

Donald Ikeda  
*Chair*

Virginia Isbell  
*Vice Chair*



James Y. Arakaki, *Member*  
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Pete Hoffmann, *Member*  
Fred C. Holschuh, M.D., *Member*  
Bob Jacobson, *Member*  
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Gary Safarik, *Member*

**HAWAI'I COUNTY COUNCIL  
COMMITTEE ON PUBLIC WORKS &  
INTERGOVERNMENTAL RELATIONS  
23rd Session**

**DATE:** July 18, 2006 (Tuesday)  
**PLACE:** Councilroom  
**TIME:** 9:00 a.m.

**(Note: Please turn cell phones, pagers and other mobile communication devices on silent mode.)**

**CALL TO ORDER**

**STATEMENTS FROM THE PUBLIC ON ITEMS ON THE AGENDA**

**REFERRALS**

Comm. 975:  
(Bill 311) AN ORDINANCE AMENDING CHAPTER 5, ARTICLE 1, HAWAI'I COUNTY CODE 1983 (2005 EDITION, AS AMENDED), RELATING TO THE BUILDING CODE  
From Council Vice Chair Virginia Isbell, dated July 3, 2006, transmitting the above bill relating to amnesty permits of the Building Code. Owners of unpermitted residential buildings or agricultural farm structures completed before January 1, 2006 may want to comply with the Building Code. This bill will create an amnesty period beginning October 1, 2006 through September 30, 2007. All amnesty permits must satisfy the requirements of the Building Code which include permit fees.

**The purpose of this bill is to amend Chapter 5, Article 1, Hawai'i County Code 1983, (2005 Edition, as amended), by adding a new section 5-1.0.12(a). The County Council finds that residents with unpermitted construction work within the County of Hawai'i may want to legalize their buildings. Consequently, this bill would create an amnesty period beginning October 1, 2006 through September 30, 2007 during which time, owners of unpermitted buildings may bring their structures into compliance with the County Building Code without penalty. During this amnesty period, owners of unpermitted buildings completed prior to January 1, 2006 may apply for a permit to bring their buildings in compliance with Chapter 5, the County Building Code. Owners who secure a permit, pursuant to this amnesty program, who otherwise comply with all provisions of the County Building Code, will be exempt from all civil and criminal penalties pursuant to Sections 5-1.0.6 and 5-1.0.12 that might otherwise be imposed for constructing a structure without a building permit.**

**Recommends passage of Bill 311 on first reading.**

Comm. 976:  
(Bill 312) AN ORDINANCE AMENDING CHAPTER 5, ARTICLE 1, HAWAI'I COUNTY CODE 1983 (2005 EDITION, AS AMENDED), RELATING TO THE PLUMBING CODE  
From Council Vice Chair Virginia Isbell, dated July 3, 2006, transmitting the above bill relating to amnesty permits of the Plumbing Code. Owners of unpermitted residential buildings or agricultural farm structures completed before January 1, 2006 may want to comply with the Plumbing Code. This bill will create an amnesty period beginning October 1, 2006 through September 30, 2007. All amnesty permits must satisfy the requirements of the Plumbing Code which include permit fees.

**The purpose of this bill is to amend Chapter 17, Article 2, Hawai'i County Code 1983, (2005 Edition, as amended), by adding a new section 17-17.1. The County Council finds that residents with unpermitted construction work within the County of Hawai'i may want to legalize their buildings. Consequently, this bill would create an amnesty period beginning October 1, 2006 through September 30, 2007 during which time, owners of unpermitted buildings may bring their structures into compliance with the County Plumbing Code without penalty. During this amnesty period, owners of unpermitted buildings completed prior to January 1, 2006 may apply for a permit to bring their buildings in compliance with Chapter 17, the County Plumbing Code. Owners who secure a permit, pursuant to this amnesty program, who otherwise comply with all provisions of the County Plumbing Code, will be exempt from all civil and criminal penalties pursuant to Section 17-9 that might otherwise be imposed for constructing a structure without a plumbing permit.**

**Recommends passage of Bill 312 on first reading.**

Comm. 977:  
(Bill 313) AN ORDINANCE AMENDING CHAPTER 5, ARTICLE 1, HAWAI'I COUNTY CODE 1983 (2005 EDITION, AS AMENDED), RELATING TO THE ELECTRICAL CODE  
From Council Vice Chair Virginia Isbell, dated July 3, 2006, transmitting the above bill relating to amnesty permits of the Electrical Code. Owners of unpermitted residential buildings or agricultural farm structures completed before January 1, 2006 may want to comply with the Electrical Code. This bill will create an amnesty period beginning October 1, 2006 through September 30, 2007. All amnesty permits must satisfy the requirements of the Electrical Code which include permit fees.

**The purpose of this bill is to amend Chapter 9, Article 5, Division 2, Hawai'i County Code 1983, (2005 Edition, as amended), by adding a new section 9.41.1. The County Council finds that residents with unpermitted construction work within the County of Hawai'i may want to legalize their buildings. Consequently, this bill would create an amnesty period beginning October 1, 2006 through September 30, 2007 during which time, owners of unpermitted buildings may bring their structures into compliance with the County Electrical Code without penalty. During this amnesty period, owners of unpermitted buildings completed prior to January 1, 2006 may apply for a permit to bring their buildings in compliance with Chapter 9, the County Electrical Code. Owners who secure a permit, pursuant to this amnesty program, who otherwise comply with all provisions of the County Electrical Code, will be exempt from all civil and criminal penalties pursuant to Sections 9-6 and 9-41 that might otherwise be imposed for constructing a structure without a electrical permit.**

**Recommends passage of Bill 313 on first reading.**

## ADJOURNMENT

The meeting place is accessible for persons with disabilities. Persons who need special accommodations to attend this meeting should call 961-8245 by **July 14, 2006**. Persons using TDDs may call 961-8521.

Copies of this agenda and the items listed on the agenda are posted and filed at the County Clerk's Office, 25 Aupuni St., Hilo; the Office of the Mayor, 75-5706 Kuakini Highway, Suite 103, Kailua-Kona; and the Kona Councilmembers' Office, Kailua Trade Center, 75-5706 Hanama Place, Suite 109, Kailua-Kona; and at the Waimea Council Members' Office at the Holomua Center, 64-1067 Māmalahoa Highway, Suite 5, Waimea, Hawai'i 96743. For further information, please call 961-8245.

Videoconferencing is available at the following locations:

- Kona Council Office at the Kailua Trade Center; and
- Waimea Council Office at the Holomua Center.

If for technical reasons the video connection cannot be made and/or is disrupted, the scheduled meeting will continue.

Submitting Testimony: Those persons wishing to testify in person must register with the County Clerk's staff. Those testifying in person and submitting written testimony at the meeting should bring sixteen (16) copies of the testimony for distribution at the meeting. Those persons unable to testify in person may submit testimony (1) by mail to the County Clerk's Office in Hilo at the above address, (2) by facsimile to (808) 961-8912, or (3) by e-mail to [counciltestimony@co.hawaii.hi.us](mailto:counciltestimony@co.hawaii.hi.us). **Please submit a written testimony for each item.** Copies will be made and distributed at the meeting when transmitted in a timely manner. In any case, both oral and written testimony will be made a part of the public record.

Notice to Lobbyists: If you are a lobbyist, you must register with the Hawai'i County Clerk within five days of becoming a lobbyist {Article 15, Section 2-91.3(b), Hawai'i County Code}. A lobbyist means "any individual engaged for pay or other consideration who spends more than five hours in any month or \$275 in any six-month period for the purpose of attempting to influence legislative or administrative action by communicating or urging others to communicate with public officials." {Article 15, Section 2-91.3(a)(6), Hawai'i County Code} Registration forms and expenditure report documents are available at the Office of the County Clerk-Council, 25 Aupuni Street, Hilo, Hawai'i 96720.

VIEWING OF MEETINGS ON GOVERNMENT ACCESS TELEVISION - Channel 52 (Hilo/Kona)  
Finance, Public Works & Intergovernmental Relations and Environmental Management Committee meetings - Tuesdays, July 25 & August 1, 2006, at 8:30 p.m.; and Public Safety & Parks and Recreation and Planning Committee meetings - Thursdays, July 27 & August 3, 2006, at 8:30 p.m.; and all five Committee meetings - Sunday, August 6, 2006, at 10:30 a.m.

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