

DEPARTMENT OF FACILITY MAINTENANCE
CITY AND COUNTY OF HONOLULU

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KIRK CALDWELL
MAYOR



ROSS S. SASAMURA, P.E.
DIRECTOR AND CHIEF ENGINEER

EDUARDO P. MANGLALLAN
DEPUTY DIRECTOR

IN REPLY REFER TO:
14-005

January 14, 2014

The Honorable Carol Fukunaga, Chair
and Members of the Committee on Public
Safety and Economic Development
Honolulu City Council
530 South King Street, Room 202
Honolulu, Hawaii 96813

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2014 JAN 14 A 8:35
CITY COUNCIL
HONOLULU, HAWAII

Dear Chair Fukunaga and Councilmembers:

SUBJECT: Bill 6 - Relating to Sidewalks and Malls

The Administration continues to appreciate the Council's efforts to protect the health, safety and welfare of the citizens of the City and County of Honolulu on public sidewalks and malls. We respectfully request your consideration of a possible conflict between Bill 6 and Ordinances 11-29 (Stored Property) and 13-8 (Sidewalk Nuisances).

Public sidewalks and malls must be clear of tents, structures and other objects that block, obstruct, or restrict safe passage of pedestrian traffic. Provisions in Ordinances 11-29 and 13-8 prohibit such objects and have proven effective in addressing obstructions and nuisances, which threaten safe passage.

Bill 6 prohibits occupying tents that were erected on public sidewalks and malls without a permit and includes provisions for the Director of Budget and Fiscal Services to issue such permits when public convenience and necessity dictate. It is our position that tents should not be erected on a public sidewalk or mall due to the resulting health and safety hazards in any instance, with or without a permit.

We urge the Council to consider our testimony as well as the existing ordinances enacted to address safe passage on sidewalks.

The Honorable Carol Fukunaga, Chair
and Members of the Committee on Public
Safety and Economic Development
January 13, 2014
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Thank you for the opportunity to present our testimony on the Bill.

Sincerely,



Ross S. Sasamura, P.E.
Director and Chief Engineer

APPROVED:



Ember Lee Shinn
Managing Director