



# CITY COUNCIL

CITY AND COUNTY OF HONOLULU  
HONOLULU, HAWAII 96813-3077

## COMMITTEE ON PLANNING

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### Voting Members:

Ikaika Anderson, Chair  
Heidi Tsuneyoshi, Vice Chair  
Michael Formby  
Carol Fukunaga  
Joey Manahan  
Kymberly Marcos Pine

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## AGENDA

SPECIAL MEETING  
COMMITTEE MEETING ROOM  
MONDAY, APRIL 29, 2019  
11:15 A.M.

### **SPEAKER REGISTRATION**

Persons wishing to testify are requested to register by 11:15 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 768-3801.

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.

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### **MATERIALS AVAILABLE FOR INSPECTION**

Meeting materials ("*board packet*" §92-7.5, HRS) are available for public inspection at the Council Information and Records Section's service window at Room 202 in Honolulu Hale (530 S. King St.).

Accommodations are available upon request to persons with disabilities, please call 768-3801 or send an email to [quehara@honolulu.gov](mailto:quehara@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](http://olelo.granicus.com/MediaPlayer.php?publish_id=92); (2) televised live broadcast on Olelo TV Channel 54; or (3) after the meeting, viewable at <http://www.honolulucitycouncil.tv/>. Copies of older meeting videos may be requested by calling the City Clerk's Office at 768-5822, charges may apply.

**FOR ACTION**

1. **BILL 85 (2018), CD1 and any amendments proposed thereto – LUO AMENDMENT RELATING TO VACATION RENTALS.** Amending the Land Use Ordinance to further regulate vacation rentals. (Bill passed second reading and public hearing on 4/17/19)
  
2. **BILL 89 (2018), CD1 and any amendments proposed thereto – LUO AMENDMENT RELATING TO SHORT-TERM RENTALS.** Amending the Land Use Ordinance to regulate short-term rentals and protect residential neighborhoods from impacts of illegal transient vacation rentals. (Bill passed second reading and public hearing on 4/17/19) (Current deadline for Council action 6/6/19)

PROPOSED CD2 TO BILL 89 (2018), CD1 (Submitted by Councilmember Anderson) – The CD2 (OCS2019-0430/4/22/2019 6:08 PM) makes the following amendments:

- A. Amends the language in the "Findings and Purpose" clause in SECTION 1 of the bill to reflect the nonexpansion of TVU operations and to delete references to real property tax classifications.
  
- B. In SECTION 12 of the bill, amends proposed new ROH Section 41-\_\_\_2(a)(1) to add bed and breakfast homes and correct the cross-reference to the applicable section in ROH Chapter 21, Article 5.
  
- C. Makes miscellaneous technical and nonsubstantive amendments

PROPOSED CD2 TO BILL 89 (2018), CD1 (Submitted by Councilmember Kobayashi) – The CD2 (OCS2019-0401/4/17/2019 11:06 AM) makes the following amendments:

- A. Amends the language in the "Findings and Purpose" clause in SECTION 1 of the bill to conform with the CD2 amendments below.
  
- B. Adds a new SECTION 2 to the bill to amend ROH Section 8-7.1(h), relating to real property tax valuations, to provide that properties operating as transient vacation units are classified as "hotel and resort." Renumbers subsequent bill SECTIONS accordingly.

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- C. In renumbered SECTIONS 5 and 12, amends LUO Tables 21-3 ("Master Use Table") and 21-9.6(A) ("Waikiki Special District Precinct Permitted Uses and Structures") to allow transient vacation units as a permitted use subject to standards ("P/c") in all zoning districts and precincts where bed and breakfast homes are so permitted by the bill. Makes conforming amendments throughout the bill, including amendments to make transient vacation units subject to the same regulatory requirements as bed and breakfast homes.
- D. In renumbered SECTION 8, the registration application and renewal requirements calling for evidence of a real property home exemption for the subject property are amended to instead require evidence of a real property home exemption for a property in the City and County of Honolulu.
- E. In renumbered SECTION 8, amends proposed new ROH Section 21-5.\_\_(b)(3) by adding a new paragraph (L) requiring the owner or operator of a bed and breakfast home or transient vacation unit to provide guests with a phone number that must be answered 24 hours a day.
- F. In renumbered SECTION 13 (relating to regulation of hosting platforms), amends proposed new ROH Section 41-\_\_.2(a) in light of the foregoing amendments.
- G. Makes miscellaneous technical and nonsubstantive amendments.

[PROPOSED CD2 TO BILL 89 \(2018\), CD1](#) (Submitted by Councilmember Fukunaga) – The CD2 (OCS2019-0427/4/22/2019 5:05 PM) makes the following amendments:

- A. In SECTION 12 of the bill, amends proposed new ROH Section 41- .2(a)(1) to  
add bed and breakfast homes and correct the cross-reference to the applicable section in ROH Chapter 21, Article 5.

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- B. Amends SECTION 16 to read as follows:

SECTION 16. This ordinance takes effect on October 31, 2022; provided that the authority granted to the director to adopt rules pursuant to FIRS Chapter 91 in Section 21-5.2b)(3)(l) added by SECTION 7 and in Section 41-\_\_2(d) added by SECTION 12 takes effect upon approval of this ordinance; provided further that the effective date of any such rules shall not be earlier than October 31, 2022.

- C. Makes miscellaneous technical and nonsubstantive amendments.

IKAIKA ANDERSON, Chair  
Committee on Planning