



# CITY COUNCIL

CITY AND COUNTY OF HONOLULU  
HONOLULU, HAWAII 96813-3077

## COMMITTEE ON ZONING AND PLANNING

---

### Voting Members:

Brandon J.C Elefante, Chair  
Esther Kia'aina, Vice Chair  
Radiant Cordero  
Calvin K.Y. Say

---

Note: Resolution 22-206 on page 4  
of the agenda has been cancelled.

## AGENDA

SPECIAL MEETING  
CITY COUNCIL CHAMBER  
MONDAY, SEPTEMBER 26, 2022  
9:00 A.M.

### PUBLIC PARTICIPATION AND TESTIMONY

Pursuant to Act 220, Session Laws of Hawaii 2021, in order to allow public participation in a manner consistent with safe COVID-19 practices, this meeting will be conducted as a remote meeting by interactive conference technology, with the following procedures in effect for the meeting:

### VIEWING THE MEETING

The meeting will be viewable: (1) by internet live streaming through <https://www.honolulucitycouncil.org/meetings> or [olelo.org](https://www.olelo.org); (2) by televised live broadcast on 'Olelo TV Channel 54; and (3) on the monitor situated outside the Council Chamber. Viewers who experience a loss of viewing signal should try switching to another viewing option.

After the meeting, the meeting will be viewable on demand at <https://www.honolulucitycouncil.org/meetings>. Copies of older meeting videos may be requested by calling the City Clerk's Office at (808) 768-5822, charges may apply.

Some Councilmembers and presenters may be participating in the meeting by interactive conference technology from remote locations.

### ORAL TESTIMONY

Oral testimony will be permitted on all items on the agenda, subject to the following restrictions:

Each speaker may not have anyone else read their statement and is limited to a one-minute presentation.

Committee on Zoning and Planning Special Meeting Agenda  
Monday, September 26, 2022

Remote Testimony

1. For direct access to submit oral testimony call: +1-253-215-8782, enter ID 85061553063 and Passcode 980640.
2. To testify by videoconference visit: <https://hnlidoc.ehawaii.gov/hnlidoc/testimony>. Videoconference access information will be provided upon registration. Testifiers are encouraged to register/submit testimony at least 24 hours prior to the meeting.

In-Person Testimony in the Council Chamber

Persons may also submit oral testimony in the Council Chamber.

Persons wishing to testify are requested to register by 9:00 a.m. by filling out the registration form in person outside the Council Chamber. Persons who have not registered will be given an opportunity to speak following the oral testimonies of the registered speakers.

Members of the public entering the Council Chamber are requested to spread themselves out. If the Chamber becomes crowded, members of the public may be requested to wait outside the Chamber until called to testify.

**Oral testimony, both remote and in-person, will be allowed:**

1. For all agenda items, at the start of the agenda; and
2. For each agenda item, when the item is taken up.

**Persons may choose to present their testimony either at the start of the agenda or when the item or items is/are taken up, but not both. Registered testifiers wishing to testify when an item is taken up should state their preference when their names are called during the testimony period at the start of the agenda.**

**WRITTEN TESTIMONY**

Written testimony may be uploaded via the internet at <https://hnlidoc.ehawaii.gov/hnlidoc/testimony>, or mailed to Office of the City Clerk, Attention: Information Section, 530 South King Street, Room 100, Honolulu, HI 96813. If submitted, written testimonies, including the testifier's address, e-mail address, and phone number, will be available to the public at <https://hnlidoc.ehawaii.gov>.

Committee on Zoning and Planning Special Meeting Agenda  
Monday, September 26, 2022

Should you have any questions, please call (808) 768-3801 or send an email to [guehara@honolulu.gov](mailto:guehara@honolulu.gov).

\* \* \* \* \*

**MATERIALS AVAILABLE FOR INSPECTION**

Meeting materials (“*board packet*” under HRS Section 92-7.5) are accessible at <https://hnlidoc.ehawaii.gov/hnlidoc/browse/agendas> by clicking on the appropriate Council meeting.

Accommodations are available upon request to persons with disabilities. Please call (808) 768-3801 or send an email to [guehara@honolulu.gov](mailto:guehara@honolulu.gov) at least three working days prior to the meeting.

**FOR ACTION**

1. ~~**RESOLUTION 22-206 – REAPPOINTMENT OF MR. LANDON KANESHIRO.**~~ Confirming the reappointment of Mr. Landon Kaneshiro to the Zoning Board of Appeals for a term expiring on June 30, 2027. (Transmitted by Communication ~~MM-146 [2022]~~; Public hearing held on 9/7/22)

**CANCELLED**

~~PROPOSED CD1 TO RESOLUTION 22-206~~ (Submitted by Councilmember Elefante) – The Proposed CD1 (OCS2022-0751/9/16/2022 1:44 PM) makes the following amendments:

- ~~A. Amends the second WHEREAS clause by quoting language from Charter Section 6-1516 regarding the duties of the Zoning Board of Appeals.~~
- ~~B. Adds two WHEREAS clauses explaining the appointee's prior appointment to the Board.~~
- ~~C. Makes miscellaneous technical and nonsubstantive amendments.~~

Related communication:

~~MM-169 (2022) Office of the Managing Director, submitting additional information regarding Mr. Landon Kaneshiro.~~

2. **RESOLUTION 22-205 – REAPPOINTMENT OF JAY HIGASHI.** Confirming the reappointment of Jay Higashi to serve on the Building Board of Appeals of the City and County of Honolulu for a term to expire on December 31, 2025. (Transmitted by Communication MM-145 [2022]; Public hearing held on 9/7/22)

PROPOSED CD1 TO RESOLUTION 22-205 (Submitted by Councilmember Elefante) – The Proposed CD1 (OCS2022-0693/9/1/2022 8:32 AM) makes the following amendments:

- A. Throughout the Resolution, updates the references to the ROH provision establishing the Building Board of Appeals, its membership, and duties (currently ROH Section 16-1.1 (14)).
- B. 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.

Committee on Zoning and Planning Special Meeting Agenda  
Monday, September 26, 2022

- C. In third WHEREAS clause, corrects the number of members required to be qualified on matters pertaining to fire safety.
  - D. In the fourth WHEREAS clause, changes the reference to "Section 13-103(a)" to "Section 13-103.1(a)."
  - E. Adds new fifth and sixth WHEREAS clauses to discuss Jay Hayashi's prior appointment to the Building Board of Appeals and his service as a holdover member.
  - F. In the seventh WHEREAS clause, adds a reference to Mayor's Message 145 (2022), dated August 18, 2022.
  - G. Adds the Director of Planning and Permitting as a recipient of a copy of the Resolution.
  - H. Makes miscellaneous technical and nonsubstantive amendments.
3. **BILL 10 (2022), CD1 – LUO AMENDMENT RELATING TO USE REGULATIONS.**  
Addressing the regulation of uses throughout Chapter 21, Revised Ordinances of Honolulu 1990 ("Land Use Ordinance" or "LUO"). (Bill passed Second Reading and Public hearing held on 9/7/22) (Current deadline for Council action: 10/29/22)

Related communications:

- CC-250 (2022) Disclosure of Interest Statement, submitted by Councilmember Elefante.
- CC-268 (2022) Councilmember Elefante, submitting the process when proposing amendments to Bill 10 (2022), CD1 Relating to Use Regulations.
- CC-273 (2022) Councilmember Tupola, submitting proposed amendments to Bill 10 (2022), CD1.
- CC-274 (2022) Councilmember Kia'āina, submitting proposed amendments to Bill 10 (2022), CD1.
- CC-276 (2022) Councilmember Cordero, submitting proposed amendments to Bill 10 (2022), CD1.

Committee on Zoning and Planning Special Meeting Agenda  
Monday, September 26, 2022

- CC-280 (2022) Councilmember Tsuneyoshi, submitting proposed amendments to Bill 10 (2022), CD1.
- CC-281 (2022) Council Chair Waters, submitting proposed amendments to Bill 10 (2022), CD1.
- CC-286 (2022) Councilmember Elefante, submitting proposed amendments to Bill 10 (2022), CD1.
- D-658 (2022) Department of Planning and Permitting, requesting a 120-day extension of time.

EXECUTIVE SESSION

If necessary, the committee may convene into an executive meeting closed to the public, pursuant to Hawaii Revised Statutes, Sections 92-4 and 92-5(a)(4), to consult with its attorneys on questions and issues pertaining to the powers, duties, privileges, immunities and/or liabilities of the city, the council, and its committees relating to Bill 10 (2022), CD1, and any amendments thereto.

BRANDON J.C. ELEFANTE, Chair  
Committee on Zoning and Planning