

CITY COUNCIL
CITY AND COUNTY OF HONOLULU
HONOLULU, HAWAII
CERTIFICATE

ORDINANCE 04-01

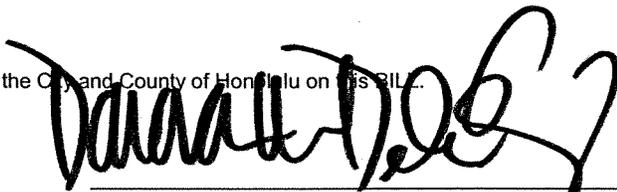
BILL 66 (2003)

INTRODUCTION DATE: SEPTEMBER 18, 2003				
INTRODUCED BY: ROD TAM				
1ST READING DATE: 9/24/03 REMARKS: Kobayashi/Cachola – Bill passed 1st reading and referred to Public Works. – 9.		AYE	NO	A/E
	CACHOLA	X		
	DELA CRUZ	X		
	DJOU	X		
	GABBARD	X		
	GARCIA	X		
	KOBAYASHI	X		
	MARSHALL	X		
	OKINO	X		
	TAM	X		
TOTAL		9	0	0
2ND READING DATE: 12/3/03 DRAFT: CD1 COMMITTEE REPORT: PWEDCR-486 PUBLIC HEARING DATE: 12/3/03 REMARKS: Tam/Cachola - Bill passed 2nd reading, as amended. - 9. Public hearing held concurrently, closed and referred to Public Works and Economic Development.		AYE	NO	A/E
	CACHOLA	X		
	DELA CRUZ	X		
	DJOU	X		
	GABBARD	X		
	GARCIA	X		
	KOBAYASHI	X		
	MARSHALL	X		
	OKINO	X		
	TAM	X		
TOTAL		9	0	0
3RD READING DATE: 1/28/04 DRAFT: CD1 COMMITTEE REPORT: PWEDCR-24 REMARKS: Tam/Cachola – PWEDCR-24 be adopted and Bill pass 3rd reading. Garcia/Djou – Deferral failed. – 2. Noes: Cachola, Gabbard, Kobayashi, Marshall, Okino, Tam, Dela Cruz. – 7. PWEDCR-24 adopted and Bill passed 3rd reading. – 7. Noes: Djou, Garcia. – 2.		AYE	NO	A/E
	CACHOLA	X		
	DELA CRUZ	X		
	DJOU		X	
	GABBARD	X		
	GARCIA		X	
	KOBAYASHI	X		
	MARSHALL	X		
	OKINO	X		
	TAM	X		
TOTAL		7	2	0

Referred to: PUBLIC WORKS, PUBLIC WORKS AND ECONOMIC DEVELOPMENT
Reference:

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.


DENISE C. DE COSTA, CITY CLERK


DONOVAN M. DELA CRUZ, CHAIR AND PRESIDING OFFICER

04-01



CITY COUNCIL

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HONOLULU, HAWAII

ORDINANCE 04 - 01

BILL 66 (2003), CD1

A BILL FOR AN ORDINANCE

RELATING TO WATER.

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

SECTION 1. Since ancient times, Hawaiians have treasured water as the spiritual fount of all life and as a precious resource that must be preserved for the benefit of all. The council finds that Oahu's drinking water is a vital necessity of life and should be maintained free of any chemical additives, except those necessary to make it safe and potable for human consumption. Drinking water should not be used as a means for delivery of chemicals for medical or dental purposes when other alternatives are available. The purpose of this ordinance is to prohibit the introduction of unnecessary chemical additives, considered to be medication, into Oahu's drinking water supply.

Using the drinking water system for delivery of chemical additives for medication purposes is neither cost effective nor environmentally sound since more than 99 percent of the chemicals are not ingested and will be discharged into the environment when washing cars, watering yards, flushing toilets, etc., thereby wasting tax dollars.

It should not be the role of government to override an individual's freedom of choice, or right to informed consent, or compel individuals to purchase purified water to protect their own health or have peace of mind. Article XI, Section 9, of the Hawaii State Constitution guarantees the individual's right to a clean and healthy environment.

SECTION 2. Chapter 30, Revised Ordinances of Honolulu 1990, is amended by adding a new Article to be appropriately designated and to read as follows:

"Article __. Medication in Drinking Water

Sec. 30-__ .1 Prohibition.

No person shall add any product, substance, or chemical to the public water supply, except federally-owned and operated water systems, such as military facilities, for the purpose of treating or affecting the physical or mental functions of the body of any person, rather than to make the water safe or potable. This prohibition shall not apply to water treatment chemicals used to make the water potable and safe to drink, such as chlorination and anti-corrosion chemical to reduce lead.



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Sec. 30-__2 Product safety.

Should any state law mandate using the drinking water system to dispense medication for treating the physical or mental function of a person's body, the chemical additive used shall meet the following quality control and safety requirements:

- (1) All chemical additives purchased shall be pharmaceutical grade or equivalent; industrial grade chemical additives shall not be used.
- (2) The chemical additive shall not contain any contaminants which would exceed the maximum contaminant level goals established by (A) the U.S. Environmental Protection Agency or (B) the State of Hawaii Department of Health, whichever is lower.
- (3) The chemical additive shall not increase corrosion of the water piping system material components or increase leaching of heavy metals such that another chemical additive will be required to minimize corrosion.
- (4) The chemical additive shall have been tested and approved for safety and effectiveness by the U.S. Food and Drug Administration.
- (5) The chemical additive shall have been tested using the following additional safety tests if not already done by the U.S. Food and Drug Administration:
 - (A) The chemical additive shall have been tested for safety using worst-case conditions for any contaminants allowed by specifications with a safety factor to cover all ranges of unrestricted consumption.
 - (B) If the chemical additive, in combination with body minerals, becomes a thermoluminescent phosphor material which is known to become electrically charged when exposed to radiation and X-rays, testing shall have been done to determine any adverse effects. Thermoluminescent phosphor material examples are calcium fluoride, lithium fluoride, lithium bromide, and calcium sulphate.



A BILL FOR AN ORDINANCE

Sec. 30-__3 Severability.

Section 30-3.1 shall apply to this article."

SECTION 3. This ordinance shall take effect upon its approval.

INTRODUCED BY:

Rod Tam

Ann Kobayashi

Romy M. Cachola

Donovan Dela Cruz

Barbara Marshall

DATE OF INTRODUCTION:

September 18, 2003

Honolulu, Hawaii

Councilmembers

APPROVED AS TO FORM AND LEGALITY:

Deputy Corporation Counsel

APPROVED this 12th day of February, ~~2003~~ 2004

JEREMY HARRIS Mayor
City and County of Honolulu

(OCS/102103/mg)