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HONOLULU CITY COUNCIL

KE KANIHELA O KE KALANA O HONOLULU

530 S. KING ST. STE. 202, HONOLULU, HI 96813

MATT WEYER
HONOLULU CITY COUNCIL
DISTRICT II
TELEPHONE: (808) 768-5002
FAX: (808) 768-1222
EMAIL: mweyer@honolulu.gov

DATE: September 17, 2024

TO: PEARLENE SOTELO
CLERK, COMMITTEE ON PLANNING & THE ECONOMY

FROM: COUNCILMEMBER MATT WEYER

RE: PROPOSED AMENDMENTS TO BILL 64 (2023), FD1, FOR THE SEPTEMBER 26, 2024, P&E COMMITTEE MEETING (AGRICULTURAL USE PART 2)

Attached for consideration by the Committee on Planning and the Economy are proposed additional amendments to Bill 64 (2023), FD1, relating to land use regulations.

These proposed additional amendments relate to agricultural uses, and are intended to supplement the amendments to a CD1 version of Bill 64 (2023) that was approved by the Committee on Planning and the Economy on August 22, 2024 (OCS2024-0830/9/10/2024 11:16 AM).

Mahalo for the consideration of these amendments.

Matt Weyer
Councilmember, District 2
Honolulu City Council

COUNCIL COM. 240
P&E

AMENDMENT FORM
Bill 64 (2023), FD1
Relating to Use Regulations
AGRICULTURAL USES

TOTAL PAGES: _____2_____

DATE: _____9/17/2024_____

COUNCILMEMBER: _____Weyer_____

Item No.	Bill SECTION	ROH Section, Exhibit, or Figure, and Title	Page No.	Amendment Description	Amendment Text (in Ramseyer Format)	Comments or Clarification
1	Section 3	Table 21-5.1 Table of Permitted Uses Agricultural Uses category Livestock Keeping subcategory	3	Amends the Livestock Keeping subcategory by adding the Beekeeping entry.	**Livestock Keeping** Animal raising: P P P P -- -- -- -- -- -- -- -- -- -- -- -- -- -- -- -- Animal raising, confined: -- P* P* -- -- -- -- -- -- -- -- -- -- -- -- -- -- -- -- § 21-5.40-2(a) Beekeeping: P* P* P* P* P* P* P* P* P* P* P* P* P* P* P* P* P* P* P* P* § 21-5.40-2(b)	Please note that this amendment also allows for beekeeping as a permitted use (with use standards) in the Industrial, Industrial Commercial, Mixed-Use zones.
2	Section 3	Table 21-5.1 Table of Permitted Uses Agricultural Uses category Accessory Agricultural subcategory	4	Amends the Accessory Agricultural subcategory by splitting Agritourism into Minor and Major entries	Agritourism: -- ~~C*+~~ ~~C*+~~ -- -- -- -- -- -- -- -- -- -- -- -- -- -- -- -- ~~§ 21-5.40-4(b)~~ Minor: Cm*+ Cm*+ § 21-5.40-4(b) Major: C*+ C*+ § 21-5.40-4(b)	
3	Section 3	Table 21-5.1 Table of Permitted Uses Agricultural Uses category Accessory Agricultural subcategory	4	Amends the Accessory Agricultural subcategory by deleting the Beekeeping entry.	~~Beekeeping~~ ~~P*~~ ~~P*~~ ~~P*~~ ~~P*~~ ~~P*~~ ~~P*~~ ~~P*~~ ~~P*~~ ~~P*~~ ~~P*~~ ~~P*~~ ~~P*~~ ~~P*~~ ~~P*~~ ~~P*~~ ~~P*~~ ~~P*~~ -- -- -- -- ~~§ 21-5.40-4(c)~~	
4	Section 3	§ 21-5.40-2 Livestock Keeping	12	Amends the Livestock Keeping category to add a use standard relating to Beekeeping setbacks	(b) Beekeeping – standards. See also § 12-2.5(b), relating to honeybees. (1) Setbacks: Beehives must be set back a minimum of 25 feet from any property line except: (A) When situated behind a solid fence, dense hedge, or similar barrier, at least 6 feet in height, parallel to the property line, established in front of the entrance of all ground-level beehives so that bee departures and arrivals occur at no less than 6 feet in height at interior property lines. The barrier for purposes of influencing the flyway must extend 2 feet from each side of the hive openings; or (B) When located at least 8 feet or more above adjacent ground level.	Maintains a setback standard but removes other restrictions.

Item No.	Bill SECTION	ROH Section, Exhibit, or Figure, and Title	Page No.	Amendment Description	Amendment Text (in Ramseyer Format)	Comments or Clarification
5	Section 3	§ 21-5.40-4(b) Agritourism Standards	14	Amends the agritourism standards to: 1) reflect that there is a minor and major agritourism use; and 2) clarify that the first use standard pertains to activity on the zoning lot area suitable for crop production or livestock	(b) Agritourism, minor and major – standards. (1) At least 51 percent of the activity on the zoning lot area suitable for crop production or livestock must be crop production or livestock keeping.	
6	Section 3	§ 21-5.40-4(c) Beekeeping Standards	15	Deletes Beekeeping use standards from the Accessory Agricultural category.	~~(c) Beekeeping – standards. See also § 7-2.5(b), relating to honeybees.~~ ~~(1) Zoning lot size: The minimum zoning lot size required for beekeeping is 5,000 square feet.~~ ~~(2) Zoning lot area required:~~ ~~(A) No more than two beehives may be established on zoning lots less than 10,000 square feet;~~ ~~(B) No more than four beehives may be established on zoning lots of 10,000 up to 20,000 square feet;~~ ~~(C) No more than six beehives may be established on zoning lots greater than 20,000 square feet; and~~ ~~(D) No beehive may exceed 7 cubic feet in volume.~~ ~~(3) Setbacks: Beehives must be set back a minimum of 25 feet from any property line except:~~ ~~(A) When situated behind a solid fence, dense hedge, or similar barrier, at least 6 feet in height, parallel to the property line, established in front of the entrance of all ground-level beehives so that bee departures and arrivals occur at no less than 6 feet in height at interior property lines. The barrier for purposes of influencing the flyway must extend 2 feet from each side of the hive openings; or~~ ~~(B) When located at least 8 feet or more above adjacent ground level.~~	
7	Section 70	§ 21-10.1	195	Amends the definition of Agritourism to include a Major and Minor	"**Agritourism.** Accessory agricultural-related tourism for recreational or educational purposes on zoning lots primarily used for ongoing crop production or livestock keeping. Agricultural-related tourism activities include kayaking, hiking, mountain biking, boating, horseback riding, ziplining, and picnicking. Limited destination events, such as weddings, are included in this definition. (1) **Minor:** use of the property for picnic grounds, greenways, hiking and bicycling trails, areas for fishing and hunting, limited accessory sports courts and fields, non-motorized access to scenic interests, and horseback riding tours. (2) **Major:** All other agricultural-related tourism activities that do not constitute a minor."	
8	Section 71	§ 21-10.1	221	Amends the definition of Livestock to include dogs.	"**Livestock.** Animals raised in an agricultural setting to provide labor or produce diversified products for consumption such as meat, milk, fur, leather, and wool. The term includes cattle, horses, goats, sheep, swine, dogs, and rabbits that are not raised as household pets or for purposes of personal use and companionship."	