



A BILL FOR AN ORDINANCE

A BILL FOR AN ORDINANCE RELATING TO MALLS.

BE IT ORDAINED by the people of the City and County of Honolulu:

SECTION 1. Purpose. The purpose of this ordinance is to amend the pedestrian mall ordinance to permit the parking of mopeds in bicycle racks on the Fort Street Mall.

SECTION 2. Section 15-25.1, Revised Ordinances of Honolulu 1990 ("Establishment of pedestrian malls"), is amended by amending subsection (b) to read as follows:

"(b) That portion of Fort Street extending from the makai side of Beretania Street to the mauka side of Queen Street is closed to vehicular traffic and is established as a pedestrian mall.

(1) Except as hereinafter provided, it is unlawful for any person to park, or cause to be parked, or to operate or propel, or cause to be operated or propelled, any vehicle (as defined in the traffic code) upon the mall hereinabove established; provided, however, that vehicular traffic on Hotel, King and Merchant Streets crossing the intersections at Hotel and Fort, King and Fort, and Merchant and Fort, respectively, shall be exempted from the provisions of this section.

(2) Notwithstanding the prohibitions contained in subdivision (1), vehicles may be allowed on the mall as specified herein:

(A) Passenger vehicles may be operated on the mall between Beretania and Pauahi Streets at all times for the purpose of loading and unloading passengers for Blaisdell Hotel and the Catholic church; and in addition thereto vehicles may, under police control, park in the area designated for parking during weddings or funeral services and other special events held at the Catholic church.

(B) Passenger vehicles may be operated on the mall between Merchant Street and the C.Brewer driveway for the purpose of exiting from the C. Brewer parking lot.



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- (C) Passenger vehicles loading or unloading passengers at Blaisdell Hotel and the Catholic church shall load or unload passengers only within the area designated for such purposes for the respective establishments.
- (D) Any vehicle used by, or serving business firms between, Bethel Street and Fort Street via Chaplain Lane and/or the two service alleys situated between Bethel Street and Fort Street may at any time enter the mall from Chaplain Lane, and shall exit on Pauahi Street; and further, any vehicle used by or serving C. Brewer & Co. may at any time enter the mall through the existing C. Brewer driveway.
- (E) It is lawful during the period from two p.m. to 10 a.m. of the following day, and all day on Sundays, to operate or propel a vehicle upon the mall for the purpose of delivering property to or receiving the same from a store, shop, office or other establishment in or upon any premises abutting on the mall or for the purpose of cleaning or maintaining the mall, except for that portion of the mall between Merchant Street and Queen Street, where it is lawful to operate or propel a vehicle at anytime only for purposes of cleaning or maintaining the mall, providing emergency services or exiting and entering the C. Brewer driveway. A vehicle for cleaning or maintaining the mall may be lawfully operated on the mall pursuant to this paragraph only if it is an "authorized maintenance vehicle."
- (F) Vehicular traffic allowed under this subsection shall travel only upon the area delineated for travel and shall move only in the makai direction, except upon portions between King Street and Merchant Street, where traffic may move in either direction and between Merchant Street and the C. Brewer driveway, where traffic shall move only in the mauka direction; and except further that the direction of bicycle travel shall be subject to paragraph (H). No vehicle shall park at any time for any purpose upon the area clearly delineated for travel.
- (G) Passenger vehicles loading or unloading passengers at Blaisdell Hotel and the Catholic church may park for such purpose for a period not exceeding three minutes; and vehicles loading or unloading freight under the provision of subsection (b)(2)(E) may park for a period not exceeding 30 minutes.



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- (H) Bicycles shall be permitted on the mall, provided that, unless otherwise provided under this paragraph:
- (1) The operators of such bicycles shall be dismounted, but may travel in any direction of the mall; and
 - (2) The bicycles shall be parked only in bicycle racks which the City and County of Honolulu shall provide on the mall for that purpose.

Information and safety officers of the Fort Street Mall business improvement district association or its contractor may ride bicycles upon the mall while in the performance of their duties.

This paragraph shall control over any conflicting provision that may arise should the Fort Street Mall be designated as any type of bikeway.

- (I) Pedestrians shall at all times have the right-of-way upon the mall.
- (J) The speed limit upon the mall shall not exceed five miles per hour.
- (K) Mopeds shall be permitted on the mall, provided that:

- (1) The moped is not operated on the mall but escorted by the dismounted moped operator, and may be escorted in any direction on the mall; and
- (2) The moped shall only be parked in bicycle racks designated for moped parking by signage of the City and County of Honolulu."

SECTION 3. New ordinance material is underscored. When revising, compiling or printing this ordinance for inclusion in the Revised Ordinances of Honolulu, the revisor of ordinances need not include the underscoring.



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SECTION 4. This ordinance shall take effect upon its approval.

INTRODUCED BY:

Miss Galtard

DATE OF INTRODUCTION:

MAY 03 2012

Honolulu, Hawaii

Councilmembers

APPROVED AS TO FORM AND LEGALITY:

Dawn DMS

Deputy Corporation Counsel

APPROVED this 25 day of July 20 12.

Peter B. Carlisle

PETER B. CARLISLE, Mayor
City and County of Honolulu

CITY COUNCIL
CITY AND COUNTY OF HONOLULU
HONOLULU, HAWAII
C E R T I F I C A T E

ORDINANCE **12-27**

BILL 46 (2012)

Introduced: 05/03/12 By: TULSI GABBARD

Committee: SAFETY, ECONOMIC
DEVELOPMENT AND
GOVERNMENT AFFAIRS

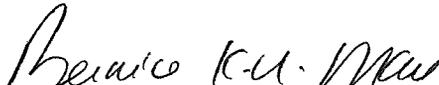
Title: A BILL FOR AN ORDINANCE RELATING TO MALLS.

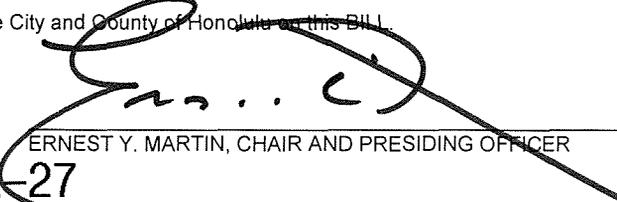
Links: [BILL 46 \(2012\)](#)
[CR-186](#)
[CR-210](#)

Voting Legend: Y= Aye, Y* = Aye w/Reservations, N = No, A = Absent, ABN = Abstain

COUNCIL	05/09/12	BILL PASSED FIRST READING AND REFERRED TO COMMITTEE ON SAFETY, ECONOMIC DEVELOPMENT AND GOVERNMENT AFFAIRS.							
ANDERSON	Y	BERG	Y	CACHOLA	Y	CHANG	Y	GABBARD	Y
GARCIA	Y	HARIMOTO	Y	KOBAYASHI	Y	MARTIN	Y		
SAFETY, ECONOMIC DEVELOPMENT AND GOVERNMENT AFFAIRS	05/22/12	CR-186 – BILL REPORTED OUT OF COMMITTEE FOR PASSAGE ON SECOND READING AND SCHEDULING OF A PUBLIC HEARING.							
PUBLISH	05/26/12	PUBLIC HEARING NOTICE PUBLISHED IN THE HONOLULU STAR-ADVERTISER.							
COUNCIL/PUBLIC HEARING	06/06/12	CR-186 ADOPTED. BILL PASSED SECOND READING, PUBLIC HEARING CLOSED AND REFERRED TO COMMITTEE ON SAFETY, ECONOMIC DEVELOPMENT AND GOVERNMENT AFFAIRS.							
ANDERSON	Y	BERG	Y	CACHOLA	Y	CHANG	Y	GABBARD	Y
GARCIA	Y	HARIMOTO	Y	KOBAYASHI	Y	MARTIN	Y		
PUBLISH	06/18/12	SECOND READING NOTICE PUBLISHED IN THE HONOLULU STAR-ADVERTISER.							
SAFETY, ECONOMIC DEVELOPMENT AND GOVERNMENT AFFAIRS	06/26/12	CR-210 – BILL REPORTED OUT OF COMMITTEE FOR PASSAGE ON THIRD READING.							
COUNCIL	07/11/12	CR-210 ADOPTED AND BILL 46 (2012) PASSED THIRD READING.							
ANDERSON	Y	BERG	Y	CACHOLA	Y	CHANG	Y	GABBARD	Y
GARCIA	Y	HARIMOTO	Y	KOBAYASHI	Y	MARTIN	Y		

I hereby certify that the above is a true record of action by the Council of the City and County of Honolulu on this BILL.


BERNICE K.H. MAU, CITY CLERK


ERNEST Y. MARTIN, CHAIR AND PRESIDING OFFICER