

MAR 08 2022

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# SENATE CONCURRENT RESOLUTION

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URGING THE DEPARTMENT OF PLANNING AND PERMITTING OF THE CITY AND COUNTY OF HONOLULU, MAYOR OF THE CITY AND COUNTY OF HONOLULU, AND THE HONOLULU CITY COUNCIL TO ENSURE GREATER PUBLIC INPUT PRIOR TO THE CONSTRUCTION OF WIND MACHINES HAVING A RATED CAPACITY OF UP TO ONE HUNDRED KILOWATTS.

1 WHEREAS, pursuant to table 21-3 of the Revised Ordinances  
2 of Honolulu, conditional use permits (minor) are required for  
3 wind machines having a rated capacity of up to one hundred  
4 kilowatts, and conditional use permits (major) are required for  
5 all wind machines having a rated capacity of over one hundred  
6 kilowatts; and

7  
8 WHEREAS, pursuant to section 21-5.700(c), Revised  
9 Ordinances of Honolulu, accessory wind machines having a rated  
10 capacity of up to one hundred kilowatts may be installed in  
11 agricultural and country zoning districts; and

12  
13 WHEREAS, section 21-2.40-2, Revised Ordinances of Honolulu,  
14 requires the Director of Planning and Permitting to hold a  
15 public hearing regarding any application for "any major permit  
16 which does not require the approval of the city council;" and

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18 WHEREAS, conversely, section 21-2.40-1, Revised Ordinances  
19 of Honolulu, only requires that the Director of Planning and  
20 Permitting ask adjoining property owners if the owners would  
21 like to have a public hearing, and if "in the judgment of the  
22 director, there is sufficient cause to hold a public hearing,  
23 the director shall hold a public hearing;" and

24  
25 WHEREAS, the noise pollution, shadow flicker, and flashing  
26 red lights caused by wind machines may adversely affect  
27 neighboring communities and property owners; and

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29 WHEREAS, changing conditional use permits required for wind  
30 machines having a rated capacity of up to one hundred kilowatts



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1 from minor to major permits will allow for greater public input;  
2 now, therefore,  
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4 BE IT RESOLVED by the Senate of the Thirty-first  
5 Legislature of the State of Hawaii, Regular Session of 2022, the  
6 House of Representatives concurring, the Department of Planning  
7 and Permitting of the City and County of Honolulu, Mayor of the  
8 City and County of Honolulu, and the Honolulu City Council are  
9 urged to ensure that:

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11 (1) Wind machines having a rated capacity of up to one  
12 hundred kilowatts are subject to a more stringent  
13 conditional use permit application review process by  
14 amending Chapter 21 of the Revised Ordinances of  
15 Honolulu to require a conditional use permit (major)  
16 for all wind machines; and  
17

18 (2) Waivers of compliance with Hawaii's environmental  
19 impact statement law, codified in Chapter 343, Hawaii  
20 Revised Statutes, for wind machines having a rated  
21 capacity of up to one hundred kilowatts are  
22 prohibited; and  
23

24 BE IT FURTHER RESOLVED that certified copies of this  
25 Concurrent Resolution be transmitted to the Mayor of the City  
26 and County of Honolulu, Director of Planning and Permitting of  
27 the City and County of Honolulu, and Chairperson of the Honolulu  
28 City Council.  
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OFFERED BY: *Kurt Jewell*

