

Article 12. Indigenous Hawaiian Architecture

Sections:

16-12.1 Policy.

16-12.2 Rules.

16-12.3 Housing code exclusion.

16-12.4 Indemnification and responsibility.

Sec. 16-12.1 Policy.

This code shall be administered with due consideration given to the policy of the city that indigenous Hawaiian architecture furthers the city's compelling interest in cultural, environmental, and historic preservation; energy efficiency; economic development; aesthetic beauty; and public safety. For purposes of this section, indigenous Hawaiian architecture includes any of the predominant architectural practices, customs, styles, and techniques historically employed by the native residents of the Hawaiian Islands, including structures comprised of either rock walls or wood frames for the bottom portion of structures and thatch of different native grasses and leaves for the roof. (Added by Ord. 04-26)

Sec. 16-12.2 Rules.

The building official shall adopt rules, pursuant to HRS Chapter 91, to further the city's policy on indigenous Hawaiian architecture. The rules shall specifically identify predominant architectural styles and techniques historically employed by the native residents of the Hawaiian Islands. The rules shall express general approval of such styles and techniques, to the extent that they do not conflict with the building code's overall purposes, including but not limited to fire resistance, durability, safety and sanitation. (Added by Ord. 04-26)

Sec. 16-12.3 Housing code exclusion.

The building official may exclude Hawaiian architecture structures constructed in accordance with the rules adopted pursuant to Section 16-12.2 from the requirements in Chapter 27. (Added by Ord. 04-26)

Sec. 16-12.4 Indemnification and responsibility.

The property owner shall defend, indemnify and hold harmless the city, its officers and agents, from all claims, demands, suits, actions or proceedings of every name, character and description which may be brought against the city for or on account of any injuries or damages to any person or property as a consequence of any work done under a permit issued for an indigenous Hawaiian architecture structure. (Added by Ord. 04-26)