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HONOLULU CITY COUNCIL

KE KANIHELA O KE KALANA O HONOLULU

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MEMORANDUM

DATE: October 8, 2024

TO: All Councilmembers

FROM: Councilmember Esther Kia'āina
Chair, Committee on Planning and the Economy

CC: Dawn Takeuchi-Apuna
Director, Department of Planning and Permitting

SUBJECT: Instructions for Amendments to Bill 64 (2023), FD1, for the Planning and the Economy meeting on October 22, 2024 (Miscellaneous Uses and Clean-up Amendments)

Bill 64 (2023), FD1 ("Bill 64"), formerly Bill 10 (2022), would repeal and replace Chapter 21, Article 5, Revised Ordinances of Honolulu 2021 ("ROH"), relating to the land use regulations. A CD1 version of Bill 64 was approved by the Planning and the Economy ("P&E") Committee on September 26, 2024, and may be found here: https://hnldoc.ehawaii.gov/hnldoc/document-download?id=22666.

At each meeting, I will prioritize proposed amendments to Bill 64 by use type, which started with Industrial Uses and Commercial Uses in 2023; continued with Residential Uses in February, March, and April of 2024; with consideration of Public, Civic, and Institutional Uses on May 2, 2024, May 23, 2024, and June 27, 2024; followed by Agricultural Uses in August and September of 2024. At the P&E Committee meeting on October 22, 2024, I will prioritize amendments relating to Miscellaneous Uses, which include Historic Structure Reuse and Transfer of Development. I will also consider clean-up amendments to all Use Categories that we have completed thus far: Agricultural Uses; Residential Uses; Public, Civic, and Institutional Uses; Commercial Uses; and Industrial Uses. I want to emphasize that the clean-up amendments are not meant to be major substantive amendments, as we have already carefully considered the uses in each of these Use Categories.

For its meeting on October 22, 2024, the P&E Committee will be working from the CD1 version of Bill 64 that was approved on September 26, 2024 (OCS2024-0907/10/8/2024 1:45 PM), and will be considering amendments to the following sections and provisions relating to the Miscellaneous Category:

- Bill SECTION 3 – Table 21-5.1 (Use Table), Miscellaneous Uses listed on page 10 in teal;
- Bill SECTION 3 – ROH Section 21-5.40 *et seq*. (pages 83 to 86), Miscellaneous Uses;

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- Bill SECTIONS 70, 71, and 72 (pages 190 to 231) – ROH Section 21-10.1, Miscellaneous Use definitions; and
- Bill SECTIONS 4 through 69 (pages 86 to 190), and 73 through 93 (pages 231 to 264) – Miscellaneous Use conforming amendments.

The P&E Committee will also consider proposed clean-up amendments to sections and provisions of all Use Categories that we have completed thus far (Agricultural Uses; Residential Uses; Public, Civic, and Institutional Uses; Commercial Uses; and Industrial Uses); however, the clean-up amendments are meant to be minor edits to clarify and supplement the language, not major revisions that propose significant substantive amendments.

Please observe the following process when proposing amendments to Bill 64:

1. As a starting point, use the CD1 version of Bill 64 (OCS2024-0907/10/8/2024 1:45 PM) via the following link: https://hnldoc.ehawaii.gov/hnldoc/document-download?id=22666. Proposed amendments should further amend the CD1, and references to bill SECTIONS and ROH sections should be based on the numbering scheme in the CD1.

2. Amendments should be proposed using the attached matrix form for Miscellaneous Uses, which is similar to the matrix form used to propose amendments to the City's General Plan and Development Plans. For your use, a WORD file for all of the matrices may be downloaded from the M:Drive in the "Planning & the Economy folder" and the "Bill 64 (2023) Bill 10 (2022)" subfolder.

3. Submit your proposed amendments via memorandum directed to Pearlene Sotelo, P&E Committee Clerk. Proposed amendments will be numbered as Council Communications and uploaded to the City's HNLDocs website.

4. Proposed amendments should be submitted no later than 4:30 p.m. on October 14, 2024.

Mahalo for your assistance.

Attachment: Amendment Form, Bill 64 (2023), FD1

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

TOTAL PAGES: _____

DATE: _____

COUNCILMEMBER: _____

Item No.	Bill SECTION	ROH Section, Exhibit, or Figure, and Title	Page No.	Amendment Description	Amendment Text (in Ramseyer Format)	Comments or Clarification
1						
2						
3						
4						
5						
6						
7						
8						