

SUMMARY OF PROPOSED COMMITTEE DRAFT:

**RESOLUTION 21-273
CONFIRMING THE APPOINTMENT AND REAPPOINTMENT OF MR. BRENT
TOKITA TO SERVE ON THE BUILDING BOARD OF APPEALS OF THE CITY AND
COUNTY OF HONOLULU.**

The PROPOSED CD1 makes the following amendments:

- A. Amends the title by deleting the phrase "AND REAPPOINTMENT."
- B. Moves the fifth WHEREAS clause to be the third WHEREAS clause to set out the requirement that four members of the Board must be licensed architects or engineers prior to the WHEREAS clause noting Mr. Tokita's appointment as an Engineer/Architect member of the Board.
- C. Clarifies in the renumbered fourth and fifth WHEREAS clauses and in the BE IT RESOLVED clause that Mr. Brent Tokita is only being appointed (as opposed to being appointed and reappointed) to the Building Board of Appeals for a term to expire on December 31, 2026.
- D. Throughout the resolution, corrects the references to the ROH provision establishing the Building Board of Appeals, its membership, and duties (ROH Section 16-1.1(14)).
- E. In Item (1) of the second WHEREAS clause, clarifies that the Building Board of Appeals also hears and determines appeals of decisions regarding the administration of the Energy Code.
- F. In the renumbered fourth WHEREAS clause:
 - 1. Adds a reference to Mayor's Message 173 (2021); and
 - 2. Clarifies that the Mayor has appointed Mr. Brent Tokita to replace Ms. Cheryl Palesh, whose term expired on December 31, 2021.
- G. Makes miscellaneous technical and nonsubstantive amendments.



RESOLUTION

CONFIRMING THE APPOINTMENT OF MR. BRENT TOKITA TO SERVE ON THE BUILDING BOARD OF APPEALS OF THE CITY AND COUNTY OF HONOLULU.

WHEREAS, Section 16-1.1(14), Revised Ordinances of Honolulu 1990 ("ROH"), establishes the Building Board of Appeals consisting of nine members who are appointed by the Mayor and confirmed by the Council of the City and County of Honolulu ("Council") to five-year terms; and

WHEREAS, ROH Section 16-1.1(14) provides that the Building Board of Appeals has the duties of hearing and determining the following:

- (1) Appeals of decisions regarding the administration of the Building Code, Electrical Code, Plumbing Code, Housing Code, Fire Code, Energy Code, Building Energy Efficiency Standards, and building permit ordinance;
- (2) Petitions for variances from the Building Code, Electrical Code, Plumbing Code, Fire Code, and Building Energy Efficiency Standards;
- (3) Appeals of decisions regarding the administrative enforcement of the litter control ordinance; and
- (4) Appeals concerning the summary removal of unlawful signs from street rights-of-way and public malls; and

WHEREAS, ROH Section 16-1.1(14) establishes a general qualification requiring four members of the board to be "currently licensed as engineers or architects with the State of Hawaii board of registration of professional engineers, architects, land surveyors, and landscape architects"; and

WHEREAS, by Mayor's Message 173 (2021), dated November 23, 2021, the Mayor has appointed Mr. Brent Tokita to the Building Board of Appeals to replace Ms. Cheryl Palesh, whose term expired on December 31, 2021; and

WHEREAS, if confirmed by the Council, Mr. Brent Tokita will serve as one of the Engineer/Architect members on the Building Board of Appeals and will serve for a term to expire on December 31, 2026; and

WHEREAS, Section 13-103, Revised Charter of the City and County of Honolulu 1973 (Amended 2017 Edition), as amended, which applies to the Building Board of Appeals, requires a member to be a registered voter of the City and County of Honolulu; and



CITY COUNCIL

CITY AND COUNTY OF HONOLULU
HONOLULU, HAWAII

No. 21-273, CD1

RESOLUTION

WHEREAS, the Council has reviewed the qualifications and character of Mr. Brent Tokita and finds that he meets the requirements to serve on the Building Board of Appeals and deserves confirmation for appointment; now, therefore,

BE IT RESOLVED by the Council of the City and County of Honolulu that it confirms the appointment of Mr. Brent Tokita to the Building Board of Appeals for a term to expire on December 31, 2026; and

BE IT FURTHER RESOLVED that the Council expresses its gratitude and appreciation to Mr. Brent Tokita for his commitment and willingness to serve the City and County of Honolulu; and

BE IT FINALLY RESOLVED that copies of this resolution be transmitted to the Mayor, the Chair of the Building Board of Appeals, the Director of Planning and Permitting, and Mr. Brent Tokita.

INTRODUCED BY:

Tommy Waters (br)

DATE OF INTRODUCTION:

November 30, 2021
Honolulu, Hawai'i

Councilmembers