



A BILL FOR AN ORDINANCE

RELATING TO SPECIAL MANAGEMENT AREA USE PERMITS.

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

SECTION 1. Purpose. The purpose of this ordinance is to require an applicant for a special management area use permit to present the proposed project to the applicable neighborhood board or appropriate community association prior to submitting an application to the Department of Planning and Permitting.

SECTION 2. Section 25-5.1, Revised Ordinances of Honolulu 1990, as amended by Ordinance 20-18, is amended by amending subsection (b) to read as follows:

"(b) When a proposed development requires a special management area use permit, an applicant for development within the special management area will be responsible for ~~[submitting]~~ the following ~~[to the agency]~~:

(1) Prior to submitting an application to the agency, presenting the project to the neighborhood board of the district where the project is located, or, if no such neighborhood board exists, an appropriate community association. The applicant shall provide written notice of such presentation to owners of all properties adjoining the proposed project. The requirements of this subdivision will be deemed satisfied if the applicant makes a written request to present the project to the neighborhood board or community association and:

(A) The neighborhood board or community association fails to provide the applicant with an opportunity to present the project at a meeting held within 60 days of the date of the written request; or

(B) The neighborhood board or community association provides the applicant with written notice that it has no objection to the project or that no presentation of the project is necessary; and

(2) Submitting to the agency:

~~[(4)]~~(A) A completed application form (to be obtained from the agency);

~~[(2)]~~(B) The items set forth in subsections (a)(2) through (7);



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~~[(3)]~~(C) A written description of the affected environment which addresses the development's technical and environmental characteristics;

~~[(4)]~~(D) Additional information that may be needed by the agency for determining the impacts of the proposed development on special wetland areas; and

~~[(5)-(A)]~~(E) (i) If the director allows concurrent processing of the assessment required by Section 25-3.3(c)(1) and the application for the permit, a copy of either a draft environmental assessment or a draft environmental impact statement preparation notice.

~~[(B)]~~ (ii) If the director does not allow concurrent processing of the assessment required by Section 25-3.3(c)(1) and the application for the permit, a copy of either the final environmental assessment for which a finding of no significant impact has been issued, or a completed and accepted EIS."

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 bracketed and stricken material, or the underscoring.



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SECTION 4. This ordinance takes effect upon its approval.

INTRODUCED BY:

Hinda Tsunoyoshi
Esther Uiaaine

DATE OF INTRODUCTION:

MAY 24 2021

Honolulu, Hawaii

Councilmembers

APPROVED AS TO FORM AND LEGALITY:

Tom Spurlin
Deputy Corporation Counsel **DAWN D. M. SPURLIN**

APPROVED this 25 day of August, 20 21.

Rick Blangiardi
RICK BLANGIARDI, Mayor
City and County of Honolulu

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CERTIFICATE

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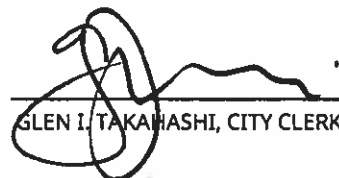
Introduced: 05/24/21 By: HEIDI TSUNEYOSHI
ESTHER KIA'ĀINA Committee: ZONING AND PLANNING (ZP)


Title: RELATING TO SPECIAL MANAGEMENT AREA USE PERMITS.

Voting Legend: * = Aye w/Reservations

05/24/21	INTRO	Introduced.
06/02/21	CCL	Passed first reading.
		9 AYES: CORDERO, ELEFANTE, FUKUNAGA, KIA'ĀINA, SAY, TSUNEYOSHI, TULBA, TUPOLA, WATERS
06/17/21	ZP	Reported out for passage on second reading and scheduling of a public hearing.
		CR-194
		4 AYES: CORDERO, ELEFANTE, KIA'ĀINA, SAY
06/25/21	PUBLISH	Public hearing notice published in the Honolulu Star-Advertiser.
07/07/21	CCL/PH	Committee report adopted. Bill passed second reading, public hearing closed and referred to committee.
		9 AYES: CORDERO, ELEFANTE, FUKUNAGA, KIA'ĀINA, SAY, TSUNEYOSHI, TULBA, TUPOLA, WATERS
07/12/21	PUBLISH	Second reading notice published in the Honolulu Star-Advertiser.
07/22/21	ZP	Reported out for passage on third reading.
		CR-223
		4 AYES: CORDERO, ELEFANTE, KIA'ĀINA, SAY
08/11/21	CCL	Committee report adopted and Bill passed third reading.
		8 AYES: CORDERO, ELEFANTE, FUKUNAGA, SAY, TSUNEYOSHI, TULBA, TUPOLA, WATERS
		1 ABSENT: KIA'ĀINA

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


TOMMY WATERS, CHAIR AND PRESIDING OFFICER