 - (1) Planning Commission;
 - (2) Real Property Tax Boards of Review I, II, and III; and
 - (3) Salary Commission.



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- (e) 2022, and every five years thereafter:
 - (1) Clean Water and Natural Lands Advisory Commission;
 - (2) Rate Commission; and
 - (3) Zoning Board of Appeals.
- (f) Boards or commissions established after the effective date of this article shall be reviewed in accordance with Section 3-___.6.

Sec. 3-___.4 Reports by board or commission.

- (a) No later than January 31 of each calendar year, each board or commission scheduled for review during that year shall submit to the council a report containing the following information:
 - (1) A statement of the purpose for which the board or commission was created;
 - (2) A summary of the accomplishments of the board or commission during the preceding five-year period;
 - (3) Factors that aided or inhibited the achievement of the accomplishments, including, but not limited to, the composition and purpose of the board or commission and staff support;
 - (4) A statement of the measures implemented by the board or commission to enhance transparency in its operations;
 - (5) A statement of the measures implemented by the board or commission to ensure responsiveness to inquiries and comments from the mayor, the council, and the public;
 - (6) The annual costs of operation of the board or commission for each year of the preceding five-year period;
 - (7) A statement of whether the charter or ordinance provisions establishing the board or commission should be retained without change, amended, or repealed; and



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- (8) If applicable, suggested modifications and revisions to membership number and qualifications; organization; purpose; or powers, duties, and functions to better enable the board or commission to serve its purpose, including justification and suggested amendatory language.
- (b) The agency to which the board or commission is administratively attached, if any, or the council, in the case of the salary commission, shall assist the board or commission in the preparation of the report required by this section.

Sec. 3-___.5 Action by the council.

- (a) Upon receipt by the council of a report required by Section 3-___.4, the presiding officer of the council shall refer the report to an appropriate standing committee of the council, which shall consider the report, evaluate the board or commission, and make recommendations to the council by committee report. If the committee recommends amendments to or repeal of the charter provisions or ordinances establishing the board or commission, the committee shall submit as part of its recommendations a proposed resolution or bill to implement its recommendations. The committee shall submit its recommendations no later than May 31 of that year.
- (b) The council shall consider the report and any recommendations of the standing committee and, no later than August 31 of that year, shall determine whether to retain the board or commission in its current form, propose amendments to the charter or ordinance provisions establishing the board or commission, or propose abolition of the board or commission. The council shall make its determination by adoption of the committee report, and shall hold a public hearing on the matter.
- (c) If the council's determination pursuant to subsection (b) is to propose amendments to or repeal of the board or commission's establishing provisions, the presiding officer of the council shall introduce the appropriate resolution or bill for consideration by the council; provided, that if the council's determination requires a charter amendment that would be presented to the electorate at the same general election in which a charter commission will present proposals to the electorate, the resolution shall submit the proposal to the charter commission rather than initiate the amendment or repeal.



CITY COUNCIL
CITY AND COUNTY OF HONOLULU
HONOLULU, HAWAII

ORDINANCE _____

BILL 50 (2017), CD1

A BILL FOR AN ORDINANCE

Sec. 3-__6 Establishment of additional boards or commissions.

Unless otherwise provided by its establishing provisions or by amendment to this article, any board or commission established by charter or by ordinance after the effective date of this article shall be subject to this article and shall be reviewed hereunder commencing in the calendar year five years after the calendar year of its establishment, and every five years thereafter."



A BILL FOR AN ORDINANCE

SECTION 3. This ordinance takes effect upon its approval.

INTRODUCED BY:

Ron Menor

DATE OF INTRODUCTION:

May 10, 2017
Honolulu, Hawaii

Councilmembers

APPROVED AS TO FORM AND LEGALITY:

Amy R. Kondo
Deputy Corporation Counsel **AMY R. KONDO**

APPROVED this 24th day of August, 20 17.

Kirk Caldwell
KIRK CALDWELL, Mayor
City and County of Honolulu

CITY COUNCIL
CITY AND COUNTY OF HONOLULU
HONOLULU, HAWAII
CERTIFICATE

ORDINANCE

BILL 50 (2017), CD1

Introduced: 05/10/17

By: RON MENOR

Committee: EXECUTIVE MATTERS AND
LEGAL AFFAIRS

Title: A BILL FOR AN ORDINANCE RELATING TO CITY BOARDS AND COMMISSIONS.

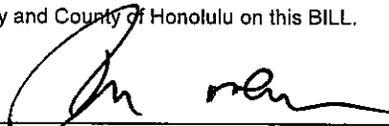
Voting Legend: * = Aye w/Reservations

06/07/17	COUNCIL	BILL PASSED FIRST READING AND REFERRED TO COMMITTEE ON EXECUTIVE MATTERS AND LEGAL AFFAIRS. 8 AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MARTIN, MENOR, OZAWA. 1 ABSENT: PINE.
06/27/17	EXECUTIVE MATTERS AND LEGAL AFFAIRS	CR-255 - BILL REPORTED OUT OF COMMITTEE FOR PASSAGE ON SECOND READING AND SCHEDULING OF A PUBLIC HEARING AS AMENDED IN CD1 FORM.
07/01/17	PUBLISH	PUBLIC HEARING NOTICE PUBLISHED IN THE HONOLULU STAR-ADVERTISER.
07/12/17	COUNCIL/PUBLIC HEARING	CR-255 ADOPTED. BILL PASSED SECOND READING AS AMENDED, PUBLIC HEARING CLOSED AND REFERRED TO COMMITTEE ON EXECUTIVE MATTERS AND LEGAL AFFAIRS. 7 AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MARTIN, OZAWA. 2 ABSENT: MENOR, PINE.
07/19/17	PUBLISH	SECOND READING NOTICE PUBLISHED IN THE HONOLULU STAR-ADVERTISER.
07/25/17	EXECUTIVE MATTERS AND LEGAL AFFAIRS	CR-288 - BILL REPORTED OUT OF COMMITTEE FOR PASSAGE ON THIRD READING.
08/09/17	COUNCIL	CR-288 ADOPTED AND BILL 50 (2017), CD1 PASSED THIRD READING. 9 AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MARTIN, MENOR, OZAWA, 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.



GLENT TAKAHASHI, CITY CLERK



RON MENOR, CHAIR AND PRESIDING OFFICER



CITY COUNCIL
CITY AND COUNTY OF HONOLULU
HONOLULU, HAWAII

ORDINANCE _____

BILL 51 (2017), CD1

A BILL FOR AN ORDINANCE

RELATING TO PARKING TIME LIMITS.

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 Traffic Code of the City and County of Honolulu, as set forth in Chapter 15 of the Revised Ordinances of Honolulu 1990, to enable the City to set time limits as indicated by official signs only.

SECTION 2. Section 15-16.1, Revised Ordinances of Honolulu 1990, is amended to read as follows:

"Sec. 15-16.1 Time limit parking within the City and County of Honolulu.

When official signs are erected giving notice thereof, no person shall stop, stand or park a vehicle for a period of time longer than the period of time indicated on such sign [~~between the hours of seven a.m. and six p.m.~~], unless otherwise provided by law [~~on any day except Sundays and public holidays~~] or by official permits or decals upon any of the streets or portions thereof within the City and County of Honolulu as described in Schedule XXVI attached hereto and made a part hereof."

SECTION 3. Ordinance material to be repealed is bracketed and stricken. 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 material that has been bracketed and stricken, or the underscoring.



CITY COUNCIL
CITY AND COUNTY OF HONOLULU
HONOLULU, HAWAII

ORDINANCE _____

BILL 51 (2017), CD1

A BILL FOR AN ORDINANCE

SECTION 4. This ordinance takes effect upon its approval.

INTRODUCED BY:

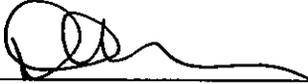
Ron Menor (br)

DATE OF INTRODUCTION:

May 12, 2017
Honolulu, Hawaii

Councilmembers

APPROVED AS TO FORM AND LEGALITY:



Deputy Corporation Counsel **DANA O. VIOLA**

APPROVED this 24th day of August, 20 17.



KIRK CALDWELL, Mayor
City and County of Honolulu

CITY COUNCIL
CITY AND COUNTY OF HONOLULU
HONOLULU, HAWAII
CERTIFICATE

ORDINANCE

BILL 51 (2017), CD1

Introduced: 05/12/17

By: RON MENOR – BY REQUEST

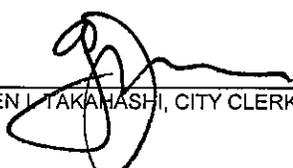
Committee: TRANSPORTATION AND
PLANNING

Title: A BILL FOR AN ORDINANCE RELATING TO PARKING TIME LIMITS.

Voting Legend: * = Aye w/Reservations

06/07/17	COUNCIL	BILL PASSED FIRST READING AND REFERRED TO COMMITTEE ON TRANSPORTATION AND PLANNING. 8 AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MARTIN, MENOR, OZAWA. 1 ABSENT: PINE.
06/29/17	TRANSPORTATION AND PLANNING	CR-280 - BILL REPORTED OUT OF COMMITTEE FOR PASSAGE ON SECOND READING AND SCHEDULING OF A PUBLIC HEARING AS AMENDED IN CD1 FORM.
07/01/17	PUBLISH	PUBLIC HEARING NOTICE PUBLISHED IN THE HONOLULU STAR-ADVERTISER.
07/12/17	COUNCIL/PUBLIC HEARING	CR-280 ADOPTED. BILL PASSED SECOND READING AS AMENDED, PUBLIC HEARING CLOSED AND REFERRED TO COMMITTEE ON TRANSPORTATION AND PLANNING. 9 AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MARTIN, MENOR, OZAWA, PINE.
07/19/17	PUBLISH	SECOND READING NOTICE PUBLISHED IN THE HONOLULU STAR-ADVERTISER.
08/01/17	TRANSPORTATION AND PLANNING	CR-302 - BILL REPORTED OUT OF COMMITTEE FOR PASSAGE ON THIRD READING.
08/09/17	COUNCIL	CR-302 ADOPTED AND BILL 51 (2017), CD1 PASSED THIRD READING. 8 AYES: ANDERSON, ELEFANTE, FUKUNAGA, MANAHAN, MARTIN, MENOR, OZAWA, PINE. 1 ABSENT: KOBAYASHI.

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.


GLEN I. TAKAHASHI, CITY CLERK


RON MENOR, CHAIR AND PRESIDING OFFICER



A BILL FOR AN ORDINANCE

RELATING TO WIND MACHINES.

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

SECTION 1. Findings and Purpose. The Council finds that large, utility-scale wind machines have the potential to adversely affect view planes and community character. The purpose of this ordinance is to amend the permitting requirements for wind machines.

SECTION 2. Chapter 21, Table 21-3 ("Master Use Table"), Revised Ordinances of Honolulu 1990, as amended, is amended by amending the "Wind machines" use in the Utilities and Communications category to read as follows:

**"TABLE 21-3
MASTER USE TABLE**

In the event of any conflict between the text of this Chapter and the following table, the text of the Chapter shall control. The following table is not intended to cover the Waikiki Special District; please refer to Table 21-9.6(A).

- KEY:** Ac = Special accessory use subject to standards in Article 5
 Cm = Conditional Use Permit-minor subject to standards in Article 5; no public hearing required (see Article 2 for exceptions)
 C = Conditional Use Permit-major subject to standards in Article 5; public hearing required
 P = Permitted Use
 P/c = Permitted use subject to standards in Article 5
 PR = Plan Review Use
 U

USES (Note: Certain uses are defined in Article 10.)	ZONING DISTRICTS																						
	P-2	AG-1	AG-2	Country	R-20, R-10	R-7.5, R-5, R-3.5	A-1	A-2	A-3	AMX-1	AMX-2	AMX-3	Resort	B-1	B-2	BMX-3	BMX-4	I-1	I-2	I-3	IMX-1		
UTILITIES AND COMMUNICATIONS																							
Wind machines Up to 100 kW		Cm Ac	Cm Ac	Cm Ac	Cm	Cm								Cm	Cm			Cm	Cm			Cm	
Wind machines Over 100 kW		C	C	C																			



A BILL FOR AN ORDINANCE

SECTION 3. Chapter 21, Section 21-5.700 ("Wind machines"), Revised Ordinances Honolulu 1990, is amended by amending subsection (c) to read as follows:

"(c) In the agricultural and country zoning districts, accessory wind machines shall have a rated capacity of no more than 100 kilowatts. Wind machines with a rated capacity of more than 100 kilowatts shall not be deemed accessory to other uses and require a conditional use permit [(minor)] (major)."

SECTION 4. In Section 2 and 3 of this Ordinance, new ordinance material is underscored and ordinance material to be deleted 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, the bracketed material, or the underscoring.

CITY COUNCIL
CITY AND COUNTY OF HONOLULU
HONOLULU, HAWAII
CERTIFICATE

ORDINANCE

BILL 54 (2017)

Introduced: 05/22/17

By: ERNEST MARTIN

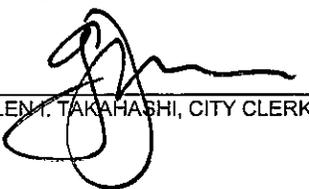
Committee: ZONING AND HOUSING

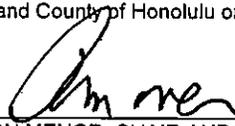
Title: A BILL FOR AN ORDINANCE RELATING TO WIND MACHINES.

Voting Legend: * = Aye w/Reservations

06/07/17	COUNCIL	BILL PASSED FIRST READING AND REFERRED TO COMMITTEE ON ZONING AND HOUSING. 8 AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MARTIN, MENOR, OZAWA. 1 ABSENT: PINE.
06/29/17	ZONING AND HOUSING	CR-272 – BILL REPORTED OUT OF COMMITTEE FOR PASSAGE ON SECOND READING AND SCHEDULING OF A PUBLIC HEARING.
07/01/17	PUBLISH	PUBLIC HEARING NOTICE PUBLISHED IN THE HONOLULU STAR-ADVERTISER.
07/12/17	COUNCIL/PUBLIC HEARING	CR-272 ADOPTED. BILL PASSED SECOND READING, PUBLIC HEARING CLOSED AND REFERRED TO COMMITTEE ON ZONING AND HOUSING. 8 AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MARTIN, OZAWA, PINE. 1 ABSENT: MENOR.
07/19/17	PUBLISH	SECOND READING NOTICE PUBLISHED IN THE HONOLULU STAR-ADVERTISER.
08/02/17	SPECIAL ZONING AND HOUSING	CR-305 – BILL REPORTED OUT OF COMMITTEE FOR PASSAGE ON THIRD READING.
08/09/17	COUNCIL	CR-305 ADOPTED AND BILL 54 (2017) PASSED THIRD READING. 8 AYES: ANDERSON, ELEFANTE, FUKUNAGA, MANAHAN, MARTIN, MENOR, OZAWA, PINE. 1 ABSENT: KOBAYASHI.

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.


GLENN TAKAHASHI, CITY CLERK


RON MENOR, CHAIR AND PRESIDING OFFICER



A BILL FOR AN ORDINANCE

RELATING TO ETHICS COMMISSION STAFF.

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

SECTION 1. Purpose. The purpose of this ordinance is to repeal language duplicative of the Revised Charter of the City and County of Honolulu, Section 11-107, as amended by Charter Amendment #2 adopted at the general election held on November 8, 2016, in the City and County of Honolulu.

SECTION 2. Section 3-6.4, Revised Ordinances of Honolulu 1990 ("Commission staff"), is repealed.

~~["Sec. 3-6.4 Commission staff.~~

- ~~(a) There shall be an executive director of the ethics commission who shall be an attorney licensed to practice law in the State of Hawaii. The executive director shall be referred to as the legal counsel to the commission. The salary of the legal counsel shall be set by the ethics commission, within the EM-7 range applicable to city and county civil service employees, payable semi-monthly out of the city treasury; provided, that the salary may fall below the EM-7 range if the position of legal counsel is less than a full-time position.~~
- ~~(b) The commission may appoint such additional staff and engage consultants as is necessary to assist it in the performance of its duties.~~
- ~~(c) The position of legal counsel and any other staff shall be exempt from the provisions of Chapter 11 of Article VI of the Revised Charter of Honolulu, as amended, but all positions except that of the legal counsel shall be included in the position classification plan."]~~

SECTION 3. Material to be repealed is bracketed and stricken.



CITY COUNCIL
CITY AND COUNTY OF HONOLULU
HONOLULU, HAWAII

ORDINANCE _____
BILL 57 (2017)

A BILL FOR AN ORDINANCE

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

INTRODUCED BY:

[Signature] (br)

DATE OF INTRODUCTION:

MAY 23 2017

Honolulu, Hawaii

Councilmembers

APPROVED AS TO FORM AND LEGALITY:

Moana A. Yost

Deputy Corporation Counsel Moana A. Yost

APPROVED this 24th day of August, 20 17.

[Signature]

KIRK CALDWELL, Mayor
City and County of Honolulu

2017 MA 05 23 09 30
CITY AND COUNTY OF HONOLULU

CITY COUNCIL
CITY AND COUNTY OF HONOLULU
HONOLULU, HAWAII
CERTIFICATE

ORDINANCE

BILL 57 (2017)

Introduced: 05/23/17

By: RON MENOR – BY REQUEST

Committee: EXECUTIVE MATTERS AND
LEGAL AFFAIRS

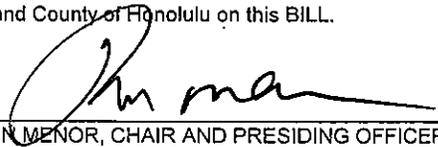
Title: A BILL FOR AN ORDINANCE RELATING TO ETHICS COMMISSION STAFF.

Voting Legend: * = Aye w/Reservations

06/07/17	COUNCIL	BILL PASSED FIRST READING AND REFERRED TO COMMITTEE ON EXECUTIVE MATTERS AND LEGAL AFFAIRS. 8 AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MARTIN, MENOR, OZAWA. 1 ABSENT: PINE.
06/27/17	EXECUTIVE MATTERS AND LEGAL AFFAIRS	CR-256 – BILL REPORTED OUT OF COMMITTEE FOR PASSAGE ON SECOND READING AND SCHEDULING OF A PUBLIC HEARING.
07/01/17	PUBLISH	PUBLIC HEARING NOTICE PUBLISHED IN THE HONOLULU STAR-ADVERTISER.
07/12/17	COUNCIL/PUBLIC HEARING	CR-256 ADOPTED. BILL PASSED SECOND READING AS AMENDED, PUBLIC HEARING CLOSED AND REFERRED TO COMMITTEE ON EXECUTIVE MATTERS AND LEGAL AFFAIRS. 7 AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MARTIN, OZAWA. 2 ABSENT: MENOR, PINE.
07/19/17	PUBLISH	SECOND READING NOTICE PUBLISHED IN THE HONOLULU STAR-ADVERTISER.
07/25/17	EXECUTIVE MATTERS AND LEGAL AFFAIRS	CR-289 – BILL REPORTED OUT OF COMMITTEE FOR PASSAGE ON THIRD READING.
08/09/17	COUNCIL	CR-289 ADOPTED AND BILL 57 (2017) PASSED THIRD READING. 9 AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MARTIN, MENOR, OZAWA, 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.


GLENN TAKAHASHI, CITY CLERK


RON MENOR, CHAIR AND PRESIDING OFFICER