



RESOLUTION

URGING THE CITY ADMINISTRATION TO INCREASE ITS EFFORTS TO REMOVE SIDEWALK NUISANCES FROM CITY SIDEWALKS.

WHEREAS, HRS Section 46-1.5 (12) authorizes the City and County of Honolulu to enact and enforce ordinances necessary to prevent or summarily remove public nuisances and to compel the clearing or removal of any public nuisance from sidewalks; and

WHEREAS, Chapter 29, Article 16, Revised Ordinances of Honolulu 1990 (ROH), adopted by the Council and approved by the Mayor in April 2013, authorizes the summary removal by the City of sidewalk nuisances from City sidewalks; and

WHEREAS, Section 29-16.2, ROH, defines "sidewalk nuisance" as any object or collection of objects constructed, erected, installed, maintained, kept, or operated on or over any sidewalk, including but not limited to structures, stall, stands, tents, furniture, and containers, and any of their contents or attachments; and

WHEREAS, it was the Council's intent in enacting the sidewalk nuisance law not to cure homelessness, but to address specific issues relating to the public's use of sidewalks and its ability to use sidewalks as a means of access to businesses, residences and public and health care facilities; and

WHEREAS, it is the Council's understanding that the City's continued efforts to enforce the sidewalk nuisance law have been successful in certain areas where community complaints are greatest; and

WHEREAS, although the City has conducted hundreds of sidewalk cleanings to enforce the sidewalk nuisance law, problems still exist on many sidewalks where persons continue to block public sidewalks, including sidewalks located at:

- South King Street between Pensacola Street and Piikoi Street;
- The area on the corner of Sheridan Street and Makaloa Street;
- South King Street between Kalakaua Avenue and Hauoli Street;
- The area on the corner of Waiālae Avenue and Palolo Avenue; and
- Isenberg Street between South King Street and Date Street;

and

WHEREAS, the Council finds that there is a compelling need to step up enforcement of the sidewalk nuisance law; now, therefore,



RESOLUTION

BE IT RESOLVED by the Council of the City and County of Honolulu that the City administration is urged to increase its efforts to enforce the sidewalk nuisance law and secure safe passage on City sidewalks for all residents, visitors and businesses; and

BE IT FURTHER RESOLVED that the City administration is urged to submit a report to Council by March 1, 2016 which: 1) evaluates and identifies certain locations that currently experience sidewalk nuisances; 2) sets forth the steps the administration will take to address the problem of sidewalk nuisances; and 3) suggests areas for the expansion of the sit-lie boundaries; and

BE IT FINALLY RESOLVED that copies of this Resolution be transmitted to the Mayor and the Director and Chief Engineer of the Department of Facility Maintenance.

INTRODUCED BY:

Ann Kobayashi

OCT 13 4H 3:32
CITY AND COUNTY OF HONOLULU
CLERK
RECEIVED

DATE OF INTRODUCTION:

OCT 13 2015
Honolulu, Hawaii

Councilmembers

CITY COUNCIL
CITY AND COUNTY OF HONOLULU
HONOLULU, HAWAII
CERTIFICATE

RESOLUTION 15-285

Introduced: 10/13/15 By: ANN KOBAYASHI

Committee: PUBLIC HEALTH, SAFETY
AND WELFARE

Title: RESOLUTION URGING THE CITY ADMINISTRATION TO INCREASE ITS EFFORTS TO REMOVE
SIDEWALK NUISANCES FROM CITY SIDEWALKS.

Voting Legend: * = Aye w/Reservations

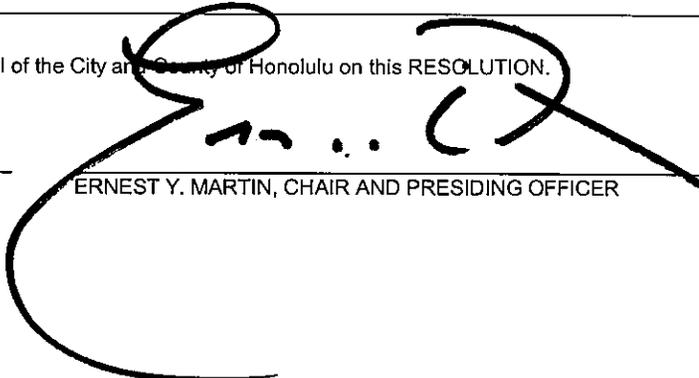
10/20/15 PUBLIC HEALTH, SAFETY AND WELFARE CR-389 – RESOLUTION REPORTED OUT OF COMMITTEE FOR ADOPTION.

11/04/15 COUNCIL CR-389 AND RESOLUTION 15-285 WERE ADOPTED.
8 AYES: ANDERSON, FUKUNAGA, KOBAYASHI, MANAHAN, MARTIN, MENOR,
OZAWA, PINE*.
1 NO: ELEFANTE.

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



GLEN I. TAKAHASHI, CITY CLERK



ERNEST Y. MARTIN, CHAIR AND PRESIDING OFFICER