O R D I N A N C E S

CITY AND COUNTY OF HONOLULU

Nos. 177-230

(For subjects covered by these ordinances see subject index).

Municipal Reference Library
City and County of Honolulu

ORDINANCES OF THE CITY AND COUNTY OF HONOLULU

TERRITORY OF HAWAII

Ordinance No.

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BILL NO. 33.

ORDINANCE NO. 177

AN ORDINANCE RELATING TO THE CARRYING AND DISPLAYING OF CERTAIN FLAGS.

Be it ordained by the People of the City and County of Honolulu:

Sec. 1. No red or black flag, banner, ensign, pennant or sign, and no banner, ensign, pennant or sign having upon it any inscription opposed to organized government or which is sacrilegious, or which may be derogatory to public morals, shall be carried in any parade within the City and County of Honolulu or displayed upon any pole or flagstaff, or otherwise displayed, exhibited or shown upon or about any building or structure; provided, however, that nothing herein contained shall be construed to include the use of a red flag as a warning in the use of explosives in the case of structural or repair work or as a warning against the unstable or dangerous character of any building or structure or the use of red flag or flags by railroad or street railway companies or the use of a red flag as provided in Ordinance No. 176.

Sec. 2. Whoever violates any provisions of this Ordinance shall be punished for each offense by a fine of not more than one hundred dollars ($100.00), or by imprisonment for a period of six (6) months, or by both such fine and imprisonment.

Sec. 3. This Ordinance shall take effect from and after the date of its approval.

Introduced by

Edward P. Lord

Supervisor.

Date of Introduction:
February 17th, 1920.

APPROVED THIS 8th DAY OF April A. D. 1920

John H. Wilson

MAYOR, CITY AND COUNTY OF HONOLULU, T. H.

Bill
~~ORDINANCE~~ NUMBER 33

AN ORDINANCE RELATING TO THE CARRYING AND DISPLAYING OF CERTAIN FLAGS.

Be it ordained by the People of the City and County of Honolulu:

Sec. 1. No red or black flag, banner, ensign, pennant or sign, and no banner, ensign, pennant or sign having upon it any inscription opposed to organized government or which is sacrilegious, or which may be derogatory to public morals, shall be carried in any parade within the ~~Territory~~ City & County of Honolulu or displayed upon any pole or flagstaff, or otherwise displayed, exhibited or shown upon or about any building or structure; provided, however, that nothing herein contained shall be construed to include the use of a red flag as a warning in the use of explosives in the case of structural or repair work or as a warning against the unstable or dangerous character of any building or structure.

Sec. 2. Whoever violates any provisions of this ~~Act~~ Ordinance (~~may be arrested without a warrant and~~) shall be punished for each offense by a fine of not more than one hundred dollars ($100), or by imprisonment for a period of six (6) months, or by both such fine and imprisonment.

Sec. 3. This Ordinance shall take effect from and after the date of its approval.

Introduced by [signature] Supervisor.

Date of introduction February 17th 1920.

not to Feb. 17, 1920.

Advertiser: Mar. 22, 23, 24, 1920
as amended & g. finit. Mar. 19, 1920.
Apr. 6, 1920.
April 7, 1920.
April 9, 1920.
Sv. Apr. 10, 12, 14, 1920.

BILL NO. 40

ORDINANCE NO. 178

AN ORDINANCE AMENDING ORDINANCE NO. 177 RELATING TO THE CARRYING AND DISPLAYING OF CERTAIN FLAGS.

Be it ordained by the people of the City and County of Honolulu:

SECTION 1. That Section 1 of Ordinance No. 177 be amended so as to read when amended as follows:

"Section 1. No red or black flag, banner, ensign, pennant or sign, and no banner, ensign, pennant or sign having upon it any inscription opposed to organized government or which is sacrilegious or which may be derogatory to public morals shall be displayed within the City and County of Honolulu; provided, however, that nothing herein contained shall be construed to include the use of a red flag as a warning in the use of explosives in the case of structural or repair work or as a warning against the unstable or dangerous character of any building or structure or the use of red flag or flags by railroad or street railway companies or the use of a red flag as provided in Ordinance No. 176."

SECTION 2. This ordinance shall take effect immediately.

Introduced by

Supervisor.

Date of Introduction

April 20th, 1920.

APPROVED THIS 4 DAY OF May A.D. 20

MAYOR, CITY AND COUNTY OF HONOLULU, T. H.

178

BILL NO. 35.

179

ORDINANCE NO. 179.

AN ORDINANCE AMENDING ORDINANCE NO. 112 WHICH ORDINANCE PROVIDED FOR COST OF IMPROVEMENT IN "SEAVIEW FRONTAGE IMPROVEMENT NO. 3" AND CORRECTING A MISTAKE IN ASSESSMENTS OF E. C. ROWE AND W. E. WALL.

Be it Ordained by the People of the City and County of Honolulu:

SECTION 1. That whereas a mistake was made in Ordinance No. 112 in including within the "Seaview Frontage Improvement" certain frontage hereinafter set forth belonging to E. C. Rowe and W. E. Wall that Ordinance No. 112 and all proceedings, resolutions and Engineers reports therein referred to and incorporated and the assessment roll therein referred to and incorporated be amended and corrected so as to provide that the following described fromtage belonging to E. C. Rowe and W. E. Wall respectively, be eliminated therefrom and from paying the assessment levied by said ordinance, to-wit:

E. C. ROWE

45.11 feet on makai side of Vancouver Highway running Waikiki from boundary of said district as shown on map.

W. E. WALL

45.11 feet Ewa and 45.11 feet Waikiki from boundary of said district as shown on map and on mauka side of Vancouver Highway.

SECTION 2. That this correction take effect as of the date of the date Ordinance No. 112 became effective.

INTRODUCED BY

Chas. H. Arnold

Supervisor.

Date of Introduction:
March 26th. A.D.1920.

APPROVED THIS 10th DAY OF May A. D. 1920

J. P. R. Wilson

MAYOR, CITY AND COUNTY OF HONOLULU, T. H.

March 26, 1920
Star-Bulletin: mar-29, 30, 31
April 29, 1920
May 4, 1920
May 5, 1920
with approval May 10, 1920
May 10, 11, 12-1920

179

1123

BILL NO. 35

ORDINANCE NO._____

AN ORDINANCE AMENDING ORDINANCE NO. 112 WHICH ORDINANCE PROVIDED FOR COST OF IMPROVEMENT IN "SEAVIEW FRONTAGE IMPROVEMENT NO. 3" AND CORRECTING A MISTAKE IN ASSESSMENTS OF E.C. ROWE AND W.E. WALL.

Be it Ordained by the People of the City and County of Honolulu:

SECTION 1. THAT WHEREAS a mistake was made in Ordinance No. 112 in including within the "Seaview Frontage Improvement" certain frontage hereinafter set forth belonging to E.C. Rowe and W.E. Wall that Ordinance No. 112 and all proceedings, resolutions and Engineers reports therein referred to and incorporated and the assessment roll therein referred to and incorporated be amended and corrected so as to provide that the following described frontage belonging to E.C. Rowe and W.E. Wall respectively, be eliminated therefrom and from paying the assessment levied by said ordinance, to-wit:

E. C. ROWE

45.11 feet on makai side of Vancouver Highway running Waikiki from boundary of said district as shown on map.

W. E. WALL

45.11 feet Ewa and 45.11 feet Waikiki from boundary of said district as shown on map and on mauka side of Vancouver Highway.

SECTION 2. That this correction take effect as of the date of the date Ordinance No. 112 became effective.

INTRODUCED BY

Chas. U. Ansch.

Supervisor.

Date of Introduction:

March 16 A.D.1920.

APPROVED THIS 10th DAY OF May A. D. 1920

J. L. R. Wilson

MAYOR, CITY AND COUNTY OF HONOLULU, T. H.

BILL NO. 36

ORDINANCE NO. _____

AN ORDINANCE TO AMEND ORDINANCE NO. 12 OF THE CITY AND COUNTY OF HONOLULU, TERRITORY OF HAWAII, BEING ENTITLED "AN ORDINANCE REGULATING THE CARRYING OF PASSENGERS FOR HIRE IN LICENSED VEHICLES, PROVIDING THE RATES OF FARE FOR THE CARRYING OF PASSENGERS IN SUCH VEHICLES, AND PROVIDING FOR PUNISHMENT FOR VIOLATIONS OF THE PROVISIONS OF THE ORDINANCE, "AS AMENDED BY ORDINANCES NO. 36, No. 54, NO. 72 and NO. 94 OF THE CITY AND COUNTY OF HONOLULU, BY AMENDING SECTION 9 THEREOF.

Be it Ordained by the People of the City and County of Honolulu:

Section 1. Section 9 of Ordinance No. 12 of the City and County of Honolulu as amended by Ordinances No. 36, No. 54, No. 72 and No. 94 of the City and County of Honolulu is hereby further amended by adding Sub-section 5 to the end

at its junction with

take effect from and

d by

Chas. U. Arnold

upervisor.

O.

BILL NO. 36

ORDINANCE NO. ____

AN ORDINANCE TO AMEND ORDINANCE NO. 12 OF THE CITY AND COUNTY OF HONOLULU, TERRITORY OF HAWAII, BEING ENTITLED "AN ORDINANCE REGULATING THE CARRYING OF PASSENGERS FOR HIRE IN LICENSED VEHICLES, PROVIDING THE RATES OF FARE FOR THE CARRYING OF PASSENGERS IN SUCH VEHICLES, AND PROVIDING FOR PUNISHMENT FOR VIOLATIONS OF THE PROVISIONS OF THE ORDINANCE, "AS AMENDED BY ORDINANCES NO. 36, No. 54, NO. 72 and NO. 94 OF THE CITY AND COUNTY OF HONOLULU, BY AMENDING SECTION 9 THEREOF.

Be it Ordained by the People of the City and County of Honolulu:

Section 1. Section 9 of Ordinance No. 12 of the City and County of Honolulu as amended by Ordinances No. 36, No. 54, No. 72 and No. 94 of the City and County of Honolulu is hereby further amended by adding Sub-section 5 to the end thereof to read as follows:

"(5) Makai side of Pauahi Street at its junction with Fort Street for five motor vehicles."

Section 2. This ordinance shall take effect from and after the date of its approval.

Introduced by

Chas. U. Arnold

Supervisor.

Date of Introduction

This 26 day of Mar, A.D.1920.

[illegible] Pending order [illegible]
Action Dep. 4-1-20
" " 4-6-20.

BILL NO. 36.

ORDINANCE NO. 180.

AN ORDINANCE TO AMEND ORDINANCE NO. 12 OF THE CITY AND COUNTY OF HONOLULU, TERRITORY OF HAWAII, BEING ENTITLED "AN ORDINANCE REGULATING THE CARRYING OF PASSENGERS FOR HIRE IN LICENSED VEHICLES, PROVIDING THE RATES OF FARE FOR THE CARRYING OF PASSENGERS IN SUCH VEHICLES, AND PROVIDING FOR PUNISHMENT FOR VIOLATIONS OF THE PROVISIONS OF THE ORDINANCE, "AS AMENDED BY ORDINANCES NO. 36, NO. 54, NO. 72 AND NO. 94 OF THE CITY AND COUNTY OF HONOLULU, BY AMENDING SECTION 9 THEREOF.

Be it Ordained by the People of the City and County of Honolulu:

Section 1. Section 9 of Ordinance No. 12 of the City and County of Honolulu as amended by Ordinances No. 36, No. 54, No. 72 and No. 94 of the City and County of Honolulu is hereby further amended by adding Sub-section 5 to the end thereof to read as follows:

"(5) Makai side of Pauahi Street at its junction with Fort Street for five motor vehicles."

"(6) Ewa side of Kapahulu Road on corner of Waialae Road for six motor vehicles."

Section 2. This ordinance shall take effect from and after the date of its approval.

Introduced by

Edward U. Arnold

Supervisor.

Date of Introduction:
This 26th day of March, A.D.1920.

APPROVED THIS 10th DAY OF May A. D. 1920

J. L. Wilson

MAYOR, CITY AND COUNTY OF HONOLULU, T. H.

not to ... March 26, 1920.
... Star-Bulletin: May 1-3-4-1920.
... amended: April 29, 1920.
May 4, 1920.
May 5th, 1920.
... with approval - May 10, 1920.
May 10-11-12-1920.

180

BILL NO. 31

ORDINANCE NO. 181.

AN ORDINANCE CREATING THE PURCHASING DEPARTMENT OF THE CITY AND COUNTY OF HONOLULU, PROVIDING FOR THE APPOINTMENT OF A PURCHASING AGENT, DEFINING HIS DUTIES, DESCRIBING THE PROCEDURE FOR THE REQUISITION AND FURNISHING OF MATERIALS AND SUPPLIES, PROVIDING PENALTIES FOR THE VIOLATION OF THIS ORDINANCE, (AND REPEALING ORDINANCES NO. 76 AND NO. 108.)

Be It Ordained By The People Of The City And County Of Honolulu:

SECTION 1. ESTABLISHING THE DEPARTMENT. There is hereby created a department to be known as the Purchasing Department of the City and County of Honolulu. Such department shall be in charge of an officer to be known as the Purchasing Agent who shall be appointed by the Mayor with the approval of the Board of Supervisors. Such officer shall receive such salary as shall be appropriated from time to time by the Board of Supervisors and shall give a bond to the City and County of Honolulu in such sum as may be determined by the Board of Supervisors for the faithful performance of the duties of his office.

SUPERVISION OF PURCHASE AND CALL FOR BIDS.

SECTION 2. The Purchasing Agent shall have supervision of the purchase of all materials and supplies for the City and County of Honolulu under the provisions of this ordinance. In the months of May and November of each year he shall obtain from the several departments of the City and County of Honolulu lists showing the kinds, qualities and estimated quantities of all materials and supplies that such departments may require during the respective semi-annual budget period next ensuing. From such lists, with any

advice and assistance which he may obtain from (responsible) departmental officers, he shall prepare tabulated schedules in which the names and descriptions of the said materials and supplies shall be set forth with all reasonable detail, and thereafter he shall submit the said schedules to the Board of Supervisors in time to have bids called thereon, closing not later than the 24th day of June and the 24th day of December, respectively, with a request that the Board of Supervisors order the publication according to law of a call for bids for such materials and supplies. Such call shall contain whatever lawful conditions the Board of Supervisors may prescribe in regard to forms, securities, reservations, etc. All contracts for the purchase of materials and supplies shall be made in the name of the City and County of Honolulu.

SECTION 3. OPENING OF BIDS AND AWARDING OF CONTRACTS. Immediately after the closing of bids or as soon thereafter as the same may be reached, all bids received by the Purchasing Agent in response to the advertisement therefor as hereinbefore provided, shall be opened by the City and County Clerk and the names of the bidders read aloud by him, whereupon the bids so opened shall be referred to the Purchasing Agent who shall forthwith make a complete tabulation of the contents thereof. The Purchasing Agent shall submit such tabulation to the Board of Supervisors at its meeting next ensuing after the closing of the bids as aforesaid for its action, with any recommendation he may see fit to make. Thereupon, the Board of Supervisors shall proceed to award the contract to the lowest responsible bidder in each case, unless good and sufficient reasons are shown why the lowest or any particular bid should be rejected.

SECTION 4. NOTICE OF AWARD AND ACKNOWLEDGMENT TO CONSTITUTE CONTRACT. Upon the award of contracts as prescribed in the preceding section, the Purchasing Agent shall give written notice to successful bidders of the acceptance of their bids, and obtain from them a written acknowledgment, said notice and acknowledgment to constitute a contract under this ordinance, provided, however, that the Board of Supervisors may require formal contracts whenever it so desires.

SECTION 5. PURCHASE OF MATERIALS AND SUPPLIES NOT INCLUDED IN CONTRACTS. In the event of materials and supplies being required by any department between the times of awarding semi-annual contracts, which are not included in any existing contract, the Purchasing Agent shall proceed to procure such materials and supplies in the same manner as hereinbefore provided for the beginning of a period, excepting that in case there are not more than five (5) dealers in the materials and supplies required doing business in the Territory of Hawaii, the Purchasing Agent may invite bids by identical letters mailed on the same day to such dealers instead of by public advertisement.

SECTION 6. PURCHASE OF PATENTED ARTICLES OR ARTICLES NOT SUSCEPTIBLE OF COMPETITIVE BIDS. Should any patented article or article for the sale of which there is no competition among dealers having their place of business in the Territory of Hawaii be required by any department, the Purchasing Agent may, with the approval of the Board of Supervisors, procure such article without calling for bids.

SECTION 7. PROCEDURE TO OBTAIN MATERIALS OR SUPPLIES. Any department requiring materials or supplies shall first file with the

Purchasing Agent a requisition for such materials or supplies. Such requisition shall be made in duplicate showing the date, name of the department making the same and a serial number thereof, and shall contain a list of the materials or supplies required, the appropriation to which such materials or supplies are chargeable and a certificate setting forth the necessity of the purchase of such materials or supplies, and that there is a sufficient unexpended balance in the appropriation named to cover the purchase thereof. Such requisition shall be signed by the head or any deputy of such department, and the duplicate thereof shall be retained by such department. Upon the receipt of such requisition, the Purchasing Agent shall immediately determine whether or not there is a sufficient unexpended balance, in the appropriation named, to cover the purchase of such materials or supplies, and, if he finds that there is a sufficient unexpended balance in such appropriation, he shall issue an order to the firm or dealer with whom a contract shall have been entered into for the furnishing of such materials or supplies, directing such firm or dealer to deliver the same to such department. In case such materials or supplies are not included in any contract, then such order shall be issued to the firm or dealer quoting the lowest prices therefor, on informal bids. Upon the delivery of such materials or supplies to such department, a receipt therefor shall be signed by such department. Such order shall be issued in triplicate by the Purchasing Agent, two copies to be delivered to the firm or dealer furnishing the materials or supplies required, and one copy to be retained by the said Purchasing Agent.

SECTION 8. MATERIALS AND SUPPLIES TO BE KEPT IN STOCK, WHEN. After the contract for the materials and supplies have been awarded as herein prescribed, the Purchasing Agent may, out of moneys

appropriated for this purpose from time to time by the Board of Supervisors, procure and keep on hand in some convenient and appropriate place, materials and supplies of such kinds as are in common use by the several departments of the City and County of Honolulu, and in sufficient quantity to supply the ordinary means of such departments. He shall deliver to any department making requisition, materials and supplies named therein, and the cost thereof shall be charged to the said department. The Purchasing Agent shall file claims with the Board of Supervisors against the several departments making purchases under this section, and, upon the payment of such claims, the moneys received therefrom shall be deemed reappropriated for the purpose of making further purchases under this section.

SECTION 9. EMERGENCY PURCHASES. In cases of extreme necessity or where recourse to the Purchasing Agent is impracticable, purchases of materials and supplies may be made by any department direct from any firm or dealer with whom a contract shall have been entered into for the furnishing of the same, or from any firm or dealer in case such materials and supplies are not included in any contract. Where the purchase of any materials or supplies from any firm or dealer with whom a contract shall have been entered into for the furnishing of the same is impracticable, then such materials and supplies may be purchased from any firm or dealer available. Immediately after any purchase is made under the provisions of this section, the facts in connection with the same shall be reported to the Purchasing Agent immediately thereafter.

SECTION 10. PERPETUAL INVENTORY OF ALL CITY AND COUNTY PROPERTY TO BE KEPT. The Purchasing Agent, shall immediately upon passage of this ordinance or as soon thereafter as possible, proceed to take a complete inventory of all property belonging to the City and County of Honolulu, and thereafter shall cause to be kept in his department a perpetual inventory of all property owned by the City and County. It shall be the duty of all heads of departments

to assist the purchasing agent in taking and keeping said inventory.

SECTION 11. PENALTIES. Any person violating the provisions of this Ordinance shall be deemed guilty of a misdemeanor and upon conviction thereof shall be punished by a fine of not more than ONE HUNDRED ($100.00) DOLLARS.

SECTION 12. REPEAL OF CERTAIN ORDINANCES. Ordinance No. 76 and Ordinance No. 108 are hereby repealed.

SECTION 13. EFFECTIVE WHEN. This Ordinance shall take effect upon the date of its approval.

INTRODUCED BY

Chas. U. Ansted

Supervisor.

DATE OF INTRODUCTION:

January 5th. 1920.

APPROVED THIS 25 DAY OF May A. D. 1920

John Wilson

MAYOR, CITY AND COUNTY OF HONOLULU, T. H.

not to Jan. 5, 1920.

P.C. advertised. May 3-4-5.

as amended. Print. Apl. 29, 1920

May 14, 1920

May 17, 1920

by the Mayor with his approval: May 25, 1920.

P.C.A. May 26, 27, 28-1920.

[illegible] as follows.

1132

Section 10, Perpetual Inventory of all City & County property to be kept. — The Purchasing Agent, shall immediately upon passage of this ordinance or as soon thereafter as possible, proceed to take a complete inventory of all ~~City and County Property~~ property belonging to the City and County of Honolulu, and ~~[illegible]~~ thereafter shall ~~continue~~ ~~to~~ cause to be kept in his department a perpetual inventory of all property owned by the City and County. It shall be the duty of all heads of departments to assist the purchasing agent in taking and keeping said inventory.

~~Section~~, Changed to Section 11.
Renumber Section 10 to read Section 11 — to conform with all other sections.

2nd bo amended — Make Copy

appropriated for this purpose from time to time by the Board of Supervisors, procure and keep on hand in some convenient and appropriate place, materials and supplies of such kinds as are in common use by the several departments of the City and County of Honolulu, and in sufficient quantity to supply the ordinary means of such departments. He shall deliver to any department making requisition, materials and supplies named therein, and the cost thereof shall be charged to the said department. The Purchasing Agent shall file claims with the Board of Supervisors against the several departments making purchases under this section, and, upon the payment of such claims, the moneys received therefrom shall be deemed reappropriated for the purpose of making further purchases under this section.

SECTION 9. EMERGENCY PURCHASES. In cases of extreme necessity or where recourse to the Purchasing Agent is impracticable, purchases of materials and supplies may be made by any department direct from any firm or dealer with whom a contract shall have been entered into for the furnishing of the same, or from any firm or dealer in case such materials and supplies are not included in any contract. Where the purchase of any materials or supplies from any firm or dealer with whom a contract shall have been entered into for the furnishing of the same is impracticable, then such materials and supplies may be purchased from any firm or dealer available. Immediately after any purchase is made under the provisions of this section, the facts in connection with the same shall be reported to the Purchasing Agent immediately thereafter.

SECTION 10. PENALTIES. Any person violating the provisions of this Ordinance shall be deemed guilty of a misdemeanor and upon conviction thereof shall be punished by a fine of not more than

Hundred ($100.00)
~~ONE THOUSAND~~ ~~($1,000.00)~~ DOLLARS, (or by imprisonment for not more than one (1) year, or by both such fine and imprisonment.)

12

SECTION 11. REPEAL OF CERTAIN ORDINANCES. Ordinance No. 76 and Ordinance No. 108 are hereby repealed.

13

SECTION 12. EFFECTIVE WHEN. This Ordinance shall take effect upon the date of its approval.

INTRODUCED BY

Chas. H. Arnold.
Supervisor.

DATE OF INTRODUCTION:
January 5 1920.

1st Not to Print

...n 1st Reading by title and not to Print
Jan. 5, 1919.
...
...s 2nd Reading ..... and .....
...s 3rd Reading .....
...Mayor .....
...etpened: .....

BILL NO. 34.

ORDINANCE NO. 182

AN ORDINANCE CREATING THE DEPARTMENT KNOWN AS MUNICIPAL GARAGE AND MACHINE SHOP, PROVIDING FOR A SUPERINTENDENT OF THE SAME, AND DEFINING THE POWERS AND DUTIES OF SAID DEPARTMENT.

Be it Ordained by the People of the City and County of Honolulu:

SECTION 1. There is hereby created and established a department for the City and County of Honolulu to be known as the "Municipal Garage and Machine Shop." This department shall be in charge of a Superintendent who shall have power and supervision over the said department and all of its functions.

SECTION 2. THE CITY AND COUNTY ENGINEER SHALL be ex-officio Superintendent of the "Municipal Garage and Machine Shop Department" and shall serve as such without pay therefor.

SECTION 3. The department above created shall:

(a) Have charge of the upkeep and repairing of all automobiles, motorcycles, trucks, wagons, steam rollers and all other machinery belonging to the City and County of Honolulu except such stationary machinery as may be repaired by the Department having control thereof and except the machinery, automobiles, trucks and fire fighting apparatus of the fire department.

(b) Furnish when needed all parts, accessories, gasoline, distillate, fuel for combustion, fuel, oil, lubricants, and tires for all automobiles, motorcycles, trucks and wagons, and furnish all parts in the repair of machinery and rollers all of which shall be obtained through the purchasing department, provided, however, that this paragraph shall not apply to the fire fighting apparatus of the fire department.

(c) Have charge of such garage or place for the storing or housing of all automobiles, motorcycles, trucks, wagons and steam rollers belonging to the City and County of Honolulu as shall be furnished by the Board of Supervisors.

(d) By some proper method keep a check upon the use of all automobiles, motorcycles, trucks, wagons and steam rollers belonging to the City and County of Honolulu.

SECTION 4. All automobiles belonging to the City and County of Honolulu except the automobiles and fire fighting apparatus of the Fire Department shall be kept in the municipal garage when not in actual service of the said City and County, from and after the time the garage provided for in paragraph (c) of Section 3 is furnished.

SECTION 5. All repairs upon any automobile, motorcycle, truck, wagon, steam roller or machinery belonging to the City and County of Honolulu must be made at the Municipal Garage and Machine Shop except as herein provided or except repairs made in an emergency; provided, however, that the Board of Supervisors may by resolution order the repairs made elsewhere.

SECTION 6. It shall be the duty of the Superintendent of the "Municipal Garage and Machine Shop Department" to keep such a system of books as shall be approved by the Auditor and the Board of Supervisors so as to properly charge against the proper Department and fund the cost of the service rendered by this said Department, and said cost shall be so charged.

SECTION 7. Said Department shall pay for all the materials and supplies mentioned in paragraph b of Section 3 from an appropriation made for such purpose by the Board of Supervisors. The Superintendent shall file claims with the Board of Supervisors against the several departments for all services rendered and materials and supplies furnished by the Municipal Garage and Machine Shop, and upon the payment of such claims the moneys received from such claims shall be deemed reappropriated for the purposes of said Municipal Garage and Machine Shop.

SECTION 8. The Superintendent of the "Municipal Garage and Machine Shop Department" shall make a full report to the Board of Supervisors not later than the 15th day of every month of all of the affairs of his department including therein among other things work done, stock on hand and purchased during month; said report shall be made in such form and manner as shall be approved by the Board of Supervisors.

SECTION 9. This Ordinance shall take effect 30 days from and after the date of its approval.

INTRODUCED BY

Jonah Kumalae

Supervisor.

Date of Introduction:
March 19, A. D. 1920.

APPROVED THIS 25 DAY OF May. A. D. 1920

John H. Wilson

MAYOR, CITY AND COUNTY OF HONOLULU, T. H.

Passed 1st Reading / not to Mar-19, 1920.

Pub. P.C. Advertised: May 4-5-6.

Passed as amended - Print. Apr. 29, 1920.

Last Ten May 14, 1920

Jr. Mayor May 17, 1920

by the Mayor with his approval - May 25, 1920.

P.C. a. May 26, 27, 28-1920.

1138

BILL NO. 34 Bill

Original

ORDINANCE NO.

AN ORDINANCE CREATING THE DEPARTMENT KNOWN AS MUNICIPAL GARAGE AND MACHINE SHOP, PROVIDING FOR A SUPERINTENDENT OF THE SAME, AND DEFINING THE POWERS AND DUTIES OF SAID DEPARTMENT.

Be it Ordained by the People of the City and County of Honolulu:

SECTION 1. There is hereby created and established a department for the City and County of Honolulu to be known as the "Municipal Garage and Machine Shop." This department shall be in charge of a Superintendent who shall have power and supervision over the said department and all of its functions.

SECTION 2. THE CITY AND COUNTY ENGINEER SHALL be ex-officio Superintendent of the "Municipal Garage and Machine Shop Department" and shall serve as such without pay therefor.

SECTION 3. The department above created shall:

(a) Have charge of the upkeep and repairing of all automobiles, motorcycles, trucks, wagons, steam rollers and all other machinery belonging to the City and County of Honolulu except such stationary machinery as may be repaired by the Department having control thereof and except the machinery, automobiles, trucks and fire fighting apparatus of the fire department.

(b) Furnish when needed all parts, accessories, gasoline, distillate, fuel for combustion, fuel, oil, lubricants, and tires for all automobiles, motorcycles, trucks and wagons, and furnish all parts in the repair of machinery and rollers all of which shall be obtained through the purchasing department, provided, however, that this paragraph shall not apply to the fire fighting apparatus of the fire department.

(c) Have charge of such garage or place for the storing or housing of all automobiles, motorcycles, trucks, wagons and steam rollers belonging to the City and County of Honolulu as shall be furnished by the Board of Supervisors.

(d) By some proper method keep a check upon the use of all automobiles, motorcycles, trucks, wagons and steam rollers belonging to the City and County of Honolulu.

SECTION 4. All automobiles belonging to the City and County of Honolulu except the automobiles and fire fighting apparatus of the Fire Department shall be kept in the municipal garage

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priation made for such purpose by the Board of Supervisors. Superintendent shall file claims with the Board of Supervisors against the several departments for all services rendered and materials and supplies furnished by the Municipal Garage and Machine Shop, and upon the payment of such claims the moneys received from such claims shall be deemed reappropriated for the purposes of said Municipal Garage and Machine Shop.

(c) Have charge of such garage or place for the storing or housing of all automobiles, motorcycles, trucks, wagons and steam rollers belonging to the City and County of Honolulu as shall be furnished by the Board of Supervisors.

(d) By some proper method keep a check upon the use of all automobiles, motorcycles, trucks, wagons and steam rollers belonging to the City and County of Honolulu.

SECTION 4. All automobiles belonging to the City and County of Honolulu except the automobiles and fire fighting apparatus of the Fire Department shall be kept in the municipal garage when not in actual service of the said City and County.

SECTION 5. All repairs upon any automobile, motorcycle, truck, wagon, steam roller or machinery belonging to the City and County of Honolulu must be made at the Municipal Garage and Machine Shop except as herein provided or except repairs made in an emergency; provided, however, that the Board of Supervisors may by resolution order the repairs made elsewhere.

SECTION 6. It shall be the duty of the Superintendent of the "Municipal Garage and Machine Shop Department" to keep such system of books as shall be approved by the Auditor and the Board of Supervisors so as to properly charge against the proper Department and fund the cost of the service rendered by this said Department, and said cost shall be so charged.

SECTION 7. Said Department shall pay for all the materials and supplies mentioned in paragraph b of Section 3 from an appropriation made for such purpose by the Board of Supervisors. The Superintendent shall file claims with the Board of Supervisors against the several departments for all services rendered and materials and supplies furnished by the Municipal Garage and Machine Shop, and upon the payment of such claims the moneys received from such claims shall be deemed reappropriated for the purposes of said Municipal Garage and Machine Shop.

Section 8. The Superintendent of the "Municipal Garage and Machine Shop Department" shall make a full report to the Board of Supervisors not later than the 15th day of every month of all of the affairs of his department including therein, among other things work done, stock on hand and purchased during month; said report shall be made in such form and manner as shall be approved by the Board of Supervisors.

SECTION 9. This Ordinance shall take effect 30 days from and after the date of its approval.

INTRODUCED BY

Jonah Rumalae

Supervisor.

Date of Introduction:

March 19. A.D. 1920.

not to Mar. 19, 1920.

BILL NO. 37.

ORDINANCE NO. 183

An Ordinance Amending Ordinances No. 71 and 73 which ordinances provided for the registration and identification of motor vehicles, the examination and certification of chauffeurs, and providing penalties for the violation of said ordinances.

Be it ordained by the people of the City and County of Honolulu:

SECTION 1. That Section 1 of Ordinance No. 71 be amended to read as follows:

"Section 1. DEFINITIONS. The definitions used in Ordinance No. 176 known as the "Traffic Ordinance" shall apply to this ordinance.

"(1) 'Chauffeur', when used herein, shall mean any person who drives or operates a motor vehicle.

"(2) 'Dealer', when used herein, shall signify a person, firm, association, or corporation regularly in the business of having in his, its or their possession motor vehicles for sale or trade and for use and operation pursuant thereto; provided, however, that anything to the contrary herein notwithstanding, the determination of the sheriff shall be final and conclusive upon the question of whether or not an applicant for registration is a dealer within the meaning of this ordinance."

SECTION 2. That Section 2 of Ordinance No. 71 be amended to read as follows:

"Section 2. REGISTRATION OF MOTOR VEHICLES. No automobile, motorcycle or other similar vehicle shall be operated on any street, public highway or place, until the same shall have been registered in accordance with the requirements of this Ordinance, or any amendment thereof.

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"Provided, however, that non-residents of the Territory whose motor vehicles are registered and numbered in compliance with the laws in force in the place of their residence may operate such vehicles during a period of ninety days from their arrival in the Territory under said numbers. The owners, operator or person in control of said motor vehicle must, however, forthwith upon its arrival in the City and County of Honolulu record the number of the same and owner's name and address with the Sheriff of said City and County.

"Provided, further, that the Sheriff may assign temporary number plates to vehicles unable to be registered during office hours under which said vehicles may be operated said numbers shall be good only until the next regular opening of the motor vehicle registration office and shall not be loaned for a total of more than three days to any motor vehicle. Said temporary number plates must be of a kind easily distinguished from the regular number plates."

SECTION 3. That Section 5 of Ordinance No. 71 be amended so as to read as follows:

"Section 5. REGISTRATION NUMBER. (a) The Sheriff, or his duly authorized agents shall then register in a book or a card index system to be kept for that purpose, the motor vehicle described in the application, and the character and make of motor vehicles described in a dealer's application.

"(b) The Sheriff shall give to the vehicle therein described, except class D, a distinguishing registration number.

"(c) The Sheriff may use a separate series of numbers for each class; provided, however, that the number plates used shall be approved by the Board of Supervisors.

"(d) The Sheriff shall give to dealers a registration number."

"(e) The distinguishing number shall be as described in the following classification:

"CLASS A (Automobiles -- Motor vehicles) shall be marked by a distinguishing number, and may be prefixed by the letters H O N.

"CLASS B (Motorcycles) shall be distinguished by the letter A, prefixed to the number registered, and may be prefixed by the letters H O N in addition thereto.

"CLASS C (Government Motor Vehicles) shall be distinguished by placing on each vehicle used the registration number prefixed by appropriate letters such as T. H. or C. & C., to distinguish the respective government served, provided, however, that this section does not apply to vehicles of the Federal Government while used in the Federal service.

"CLASS D (Dealers) shall be distinguished by placing on each car used after the number assigned to the dealer for all of his cars or motor vehicles, one of the capital letters A, B, C, etc., to J, inclusive, to distinguish the particular vehicle used under the dealer's registration number.

"It shall be unlawful for the dealer to use more than ten separate number plaques, or designating number plates containing his registration number with the distinguishing letter. Provided, however, that a dealer may apply and receive permission to use succeeding additional alphabetical letters upon payment of an additional fee of $5.00 for each additional letter assigned, beginning with the letter K.

"RESTRICTIONS AS TO USE OF NUMBER UNDER CLASS D.

"All motor vehicles owned or controlled by the dealer, except those for his own private use, shall be regarded as registered, under general distinguishing number and letter, until sold or let for hire.

"The dealer's number may be used to designate the vihicles owned or controlled by him while being used for the following purposes and no others:

"(a) For the purpose of exhibition of any car in stock for sale to an intending purchaser, and not for hire, while operated by such dealer or any employe of such dealer.

"(b) For the purpose of allowing a patron of such dealer to use a car loaned by such dealer to the patron to be used only while the registered car of such patron is being repaired or otherwise worked upon by such dealer.

"(c) For use by the dealer or an employe of such dealer for towing, repair work on the road, testing cars or otherwise in the general course of business of the dealer, while in the course of business only.

"Any dealer or employe of a dealer who shall permit knowingly the use of any such number upon any vehicle owned or controlled by any other person shall be guilty of a misdemeanor."

SECTION 4. That Section 5a of Ordinance No. 73 be amended so as to read as follows:

"Section 5a. NUMBER PLATES ISSUED BY SHERIFF AND MUST BE UNIFORM. The Sheriff shall issue all number plates used under Ordinance No. 71 and all amendments thereto and it shall be unlawful to use any number plates upon motor vehicles except those issued by the sheriff. All number plates must be uniform as to size, color and design for the Class of vehicle or of the dealer registered."

SECTION 5. That Section 7 of Ordinance No. 71 be amended so as to read as follows:

"Section 7. REGISTRATION AND CERTIFICATE OF REGISTRATION -- VOID WHEN. A registration and a certificate of registration under Classes A, B and D shall become void when the same does not correctly designate the identity of the owner, and the vehicle used under such registration.

"A registration and a certificate of registration

under Class C (Government Motor Vehicles) shall become void when such registration ceases to correctly designate the government served, the branch of government service in which the vehicle is used; and also the vehicle used under the number assigned."

SECTION 6. That Section 8 of Ordinance No. 71 be amended to read as follows:

"Section 8. NOTICE OF SALE. TRANSFER OF NUMBER. Whenever a motor vehicle is sold it shall be the duty of the seller to within forty-eight hours notify the sheriff of said sale giving the name and address of the old owner and the registration number of the vehicle, if any, and the name and address of the new owner. Provided, however, that dealers may give notice to the sheriff upon Saturday of all sales of motor vehicles made by them during that week."

SECTION 7. That Section 10 of Ordinance No. 71 as amended by Ordinance No. 73 be further amended to read as follows:

"Section 10. RE-REGISTRATION. All motor vehicles shall be re-registered annually and all dealers shall re-register annually, such re-registration to continue in force until January 1st of the following year.

All annual re-registration shall be made between the 1st day of January and the last day of February of each year."

SECTION 8. That Section 11 of Ordinance No. 71 be amended to read as follows:

"Section 11. RE-REGISTRATION WHEN CHANGE IN CONSTRUCTION. All motor vehicles shall be immediately re-registered when any change in construction occurs that will or would change their description from that given in the last application for the registration or re-registration of said motor vehicles."

SECTION 9. That Section 13 of Ordinance No. 71 be amended

to read as follows:

"Section 13. CERTIFIED CHAUFFEURS ONLY TO DRIVE. No motor vehicle shall be operated on any street, park or public place by any person, unless such person shall have first received a chauffeur's certificate certifying that he or she is competent to operate a motor vehicle propelled by the kind of power used on such motor vehicle nor shall such person operate any motor vehicle except the type or class of vehicle specified in the chauffeurs certificate held by such person, and obtained upon the terms and in accordance with the requirements of this ordinance.

"It shall be unlawful for the owner or his agents or servants or the driver or person in control of any motor vehicle to permit the same to be driven by any person not having a chauffeurs certificate. Before any motor vehicle is let out for hire it shall be the duty of the hirer to require the person hiring or his bona fide driver to produce for examination his chauffeur's certificate.

"Provided, however, that a person bona fide learning to drive may operate a motor vehicle, while accompanied by the Examiner of Chauffeurs, or by a person holding a permanent chauffeur's certificate, on any highways outside the "Business District" and in the "Business District" with the Sheriff's permission.

"Provided, further, that the Sheriff may issue, subject to such rules as he may prescribe, a temporary permit to drive good for ninety days from date of non-residents entrance into the Territory to non-residents of the Territory of Hawaii if such non-residents, under the laws in force at the place of their residence, have the equivalent of the the Chauffeur's certificate herein required. Said permit shall not be renewable."

SECTION 10. That Section 14 of Ordinance No. 71 be amended to read as follows:

"Section 14. REQUIREMENTS OF APPLICANTS. Each applicant shall conform to the following requirements:

1. He shall be not less than fifteen years of age;

2. He shall be familiar with the terms of the "Traffic Ordinance," and of this Ordinance, and of any amendments thereof;

3. He shall not have any defect of sight, of hearing, or muscular control or other defects physical or mental, which will prevent his operation of a motor vehicle with safety. He shall have the use of both arms sufficiently to control a motor vehicle. He shall have sufficiently good eyesight to be able to avoid danger. No applicant shall be passed as qualified whose vision, with or without correcting glasses, is less than twenty-fortieths upon being tested with Snellen's Test Types.

It shall be unlawful for any person, whose vision is corrected by glasses to reach such standard, to drive a motor vehicle without wearing proper correcting glasses.

All applicants must be free from epilepsy, heart disease, and shall not be subject to fainting fits;

4. He shall not be a person of reckless disposition;

5. He shall demonstrate in the presence of the Examiner that he can start, stop, change speed by the various means provided therefor, reverse, back and turn a motor vehicle, both slowly and suddenly, and generally show ability for quick and decisive handling of a motor vehicle to avoid collisions and other emergencies.

6. He shall be a person who is not abdicted to the excessive use of alcoholic liquors. He shall be a person who has not been convicted of being intoxicated by alcoholic liquors for a

period of one year prior thereto.

7. It shall be unlawful for any chauffeur to operate knowingly, a motor vehicle in any street or public place, while disqualified by reason of any defects states in this section.

SECTION 11. That Section 22 of Ordinance No. 71 as amended by Ordinance No. 73 be further amended to read as follows:

"Section 22. FEES FOR REGISTRATION, RE-REGISTRATION AND TRANSFER REGISTRATION.

"CLASS A. For all vehicles included in Class A, the fee for original registration shall be $5.00 which shall include the charge for two number plates to be furnished by the Sheriff.

"The fee for transfer registration of the same number already registered to include a new owner, or a new vehicle operated under a number already issued, shall be 50 cents.

"The fee for annual re-registration shall be $1.00, which shall include the cost of two number plates to be furnished by the Sheriff.

"CLASS B. For all vehicles in Class B, the fee for original registration shall be $2.00, which shall include the charge for two plates to be furnished by the Sheriff.

"The fee for all transfer registration shall be the same as for Class A.

"The fee for the annual re-registration shall be 50 cents, which shall include the charge to be made for two number plates to be furnished by the Sheriff.

"CLASS C. No fee shall be charged for original registration. No annual registration shall be required.

"CLASS D. For first ten numbers a fee of $25.00 shall be charged and a fee of $5.00 shall be charged for each additional number.

"For annual re-registration a fee of 50 cents per number shall be charged."

SECTION 12. This Ordinance shall take effect from and after the date of its approval.

Introduced by

Chas. H. Arnold.

Supervisor.

Date of Introduction:
Honolulu, T.H.
April 1, A. D. 1920.

APPROVED THIS 29 DAY OF May A. D. 1920

John R. Wilson

MAYOR, CITY AND COUNTY OF HONOLULU, T. H.

not Apr. 1, 1920.

Advertised: May 6, 7, 8-1920.
as amended and passed Apr. 29, May 4, 1920.
May 14, 1920.
for his approval May 19, 1920.
with Mayor's approval May 29, 1920.
Pub. in Advertiser: June 2, 3, 4-1920.

M. Shipe

Drawn by the Attorney

1150

BILL NO. 37

ORDINANCE NO. _____

An Ordinance Amending Ordinances No. 71 and 73 which ordinances provided for the registration and identification of motor vehicles, the examination and certification of chauffers, and providing penalties for the violation of said ordinances.

Be it ordained by the people of the City and County of Honolulu:

SECTION 1. That Section 1 of Ordinance No. 71 be amended to read as follows:

"Section 1. DEFINITIONS. The definitions used in Ordinance No. 176 known as the "Traffic Ordinance" shall apply to this ordinance.

"(1) 'Chauffer', when used herein, shall mean any person who drives or operates a motor vehicle.

"(2) 'Dealer', when used herein, shall signify a person, firm, association, or corporation regularly in the business of having in his, its or their possession motor vehicles for sale or trade and for use and operation pursuant thereto; provided, however, that anything to the contrary herein notwithstanding, the determination of the sheriff shall be final and conclusive upon the question of whether or not an applicant for registration is a dealer within the meaning of this ordinance."

SECTION 2. That ~~the~~ Section 2 of Ordinance No. 71 be amended to read as follows:

"Section 2. REGISTRATION OF MOTOR VEHICLES. No automobile, motorcycle or other similar vehicle shall be operated on any street, public highway or place, ~~public highway or place,~~ until the same shall have been registered in accordance with the requirements of this Ordinance, or any amendment thereof.

"(e) The distinguishing number shall be as described in the following classification:

"CLASS A (Automobiles -- Motor vehicles) shall be marked by a distinguishing number, and may be prefixed by the letters H O N.

"CLASS B (Motorcycles) shall be distinguished by the letter A, prefixed to the number registered, and may be prefixed by the letters H O N in addition thereto.

"CLASS C (Government Motor Vehicles) shall be distinguished by placing on each vehicle used the registration number prefixed by appropriate letters such as T. H. or C. & C., to distinguish the respective government served, provided, however, that this section does not apply to vehicles of the Federal Government while used in the Federal service.

"CLASS D (Dealers) shall be distinguished by placing on each car used after the number assigned to the dealer for all of his cars or motor vehicles, one of the capital letters A, B, C, etc., to J, inclusive, to distinguish the particular vehicle used under the dealer's registration number.

"It shall be unlawful for the dealer to use more than ten separate number plaques, or designating number plates containing his registration number with the distinguishing letter. Provided, however, that a dealer may apply and receive permission to use succeeding additional alphabetical letters upon payment of an additional fee of $5.00 for each additional letter assigned, beginning with the letter K.

"RESTRICTIONS AS TO USE OF NUMBER UNDER CLASS D.

"All motor vehicles owned or controlled by the dealer, except those for his own private use, shall be regarded as registered, under general distinguishing number and letter, until sold or let for hire.

"The dealer's number may be used to designate the vehicles owned or controlled by him while being used for the following purposes and no others:

"(a) For the purpose of exhibition of any car in stock for sale to an intending purchaser, and not for hire, while operated by such dealer or any employe of such dealer.

"(b) For the purpose of allowing a patron of such dealer to use a car loaned by such dealer to the patron to be used only while the registered car of such patron is being repaired or otherwise worked upon by such dealer.

"(c) For use by the dealer or an employe of such dealer for towing, repair work on the road, testing cars or otherwise in the general course of business of the dealer, while in the course of business only.

"Any dealer or employe of a dealer who shall permit knowingly the use of any such number upon any vehicle owned or controlled by any other person shall be guilty of a misdemeanor."

Sec 4: This Sec 56 of ordinance No 73 be amended so as to read as follows.

"Section 5a. NUMBER PLATES ISSUED BY SHERIFF AND MUST BE UNIFORM. The sheriff shall issue all number plates used under Ordinance No. 71 and all amendments thereto and it shall be unlawful to use any number plates upon motor vehicles except those issued by the sheriff. All number plates must be uniform as to size, color and design for the Class of vehicle or of the dealer registered."

SECTION 5. That Section 7 of Ordinance No. 71 be amended so as to read ~~when amended~~ as follows:

"Section 7. REGISTRATION AND CERTIFICATE OF REGISTRATION -- VOID WHEN. A registration and a certificate of registration under Classes A, B and D shall become void when the same does not correctly designate the identity of the owner, and the vehicle used under such registration.

"A registration and a certificate of registration under Class C (Government Motor Vehicles) shall become void when such registration ceases to correctly designate the government served, the branch of government service in which the vehicle is used; and also the vehicle used under the number assigned."

SECTION 6. That Section 8 of Ordinance No. 71 be amended to read as follows:

"Section 8. NOTICE OF SALE. TRANSFER OF NUMBER. Whenever a motor vehicle is sold it shall be the duty of the seller to within forty-eight hours notify the sheriff of said sale giving the name and address of the old owner and the registration number of the vehicle, if any, and the name and address of the new owner. Provided, however, that dealers may give notice to the sheriff upon Saturday of all sales of motor vehicles made by them during that week."

SECTION 7. That Section 10 of Ordinance No. 71 as amended by Ordinance No. 73 be further amended to read ~~when amended~~ as follows:

"Provided, however, that non-residents of the Territory whose motor vehicles are registered and numbered in compliance with the laws in force in the place of their residence may operate such vehicles during a period of ninety days from ~~its~~ their arrival in the Territory under said numbers. The owner, operator or person in control of said motor vehicle must, however, forthwith upon its arrival in the City and County of Honolulu record the number of the same and owner's name and address with the Sheriff of said City and County.

"Provided, further, that the Sheriff may assign temporary number plates to vehicles unable to be registered during office hours ~~said number~~ under which said vehicles may be operated said number shall be good only until the next regular opening of the motor vehicle registration office and shall not be loaned for a total of more than three days to any motor vehicle. Said temporary number plates must be of a kind easily distinguished from the regular number plates."

SECTION 3. That Section 5 of Ordinance No. 71 be amended so as to read (when ~~amended~~ not) as follows:

"Section 5. REGISTRATION NUMBER. (a) The Sheriff, or his duly authorized agents shall then register in a book or a card index system to be kept for that purpose, the motor vehicle described in the application, and the character and make of motor vehicles described in a dealer's application.

"(b) The Sheriff shall give to the vehicle therein described, except class D, a distinguishing registration number.

"(c) The Sheriff may use a separate series of numbers for each class; provided, however, that the number plates used shall be approved by the Board of Supervisors.

"(d) The Sheriff shall give to dealers a registration number."

"Section 10. RE- REGISTRATION. All motor vehicles shall be re-registered annually and all dealers shall re-register annually, such re-registration to continue in force until January 1st of the following year.

All annual re-registration shall be made between the 1st day of January and the last day of February of each year."

SECTION 8. That Section 11 of Ordinance No. 71 be amended to read (~~when amended~~ as follows;

"Section 11. RE -REGISTRATION WHEN CHANGE IN CONSTRUCTION. All motor vehicles shall be immediately re-registered when any change in construction occurs that will or would change their description from that given in the last application for the registration or re-registration of said motor vehicles."

SECTION 9. That Section 13 of Ordinance No. 71 be amended to read (~~when amended~~ as follows:

"Section 13. CERTIFIED CHAUFFEURS ONLY TO DRIVE No motor vehicle shall be operated on any street, park or public place by any person, unless such person shall have first received a chauffeur's certificate certifying that he or she is competent to operate a motor vehicle propelled by the kind of power used on such motor vehicle nor shall such person operate any motor vehicle except the type or class of vehicle specified in the chauffeurs certificate held by such person, and obtained upon the terms and in accordance with the requirements of this ordinance.

"It shall be unlawful for the owner or his agents or servants or the driver or person in control of any motor vehicle to permit the same to be driven by any person not having a chauffeurs certificate. Before any motor vehicle is let out for

hire it shall be the duty of the hirer to require the person hiring or his bona fide driver to produce for examination his chauffeur's certificate.

"Provided, however, that a person bona fide learning to drive may operate a motor vehicle, while accompnied by the Examiner of Chauffeurs, or by a person holding a permanent chauffeur's certificate, on any highways outside the "Business District" and in the "Business District" with the Sheriff's permission.

"Provided, further, that the Sheriff may issue, subject to such rules as he may prescribe, a temporary permit to drive good for ninety days from date of non-residents entrance into the Territory to non-residents of the Territory of Hawaii if such non-residents, under the laws in force at the place of their residence, have the equivalent of the the Chauffeur's certificate herein required. Said permit shall not be renewable."

SECTION 10. That Section 22 of Ordinance No. 71 as amended by Ordinance No. 73 be further amended to read (when ~~amended~~) as follows:

"Section 22. FEES FOR REGISTRATION, RE-REGISTRATION AND TRANSFER REGISTRATION.

"CLASS A. For all vehicles included in Class A, the fee for original registration shall be $5.00 which shall include the charge for two number plates to be furnished by the Sheriff.

"The fee for transfer registration of the same number already registered to include a new owner, or a new vehicle operated under a number already issued, shall be 50 cents.

"The fee for annual re-registration shall be $1.00, which shall include the cost of two number plates to be furnished by the Sheriff.

Section 10. That Section 14 of Ordinance No. 71 be amended to read as follows; ~~that~~,
"Section 14.

See Binder.

"CLASS B. For all vehicles in Class B, the fee for original registration shall be $2.00, which shall include the charge for two plates to be furnished by the Sheriff.

"The fee for all transfer registration shall be the same as for Class A.

"The fee for the annual re-registration shall be 50 cents, which shall include the charge to be made for two number plates to be furnished by the Sheriff.

"CLASS C. No fee shall be charged for original registration. No annual registration shall be required.

"CLASS D. For first ten numbers a fee of $25.00 shall be charged and a fee of $5.00 shall be charged for each additional number.

"For annual re-registration a fee of 50 cents per number shall be charged."

Introduced by

Chas. H. Arnold

Supervisor.

Date of Introduction:

Honolulu, T. H.

April 1, A.D. 1920.

Section 12 - This Ordinance shall take effect from and after the date of its approval.

[illegible] 4-6-20

Bill No. 38.

ORDINANCE NO. 184.

AN ORDINANCE AMENDING ORDINANCE NO. 12 WHICH IS "AN ORDINANCE REGULATING THE CARRYING OF PASSENGERS FOR HIRE IN LICENSED VEHICLES, PROVIDING THE RATES OF FARE FOR THE CARRYING OF PASSENGERS IN SUCH VEHICLES AND PROVIDING FOR PUNISHING FOR VIOLATION OF THE PROVISIONS OF THE ORDINANCE," AND REPEALING ORDINANCE NO. 127.

Be it Ordained by the People of the City and County of Honolulu:

SECTION 1. That Section of Ordinance No. 12 be amended so as to read as follows:

"Section 1. It shall be unlawful for any carriage or vehicle, whether propelled by mechanical or animal power, other than street cars or steam railway cars used for the carrying of passengers for hire to operate without a distinguishing number conspicuously placed. Carriages or vehicles propelled by animal power shall be registered with the City and County Sheriff who shall assign them a number. Such numbers shall be placed on both sides of such carriages or vehicles in a conspicuous place in figures not less than one and one-half (1½) inches square."

SECTION 2. That Section 4 of Ordinance No. 12 be amended to read as follows:

"Section 4. It shall be unlawful for any person to drive any carriage or vehicle carrying passengers for hire or any carriage or vehicle licensed or permitted under the laws of the Territory of Hawaii or ordinances of the City and County of Honolulu to carry passengers for hire, without first registering with the City and County Sheriff and obtaining a permit so to drive. The Sheriff shall assign a number to each person registering. Every such driver must wear upon the left breast of his outer clothing

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and so as to be distinctly seen a white metal badge with his said number plainly designated upon said badge.

"No person shall be given a permit under this section unless he shall be twenty-one years old and if he is to drive a motor passenger vehicle for hire have a permanent chauffeur's certificate obtained under the provisions of the Registration Ordinance."

"And it shall be unlawful for the owner or person in control of any carriage or vehicle carrying or licensed to carry passengers for hire to permit the same to bedriven by any person not having a permit under this section."

SECTION 3. That Section 14 of Ordinance No. 12 be amended so as to read as follows:

"Section 14. The Sheriff of the City and County of Honolulu shall prescribe and may change from time to time rules for the regulation of carriages or vehicles, carrying passengers for hire, and of their drivers on steamer days on streets in the vicinity of docks or wharves. Any such driver failing to observe said rules shall have his permit cancelled by the Sheriff."

"Section 14a. RULES FOR SOLICITING. No rent chauffeur having the permit required in Section 4 shall in the vicinity of wharves be allowed to solicit passengers except that he be within arms reach of his car. No rent chauffeur shall use any offensive language in soliciting passengers or to other rent chauffeurs engaged in the business of soliciting passengers. No rent chauffeur shall be permitted, in soliciting passengers, to say anything other than the price of his car, kind of car, proposed use of car and to answer any questions that are asked by prospective passengers.

SECTION 4. That Section 16 of Ordinance No. 12 as amended by Ordinance No. 36 be further amended to read as follows:

"Section 16. The person driving, owning or controlling any carriage or vehicle carrying passengers for hire must have a permanent stand for the same which stand shall be registered with the City and County Sheriff, such stand shall not be changed without first registering the change."

SECTION 5. Ordinance No. 127 is hereby repealed.

SECTION 6. This ordinance shall take effect fifteen days from and after its approval.

Introduced by
Chas. U. Ansell.
Supervisor.

Date of Introduction:
Honolulu, T. H.,
April 1st, 1920.

I hereby certify that the above Ordinance passed Third Reading at a meeting of the Board of Supervisors held on the 14th day of May, 1920, and was submitted to the Mayor for his approval on the 17th day of May; I further certify that said ordinance was not returned by the Mayor with his disapproval within 10 days after its receipt by him and that the same therefore became effective on the 28th of May, 1920.

Jas. K. Garrett
Deputy City and County Clerk.

BILL NO. 38.

ORDINANCE NO.

An Ordinance amending Ordinance No. 12 which is "An Ordinance Regulating the Carrying Passengers for Hire in Licensed Vehicles, providing the rates of fare for the carrying of passengers in such vehicles and providing for punishing for violation of the Provisions of the Ordinance," and repealing Ordinance No. 127.

Be it Ordained by the People of the City and County of Honolulu:

SECTION 1. That Section 1 of Ordinance No. 12 be amended so as to read as follows:

"Section 1. It shall be unlawful for any carriage or vehicle, whether propelled by mechanical or animal power, other than street cars or steam railway cars used for the carrying of passengers for hire to operate without a distinguishing number conspicuously placed. Carriages or vehicles propelled by animal power shall be registered with the City and County Sheriff who shall assign them a number. Such numbers shall be placed on both sides of such carriages or vehicles in a conspicuous place in figures not less than one and one-half (1-1/2) inches square."

SECTION 2. That Section 4 of Ordinance No. 12 be amended to read as follows:

"Section 4. It shall be unlawful for any person to drive any carriage or vehicle carrying passengers for hire or any carriage or vehicle licensed or permitted under the laws of the Territory of Hawaii or ordinances of the City and County of Honolulu to carry passengers for hire, without first registering with the City and County Sheriff and obtaining a permit so to drive. The sheriff shall assign a number to each person registering. Every such driver must wear upon the left breast of his outer clothing and so as to

be distinctly seen a white metal badge with his said number plainly designated upon said badge.

"No person shall be given a permit under this section unless he shall be twenty-one years old and if he is to drive a motor passenger vehicle for hire have a permanent chauffeurs certificate obtained under the provisions of the Registration Ordinance."

"And it shall be unlawful for the owner or person in control of any carriage or vehicle carrying or licensed to carry passengers for hire to permit the same to be driven by any person not having a permit under this section."

SECTION 3. That Section 14 of Ordinance No. 12 be amended so as to read as follows:

"Section 14. The Sheriff of the City and County of Honolulu shall prescribe and may change from time to time rules for the regulation of carriages or vehicles, carrying passengers for hire, and of their drivers on steamer days on streets in the vicinity of docks or wharves. Any such driver failing to observe said rules shall have his permit cancelled by the sheriff."

"Section 14a. RULES FOR SOLICITING. No rent chauffeur having the permit required in Section 4 shall in the vicinity of wharves be allowed to solicit passengers except that he be within arms reach of his car. No rent chauffeur shall use any offensive language in soliciting passengers or to other rent chauffeurs engaged in the business of soliciting passengers. No rent chauffeur shall be permitted, in soliciting passengers, to say anything other than give the price of his car, kind of car, proposed use of car and to answer any questions that are asked by prospective passengers.

SECTION 4. That Section 16 of Ordinance No. 12 as

amended by Ordinance No. 36 be further amended to read as follows:

"Section 16. The person driving, owning or controlling any carriage or vehicle carrying passengers for hire must have a permanent stand for the same which stand shall be registered with the City and County Sheriff, such stand shall not be changed without first registering the change."

SECTION 5. Ordinance No. 127 is hereby repealed.

SECTION 6. This ordinance shall take effect fifteen days from and after its approval.

Introduced by

Chas. U. Amedeo

Supervisor.

Date of Introduction:
Honolulu, T. H.
April 1st. 1920.

APPROVED THIS 28 DAY OF May. A. D. 1920

J. R. H. Wilson

MAYOR, CITY AND COUNTY OF HONOLULU, T. H.

Page 1st Reading by Title - Jan 5 '20

Pub. P.C. Advertised: May 3-4-5

Page as amended - & Print. Apr. 29, 1920

Page May 14, 1920

May - 17 - 1920

June - 6 - 1920

BILL NO. 76 1165

ORDINANCE NO. _____

AN ORDINANCE PRESCRIBING THAT DRIVERS OF RENT CARS SECURE A LICENSE, AND PRESCRIBING QUALIFICATIONS FOR DRIVERS AND RULES AND REGULATIONS FOR THE DRIVING OF RENT CARS AND SOLICITATION OF PASSENGERS.

Be it Ordained by the People of the City and County of Honolulu:

SECTION 1. It shall be unlawful for any person to drive rent service automobiles or an automobile that carries passengers for remuneration to so drive without a Rent Chauffeur's License;

SECTION 2. A Rent Chauffeur's License shall be issued by the Sheriff or his Deputies or such other officer as may be designated by him, and shall be good only for the calendar year during which the same has been issued. There shall be a charge of ONE ($1.00) DOLLAR for each and every license so issued which sum shall be deposited in the General Fund of the City and County. No license shall be issued to any person whatsoever unless he has complied with the provisions of this ordinance.

SECTION 3. No Rent Chauffeur's License shall be issued ~~to any woman or~~ to any person under the age of twenty-one (21) years or to any person who has not obtained a permanent Chauffeur's certificate in accordance with the ordinances of this City and County.

SECTION 4. All rent service automobiles and all automobiles operated for hire shall have a permanent stand, and there shall be placed upon all such automobiles, upon both sides thereof, in letters and figures, plainly visible at a distance of twenty-five (25) feet, the name, location and telephone number of the stand of the said automobile, both the driver or drivers and owner or owners of such automobiles shall be responsible for a violation of this section.

SECTION 5. No rent service automobile or automobiles operated for hire shall be allowed for park upon the public streets or roads, or be allowed to have a stand upon the public streets or roads of the City and County of Honolulu; provided, however, that automobiles actually engaged in the service of transporting passengers or actually in the service of a customer may be allowed to stop upon said streets or roads in the manner already allowed by ordinance, to accommodate its passengers or its customer but for no other purpose; and provided further, that upon steamer days automobiles may be allowed to park upon the street immediately adjacent to the wharf at which the steamer is docked, but in no event shall they be allowed to park closer than three (3) feet to any other automobile.

Stands on streets.

14 A. X 3

~~SECTION 6.~~ No rent chauffeur shall be allowed to solicit passengers except that he be ~~seated in his automobile~~ within arm's reach of his car. No rent chauffeur shall use any offensive language in soliciting passengers or to other rent chauffeurs engaged in the business of soliciting passengers. No rent chauffeur shall be permitted, in soliciting passengers, to say anything other than give the price of his car, kind of car, proposed use of car and to answer any questions that are asked by prospective passengers. Part 14 a

Penalty for soliciting

SECTION 7. The terms "rent service automobiles" or "automobiles used for hire" when used herein shall mean any automobile driven by any person who shall receive any consideration for transporting any other person. The term "stand" when used herein shall have the popular meaning used by automobile men. The term "solicit" or "soliciting" when used herein shall mean the request or requesting in any form whether by words or actions to engage that particular rent chauffeur or his automobile.

SECTION 8. PENALTY. Any person violating any of the provisions of this ordinance shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in a sum of not less than $_____ nor more than $_____, or by imprisoned for a period of not exceeding _____ months, or by both such fine and imprisonment and a rent chauffeur upon conviction hereunder or upon conviction of violating any of the terms of any traffic ordinance or of any ordinance of the City and County of Honolulu or of the laws of the Territory of Hawaii or of the laws of the United States of America or upon losing the qualifications herein specified may, upon order of court, have his license cancelled entirely or suspended for any designated period.

SECTION 9. This Ordinance shall take effect from and after _____ days from the date of its approval.

INTRODUCED BY:

Supervisor.

DATE OF INTRODUCTION:

_____,1919.

BILL NO. 38

ORDINANCE NO. ?

An Ordinance amending Ordinance No. 12 which is "An Ordinance Regulating the Carrying of Passengers for Hire in Licensed Vehicles, providing the rates of fare for the carrying of passengers in such vehicles and providing for punishing for violations of the Provisions of the Ordinance," and repealing Ordinance No. 127.

Be it Ordained by the People of the City and County of Honolulu:

SECTION 1. That Section 1 of Ordinance No. 12 be amended so as to read ~~when amended~~ as follows:

"Section 1. It shall be unlawful for any carriage or vehicle, whether propelled by mechanical or animal power, other than street cars or steam railway cars used for the carrying of passengers for hire to operate without a distinguishing number conspicuously placed. Carriages or vehicles propelled by animal power shall be registered with the City and County Sheriff who shall assign them a number. Such numbers shall be placed on both sides of such carriages or vehicles in a conspicuous place in figures not less than one and one-half (1-1/2) inches square."

SECTION 2. That Section 4 of Ordinance No. 12 be amended to read ~~when amended~~ as follows:

"Section 4. It shall be unlawful for any person to drive any carriage or vehicle carrying passengers for hire without first registering with the City and County Sheriff and obtaining a permit so to drive. The sheriff shall assign a number to each person registering. Every such driver must wear upon the left breast of his outer clothing and so as to be distinctly seen a white metal badge with his said number plainly designated upon said badge.

"No person shall be given a permit under this section unless

MOVE TO AMEND SECTION 2 OF BILL NO. 38 BY INSERTING AFTER THE WORD "HIRE" IN THE SECOND LINE OF THE QUOTED PARAGRAPH THE FOLLOWING:

"Or any carriage or vehicle licensed or permitted under the laws of the Territory of Hawaii or ordinances of the City and County of Honolulu to carry passengers for hire."

And by adding at the end of the first ~~sentence of~~ paragraph by adding a new ~~said quoted~~ paragraph ~~the~~ reading as following:

"And it shall be unlawful for the owner or person in control of any carriage or vehicle carrying or licensed to carry passengers for hire to permit the same to be driven by any person not having a permit under this section."

he shall be twenty-one years old and if he is to drive a motor passenger vehicle for hire have a permanent chauffers certificate obtained under the provisions of the Registration Ordinance."

SECTION 3. That Section 14 of Ordinance No. 12 be amended so as to read ~~when amended~~ as follows:

"Section 14. The Sheriff of the City and County of Honolulu shall prescribe and may change from time to time rules for the regulation of carriages or vehicles, carrying passengers for hire, and of their drivers on steamer days on streets in the vicinity of docks or wharves. Any such driver failing to observe said rules shall have his permit cancelled by the sheriff."

1X3 Part 14a

Sec 14 9 Rules for Soliciting. No rent chauffeur having the permit required in sec. 4 shall in the vicinity of wharves be allowed etc.

April 29, 1920.

Chas. U. Arnold
Supervisor.

Date of Introduction

Honolulu, T. H.

April 1st, 1920.

Not in fact

he shall be twenty-one years old and if he is to drive a motor passenger vehicle for hire have a permanent chauffers certificate obtained under the provisions of the Registration Ordinance."

SECTION 3. That Section 14 of Ordinance No. 12 be amended so as to read ~~when amended~~ as follows:

"Section 14. The Sheriff of the City and County of Honolulu shall prescribe and may change from time to time rules for the regulation of carriages or vehicles, carrying passengers for hire, and of their drivers on steamer days on streets in the vicinity of docks or wharves. Any such driver failing to observe said rules shall have his permit cancelled by the sheriff."

SECTION 4. That Section 16 of Ordinance No. 12 as amended by Ordinance No. 36 be further amended to read ~~when amended~~ as follows:

"Section 16. The person driving, owning or controlling any carriage or vehicle carrying passengers for hire must have a permanent stand for the same which stand shall be registered with the City and County Sheriff, such stand shall not be changed without first registering the change."

SECTION 5. Ordinance No. 127 is hereby repealed.

SECTION 6. This ordinance shall take effect fifteen days from and after its approval.

Introduced by

Chas. U. Arnold

Supervisor.

Date of Introduction

Honolulu, T. H.

April 1st, 1920.

ORDINANCE NO. 185

AN ORDINANCE CREATING A RECREATION COMMISSION FOR THE CITY AND COUNTY OF HONOLULU PROVIDING FOR THE APPOINTMENT OF MEMBERS THEREOF AND PRESCRIBING ITS POWERS AND DUTIES.

Be it ordained by the People of the City and County of Honolulu:

SECTION 1. CREATING COMMISSION; PROVIDING FOR APPOINTMENT OF MEMBERS.

A commission is hereby created to be known as the "RECREATION COMMISSION OF THE CITY AND COUNTY OF HONOLULU." There shall be five members of said commission one of whom shall be the Chairman of the Parks and Playgrounds Committee of the Board of Supervisors or such other committee as succeeds to the duties of the present Parks and Playgrounds Committee, the remaining four to be appointed by the Mayor of the City and County of Honolulu with the approval of the Board of Supervisors, two of said appointments, however, to be from persons nominated, one by the Free Kindergarten and Children's Aid Society and one by the Department of Public Instruction of the Territory of Hawaii. The four appointive members shall serve without pay and for a term of four years from the 1st day of January, and until their successors are appointed, provided, that the first appointees shall serve from date of appointment one to January 1st, 1922, one to January 1st, 1923, one to January 1st, 1924 and one to January 1st, 1925 respectively. The first appointees shall in some manner fair to all decide amongst themselves as to the length of their respective terms of office consistent with the above. Of the appointees as hereinbefore set forth, two shall be women. The said commission shall annually elect one of its members as chairman of the commission.

SECTION 2. DUTIES. The above created commission shall be charged with the promotion and direction of public recreation in the City and County of Honolulu and shall have charge of all existing playgrounds and all playgrounds hereafter created by the Board of Supervisors of the City and County of Honolulu and of all public or private lands set apart for playgrounds for the City and County of Honolulu or for use for playgrounds or for recreation. And said commission shall perform such other duties as may be prescribed by the Board of Supervisors.

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SECTION 3. POWERS.

(1) The Recreation Committee as above created shall have the right to appoint such assistants, workers, and employees and at such salaries as may be allowed by the Board of Supervisors of the City and County of Honolulu.

(2) The said commission as above created shall not be prevented from accepting gifts of money or property and using or expending the same as best to serve the object of ~~its~~ its creation. In that connection, said commission may without the approval of the Board of Supervisors previously provided, use said monies to hire additional assistants, workers, or employees who shall not be considered as working under or for the City and County of Honolulu. All property, other than money taken by the commission, shall be taken in the name of the City and County of Honolulu and shall be considered municipal property subject to the same control as other municipal property.

(3) The said commission shall make and may alter rules and regulations for its organization and procedure and for the organization of its assistants, workers, and employees.

SECTION 4. REPORTS. The said commission shall report to the Board of Supervisors of the City and County of Honolulu not later than the 15th day of each and every month its activities during the preceding calendar month and said report shall contain among other things an itemized statement of all liabilities incurred by it and all expenditures made under its authority whether made from public or private funds, also all funds and property received by it from private sources.

SECTION 5. This ordinance shall take effect from and after the 1st day of July, 1920.

Introduced by Chas. H. Arnold
Supervisor

Date of Introduction.

Honolulu, T.H.
May 25th, 1920.

APPROVED THIS 16th DAY OF June A. D. 1920

John H. Wilson
MAYOR, CITY AND COUNTY OF HONOLULU, T. H.

BILL NO. 41.

ORDINANCE NO. 186.

AN ORDINANCE TO AMEND ORDINANCE NO. 26 OF THE CITY AND COUNTY OF HONOLULU, ENTITLED "AN ORDINANCE RELATING TO THE ERECTION, CONSTRUCTION, ALTERATION, REPAIR AND REMOVAL OF BUILDINGS AND OTHER STRUCTURES IN THE CITY AND COUNTY OF HONOLULU", AS AMENDED BY ORDINANCE NO. 33 OF THE CITY AND COUNTY OF HONOLULU.

Be it Ordained by the People of the City and County of Honolulu:

Section 1. Section 107 of Ordinance No. 26 of the City and County of Honolulu, as amended by Ordinance No. 33 of the City and County of Honolulu is hereby amended so as to read as follows:

"THEATERS.

Section 107. All theaters hereafter built within the City and County of Honolulu shall be of Class One or Class Two construction. The City and County Treasurer shall not issue a license for any performance in any such building until a certificate in writing has been issued, signed by the Building Inspector and the Chief Engineer of the Fire Department, that the requirements of this Ordinance have been complied with.

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No theatre shall be within 8 feet of any other building;

All theatres shall have at least one frontage on the street or on a right of way free to the patrons of the theatre not less than 16 feet wide which opens directly on to a street. In such front there shall be suitable and ample means of entrance and exit. There shall also be on each side of the exterior of the theatre building an open court or space for use as a means of exit by the patrons of the theatre, each of which court or space shall be not less than eight feet wide and shall extend the full length of the building. These courts or spaces and rights of way shall be kept clear during performances.

Exits. Opening from the auditorium into these courts or spaces there shall be not less than two exits from each side of each floor and gallery; these openings shall be closed by doors easily opened from the inside by pressure during all performances. They shall be of ample width and shall swing outward in such a way as not to block the balcony upon which they open. All such exits must open from the aisles.

The exterior balconies upon which these exits open,

and the stairways leading to the ground must be not less than four feet wide and shall be constructed of iron or steel of ample strength to safely sustain a load of eighty pounds per square foot, with a factor of safety of four.

There shall be also one exit on each side of the stage into the courts or spaces.

At each and every exit in any theater in the City and County of Honolulu there shall be placed and maintained a lamp in which only mineral, sperm, nut or other noninflammable oil, or electricity upon an independent circuit, shall be used, and said lamp or lamps shall be lighted previous to the opening of the doors of such theater for any performance therein and shall be kept lighted until the audience shall have departed from the premises, and there shall be inscribed upon said lamp or lamps the word "Exit" in distinctly visible letters not less than six inches high.

Stairways shall have handrails on each side firmly secured to strong supports or to the walls. There shall be no flight of more than twenty steps, there shall be no winders, and no step shall be less than four feet wide in the clear.

Such steps shall have a rise not greater than six inches and a tread not less than ten inches.

There shall be a fire wall of brick or reinforced concrete above the proscenium arch, between the stage and the auditorium, which wall shall extend at least three feet above the roof. The proscenium shall be the only opening in said wall above the level of the stage, and all openings through this wall below the stage level shall be provided with self-closing fire doors, constructed as per Section 97. The wall above the proscenium arch shall be supported by reinforced concrete girders or by steel girders covered with fireproof material.

The proscenium opening shall be provided with a curtain of asbestos or fireproof material, sliding at each end in grooves securely fastened to the masonry wall, and extending into such grooves to a depth of not less than four inches. The fireproof curtain may, however, be furnished with steel cable guides not less than one-quarter inch in diameter; provided, that such curtain laps over the stage opening at the sides and top for a distance of not less than eight inches, and that attached to said curtain at the top and bottom, to

the full width thereof, shall be wrought iron or steel pipe of not less than 1 1/4 inches diameter. The fireproof curtain shall be kept lowered between acts, during intermissions and at the close of each performance, except during rehearsals. The curtain shall be hung not nearer to the footlights than three feet.

All seats except those in the boxes shall be firmly fastened to the floor, and no seat in the auditorium shall have more than six seats intervening between it and the aisles. Seats shall not be less than thirty-one inches from back to back, nor less than twenty inches in width.

Center aisles and passageways shall be at least forty-eight inches wide at the narrowest point, side aisles at least thirty-six inches, and all shall increase in width toward the point of exit at least one-quarter inch for each foot of length. The grade of aisles shall not be greater than one and one-quarter inches per foot.

A ventilator shaft of sufficient capacity, lined with fireproof material, shall be placed over the center of the stage and shall extend at least three feet above the roof.

The roof over the stage shall be provided with skylights in area equal to one-fourth of the stage area, and said skylights shall be made to open automatically in case of fire.

Theater floors shall be of sufficient strength to support an imposed live load of one hundred pounds per square foot.

Every theater shall be equipped with at least two lines of standard three-inch cast iron or galvanized water pipe, leading directly from the street main, and provided with the standard coupling of the Fire Department, with not less than twenty-five feet of hose attached. Such water pipe and hose shall be ready for immediate use at any time during the performance in said building.

Electric wires, footlights and all apparatus for extinguishing fires or guarding against the same shall be in charge of and under the control of the Fire Department, and the Chief of said Department shall be responsible for the execution and enforcement of this regulation.

Gradients or inclined planes shall be employed instead of steps to overcome slight difference of level in or between

aisles, corridors and passages.

Walls separating the actors' dressing rooms from the stage and partitions dividing the dressing rooms, together with partitions of every passageway from the same to the stage, and all partitions on or about the stage, shall be constructed of fireproof material. All shelving and cupboards in each and every dressing room, property room or storage room shall be constructed of fireproof material. Dressing rooms may be placed in the fly galleries, provided that proper exits are secured therefrom to fire escapes in the open courts and that the stairs leading to the same shall be fireproof. Dressing rooms shall have an independent exit, leading directly into an open court or street, and shall be ventilated by windows in the external wall; and no dressing room shall be more than one story below street level. All windows shall be arranged to open, and none of the windows in outside walls shall have fixed sashes, iron grills or bars.

If any arrangement or construction or appliance of any theater is unsafe to life, full authority is hereby invested in the Building Inspector and the Chief Engineer of the Fire

Department, or either of them, to order and enforce such changes or additions as may be necessary."

Section 6. This Ordinance shall take effect ten days from and after its approval.

Introduced By
Chas. U. Amold
Supervisor

Date of Introduction
May 14th 1920

APPROVED THIS 21st DAY OF June A.D. 1920

Chas. U. Amold
PRESIDENT PRO-TEM. CITY AND COUNTY
OF HONOLULU, T. H.

not to May 14, 1920.

Star-Bulletin: June 17-18-19.
2d Print. 6-15-20.
June 21, 1920.
President Pro-tem for his approval - June 21, 1920.
with his approval - June 21, 1920.
Pub. in Star Bulletin: June 22, 23, 24 - 1920.

ORDINANCE NO. 187.

An Ordinance Amending Ordinance No. 65 of the City and County of Honolulu entitled "An Ordinance Providing for Taking, Managing and Maintaining by the City and County of Honolulu, of the Water Works and Sewer Works of Honolulu, for the Organization of the same, providing regulations for the Managing and Maintaining of Said Works, and Providing Penalties for the Violation of such Regulations."

Be it Ordained by the People of the City and County of Honolulu:

SECTION 1. Section 1 of Chapter 3 of Ordinance No. 65 of the City and County of Honolulu is hereby amended so as to read as follows:

"The General Manager of the Water and Sewer Works Department is hereby authorized to make rules and regulations for the government of the said Department and for the carrying out of the purposes of this ordinance, including special charges to cover special costs, and to make rules and regulations in regard to the use of the sewers and in regard to the use of water by all privilege-holders for domestic, irrigation or other purposes, such rules and regulations to become effective upon the approval of the Board of Supervisors."

SECTION 2. This ordinance shall take effect from and after the date of its approval.

Introduced by

Jonah Kumalae

Supervisor.

Date of Introduction:

June 29, 1920.

APPROVED THIS 14TH DAY OF JULY, A.D. 1920.

Chas. H. Cooke

President Pro Tem and Acting Mayor, City and County of Honolulu, T. H.

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BILL NO. 46 1182 188.

ORDINANCE NO. 188.

AN ORDINANCE CALLING AN ELECTION UPON THE QUESTION OF ISSUING MUNICIPAL BONDS OF THE CITY AND COUNTY OF HONOLULU FOR SEWER EXTENSIONS AND IMPROVEMENTS, ADOPTING A PROCLAMATION RELATING THERETO AND PROVIDIND FOR THE HOLDING OF SAID ELECTION.

Be it Ordained by the People of the City and County of Honolulu:

SECTION 1. CALLING ELECTION. That a special election be, and the same is hereby called to be held on Tuesday, the 2d day of November, A.D.1920, between the hours of 8 A.M. and 5 P.M. of said day throughout the City and County of Honolulu, Territory of Hawaii, upon the question of the issuance of municipal bonds of the said City and County of Honolulu to the amount of Six Hundred Thousand Dollars ($600,000.00), the proceeds to be used for the following specific purpose, to-wit:

For the installation of sewer and laterals, manholes, reservoirs, pump equipment, accessories and buildings as a part of the sewer system of the City and County of Honolulu, and repairing the present outfall of the said sewer system $600,000.00

The above amount to be spent for the above purpose in the following districts and amounts:

Waikiki and repair of present outfall $500,000.00

Kalihi $100,000.00

SECTION 2. FIXING INTEREST AND TERM OF BONDS. That the proposed municipal bonds shall bear interest at the rate of 5% per annum, and shall be payable ten years from the date of the issue thereof, and redeemable by lot at any time after five years from date of issue.

SECTION 3. ADOPTING PRECINCTS. That the precincts and polling places established for the City and County elections which are the same as those established for the Territorial General Elections, and which have been established by law or by the Governor pursuant 188

to law shall constitute the precincts and polling places for the election upon this proposed issuance of said municipal bonds.

SECTION 4. GENERAL ELECTION LAWS TO APPLY. That the general laws relating to elections shall apply to such election wherever applicable.

SECTION 5. ADOPTING FORM OF PROCLAMATION. That the form of proclamation herein set forth be adopted as the proclamation to issue pursuant to Section 2175 of the Revised Laws of Hawaii of 1915 calling said election, said proclamation being substantially as follows, to-wit:

"P R O C L A M A T I O N

CALLING MUNICIPAL BOND ELECTION UPON QUESTION OF ISSUING MUNICIPAL BONDS OF THE CITY AND COUNTY OF HONOLULU FOR SEWER EXTENSIONS AND IMPROVEMENTS TO BE HELD NOVEMBER 2d, A. D. 1920.

To the Voters of the City and County of Honolulu:

In accordance with the Organic Act of the Territory of Hawaii and the provisions of Chapter 123 of the Revised Laws of Hawaii of 1915 as amended, the Board of Supervisors of the City and County of Honolulu, Territory of Hawaii, do hereby proclaim that an election will be held on Tuesday, the 2d day of November, A.D.1920, between the hours of 8 A.M. and 5 P.M. of said day, throughout the City and County of Honolulu, Territory of Hawaii, upon the question of the issuance of municipal bonds of the said City and County of Honolulu to the amount of Six Hundred Thousand Dollars ($600,000.00) the proceeds to be used for the following specific purpose, to-wit:

For the installation of sewer mains and laterals, manholes, reservoirs, pump equipment, accessories and buildings as a part of the sewer system of the City and County of Honolulu, and repairing the present outfall of the said sewer system . . . $600,000.00

The above amount to be spent for the above purpose in the following

districts and amounts:

Waikiki and repair of present outfall $500,000.00

Kalihi $100,000.00

The proposed municipal bonds shall bear interest at the rate of 5% per annum; said bonds shall be payable in ten years from the date of the issue thereof and shall be redeemable by lot at any time after five years from the date thereof.

The precincts and polling placess established for City and County elections, which are the same as have been established for the Territorial General Elections shall constitute the precincts and polling places for the said election upon said proposed question of the issuance of said municipal bonds, said precincts and polling places being as follows, to-wit:

(N.B. - Here is to be inserted a detailed list of the precincts and polling places as established by law or by the Governor of the Territory of Hawaii pursuant to law or the same shall be here incorporated by reference.)

The general laws relating to elections shall apply to such election wherever applicable.

IN WITNESS WHEREOF the Mayor and Members of the Board of Supervisors of the City and County of Honolulu have affixed their hands and the seal of said City and County of Honolulu this _____ day of _____, A.D. 192_.

_____
Mayor of the City & County of Honolulu.

_____
Supervisor of the City & County of Honolulu.

_____
Supervisor of the City & County of Honolulu.

_____
Supervisor of the City & County of Honolulu.

_____
Supervisor of the City & County of Honolulu.

Supervisor of the City & County of Honolulu.

Supervisor of the City & County of Honolulu.

Supervisor of the City & County of Honolulu.

A T T E S T :

Clerk of the City and
County of Honolulu."

That said proclamation issue as provided by law.

SECTION 6. CLERK TO CAUSE ELECTION TO BE HELD. That the Clerk be, and he is hereby instructed, to provide for and cause said election to be held in the manner and form required by law.

SECTION 7. INSPECTORS TO BE SAME AS FOR GENERAL ELECTION. That the inspectors of election when appointed by the Governor of the Territory of Hawaii as provided by law for the General Territorial Election to be held November 2d, 1920 shall act as the inspectors for said bond election.

SECTION 8. EFFECTIVE DATE. This Ordinance shall take effect from and after the date of its approval.

INTRODUCED BY,

Ben Jollings

Supervisor.

Date of Introduction:
August 30th 1920.

APPROVED THIS 2ND DAY OF SEPTEMBER, A.D.1920

John H Wilson

Mayor, City and County of Honolulu, T.H.

1st Reading and ~~to~~ not Print Aug. 30th

Star-Bulletin Aug. 30, 31st & Sept. 1, 1920.

Suspension of Rules and Print

Reading Sept. 1, 1920.

Sept. 2, 1920.

Sept. 2, 1920.

2, 3, 4-1920.

Bill No. 50

ORDINANCE NO. 189

AN ORDINANCE RELATING TO THE WIDENING OF QUEEN STREET FROM FORT STREET TO KEAWE STREET, IN THE DISTRICT OF HONOLULU, CITY AND COUNTY OF HONOLULU, TERRITORY OF HAWAII, AND PROVIDING THAT ALL NEW BUILDINGS WHICH ARE ERECTED OR ALL OLD BUILDINGS WHICH ARE REMODELED MUST CONFORM TO THE NEW LINE FOR ERECTING BUILDINGS, AND VIOLATION HEREOF, AND ALSO PROVIDING WHEN THE PROPERTY, IN THE STREET AS ESTABLISHED HEREIN SHALL BE ACQUIRED BY THE CITY AND COUNTY OF HONOLULU.

Be It Ordained by the People of the City and County of Honolulu:

SECTION 1. QUEEN STREET WIDENING. That certain street in the District of Honolulu, City and County of Honolulu, Territory of Hawaii, now known as Queen Street shall be widened between Fort Street and Keawe Street as in the schedules as hereinafter set forth, and at such times as the Board of Supervisors of the City and County of Honolulu shall provide.

SECTION 2. If any person, persons, firms, partnerships or corporations shall make or construct any building or improvements of any kind within the line of street widening as in this ordinance provided, or if

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any person, persons, firms, partnerships or corporations shall remodel any building or structure or improvement of any kind now within the lines of street widening as in this ordinance provided to an extent so that the improvements or remodeling of said building structures or improvements shall cost more than fifty percentum (50%) of the original cost of said building, structures, or improvements, such person, persons, firms, partnerships or corporations and their respective representatives shall be without remedy at law or in equity or at all in the premises for any injury, loss or damage that may be caused by the removal or destruction of such buildings or improvements when such removal or destruction is required by the widening of Queen Street as herein provided.

SECTION 3. DUTIES OF BUILDING INSPECTOR.

It shall be the duty of the Building Inspector of the City and County of Honolulu before issuing any permit for a new building structure or improvement or the remodeling or improving of any building structure or improvement within, adjacent or abutting on the lines of street widening as in this ordinance provided, to ascertain if the same extends over the lines of street widening as in this ordinance provided, and if the proposed building structure or improvement to be constructed or remodeled or improved does extend over the lines of street widening as in this ordinance provided,

the said Building Inspector must forthwith notify the City and County Engineer and shall not issue the building permit therefor for a period of ten days thereafter; and no person shall be entitled to such building permit until after the expiration of said ten-day period.

SECTION 4. DUTIES OF CITY AND COUNTY ENGINEER AND BOARD OF SUPERVISORS. It shall be the duty of the City and County Engineer, upon receiving the notification specified in Section 3 hereof to forthwith interview the owners of the said property upon which the said building or structure is to be built or remodeled and secure a price for the said land embraced within the lines of street widening as in this ordinance provided and to forthwith notify the Board of Supervisors of the City and County of Honolulu of his doings hereunder, and the Board of Supervisors shall forthwith acquire and pay for the said land if the price therefor is reasonable, otherwise said Board of Supervisors may take what proceedings are proper to condemn and take the said land for street purposes.

SECTION 5. STREET LINE PARALLEL TO OFFSET LINE. The street lines established hereby which are also established as the building lines or property lines on said Queen Street shall be parallel to the hereinafter described offset line (meaning thereby the monument line), which is the center line of the street, and distant therefrom as hereinafter set forth.

SECTION 6. SCHEDULES. The offset line (meaning thereby the monument line), which is the center line of the street, on Queen Street from Fort Street to Keawe Street, is hereby established as follows:

Commencing at a City Survey Street Monument at Queen Street and Fort Street which is on the center line of Queen Street, and which is on an offset of 25 feet from the new northeast line of Queen Street, and 25 feet from the new southwest line of Queen Street. The coordinates of said monument referred to "Punchbowl" Triangulation Station being south 1406.10 feet and west 4879.83 feet and running by true azimuths and distances as follows:

1. 319° 29' - 734.23 feet to a City Survey Street Monument near the Waikiki side of Alakea Street;

2. 320° 14' - 663.91 feet to a City Survey Street Monument, 20 feet northwest of the Waikiki side of Mililani Street;

From the southeast side of Mililani Street to the southeast side of Keawe Street, the center line of Queen Street, which is the monument line, is on an offset of 28 feet from the new northeast line of Queen Street and 28 feet from the new northwest line of Queen Street;

3. 321° 14' - 569.92 feet to a City Survey Street Monument near the center line of Punchbowl Street;

4. 321° 32' - 624.08 feet to a City Survey Street Monument at the intersection of the center line of Mission Lane;

5. 321° 32' - 198.45 feet to a City Survey Street Monument near the Waikiki side of South Street;

6. 324° 12' 30" - 355.08 feet to a City Survey Street Monument at the center line of Keawe Street.

SECTION 7. If any part or section of this ordinance be decided by the Court to be unconstitutional or invalid, the same shall not affect the validity of the ordinance as a whole, or any part thereof which can be given effect without the part so decided to be unconstitutional or invalid.

SECTION 8. This ordinance shall take effect from and after the date of its approval.

INTRODUCED

by Chas. E. Arnold.
Supervisor.

Introduced November 3, 1920.

APPROVED THIS 13th DAY OF Nov. A. D. 1920

John H. Wilson
MAYOR, CITY AND COUNTY OF HONOLULU, T. H.

Pass 1st Reading and not to Print November 3, 1920
Pub. in P. A. Nov. 6-8-9
U. S. of Rules Ordered to Print
Pass 2nd Reading
Pass 3rd Reading Nov. 9-1920
To Mayor Nov. 14-1920
Returned Nov 13-1920
Nov. 18-19-20-1920

Bill No. 51

ORDINANCE NO. 190.

AN ORDINANCE RELATING TO THE LOCATION AND ESTABLISHMENT OF CURB LINES AND GRADES UPON VARIOUS STREETS WITHIN THE KAKAAKO IMPROVEMENT DISTRICT, IN THE DISTRICT OF HONOLULU, CITY AND COUNTY OF HONOLULU, TERRITORY OF HAWAII, AND REPEALING ORDINANCE NO. 155 AND A PORTION OF ORDINANCE NO. 134.

Be It Ordained by the People of the City and County of Honolulu:

SECTION 1 - CURB LINES.

That the curb lines of King Street, South Street, Channel Street, Ala Moana, Kakaako Street, Punchbowl Street, Queen Street, Kawaiahao Street, First Street, Second Street, Halekauwila Street, Mililani Street, Foundry Street, Keawe Street, Marmion Street, Mission Lane, Quinn Lane, and Reed Lane, within the limits of "IMPROVEMENT DISTRICT NUMBER NINE - KAKAAKO DISTRICT", are hereby established as shown on plans set forth on sheets 1 to 18, inclusive, of Grade Map No. 31, dated November 3, 1920,

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and authenticated by the signature of the City and County Engineer, on file and on record in the office of the City and County Engineer, herein specifically incorporated by reference.

SECTION 2 - CURB GRADES.

That the curb grades of King Street, South Street, Channel Street, Ala Moana, Kakaako Street, Punchbowl Street, Queen Street, Kawaiahao Street, First Street, Second Street, Halekauwila Street, Mililani Street, Foundry Street, Keawe Street, Marmion Street, Mission Lane, Quinn Lane and Reed Lane, within the limits of "IMPROVEMENT DISTRICT NUMBER NINE - KAKAAKO DISTRICT", are hereby established as shown on the plans and profiles set forth in sheets 1 to 18, inclusive, of Grade Map No. 31, dated November 3, 1920, hereinbefore specifically referred to and incorporated.

SECTION 3.

Ordinance No. 155, that section of Ordinance No. 134, relating to King Street between Richards and

Alapai Streets; and all ordinances or parts of ordinances in conflict herewith, be and the same are hereby repealed.

SECTION 4.

This Ordinance shall take effect from and after the date of its approval.

INTRODUCED

by Chas. E. Arnold

Supervisor.

Date of Introduction:

November 3, 1920.

APPROVED THIS 13th DAY OF Nov. A. D. 1920.

John H. Wilson

MAYOR, CITY AND COUNTY OF HONOLULU, T. H.

ss 1st Reading and to Print

November 3, 1920

b. in P.O.A. Nov. 6-8-9.

U. S. Rules

ss 2nd Reading ordered due Print

ss 3rd Reading

Mayor Nov. 12-1920

turned Nov. 13-1920.

Nov. 18-19-20-1920.

ORDINANCE NO. 192

AN ORDINANCE CREATING A DEPARTMENT KNOWN AS MUNICIPAL MARKET, PROVIDING FOR A SUPERINTENDENT THEREOF AND PRESCRIBING HIS DUTIES.

Be it ordained by the people of the City and County of Honolulu:

SECTION 1. DEPARTMENT ESTABLISHED. There is hereby created and established a department for the City and County of Honolulu to be known as the "Municipal Market." This department shall be in charge of a superintendent who shall have power and supervision over the said department and over all of its functions.

SECTION 2. MAYOR TO APPOINT SUPERINTENDENT. The Mayor, with the approval of the Board of Supervisors, shall appoint and may remove a person to and from this said office; provided, however, that until the Mayor shall send in the name of his appointment to the Board, the former territorial employee in charge of said market shall remain in charge with all the powers and duties of the superintendent hereunder.

SECTION 3. SALARY AND BOND. The superintendent of the Municipal Market shall receive such salary as shall be fixed from time to time by the Board of Supervisors. He shall give a bond to the City and County of Honolulu for the faithful performance of the duties of the said office in such sum as the Board of Supervisors may determine.

SECTION 4. DUTIES OF SUPERINTENDENT. The Superintendent shall:

(1) Have power and supervision over the Municipal markets belonging to or in charge of the City and County of Honolulu;

(2) Appoint and remove all assistants, clerks, laborers and other employees in his department the number and compensation of whom, however, shall be fixed by the Board of Supervisors;

(3) Encourage in every possible manner the marketing of products in said market by the small farmer and fisherman;

(4) Have the right and power to sell, on consignment, farm, dairy, stock and sea products in said market. In so selling he shall only make a charge to cover as commission the proper portion of the expenses of the market that should be covered thereby;

(5) Rent stalls in the Municipal Market and make a charge therefor sufficient to cover the proportion of the expenses of the market that should be covered in said rent;

(6) Prescribe rules, with the approval of the Board, for the governing of said market;

(7) Immediately establish and adopt a comprehensive system of accounting for the use in said department;

(8) Perform such other duties as the Board of Supervisors of the City and County of Honolulu shall direct.

SECTION 5. REVOLVING FUND.- CONSIGNMENT. The sum of $15,000.00 is hereby appropriated from all moneys available in the General Fund of the City and County of Honolulu for a fund to be known as the "Revolving Fund - Municipal Market" from which fund the Board of Supervisors shall pay all the expenses of the said market and from which fund the Board of Supervisors may make advances to consignees as hereinafter provided. The Auditor of the City and County of Honolulu is hereby authorized, empowered and directed to draw a warrant in favor of the Superintendent of the Municipal Market upon said fund in the sum of $1,000.00, the said sum of $1,000.00 to be retained ~~ok~~ by said Superintendent as a consignment fund from which he may make advances to consignees, any advance so made to be repaid to said fund by the Board of Supervisors from the Revolving Fund established herewith. The Board of Supervisors may advance additional sums to consignees from said Revolving Fund when in its opinion it may be necessary so to do. The amount advanced to consignees shall be held out from the proceeds of the sale

of the consigned products and be paid into the City and County Treasury and upon payment thereunto shall be deemed re-appropriated for a fund to be known as "Revolving Fund - Municipal Market." All receipts from the operation of said market shall, upon payment into the City and County Treasury, be deemed re-appropriated for a fund to be known as "Revolving Fund - Municipal Market." The said consignment fund shall be under the joint control of the Superintendent of the Municipal Market and the Auditor of the City and County of Honolulu and shall at all times be subject to audit by the said auditor and it is hereby made the express duty of the Auditor of the City and County of Honolulu to keep a check on the said fund and make a report thereof to the Board of Supervisors for each calendar month not later than the 15th day of the succeeding month.

SECTION 6. REPORT. The Superintendent shall make a full report to the Board of Supervisors not later than the 15th day of every month of the doings of his department during the preceding calendar month a copy of which shall be furnished the Auditor of the City and County of Honolulu.

SECTION 7. EFFECTIVE DATE. This ordinance shall take effect from and after the date of its approval.

INTRODUCED BY

Jas C McCallum

Supervisor.

Date of Introduction:

Honolulu, T. H., December 21 1920.

John H. Wilson

Reading and to Print _____

Dec 21, 1920

P.C.A. Jan. 6-7-8-1921

To Print - Jan 4, 1921

Jan. 11-1921

at meeting - Jan. 11-1921

Jan. 11, 1921

APPROVED THIS 11 DAY OF January 21

John H. Wilson

MAYOR

HONOLULU, T. H.

BILL NO. 52.

ORDINANCE NO. 191.

AN ORDINANCE RELATING TO THE ESTABLISHMENT AND OPENING OF A NEW STREET IN THE DISTRICT OF HONOLULU, CITY AND COUNTY OF HONOLULU, TERRITORY OF HAWAII, AND PROVIDING THAT ALL NEW BUILDINGS WHICH ARE ERECTED OR OLD BUILDINGS WHICH ARE REMODELED MUST CONFORM TO THE LINES OF SAID STREET, AND PROVIDING WHEN THE PROPERTY WITHIN THE LINES OF THE STREET ESTABLISHED HEREIN SHALL BE ACQUIRED BY THE CITY AND COUNTY OF HONOLULU.

Be it Ordained by the People of the City and County of Honolulu:

SECTION 1. NEW STREET ESTABLISHED. That there is hereby established in the District of Honolulu, City and County of Honolulu, Territory of Hawaii, a certain street which shall be as described in the schedules made a part hereof, and shall be opened at such time as the Board of Supervisors of the City and County of Honolulu shall provide.

SECTION 2. DUTIES OF BUILDING INSPECTOR. It shall be the duty of the Building Inspector of the City and County of Honolulu before issuing any permit for a new building structure or improvement or the remodeling or improving of any building structure or improvement within, adjacent or abutting on theline of the street established by this ordinance, to ascertain if the same extends over the lines of the street established by this ordinance, and if the proposed building structure or improvement to be constructed or remodeled or improved does extend over the lines of the street established by this ordinance, the said Building Inspector must forthwith notify the City and County Engineer and shall not issue the building permit therefor for a period of twenty days thereafter; and no person shall be entitled to such building permit until after the expiration of said twenty day period.

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SECTION 3. SCHEDULES. Being all that certain parcel of land in the City and County of Honolulu, Territory of Hawaii, described as follows, to-wit:

Beginning at the Northeast corner of Proposed Street, at the junction with the North side of a 75 foot proposed Boulevard on the North side of the Proposed Waikiki Canal, the co-ordinates of said point referred to Government Survey Triangulation Station Punchbowl being 8,488.0 feet South and 5,515.2 feet East and running by true azimuths:-

1. Firstly on a curve to the left having a radius of 654.3 feet along the North side of Proposed 75 foot Boulevard, the direct azimuth and distance being 110° 03' 30" 504.95 feet;

2. 115° 20' 5,722.8 feet;

3. Thence on a curve to the right having a radius of 2227.7 feet, the direct azimuth and distance being 128° 36' 1,019.2 feet;

4. 141° 52' 1,456.3 feet and passing through the North corner of concrete building at the South corner of Hustace and Dreier Streets at 1,426.6 feet;

5. 146° 53' 1,000.2 feet and passing through the East corner of concrete building at the West corner of Hustace and Dreier Streets at 10.7 feet;

6. Thence on a curve to the left having a radius of 201.5 feet, the direct azimuth and distance being 135° 12' 45" 148.83 feet;

7. 209° 37' 1.95 feet along the Kaiulani Home Lot to the present southwest side of King Street

8. 290° 18' 233.3 feet along the present Southwest side of King Street;

9. 3° 30' 10.9 feet along King and South Streets;

10. 69° 47' 11.22 feet along the North side of South Street;

11. 336° 53' 827.0 feet;

12. Thence on a curve to the left having a radius of 986.33 feet, the direct azimuth and distance being 329° 22' 30" 257.77 feet;

13. 321° 52' 1313.1 feet;

14. Thence on a curve to the left having a radius of 2127.7 feet, the direct azimuth and distance being 308° 36' 973.3 feet;

15. 295° 20' 5875.8 feet;

16. Thence on a curve to the right having a radius of 1168.63 feet, the direct azimuth and distance being 304° 02' 30" 353.87 feet to the point of beginning and containing a gross area of 21.5 acres and a net area of 20.5 acres after deducting intersecting streets and avenues.

SECTION 4. This Ordinance shall take effect from and after the date of its approval.

INTRODUCED BY

Chas. U. Arnold

Supervisor.

DATE OF INTRODUCTION:
Honolulu, T. H.,
November 9th. 1920.

APPROVED THIS 22 DAY OF Dec A. D. 1920

John Wilson

MAYOR, CITY AND COUNTY OF HONOLULU, T. H.

Pass 1st Reading and to Print

Nov. 9-1920.

Pub. in P.C.A. Nov. 30 & Dec. 1-7-1920.

Pass 2nd Reading Dec. 14-1920

" " Dec. 21, 1920

Pass 3rd Reading

To Mayor Dec. 22, 1920

Pub. in Dec. 22, 1920

P.C.A. Dec. 24, 27, 28-1920

100 Slips

100 Slips

BILL NO. 57

ORDINANCE NO. ___

AN ORDINANCE RELATING TO THE ESTABLISHMENT AND OPENIND OF A NEW STREET (~~TO BE KNOWN AS~~)

IN THE DISTRICT OF HONOLULU, CITY AND COUNTY OF HONOLULU, TERRITORY OF HAWAII, AND PROVIDING THAT ALL NEW BUILDINGS WHICH ARE ERECTED OR OLD BUILDINGS WHICH ARE REMODELED MUST CONFORM TO THE LINES OF SAID STREET, AND PROVIDING WHEN THE PROPERTY WITHIN THE LINES OF THE STREET ESTABLISHED HEREIN SHALL BE ACQUIRED BY THE CITY AND COUNTY OF HONOLULU.

Be it Ordained by the People of the City and County of Honolulu:

SECTION 1. New Street Established.

That there is hereby established in the District of Honolulu, City and County of Honolulu, Territory of Hawaii, a certain street (~~to be known as~~ _____,) which shall be as described in the schedules made a part hereof, and shall be opened at such time as the Board of Supervisors of the City and County of Honolulu shall provide.

SECTION 2. DUTIES OF BUILDING INSPECTOR. It shall be the duty of the Building Inspector of the City and County of Honolulu before issuing any permit for a new building structure or improvement or the remodeling or improving of any building structure or improvement within, adjacent or abutting on the lines of the street established by this ordinance, to ascertain if the same extends over the lines of the street established by this ordinance, and if the proposed building structure or improvement to be constructed or remodeled or improved does extend over the lines of the street established by this ordinance, the said Building In-

Print
Pd. - absent

9th nov.

spector must forthwith notify the City and County Engineer and shall not issue the building permit therefor for a period of twenty days thereafter; and no person shall be entitled to such building permit until after the expiration of said twenty day period.

SECTION 3. SCHEDULES. ~~The offset line (meaning thereby the monument line) on _____ Street from _____ Street to _____ Street is hereby established as follows:~~

Being all that certain parcel of land in the City and County of Honolulu, Territory of Hawaii, described as follows, to-wit:

Beginning at the Northeast corner of Proposed ~~Missionary Highway~~ Street, at the junction with the North side of a 75 foot Proposed Boulevard on the North side of the Proposed Waikiki Canal, the co-ordinates of said point referred to Government Survey Triangulation Station Punchbowl being 8,488.0 feet South and 5,515.2 feet East and running by true azimuths:-

1. Firstly on a curve to the left having a radius of 654.3 feet along the North side of Proposed 75 foot Boulevard, the direct azimuth and distance being 110° 03' 30" 504.95 feet;

2. 115° 20' 5,722.8 feet;

3. Thence on a curve to the right having a radius of 2227.7 feet, the direct azimuth and distance being 128° 36' 1,019.2 feet;

4. 141° 52' 1,456.3 feet and passing through the North corner of concrete building at the South corner of Hustace and Dreier Streets at 1,426.6 feet;

5. 146° 53' 1,000.2 feet and passing through the East corner of concrete building at the West corner of Hustace and Dreier Streets at 10.7 feet;

6. Thence on a curve to the left having a radius of 201.5 feet, the direct azimuth and distance being 135° 12' 45" 148.83 feet;

7. 209° 37' 1.95 feet along the Kauilani Home Lot to the present southwest side of King Street

8. 290° 18' 233.3 feet along the present Southwest side of King Street;

9. 3° 30' 10.9 feet along King and South Streets;

10. 69° 47' 11.22 feet along the North side of South Street;

11. 336° 53' 827.0 feet;

12. Thence on a curve to the left having a radius of 986.33 feet, the direct azimuth and distance being 329° 22' 30" 257.77 feet;

13. 321° 52' 1313.1 feet;

14. Thence on a curve to the left having a radius of 2127.7 feet, the direct azimuth and distance being 308° 36' 973.3 feet;

15. 295° 20' 5875.8 feet;

16. Thence on a curve to the right having a radius of 1168.63 feet, the direct azimuth and distance being 304° 02' 30" 353.87 feet to the point of beginning and containing a gross area of 21.5 acres and a net area of 20.5 acres after deducting intersecting streets and avenues.

SECTION 5. This Ordinance shall take effect from and after the date of its approval.

INTRODUCED BY

Chas. U. Arnold
Supervisor.

DATE OF INTRODUCTION:

Honolulu, T.H.
November 9th 1920.

1st R. first
Cyr 6
Amt Pol

BILL NO. 58. ORDINANCE NO. 194.

AN ORDINANCE REGULATING THE LOCATION OF STREET CAR TRACKS ON STREETS THAT ARE OR ARE TO BE PAVED AND PROVIDING WHEN STREET CAR TRACKS SHALL BE REMOVED TO CENTER OF STREET AND PROVIDING WHEN TRACKS SHALL BE MADE TO CONFORM TO GRADE AND PROVIDING A PENALTY FOR THE VIOLATION THEREOF.

WHEREAS, it appears that on many public streets of the City and County of Honolulu street car tracks have been laid on the side of the street; and

WHEREAS, it clearly appears that for the greater safety, reasonable convenience, and necessity of the public using these streets as a way of travel the said street car tracks should be removed to a location in the center of the street; and

WHEREAS, the Board of Supervisors has adopted and is proceeding or will adopt and proceed in the future with the permanent improvement of streets within the said City and County; and

WHEREAS, before said streets are permanently improved the said street car tracks should be removed to a location in the center of the street; and

WHEREAS, it also appears that in permanently paving the public streets of the City and County it is necessary to change the grade and establish a new grade; and

WHEREAS, it appears that when said grade is established that it is for the greater safety, reasonable convenience, and necessity of the public using these streets as a way of travel to have the street car tracks, if any are thereon, conform to grade, now therefore

Be It Ordained By the People of the City and County of Honolulu;

SECTION 1. WHEN STREET CAR TRACKS TO BE LOCATED IN CENTER OF STREET. Thatall persons, firms or corporations owning, operating or maintaining a street railway or street railways upon the public streets of the City and County of Honolulu shall, whenever the streets upon which street car tracks are located are permanently improved under the provisions of Chapter 112 of the Revised Laws of Hawaii, 1915, as now or hereinafter amended, or otherwise, place the said tracks in the center of street, and when the grade of any streets so improved is changed the street car tracks shall be made to conform to the new grade; provided, however, that where it is contemplated to install double tracks in the future where single 194

tracks are now laid, said single tracks shall be placed in a double track location.

SECTION 2. NOTICE OF IMPROVEMENT TO BE GIVEN. Whenever an improvement district or a frontage improvement has been established according to the provisions of Section 1796 of the Revised Laws of Hawaii, 1915, as now or hereafter amended, or whenever the board of supervisors has definitely decided to permanently improve any street upon which there are any street car tracks located the person, firm, or corporation owning or controlling said tracks shall be notified and shall likewise be notified and served with a copy thereof when the final plans for the pavement of any street upon which street cartracks are located have been adopted. It shall be the duty of the City and County Engineer to give the notices herein provided for.

SECTION 3. TRACKS TO CONFORM TO PLANS. Within ten days, or such additional time as may be allowed by resolution of the Board of Supervisors, after the said person, firm or corporation referred to in Section 2 hereof has received a copy of said final plans for the pavement of any public street upon which there are street car tracks that are not located in conformity with this Ordinance or not conforming to the established grade of said streets, the person, firm, or corporation owning or controlling said street car tracks shall, in a bona fide manner, start the actual work of relocating said tracks to conform with the provisions of this Ordinance, to the established grade of the street, and to theplans for the pavement of said street and shall in a bona fide manner continue with said work until the completion thereof. The Board ofSupervisors may by resolution fix a maximum period oftime within which said work shall be completed in which event said work must be completed before the time so fixed shall expire; provided, however, that before the passage of such resolution, the person, firm or corporation effected thereby shall be given a chance to be heard.

If the person, firm, or corporation effected fails to request an extension of time to commence work they shall be deemed to agree that ten days is sufficient.

SECTION 4. APPLIES TO EXISTING STREETS. The provisions of this Ordinance shall be complied with by any person, firm or corporation, owning or controlling any street car tracks upon streets that have been or are to be improved in improvement districts or frontage improvements formed under the general improvement statutes and the plans for which improvement has been or are to be adopted by the Board of Supervisors. In such case the person, firm, or corporation owning street car tracks effected hereby shall be served with a copy of the said plans and the time provided in Section 2 shall run from the date of service.

SECTION 5. PENALTY. Any person, firm, or corporation failing to comply with the provisions hereof shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined not less than One Hundred ($100.00) Dollars, nor more than One Thousand ($1,000.00) Dollars, each day's failure to comply with the provisions hereof shall be considered a separate offense.

SECTION 6. UNCONSTITUTIONAL PROVISIONS. If any part or section of this Ordinance be decided by the courts to be unconstitutional or invalid, the same shall not affect the validity of the Ordinance as a whole, or any part thereof which can be given effect without the part so decided to be unconstitutional or invalid.

SECTION 7. EFFECTIVE DATE. This Ordinance shall take effect from and after its approval.

INTRODUCED BY

.....
Supervisor.

DATE OF INTRODUCTION:
December 28, 1920.

Bill No. 53

ORDINANCE NO. 193.

AN ORDINANCE RELATING TO THE WIDENING OF HART AVENUE FROM PUUHALE ROAD TO THE SHORE LINE OF KALIHI BAY, IN THE DISTRICT OF HONOLULU, CITY AND COUNTY OF HONOLULU, TERRITORY OF HAWAII, AND PROVIDING THAT ALL NEW BUILDINGS WHICH ARE ERECTED OR ALL OLD BUILDINGS WHICH ARE REMODELED MUST CONFORM TO THE NEW LINE FOR ERECTING BUILDINGS, AND VIOLATION HEREOF, AND ALSO PROVIDING WHEN THE PROPERTY, IN THE STREET AS ESTABLISHED HEREIN SHALL BE ACQUIRED BY THE CITY AND COUNTY OF HONOLULU.

Be It Ordained by the People of the City and County of Honolulu:

SECTION 1. HART AVENUE WIDENING. That certain street in the District of Honolulu, City and County of Honolulu, Territory of Hawaii, now known as Hart Avenue shall be widened between Puuhale Road and the shoreline of Kalihi Bay as in the schedules as hereinafter set forth, and at such times as the Board of Supervisors of the City and County of Honolulu shall provide.

SECTION 2. If any person, persons, firms, partnerships or corporations shall make or construct any building or improvements of any kind within the line of street widening as in this ordinance provided, or if

Approved as to Form
1st Deputy City & County Attorney.

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any person, persons, firms, partnerships or corporations shall remodel any building or structure or improvement of any kind now within the lines of street widening as in this ordinance provided to an extent so that the improvements or remodeling of said building structures or improvements shall cost more than fifty percentum (50%) of the original cost of said building, structures, or improvements, such person, persons, firms, partnerships or corporations and their respective representatives shall be without remedy at law or in equity or at all in the premises for any injury, loss or damage that may be caused by the removal or destruction of such buildings or improvements when such removal or destruction is required by the widening of Hart Avenue as herein provided.

SECTION 3. DUTIES OF BUILDING INSPECTOR.

It shall be the duty of the Building Inspector of the City and County of Honolulu before issuing any permit for a new building structure or improvement or the remodeling or improving of any building structure or improvement within, adjacent or abutting on the lines of street widening as in this ordinance provided, to ascertain if the same extends over the lines of street widening as in this ordinance provided, and if the proposed building structure or improvement to be constructed or remodeled or improved does extend over the lines of street widening as in this ordinance provided,

the said Building Inspector must forthwith notify the City and County Engineer and shall not issue the building permit therefor for a period of twenty days thereafter; and no person shall be entitled to such building permit until after the expiration of said twenty-day period.

SECTION 4. DUTIES OF CITY AND COUNTY ENGINEER AND BOARD OF SUPERVISORS. It shall be the duty of the City and County Engineer, upon receiving the notification specified in Section 3 hereof to forthwith interview the owners of the said property upon which the said building or structure is to be built or remodeled and secure a price for the said land embraced within the lines of street widening as in this ordinance provided and to forthwith notify the Board of Supervisors of the City and County of Honolulu of his doings hereunder, and the Board of Supervisors shall forthwith acquire and pay for the said land if the price therefor is reasonable, otherwise said Board of Supervisors may take what proceedings are proper to condemn and take the said land for street purposes.

SECTION 5. STREET LINE PARALLEL TO OFFSET LINE. The street lines established hereby which are also established as the building lines or property lines on said Hart Avenue shall be parallel to the hereinafter described offset line (meaning thereby the monument line), which is the center line of the street, and distant thirty (30.0) feet therefrom as hereinafter set forth.

SECTION 6. SCHEDULES. The offset line (meaning thereby the monument line), which is the center line of the street, on Hart Avenue from Puuhale Road to the shoreline of Kalihi Bay, is hereby established as follows:

Commencing at a point at the intersection of the center line of Puuhale Road and the proposed new center line of Hart Avenue, the coordinates of which referred to the Government Triangulation Survey Station "Punchbowl" Δ are 5732.6 feet North and 12036.5 feet West and running by true azimuths,

1. 317° 28' 3478.1 feet to a point on the shoreline of Kalihi Bay, said point being by coordinates, referred to the Government Triangulation Survey Station "Punchbowl" Δ 3169.6 feet North and 9685.6 feet West.

SECTION 7. If any part or section of this ordinance be decided by the Court to be unconstitutional or invalid, the same shall not affect the validity of the ordinance as a whole, or any part thereof which can be given effect without the part so decided to be unconstitutional or invalid.

SECTION 8. This ordinance shall take effect from and after the date of its approval.

INTRODUCED

by Chas. U. Amoss
Supervisor.

12 January 21
John H. Wilson

Introduced November 16th, 1920.

BILL NO. 58

Ordinance No. 194

AN ORDINANCE REGULATING THE LOCATION OF STREET CAR TRACKS ON STREETS THAT ARE OR ARE TO BE PAVED AND PROVIDING WHEN STREET CAR TRACKS SHALL BE REMOVED TO CENTER OF STREET AND PROVIDING WHEN TRACKS SHALL BE MADE TO CONFORM TO GRADE AND PROVIDING A PENALTY FOR THE VIOLATION THEREOF.

WHEREAS, it appears that on many public streets of the City and County of Honolulu street car tracks have been laid on the side of the street; and

WHEREAS it clearly appears that for the greater safety, reasonable convenience, and necessity of the public using these streets as a way of travel the said street car tracks should be removed to a location in the center of the street; and

WHEREAS, the Board of Supervisors has adopted and is proceeding or will adopt and proceed, in the future with the permanent improvement of streets within the said City and County; and

WHEREAS, before said streets are permanently improved the said street car tracks should be removed to a location in the center of the street; and

WHEREAS, it also appears that in permanently paving the public streets of the City and County it is necessary to change the grade and establish a new grade; and

WHEREAS, it appears that when said grade is established that it is for the greater safety, reasonable convenience, and necessity of the public using these streets as a way of travel to have the street car tracks, if any are thereon, conform to grade, now therefore

Be It Ordained By the People of the City and County of Honolulu;

firm, or corporation owning or controlling said street car tracks shall, in a bona fide manner, start the actual work of relocating said tracks to conform with the provisions of this Ordinance, to the established grade of the street, and to the plans for the pavement of said street and shall in a bona fide manner continue with said work until the completion thereof. The Board of Supervisors may by resolution fix a maximum period of time within which said work shall be completed in which event said work must be completed before the time so fixed shall expire; provided, however, that before the passage of such resolution, the person, firm or corporation effected thereby shall be given a chance to be heard.

If the person, firm, or corporation effected fails to request an extension of time to commence work they shall be deemed to agree that ten days is sufficient.

SECTION 4. APPLIES TO EXISTING STREETS. The provisions of this Ordinance shall be complied with by any person, firm or corporation, owning or controlling any street car tracks upon streets that have been or are to be improved in improvement districts or frontage improvements formed under the general improvement statutes and the plans for which improvement has been or are to be adopted by the Board of Supervisors. In such case the person, firm, or corporation owning street car tracks effected hereby shall be served with a copy of the said plans and the time provided in Section 2 shall run from the date of service.

SECTION 5. PENALTY. Any person, firm, or corporation failing to comply with the provisions hereof shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined not less than One Hundred ($100.00) Dollars, nor more than One Thousand ($1,000.00) Dollars, each day's failure to comply with the provisions hereof shall be considered a separate offense.

SECTION 6. UNCONSTITUTIONAL PROVISIONS. If any part or section of this Ordinance be decided by the courts to be uncon-

stitutional or invalid, the same shall not affect the validity of the Ordinance as a whole, or any part thereof which can be given effect without the part so decided to be unconstitutional or invalid.

SECTION 7. EFFECTIVE DATE. This Ordinance shall take effect from and after its approval.

INTRODUCED BY

Chas. U. Arnold

Supervisor.

DATE OF INTRODUCTION:

December 28 1920.

1st R by Title not pt.

APPROVED THIS 12 DAY OF January A. D. 21

John H. Wilson

MAYOR, CITY AND COUNTY OF HONOLULU, T. H.

Pass 1st Reading by Title and not to Print

Dec. 28-1920.

P.C.A. Jan. 6-7-8, 1921

Pass 2nd Reading Ordered to print Jan. 4, 1921.

Pass 3rd Reading Jan 11-1921

To Mayor Jan. 12, 1921.

Returned Jan. 12, 1921.

P.C.A. Jan. 13-14-15, 1921.

Bill 1

ORDINANCE NO. 195.

AN ORDINANCE RELATING TO THE LOCATION AND ESTABLISHMENT OF CURB LINES AND GRADES UPON VARIOUS STREETS WITHIN THE PUUNUI IMPROVEMENT DISTRICT, IN THE DISTRICT OF HONOLULU, CITY AND COUNTY OF HONOLULU, TERRITORY OF HAWAII.

Be It Ordained by the People of the City and County of Honolulu:

Section 1 - CURB LINES

That the curb lines of Wyllie Street, Maui Street, Kauai Street, Hawaii Street, Waolani Avenue, Rooke Avenue, Puunui Avenue, Alewa Avenue, Lanai Street, Liliha Street, Liliha Street Extension, Namauu Street, Stream Drive, 15 foot lane, Park Road and Pahili Road within the limits of "IMPROVEMENT DISTRICT NUMBER EIGHT, PUUNUI DISTRICT" are hereby established as shown on plans, set forth on sheets 1 to 10 inclusive, of Grade Map No. 32, dated February 25, 1921, and authenticated

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Section 4

This Ordinance shall take effect from and after the date of its approval.

Introduced by

Chas. E. Arnold

Supervisor

Date of Introduction:
March 2nd 1921.
March 2nd 1921

APPROVED THIS 14 DAY OF March 1921

John H. Wilson

1st To Print
Copies 7

Pass 1st Reading and to Print March - 2-1921
Pub. in P.C.G - Mar - 4-5-7
Pass 2nd Reading Mar - 8-1921 ~~and~~
Pass 3rd Reading March - 14, 1921.
To Mayor March 14-1921.
Returned Mar - 15-1921 - Approved Mar - 14, 1921.
P.C.G. Mar - 16-17-18.

ORDINANCE NO. 196

AN ORDINANCE AMENDING ORDINANCE NO. 71 AND PROVIDING FOR THE APPOINTMENT OF EXAMINER AND DEPUTY EXAMINER OF CHAUFFEURS.

Be it Ordained by the People of the City and County of Honolulu:

SECTION 1. That Section 12 of Ordinance No. 71 be amended to read as follows:

"SECTION 12. EXAMINER AND DEPUTY OF CHAUFFEURS. The Sheriff shall from time to time appoint a person who shall be a competent motor vehicle operator and have a fair knowledge of steam, electric and gasoline motor vehicles, and who shall be known as the 'Examiner of Chauffeurs', to examine into the qualifications and fitness of any person who may desire to secure a chauffeur's certificate, to operate a motor vehicle. The 'Examiner of Chauffeurs' is herein referred to by the brief title of 'Examiner'.

"The Sheriff may appoint as many deputy examiner of chauffeurs as the Board may, from time to time, allow. The deputy examiner of chauffeurs shall have the same qualifications, powers and duties as are herein provided for the Examiner of Chauffeurs and wherever in this Ordinance the words 'Examiner of Chauffeurs', or the word 'Examiner' appears, it shall include 'Deputy Examiner of Chauffeurs'".

SECTION 2. This Ordinance to take effect from and after the date of its approval.

INTRODUCED BY Chas. E. Arnold
Supervisor.

28th March 21

John H. Wilson

DATE OF INTRODUCTION:
~~February~~ Mar. 2 - 1921.

196

Bill No. 69

ORDINANCE NO. 197

AN ORDINANCE TO AMEND ORDINANCE NO. 176, REGULATING THE USE, OPERATION, SPEED AND WEIGHT OF VEHICLES UPON THE HIGHWAYS OF THE CITY AND COUNTY OF HONOLULU.

Be It Ordained by the People of the City and County of Honolulu:

SECTION 1. Section 48 of Ordinance No. 176 is hereby amended to read as follows:

"Section 48. WEIGHT OF VEHICLES RESTRICTED. No vehicle or motor vehicle shall be operated on any highway which has a total weight, including vehicle and load in excess of twenty-four thousand (24,000) pounds and no vehicle, motor vehicle or object which might prove destructive to any public highway shall be operated or moved thereon, without first obtaining the permission of the City and County Engineer, as hereinafter provided."

SECTION 2. Section 49 of Ordinance No. 176 is hereby amended to read as follows:

"Section 49. LIMIT OF WEIGHT AND LEAF DEFINED. No vehicle equipped wholly or partly with solid tires shall be operated on any highway the weight of which with its load exceeds six hundred and fifty

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(650) pounds upon any inch in width of the tire used thereon; and no vehicle equipped wholly or partly with metal tires or vehicle resting on any metal roller, wheel or other object or portion thereof in contact with the highway, shall be operated on any highway the weight of which with its load exceeds five hundred (500) pounds upon any inch in width of the tire used thereon or other portion thereof coming in contact with the highway; provided, however, that traction engines or tractors, the propulsive power of which is exerted not through wheels resting upon the ground, but by means of a flexible band or chain known as a movable track, shall not be subject to the foregoing limitations upon permissible weight per inch of width of tire if the portions of the movable track in contact with the surface of the highway present plain surfaces.

"The measurement of the solid tires of any vehicle shall, for all the purposes of this ordinance be made at the channel base thereof, that is, between the flanges upon the wheel whereby such tires are held in place. The total width of all the tires on any one wheel shall be deemed the width of one tire.

"No solid tires shall be used on any vehicle unless such tires, if five (5) inches or less in width, is not less than three-fourths (3/4) of an inch thick, and if more than five (5) inches wide is not less than

one (1) inch thick above the edge of the flange of the periphery."

SECTION 3. Section 51 of Ordinance No. 176 is hereby amended to read as follows:

"Section 51. SPEED OF HEAVY AND SOLID TIRED VEHICLES. No vehicle equipped wholly with pneumatic tires, whether loaded or not, whose gross weight with maximum permissible load is sixty-five hundred (6500) pounds or more shall be operated on any highway at a speed in excess of twenty-five (25) miles per hour and no such vehicle whose gross weight with maximum permissible load is fourteen thousand (14,000) pounds or more shall be operated on any highway at a speed in excess of twenty (20) miles per hour.

"No vehicle equipped wholly or partly with solid tires whether loaded or not whose gross weight with maximum permissible load is fourteen thousand (14,000) pounds or less shall be operated on any highways at a speed in excess of fifteen (15) miles per hour and no vehicle equipped wholly or partly with solid tires whether loaded or not, whose gross weight with maximum permissible load is over fourteen thousand (14,000) pounds but not over twenty-four thousand (24,000) pounds, shall be operated upon any highway at a speed in excess of ten (10) miles per hour.

Amended to 10 miles instead of 12 miles - May 26-1921 and print.

10

"The rates of speed for vehicles equipped wholly with cushion wheels shall be not more than twenty-five (25) percent greater than those provided for vehicles equipped wholly or partly with solid tires. A "cushion wheel" when used herein shall designate a wheel which by reason of its construction is non-rigid, and is resilient within itself.

"No vehicle or trailer carrying a weight in excess of six (6) tons including the vehicle, which is equipped wholly or partly with metal tires or other hard non-resilient material shall be operated upon any highway at a speed in excess of six (6) miles per hour.

"All vehicles shall be subject to the regulation as to speed elsewhere provided in this ordinance."

SECTION 4. This ordinance shall take effect from and after the date of its approval.

INTRODUCED

by Chas. U. Arnold
Supervisor.

Date of Introduction:
June 1 1921
Honolulu, Hawaii,
May 31, 1921.

APPROVED THIS 9th DAY OF June A. D. 1921.

John Wilson
MAYOR, CITY AND COUNTY OF HONOLULU, T. H.

Bill No. 65.

ORDINANCE NO. 198.

AN ORDINANCE TO AMEND ORDINANCE NO. 26 OF THE CITY AND COUNTY OF HONOLULU ENTITLED "AN ORDINANCE RELATING TO THE ERECTION, CONSTRUCTION, ALTERATION, REPAIR AND REMOVAL OF BUILDINGS AND OTHER STRUCTURES IN THE CITY AND COUNTY OF HONOLULU.

Be it Ordained by the People of the City and County of Honolulu:

SECTION 1. Section 11 of Ordinance No. 26 of the City and County of Honolulu, as amended by Section 2 of Ordinance No. 33 of the City and County of Honolulu is hereby further amended so as to read as follows:

"SECTION 11. POWER OF BUILDING INSPECTOR TO ORDER REPAIRS. Whenever any building or any portion thereof, or any structure, chimney, smokestack, stove, oven, furnace or other appurtenance connected with any building or upon any premises or place, is dangerous, defective or unsafe, the Building Inspector shall so declare the same to the owner and shall order and cause the same to be torn down, altered, repaired or rebuilt, and such owner shall forthwith comply with such order. It shall be unlawful for any owner to maintain any building or any portion thereof, or any structure, chimney, smokestack, stove, oven, furnace or other appurtenance connected with any building or upon any premises or place, which is dangerous, defective or unsafe and which has been so declared and ordered to be torn down, altered, repaired or rebuilt by the Building Inspector as aforesaid."

SECTION 2. Section 59 of said Ordinance No. 26 is hereby amended so as to read as follows:

"SECTION 59. Outside of the fire limits as defined by an

Ordinance of the City and County of Honolulu, hollow tile curtain walls must be of a minimum thickness of 8" for two stories, or 30' in height; provided, however, that such walls shall not exceed 14' in height in the clear between beams or 20' in span between column centers.

"Within the said fire limits, hollow tile curtain walls may be of a minimum thickness of 8" for one story structures not exceeding 15' in height; provided, however, that a reinforced concrete or protected steel beam be placed around and bonded to the top of such walls.

"Curtain walls, other than as hereinbefore described, shall be of a minimum thickness of 12" for 40' of the uppermost height thereof, and shall be increased 4" in thickness for every additional section of 40' in height."

SECTION 3. This Ordinance shall take effect from and after the date of its approval.

INTRODUCED BY

Edward Lord

Supervisor.

Date of Introduction:

March 16 1921.

APPROVED THIS 16th DAY OF June A. D. 1921

John R. Wilson

MAYOR, CITY AND COUNTY OF HONOLULU, T. H.

by Title

Apr. 19-1921. Copies to Mayor & Board.

Adv. June 9, 10, 13-1921.

2nd Print - June 7, 1921.

June 14, 1921.

June 15-1921

June 17-1921. Approved June 16-1921.

June-18-Yo-21-1921

ITEM NO. 7a.

ORDINANCE NO. 199.

AN ORDINANCE TO AMEND ORDINANCE NO. 176 WHICH ORDINANCE REGULATES THE USE OF THE HIGHWAYS BY MOTOR AND OTHER VEHICLES AND PROVIDING FOR THE ERECTING OF CERTAIN SIGNS BY THE SHERIFF.

Be it Ordained by the People of the City and County of Honolulu:

SECTION 1. Section 45 of Ordinance No. 176 is hereby amended to read as follows:

"Section 45. Signs. It shall be the duty of the sheriff to erect or to cause to be erected, maintained and cause to be maintained, official signs to inform the public of the provisions of Sections 35, 41 and 43 hereof, and it shall be the like duty of the sheriff to erect and maintain such signs to inform the public of the contents of this ordinance or any other ordinance of similar nature when notified so to do by resolution by the Board of Supervisors. It is provided, however, that the absence of such signs shall not excuse any person violating the provisions of this or any other ordinance."

SECTION 2. This ordinance shall take effect from and after the date of its approval.

INTRODUCED BY

Chas. H. Arnold

Supervisor.

Date of Introduction:

Honolulu, T.H., June 14th 1921.

APPROVED THIS 2nd DAY OF July

Mayor of the City of Honolulu

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BILL NO. 73

ORDINANCE NO. 700.

AN ORDINANCE PROVIDING FOR COST OF IMPROVEMENTS IN "IMPROVEMENT DISTRICT NUMBER NINE - KAKAAKO DISTRICT."

Be it Ordained by the People of the City and County of Honolulu:

SECTION 1. Preliminary Proceedings Confirmed. The Board does hereby adopt, approve and confirm all and singular the proceedings heretofore had and taken under the Improvement Statutes with respect to the development, creation and establishment of "Improvement District Number Nine - Kakaako District," and the making of the proposed improvement as set forth and referred to in Resolutions of said Board Nos. 253 (1919), 368, 453, 641, 673 (1920), 702, 716, 733, 803, 815, and 872 (1921) and Ordinance No. 190, and the minutes of meetings of said Board as heretofore adopted, the reports of the City and County Engineer, dated February 13, 1920, and November 19, 1920, and the assessment report of said Engineer, dated June 2, 1921, accompanying which were the corrected map of said Improvement District, the list of owners, lessees and occupants, (so far as known), a preliminary assessment roll and a summary of detailed descriptions, in respect of which notice and full public hearings have heretofore been given and held as required by said Improvement Statutes, the ordinance creating and approving general provisions for local assessment ordinances being Ordinance No. 128 and the grade Ordinance No. 190 heretofore enacted together with the correction thereafter made with the approval of said engineer as to clerical errors therein and omissions supplied thereon from reference to the field notes upon which said grade maps are based, to all of which reference is hereby made for a more particular and detailed description of said Improvement District, the

extent thereof, the location of the respective parcels of land rated in the assessment and the special benefits accruing or to accrue therefrom, by this reference incorporated herein and made a part hereof.

SECTION 2. Confirmation of Assessments. No protests having been made or filed at the final assessment hearing, held for this Improvement District, and full and fair hearings having been held in respect thereto and after careful consideration of the facts relating thereto and the method of apportionment heretofore advertised, it was found, and it is hereby specially found and established that each and every parcel of land rated in or made subject to the assessment and said Improvement District is or will be specially benefited by said improvements to the amount of and in fair proportion to the respective assessments proposed therefor in the assessment roll dated May 26, 1921, and said several assessments as contained therein are hereby declared just and equitable both as to the respective total amounts and as to the apportionment as so listed and advertised; variations in shapes or depths of lots, if any, being immaterial so far as approximate benefits of this improvement are concerned; and that the said several proposed assessments contained in the assessment roll dated May 26, 1921, accompanying the Engineer's report of June 2, 1921, are hereby confirmed and adopted as and for the assessments against properties in said Improvement District and against the owners thereof respectively, and that each and every parcel of land required and necessary for the street improvements has been acquired so far as is necessary as provided in said Improvement Statutes.

SECTION 3. Cost of Authorized Improvements. That it is hereby found and declared that the total cost of the authorized improvements in said Improvement District, based upon the bid of the Hawaiian Contracting Company, Limited, the lowest responsible bidder, including the cost of curbing, grading, paving with asphaltic concrete on a concrete base and reinforced concrete

with a squegee surface, moving and resetting of curbs, storm sewer system, sidewalks, and other improvements in place complete and the cost of new land acquired for street widening, is the total sum of SEVEN HUNDRED FIFTY-FIVE THOUSAND THREE HUNDRED NINETY-SIX DOLLARS AND THIRTY CENTS, that the total proportion of this cost, which is to be borne by the City and County, including assessments proportioned against public or exempt lands and contribution, and the cost of grading, paving, gutters, curbing and sidewalks at street intersections as required by law, is the sum of FOUR HUNDRED FIFTY-ONE THOUSAND FOUR HUNDRED FORTY-FIVE DOLLARS AND TWENTY-EIGHT CENTS; that the balance of THREE HUNDRED AND THREE THOUSAND NINE HUNDRED AND FIFTY ONE DOLLARS AND TWO CENTS is hereby charged, assessed and levied against, and shall be collected from, the properties within said Improvement District and not specifically exempted by this Ordinance, and the owners thereof respectively, according to the total amounts heretofore listed and advertised and computed according to the rates of assessment hereinafter set forth.

SECTION 4. Public Lands Not Specifically Assessed. Lots Nos. 1, 5, 6, 7, 8, 15, 16, 17, 20, 21, 28, 32, 33, 44, 54, 71, 85, 102, 103, 109, 114, 152, 157, 163, 164, 166, 168, 169, 170, 171, 172, 173 and 178, public lands or lands exempted by law, as shown on said Map and Assessment Roll, dated May 26, 1921, and incorporated in the Engineer's Report of June 2, 1921, heretofore incorporated, shall not be specifically assessed herein, but the proportion of cost assessable against such public or exempt land set forth in the proceedings heretofore confirmed and which would be assessable against such lands if privately owned and not exempt shall be borne by the City and County as hereinafter provided; provided, however, that nothing herein shall be taken to foreclose the City and County from claiming reimbursement for such payment from the Territory of Hawaii under the provisions of the Improvement Statutes.

SECTION 5. Special Fund. There is hereby created a special fund to be known as "Special Fund for Improvement District Number Nine-

Kakaako District" and all moneys collected by the Treasurer of the City and County of Honolulu for assessments levied by this ordinance not required for the payment of interest and sinking fund for bonds sold and the proceeds of all bond sales sold to cover the cost of improvements in said Improvement District shall be placed in said Special Fund.

SECTION 6. Assessment Rate for General Improvements. All properties within said Improvement District (created as aforesaid), privately owned and not herein specifically exempted, and the owners thereof respectively, are hereby assessed at a uniform rate of $0.084350375 per square foot toward the cost of general improvements within said Improvement District all as set forth in detail in said Assessment Roll and Map heretofore incorporated and including all improvements set forth in the proceedings heretofore adopted and confirmed, saving and excepting the cost of new curbing and sidewalks as segregated in the bid of the contractor.

SECTION 7. Additional Assessment, New Curbing. All properties within said Improvement District, privately owned, and not specifically exempted herein, in front of which new curbing is required, and the owners thereof respectively, are hereby further and separately assessed (on a frontage basis according to the length of new curbing required, shown in detail in said Engineer's Report of June 2., 1921) at the uniform rate of $0.65 per front foot for the curb so required in front of said property.

SECTION 8. Additional Assessment - Sidewalks. All properties within said Improvement District, privately owned and not specifically exempted herein, in front of which new sidewalk is to be laid, and the owners thereof respectively, are hereby further and separately assessed (on a frontage basis according to the length of sidewalk required, shown in detail in said Engineer's Report of June 2d, 1921) the following rates per front foot for the sidewalk so required;(the width of sidewalk required as shown in detail in said Engineer's Report of June 2d, 1921, to fix the rate under the following

schedules):

4.50 feet wide - - - -	$1.25	per front foot.
5.50 feet wide - - - -	1.375	per front foot.
6.50 feet wide - - - -	1.625	per front foot.
7.50 feet wide - - - -	1.875	per front foot.
9.50 feet wide - - - -	2.375	per front foot.
10.25 feet wide - - - -	2.5625	per front foot.
11.50 feet wide - - - -	2.875	per front foot.
14.50 feet wide - - - -	3.625	per front foot

SECTION 9. Payment of Assessments in Instalments. In case of an election, either by act of the owner or other interested party or by operation of law, to pay an assessment in instalments, the assessments herein made shall be due and must be paid to said Treasurer in Ten (10) equal annual instalments of principal, the first of said instalments of principal to be due and payable and must be paid within thirty (30) days after the date of the last publication of this Ordinance; and all subsequent instalments of principal, together with interest on the whole of the unpaid balance of principal, at the rate of six per cent (6%) per annum, shall be due and payable annually thereafter, dating from the date of last publication of this Ordinance.

SECTION 10. This Ordinance shall take effect upon its approval.

Introduced by

Chas. H. Arnold
Supervisor.

Date of Introduction:
June 28, 1921.

APPROVED THIS 14th DAY OF July A. D. 1921
John H. Wilson
MAYOR, CITY AND COUNTY OF HONOLULU, T. H.

Pass 1st Reading and to Print June 28, 1921
Pub. in Adv. June 30 - July 1-2-
Pass 2nd Reading July 5, 1921
3rd Reading July 13, 1921
Pass Over July 14 - 1921
Approved July 15, 1921 - Approved - 7-14-21.
Adv. July 16-18-19-1921.

1st R. Jun 6 [illegible]

BILL NO. 67.

ORDINANCE NO. 201

AN ORDINANCE RELATING TO THE CONSTRUCTION, REPAIR AND RENEWAL OF SIDEWALKS AND / OR CURBS IN THE CITY AND COUNTY OF HONOLULU, TERRITORY OF HAWAII, AND REPEALING ORDINANCES NOS. 77 AND 89.

Be it Ordained by the People of the City and County of Honolulu:

Section 1. SIDEWALKS TO CONFORM TO GRADE AND SPECIFICATIONS. All sidewalks and/or curbs hereafter constructed, repaired or renewed, shall conform to grades established by the Board of Supervisors and to such regulations as are hereinafter set forth and shall be built according to the specifications herein provided.

Section 2. UNLAWFUL TO CONSTRUCT SIDEWALK WITHOUT PERMIT. It shall be unlawful for any person, firm or corporation to construct, repair or renew any sidewalk and/or curb in any public place in the City and County of Honolulu without first obtaining a permit in writing so to do from the City and County Engineer.

Section 3. PROCEDURE UPON INITIATIVE OF OWNER OF ABUTTING PROPERTY. When the owner of the abutting property desires to construct, repair or renew sidewalks and/or curbs, he shall make written application for permission so to do to the City and County Engineer.

The application shall be in such form and shall contain such information as shall be prescribed by the said Engineer.

The City and County Engineer, if the official grade has been established or if not when it has been established, shall issue a permit to do the work specified in the application and he shall state in said permit the types, width and position of sidewalk required, and shall specify such appurtenant work as he may deem necessary. The permit shall be in a form to be prescribed by the Engineer.

Whenever any person, firm or corporation has completed any sidewalk or curb work for which a permit has been issued (except of less than thirty (30) lineal feet of curb, or less than one hundred (100) square feet of sidewalk), they shall so notify the City and County Engineer in writing.

The City and County Engineer upon receipt of this notice, shall inspect the same and if it conforms to the specifications of this ordinance he shall give the property owner a certificate of approval.

The City and County Engineer shall keep a complete record of applications and permits, grades furnished and certificates given.

Section 4. <u>WHEN BOARD OF SUPERVISORS DEEMS CONSTRUCTION PROPER AND NECESSARY.</u> Whenever the Board of Supervisors of the City and County of Honolulu shall deem it proper or necessary that sidewalks and/or curbs shall be constructed, renewed or repaired, it shall, by resolution, designate a location or area of sidewalk and/or length of curbs to be so constructed, renewed or repaired which location or area shall not be less in extent, that when

taken by itself or with previously constructed sidewalks and/or curbs, it shall contain one side of a street between two streets intersecting or joining the same. Said resolution shall specifically state the kind of construction to be required and shall contain a provision requiring the owner or owners of land abutting on the public highway or street described along which said improvement is to be made, to construct, renew or repair sidewalks and/or curbs as provided herewith, and shall provide for the giving of notice of said resolution by the Engineer of the City and County of Honolulu to all whom it may concern, as required by law and this ordinance.

The notice to be in the following form:

"NOTICE

"TO ALL TO WHOM IT MAY CONCERN:

"You are hereby notified that at a meeting of the Board of Supervisors of the City and County of Honolulu, Territory of Hawaii, duly held on the _____ day of _____ A. D., 19_____, a resolution was adopted by said Board to curb (or to curb, construct and repair the sidewalk, or both, as the case may be), upon the established lines abutting on the adjoining property on _____Street, between _____Street and _____Street in the District of _____, City and County of Honolulu, Territory of Hawaii, in accordance with the provisions of the statutes of the Territory of Hawaii and the Ordinances of the City and County of Honolulu,

"You are further notified that if you fail to comply with such direction within sixty (60) days after the tenth consecutive day of publication of this notice, the City and County of Honolulu will proceed to construct such sidewalk at the expense of the abutting owner as provided by law.

"BOARD OF SUPERVISORS OF THE
CITY AND COUNTY OF HONOLULU,
TERRITORY OF HAWAII

"By _____

City and County Engineer"

The Engineer shall prepare and file an affidavit of the proper posting of such notices and an affidavit of the due publication thereof. Said Engineer shall keep such proof of notice filed and readily accessible for reference in his office with proper indexes.

Section 5. PROCEDURE, OWNER FAILING TO BUILD. If any owner after receiving notice to construct, maintain or repair sidewalk and/or curb as provided in Section 4 shall neglect and refuse to comply with such direction for sixty (60) days after the tenth consecutive day of publication the Engineer shall so notify the Board of Supervisors which Board shall thereafter cause the Engineer to proceed to construct, maintain or repair such sidewalk and/or curb at the expense of such owner in the manner provided by law.

Section 6. SIDEWALK SPECIFICATIONS. All sidewalks constructed under this ordinance in the District of Honolulu shall conform to the following specifications.

CONCRETE SIDEWALKS.

To be of artificial stone flagging composed of cement concrete constructed in alternate strips. It shall consist of two courses, (a) a base course three and one-half ($3\frac{1}{2}$) inch thick and (b) a wearing or surface course three-fourths ($\frac{3}{4}$) inch thick.

WIDTH AND GRADE

The minimum width of sidewalk shall be four (4) feet except in such cases as the sidewalk area is less than four (4) feet in width in which instance the sidewalk shall be full width.

Unless otherwise especially provided for, the finished surface shall be a true plane rising from the curb grade at the curb line at a rate of one-fourth ($\frac{1}{4}$) inch to one (1) foot to the property line.

PREPARING SUBGRADE

The space to be occupied by the walk shall be properly graded to a depth of four and a quarter ($4\frac{1}{4}$) inches below top of finished walk. Any soft, loose or unsuitable material found in the subgrade shall be removed and the space filled with suitable gravel, sand, fine broken stone or cinders, after which the whole surface shall be thoroughly compacted by ramming or rolling and finished to required grade and cross section.

WIDTH OF STRIPS

Sidewalks four (4) feet wide shall be laid in

strips four (4) feet long and an edger used on all sides.

Sidewalks over four (4) feet in width shall be laid in strips not more than three (3) feet wide, said strips to run at right angles to the direction of the street, and are to be lined transversely so as to form rectangles as nearly square as the dimensions will permit.

BASE COURSE

The concrete for the base course, when the total area or sidewalk to be laid is more than nine hundred (900) square feet, shall be composed of a 1:2½:5 mixture, consisting of one (1) part Portland cement, one and one-quarter (1¼) parts of clean crushed rock sand that will pass through a screen of four (4) meshes to the inch, one and one-quarter (1¼) parts of clean Waianae beach sand that will pass a screen of 8 meshes to the inch, and five (5) parts of clean crushed blue lava rock of a size not larger than will pass through a three-fourths (¾) inch ring and not small than will be retained on a one-fourth (¼) inch ring. Where the area to be laid is less than nine hundred (900) square feet the concrete base course shall be composed of a 1:2½:5 mixture as above specified, but the fine aggregate may consist entirely of crushed rock sand of the grade specified above.

MIXING

When concrete is mixed mechanically the machine shall be of a type approved by the City and County Engineer. Each batch of concrete shall remain in the

mixer not less than seventy-five (75) seconds, during which time the drum shall make not less than eighteen (18) nor more than twenty-five (25) complete revolutions. The drum shall be completely emptied before materials for a new batch are admitted to it.

When mixing is done by hand it shall be on a tight platform, large enough to accomodate men and materials, and the following procedure shall be followed, unless some other method shall have the especial approval of the City and County Engineer.

When beach sand and crushed rock sand are used, spread one and one-quarter (1¼) parts of rock sand on the platform in a thin layer. Upon this spread uniformly one and one-quarter (1¼) parts beach sand and thereon spread as evenly as possible one (1) part Portland cement, then mix by turning not less than three (3) times till a mass of uniform color is obtained. Where crushed rock sand is used alone, spread it in one uniform layer on the platform and on this spread one (1) part Portland cement and mix the whole as specified above. Sufficient water shall then be added by applying evenly to make a wet mortar and mixing continued till the mortar is of the same consistency. Spread this mortar out in a thin layer and thereon spread the five (5) parts of crushed rock which is to be drenched with water just before it is so placed, then turn till the crushed rock is thoroughly and uniformly incorporated in the mortar.

The concrete so mixed is to be deposited in place and well tamped within thirty (30) minutes.

FINISHING COURSE

Within thirty (30) minutes after the base course

has been deposited and thoroughly rammed, a finishing course three-fourths (¾) inch thick consisting of a mixture of one (1) part Portland cement and two (2) parts crushed rock sand, sufficiently wet for proper working, shall be deposited and brought to a true and even surface, thoroughly worked and trowelled to an even finish and properly marked in stones of the required size. Immediately after setting, the finished concrete surface shall be covered with a cloth of canvas cover or one (1) inch layer of sand and kept moist for at least three (3) days before being opened to pedestrian traffic.

DRIVEWAYS

At driveways the thickness of sidewalk paving shall be not less than six (6) inches and the surface shall be finished with longitudinal grooves or corrugations six (6) inches apart.

Concrete driveways shall be constructed in accordance with details furnished or approved by the City and County Engineer.

In no case shall driveways extend beyond the curb line.

EXPANSION JOINTS

Expansion joints shall be placed in the sidewalk within approximately twenty-five (25) feet of each corner. These joints to be ½" x 4½" garey Elastite or equal.

ROUGHENED SURFACE ON GRADES

On grades steeper than four (4) per cent the

surface shall be roughened by finishing with a coarse brush or in such a manner as the City and County Engineer may direct. When sidewalks are laid on a grade of fifteen (15) per cent or over the entire width of sidewalk shall be corrugated.

Section 7. SPECIFICATIONS FOR CURBS. All curbs constructed in the District of Honolulu under the provisions of this ordinance shall conform to the respective specifications below set forth for stone or concrete curbs, according to the type of curbing determined upon by the City and County Engineer and approved by the Board of Supervisors.

STONE CURBS

Stone or lava rock curbs shall be constructed to established lines and grades.

The curbing shall be of good quality rectangular blocks of which not less than fifty per cent (50%) shall be not less than thirty six (36) inches in length and the remaining fifty per cent (50%) shall be not less than thirty (30) inches in length except for proper closure pieces and shall be not less than sixteen (16) inches in depth and shall be of matched width six (6) inches on top.

The top of natural stone curbing shall have a smooth surface perpendicular to the face of the curbing.

The face of natural stone curbing shall be first class pean hammered and no holes allowed for a depth of ten (10) inches below the top. The dressed surface shall be trued and properly squared. The remainder of the face of the lava rock curbing shall be point dressed. The back shall be point dressed to a uniform

thickness of six (6) inches for not less than three (3) inches from the top and shall be free of projections of more than two (2) inches below this point.

The curb for corners shall be cut and laid to the prescribed curb lines, and the joints shall be on true radial lines.

The ends shall be square with the top and shall permit of a joint not exceeding one (1) inch for the full thickness of the stone to a depth of not less than ten (10) inches from the top.

All curbing shall be well bedded, true to line and grade, and the joints between blocks shall be filled with cement grout of one (1) part Portland cement and two (2) parts No. 4 sand. The back filling shall be thoroughly tamped in, using water, when necessary, in sufficient quantity to make the filling solid.

CONCRETE CURBS

Concrete curbs shall be constructed of precast blocks, composed of a 1:2¼:4 mixture of concrete consisting of one (1) part Portland cement, one and one-eighth (1-1/8) parts of clean crushed rock sand that will pass through a screen of four (4) meshes to the inch and one and one-eighth (1-1/8) parts of clean Waianae beach sand that will pass through a screen of eight (8) meshes to the inch, two (2) parts of clean blue lava rock of a size not larger than will pass through a three-fourths (¾) inch ring and not smaller than will be retained on a one-fourth (¼)

inch ring and two (2) parts of clean blue lava rock of a size not larger than will pass through a two (2) inch ring and not smaller than will be retained on a three-fourths (¾) inch ring. The concrete shall be mixed in the manner hereinabove specified for concrete for base course except for the variation in proportions. The blocks shall be built according to plans and dimensions approved by or furnished by the City and County Engineer.

Concrete curbing shall be laid in the manner specified for stone curbing.

Section 8. PENALTY FOR VIOLATING THE PROVISIONS OF THIS ORDINANCE. Any persons who shall violate the provisions of this ordinance shall be deemed guilty of a misdemeanor and shall be punished by a fine not exceeding One Hundred Dollars ($100.00).

Section 9. ORDINANCES Nos. 77 and 89 are hereby repealed.

Section 10. This ordinance shall take effect from and after the date of its approval.

INTRODUCED

By Chas. U. Arnold.

Supervisor.

Introduced May 3rd. 1921.

... 1st Reading and not to Print Copies to Mayor and Board - May 3-1921.

... in Advertiser: Aug. 19-20-22-1921.

... as amended and Print - Aug. 16-1921.

... Aug. 30-1921

... Aug. 31-1921

... Sept. 8-1921 - Approved.

PROVED THIS 8th DAY OF September A. D. 1921

John H. Wilson

MAYOR CITY AND COUNTY OF HONOLULU

Bill No. 67

ORDINANCE NO. 67

AN ORDINANCE RELATING TO THE CONSTRUCTION, REPAIR AND RENEWAL OF SIDEWALKS AND/OR CURBS IN THE CITY AND COUNTY OF HONOLULU, TERRITORY OF HAWAII, AND REPEALING ORDINANCES NO. 77 and 89.

Be it Ordained by the People of the City and County of Honolulu:

Section 1. SIDEWALKS TO CONFORM TO GRADE AND SPECIFICATIONS. All sidewalks and/or curbs hereafter constructed, repaired or renewed, shall conform to grades established by the Board of Supervisors and to such regulations as are hereinafter set forth and shall be built according to the specifications herein provided.

Section 2. UNLAWFUL TO CONSTRUCT SIDEWALK WITHOUT PERMIT. It shall be unlawful for any person, firm or corporation to construct, repair or renew any sidewalk and/or curb in any public place in the City and County of Honolulu without first obtaining a permit in writing so to do from the City and County Engineer.

Section 3. PROCEDURE UPON INITIATIVE OF OWNER OF ABUTTING PROPERTY. When the owner of the abutting property desires to construct, repair or renew sidewalks and/or curbs, he shall make written application for permission so to do to the City and County Engineer. The application shall be in such form and shall contain such information as shall be prescribed by the said Engineer.

At the time of making the application the applicant shall deposit with the City and County Engineer, for the work specified in such application, fees amounting to five (5) cents per lineal foot for curb, one and one-half (1-1/2) cents per square foot for sidewalk, which said fees shall be retained by the City, except that the minimum fee deposited for any work shall be fifty (50) cents. It shall be unlawful to perform any or all of the aforementioned work in a greater amount or quantity than that specified by the permit therefor.

The City and County Engineer, if the official grade has been established or if not when it has been

established, shall issue a permit to do the work specified in the application and he shall state in said permit the types, width and position of sidewalk required, and shall specify such appurtenant work as he may deem necessary. The permit shall be in a form to be prescribed by the Engineer. (The City and County Engineer shall set grade stakes on one occasion only, free of charge to the property owner.) delete

Whenever any person, firm or corporation has completed any sidewalk or curb work for which a permit has been issued (except of less than thirty (30) lineal feet of curb, or less than one hundred (100) square feet of sidewalk), they shall so notify the City and County Engineer in writing.

The City and County Engineer upon receipt of this notice, shall inspect the same and if it conforms to the specifications of this ordinance he shall give the property owner a certificate of approval.

The City and County Engineer shall keep a complete record of applications and permits, grades furnished and certificates given.

Section 4. WHEN BOARD OF SUPERVISORS DEEMS CONSTRUCTION PROPER AND NECESSARY. Whenever the Board of Supervisors of the City and County of Honolulu shall deem it proper or necessary that sidewalks and/or curbs shall be constructed, renewed or repaired, it shall, by resolution, designate a location or area of sidewalk and/or length of curbs to be so constructed, renewed or repaired which location or area shall not be less in extent, that when taken by itself or with previously constructed sidewalks and/or curbs, it shall contain one side of a street between two streets intersecting or joining the same. Said resolution shall specifically state the kind of construction to be required and shall contain a provision requiring the owner or owners of land abutting on the public highway or street described along which said improvement is to be made, to construct, renew or repair sidewalks and/or curbs as provided herein, and shall provide for the giving of notice of said resolution by the Engineer of the City and County of Honolulu to all whom it may concern, as required by law and this ordinance.

The notice to be in the following form:

"NOTICE

"TO ALL TO WHOM IT MAY CONCERN:

"You are hereby notified that at a meeting of the Board of Supervisors of the City and County of Honolulu, Territory of Hawaii, duly held on the ___ day of _____ A. D., 19__, a resolution was adopted by said Board to curb (or to curb, construct and repair the sidewalk, or both, as the case may be), upon the established lines abutting on the adjoining property on _____ Street, between _____ Street and _____ Street in the District of _____, City and County of Honolulu, Territory of Hawaii, in accordance with the provisions of the statutes of the Territory of Hawaii and the Ordinances of the City and County of Honolulu.

"You are further notified that if you fail to comply with such direction within sixty (60) days after the tenth consecutive day of publication of this notice, the City and County of Honolulu will proceed

to construct such sidewalk at the expense of the abutting owner as provided by law.

"BOARD OF SUPERVISORS OF THE
CITY AND COUNTY OF HONOLULU,
TERRITORY OF HAWAII

"By_____

City and County Engineer"

The Engineer shall prepare and file an affidavit of the proper posting of such notices and an affidavit of the due publication thereof. Said Engineer shall keep such proof of notice filed and readily accessible for reference in his office with proper indexes.

Section 5. PROCEDURE, OWNER FAILING TO BUILD. If any owner after receiving notice to construct, maintain or repair sidewalk and/or curb as provided in Section 4 shall neglect and refuse to comply with such direction for sixty (60) days after the tenth consecutive day of publication the Engineer shall so notify the Board of Supervisors which Board shall thereafter cause the Engineer to proceed to construct, maintain or repair such sidewalk and/or curb at the expense of such owner in the manner provided by law.

Section 6. SIDEWALK SPECIFICATIONS. All sidewalks constructed under this ordinance in the District of Honolulu shall conform to the following specifications.

CONCRETE SIDEWALKS.

To be of artificial stone flagging composed of cement concrete constructed in alternate strips, It shall consist of two courses, (a) a base course three and one-half (3-1/2) inch thick and (b) a wearing or surface course three-fourths (3/4) inch thick.

WIDTH AND GRADE

The minimum width of sidewalk shall be four (4) feet except in such cases as the sidewalk area is less than four (4) feet in width in which instance the sidewalk shall be full width.

Unless otherwise especially provided for, the finished surface shall be a true plane rising from the curb grade at the curb line at a rate of one-fourth (1/4) inch to one (1) foot to the property line.

PREPARING SUBGRADE

The space to be occupied by the walk shall be properly graded to a depth of four and a quarter (4-1/4) inches below top of finished walk. Any soft, loose or unsuitable material found in the subgrade shall be removed and the space filled with suitable gravel, sand, fine broken stone or cinders, after which the whole surface shall be thoroughly compacted by ramming or rolling and finished to required grade and cross section.

WIDTH OF STRIPS

Sidewalks four (4) feet wide shall be laid in strips four (4) feet long and an edger used on all sides.

Sidewalks over four (4) feet in width shall be laid in strips not more than three (3) feet wide, said strips to run at right angles to the direction of the street, and are to be lined transversely so as to form rectangles as nearly square as the dimensions will permit.

BASE COURSE

The concrete for the base course, when the total area of sidewalk to be laid is more than nine hundred (900) square feet), shall be composed of a 1:2½:5 mixture, consisting of one (1) part Portland cement, one and one-quarter (1-1/4) parts of clean crushed rock sand that will pass through a screen of four (4) meshes to the inch, one and one-quarter (1-1/4) part of clean Waianae beach sand that will pass a screen of 8 meshes to the inch, and five (5) parts of clean crushed blue lava rock of a size not larger than will pass through a three-fourths (3/4) inch ring and not smaller than will be retained on a one-fourth (1/4) inch ring. Where the area to be laid is less than nine hundred (900) square feet the concrete base course shall be composed of a 1:2½:5 mixture as above specified, but the fine aggregate may consist entirely of crushed rock sand of the grade specified above.

MIXING.

When concrete is mixed mechanically the machine shall be of a type approved by the City and County

Engineer. Each batch of concrete shall remain in the mixer not less than seventy-five (75) seconds, during which time the drum shall make not less than eighteen (18) nor more than twenty-five (25) complete revolutions. The drum shall be completely emptied before materials for a new batch are admitted to it.

When mixing is done by hand it shall be on a tight platform, large enough to accomodate men and materials, and the following procedure shall be followed, unless some other method shall have the especial approval of the City and County Engineer.

When beach sand and crushed rock sand are used, spread one and one-quarter (1-1/4) parts of rock sand on the platform in a thin layer. Upon this spread uniformly one and one-quarter (1-1/4) part beach sand and thereon spread as evenly as possible one (1) part Portland cement, then mix by turning not less than three (3) times till a mass of uniform color is obtained. Where crushed rock sand is used *alone*, spread it in one uniform layer on the platform and on this spread one (1) part Portland cement and mix the whole as specified above. Sufficient water shall then be added by applying evenly to make a wet mortar and mixing con-

tinued till the mortar is of the same consistency. Spread this mortar out in a thin layer and thereon spread the five (5) parts of crushed rock which is to be drenched with water just before it is so placed, then turn till the crushed rock is thoroughly and uniformly incorporated in the mortar.

The concrete so mixed is to be deposited in place and well tamped within thirty (30) minutes.

FINISHING COURSE.

Within thirty (30) minutes after the base course has been deposited and thoroughly rammed, a finishing course three-fourths (3/4) inch thick consisting of a mixture of one (1) part Portland cement and two (2) parts crushed rock sand, sufficiently wet for proper working, shall be deposited and brought to a true and even surface, thoroughly worked and trowelled to an even finish and properly marked in stones of the required size. Immediately after setting, the finished concrete surface shall be covered with a cloth or canvas cover or one (1) inch layer of sand and kept moist for at least three (3) days before being opened to pedestrian traffic.

DRIVEWAYS

At driveways the thickness of sidewalk paving shall be not less than six (6) inches and the surface shall be finished with longitudinal grooves or corrugations six (6) inches apart.

Concrete driveways shall be constructed in accordance with details furnished or approved by the City and County Engineer.

In no case shall driveways extend beyond the curb line.

EXPANSION JOINTS

Expansion joints shall be placed in the sidewalk within approximately twenty-five (25) feet of each corner. These joints to be 1/2" x 4-1/2" Carey Elastite or equal.

ROUGHENED SURFACE ON GRADES

On grades steeper than four (4) per cent the surface shall be roughened by finishing with a coarse brush or in such a manner as the City and County Engineer may direct. When sidewalks are laid on a

grade of fifteen (15) per cent or over, the entire width of sidewalk shall be corrugated.

delete

STAMP OR NAME PLATE

Before the top or wearing surface of concrete walks has set, the contractor or person building the walk shall place in such walk in front of each lot or parcel of property a stamp or plate giving plainly the name and address of the contractor building the walk and the year in which the work was done. The top of said plate or stamp, which must not cover more than fifty-four (54) square inches of surface shall be flush and even with the top of the finished walk and must be of a permanent character firmly stamped or bedded in the concrete in such a manner that it cannot become loose or easily removed or defaced.

Whenever one contractor or person has laid walk in front of three or more adjoining lots or parcels of property in one continuous stretch, then one of the above named stamps or plates placed in the walk at each end of said stretch of walk will be sufficient.

Section 7. SPECIFICATIONS FOR CURBS. All curbs constructed in the District of Honolulu under the provisions of this ordinance shall conform to the respective specifications below set forth, for stone or concrete curbs, according to the type of curbing determined upon by the City and County Engineer.

STONE CURBS

Stone or lava rock curbs shall be constructed to established lines and grades.

The curbing shall be of good quality rectangular blocks of which not less than fifty per cent (50%) shall be not less than thirty (30) inches in length except for proper closure pieces and shall be not less than sixteen (16) inches in depth and shall be of matched width six (6) inches on top.

The top of natural stone curbing shall have a smooth surface perpendicular to the face of the curbing.

The face of natural stone curbing shall be first class pean hammered and no holes allowed for a depth of ten (10) inches below the top. The dressed surface shall be trued and properly squared. The remainder

of the face of the lava rock curbing shall be point dressed. The back shall be point dressed to a uniform thickness of six (6) inches for not less than three (3) inches from the top and shall be free of projections of more than two (2) inches below this point.

The curb for corners shall be cut and laid to the prescribed curb lines, and the joints shall be on true radial lines.

The ends shall be square with the top and shall permit of a joint not exceeding one (1) inch for the full thickness of the stone to a depth of not less than ten (10) inches from the top.

All curbing shall be well bedded, true to line and grade, and the joints between blocks shall be filled with cement grout of one (1) part Portland cement and two (2) parts No. 4 sand. The back filling shall be thoroughly tamped in, using water, when necessary, in sufficient quantity to make the filling solid.

CONCRETE CURBS.

Concrete curbs shall be constructed of precast blocks, composed of a 1:2½:4 mixture of concrete consisting of one (1) part Portland cement, one and one-

eighth (1-1/8) parts of clean crushed rock sand that will pass through a screen of four (4) meshes to the inch and one and one-eighth (1-1/8) parts of clean Waianae beach sand that will pass through a screen of eight (8) meshes to the inch, two (2) parts of clean blue lava rock of a size not larger than will pass through a three-fourths (3/4) inch ring and not smaller than will be retained on a one-fourth (1/4) inch ring and two (2) parts of clean blue lava rock of a size not larger than will pass through a two (2) inch ring and not smaller than will be retained on a three-fourths (3/4) inch ring. The concrete shall be mixed in the manner hereinabove specified for concrete for base course except for the variation in proportions. The blocks shall be built according to plans and dimensions approved by or furnished by the City and County Engineer.

Concrete curbing shall be laid in the manner specified for stone curbing.

Section 8. PENALTY FOR VIOLATING ~~THESE REGULATIONS~~ the provisions of this ordinance. Any persons who shall violate ~~these regulations~~ the provisions of this ordinance shall be deemed guilty of a misdemeanor and shall be punished by a fine not exceeding One Hundred Dollars ($100.00).

Section 9. ORDINANCE Nos. 77 and 89 are hereby repealed.

Section 10. This ordinance shall take effect from and after the date of its approval.

INTRODUCED

By Chas. H. Rhodes

Supervisor

Introduced May 3rd, 1921.

APPROVED THIS _____ DAY OF _____ A. D. 19.. ..

MAYOR, CITY AND COUNTY OF HONOLULU, T. H.

BILL NO. 68.

ORDINANCE NO. 202

AN ORDINANCE REGULATING THE BREAKING UP, DIGGING UP, DISTURBANCE, UNDERMINING AND DIGGING UNDER THE PUBLIC HIGHWAYS, STREETS, THOROUGHFARES, ALLEYS OR SIDEWALKS AND OTHER PUBLIC PLACES IN THE CITY AND COUNTY OF HONOLULU AND REPEALING ORDINANCE NO. 15.

Be It Ordained by the People of the City and County of Honolulu:

SECTION 1. PERMIT REQUIRED. No person including all City and County officials and employees other than those in the department of the City and County Engineer, firm or corporation shall in any manner or for any purpose, break up, dig up, disturb, undermine or dig under or cause to be broken up, dug up, disturbed, undermined or dug under, any public highway, street, thoroughfare, alley or sidewalk or any other public place in the City and County of Honolulu, without having first obtained a written permit therefor from the City and County Engineer.

SECTION 2. APPLICATION AND GRANTING OF PERMIT. Any person, firm or corporation desiring the permit required in section 1 of this ordinance shall make application therefor to the City and County Engineer on a form prescribed by said Engineer. The said Engineer may prescribe in said permit the place where the work is to be done and as a condition precedent may require a bond to the City and County of Honolulu to protect it against any and all claims for damage due to any work done under said permit.

If any person, firm or corporation desires such permit for the purpose of laying underground wires, for any telegraph, telephone or signal system, the application for such permit shall be made directly to the Board of Supervisors, and as a condition to the granting of such permit, the Board of Supervisors may require the applicant to furnish the City and County of Honolulu and place in position, conduit facilities for laying underground by the City and County of Honolulu of wires for any police, fire alarm and

electric light systemsfor use by the City and County of Honolulu.

SECTION 3: EXCAVATION, MANNER OF MAKING AND FILLING. In doing any of the work specified in section 1 of this ordinance the paving material must be kept separate and deposited in a manner that will occasion the least inconvenience to the public with provision for proper surface drainage and or safe passage way for travel.

The permit holder shall provide on the work covered by the permit sufficient barriers, and lights from twilight to sunrise and necessary watchmen for the proper safety and protection of the public and the said barriers, lights and watchmen shall be such as will effectually prevent any accident in consequence of the work done under permit. The permit holder shall be responsible for all damages of every kind or nature suffered because of the work done by him.

The holder of permit shall as soon as practicable after finishing any work causing any opening in or under any public highway, street, thoroughfare, sidewalk or other public place, carefully refill the same, the earth being placed in layers not more than six (6) inches thick and thoroughly compacted with tampers weighing not less than twenty-five (25) pounds for a face area of not less than thirty-six (36) square inches, one tamper being used to every two shovels.

If the opening is in a pavement with a foundation, the compact shall be brought to the under surface of same, the remainder of the cut being covered or filled with loose material and turned over to the City and County for repaving. If no street surface is to be replaced the original surface shall be restored as nearly as may be and the cut sodded.

SECTION 4. CITY AND COUNTY ENGINEER TO BE NOTIFIED UPON COMPLETION OF REFILLING. Immediately upon the completion of the tamping and refilling of any opening as in this ordinance provided, the holder of the permit shall notify the City and County Engineer

that work under the permit is completed, stating the number of permit and location of opening.

SECTION 5. CITY AND COUNTY TO CAUSE RESTORATION OF FOUNDATION AND SURFACE. Upon receipt of notice provided for in section 4 of this ordinance the City and County Engineer shall cause the proper repairs to be made to restore the foundation and surface to its original or equally good condition, provided, however, that this section shall not apply to street railway companies having in their franchise the obligation to pave between and along their tracks.

Should it appear in the opinion of the City and County Engineer that any opening has not been refilled in accordance with this ordinance, he may cause same to be again excavated and refilled and the expense thereof shall be charged to and collected from the permit holder.

SECTION 6. CITY AND COUNTY TO BE REIMBURSED. The City and County Engineer shall cause bills for proper costs of resetting foundation and pavement or any other work made necessary by work done under the permit required by this ordinance to be sent to the holder of the permit. If the bills are not paid within thirty (30) days the accounts shall be placed in the hands of the City and County Attorney for collection.

SECTION 7. INDEMNIFICATION OF CITY AND COUNTY. The holder of permit shall indemnify and save harmless the City and County of Honolulu, the officers and agents thereof, from all claims, demands, suits, actions or proceedings of every name, character, and description which may be brought against the City and County for or on account of any injuries or damages to any person, persons, or property received or sustained by any person or persons, firm or corporation by or in consequence of any act or acts of the holder of permit on work done under the permit.

The city while making repairs shall use every precaution required of the holder of permit as to barricades, lights and

watchmen for the safety of the public, but such action shall not relieve the holder of the permit from responsibility for accidents, should any occur.

SECTION 8. PENALTY FOR VIOLATION OF THIS ORDINANCE. Any person or persons, firm or corporation, who shall violate any of the provisions of this ordinance, shall be deemed guilty of a misdemeanor, and upon conviction thereof shall be punished by fine not exceeding two hundred and fifty dollars ($250.00), or by imprisonment not exceeding three (3) months, or both such fine and imprisonment.

SECTION 9. Ordinance No. 15 is hereby repealed.

SECTION 10. This ordinance shall take effect from and after the date of its approval.

INTRODUCED BY

Chas. H. Arnold
Supervisor.

Date of Introduction:
Honolulu, Hawaii,
May 3, 1921.

APPROVED THIS 11th DAY OF October A. D. 1921

John H. Wilson
MAYOR, CITY AND COUNTY OF
HONOLULU, T. H.

Pass 1st Reading ~~and to Print~~ by Title and
Copies to Mayor & Board - May 3, 1921.
Pub. in Advertiser: Sept. 9, 10, 12-1921.
Pass 2nd Reading as amended & to print: Sept. 6, 1921
[illegible] Oct. 11, 1921
To Mayor Oct. 11, 1921.
[illegible] Oct. 11, 1921 (Signed at meeting)
Advertiser Oct. 13-14-15-1921

Bill No. 68

ORDINANCE NO. 202

AN ORDINANCE REGULATING THE BREAKING UP, DIGGING UP, DISTURBANCE, UNDERMINING AND DIGGING UNDER THE PUBLIC HIGHWAYS, STREETS, THOROUGHFARES, ALLEYS OR SIDEWALKS AND OTHER PUBLIC PLACES IN THE CITY AND COUNTY OF HONOLULU AND REPEALING ORDINANCES NOS.

Be It Ordained by the People of the City and County of Honolulu.

Section 1. PERMIT REQUIRED. No person (including all city and county officials and employees other than those in the department of the city & county Engineer) firm or corporation shall in any manner or for any purpose, break up, dig up, disturb, undermine or dig under or cause to be broken up, dug up, disturbed, undermined or dug under, any public highway, street, thoroughfare, alley or sidewalk or any other public place in the City and County of Honolulu, without having first obtained a written permit therefor from the City and County Engineer.

Section 2. APPLICATION AND GRANTING OF PERMIT. Any person, firm or corporation desiring the permit required in section 1 of this ordinance shall make application therefor to the City and County Engineer on a form prescribed by said Engineer. The said Engineer may prescribe in said permit the place where the work is to be done and as a condition

precedent may require a bond to the City and County of Honolulu to protect it against any and all claims for damage due to any work done under said permit. A separate permit shall be required for each place to be excavated or disturbed and for each three hundred (300) feet in length or fraction thereof of any excavation or disturbance of any such place.

If any person, firm or corporation desires such permit for the purpose of laying underground wires, for any telegraph, telephone or signal system the application for such permit shall be made directly to the Board of Supervisors and as a condition to the granting of such permit the Board of Supervisors may require the applicant to furnish the City and County of Honolulu and place in position, conduit facilities for laying underground by the City and County of Honolulu of wires for any police, ~~and~~ fire alarm and electric light systems for use by the City and County of Honolulu.

Section 3. EXCAVATION, MANNER OF MAKING AND FILLING. In doing any of the work specified in section 1 of this ordinance the paving material must be kept separate and deposited in a manner that will occasion the least inconvenience to the public with provision for proper surface drainage and or safe passage

way for travel.

The permit holder shall provide on the work covered by the permit sufficient barriers, and lights from twilight to sunrise and necessary watchmen for the proper safety and protection of the public and the said barriers, lights and watchmen shall be such as will effectually prevent any accident in consequence of the work done under permit. The permit holder shall be responsible for all damages of every kind or nature suffered because of the work done by him.

The holder of permit shall as soon as practicable after finishing any work causing any opening in or under any public highway, street, thoroughfare, sidewalk or other public place, carefully refill the same, the earth being placed in layers not more than six (6) inches thick and thoroughly compacted with tampers weighing not less than twenty-five (25) pounds for a face area of not less than thirty six (36) square inches, one tamper being used to every two shovels.

If the opening is in a pavement with a foundation, the compact shall be brought to the under surface of same, the remainder of the cut being covered or filled with loose material and turned over to the City and County for repaving. If no street surface

is to be replaced the original surface shall be restored as nearly as may be and the cut sodded.

Section 4. CITY AND COUNTY ENGINEER TO BE NOTIFIED UPON COMPLETION OF REFILLING. Immediately upon the completion of the tamping and refilling of any opening as in this ordinance provided the holder of the permit shall notify the City and County Engineer that work under the permit is completed stating the number of permit and location of opening.

Section 5. CITY AND COUNTY TO CAUSE RESTORATION OF FOUNDATION AND SURFACE. Upon receipt of notice provided for in section 4 of this ordinance the City and County Engineer shall cause the proper repairs to be made to restore the foundation and surface of its original or equally good condition, provided, however, that this section shall not apply to street railway companies having in their franchise the obligation to pave between and ~~outward~~ their tracks.

Should it appear to the satisfaction of the City and County Engineer that any opening has not been refilled in accordance with this ordinance, he may cause same to be again excavated and refilled and the expense thereof shall be charged to and collected from the permit holder.

Section 6. CITY AND COUNTY TO BE REIMBURSED. The City and County Engineer shall cause bills for proper costs of resetting foundation and pavement or any other work made necessary by work done under the permit required by this ordinance to be sent to the holder of the permit. If the bills are not paid within thirty (30) days the accounts shall be placed in the hands of the City and County Attorney for collection.

Section 7. INDEMNIFICATION OF CITY AND COUNTY. The holder of permit shall indemnify and save harmless the City and County of Honolulu, the officers and agents thereof, from all claims, demands, suits, actions or proceedings of every name, character and description which may be brought against the City and County for or on account of any injuries or damages to any person, persons, or property received or sustained by any person or persons, firm or corporation by or in consequence of any act or acts of the holder of permit on work done under the permit.

The City while making repairs shall use every precaution required of the holder of permit as to barricades, lights, and watchmen for the safety of the public, but such action shall not relieve the holder of the permit from responsibility for accidents,

should any occur.

Section 8. PENALTY FOR VIOLATION OF THIS ORDINANCE. Any person or persons, firm or corporation, who shall violate any of the provisions of this ordinance, shall be deemed guilty of a misdemeanor, and upon conviction thereof shall be punished by fine not exceeding two hundred and fifty dollars ($250.00), or by imprisonment not exceeding three (3) months, or both such fine and imprisonment.

Section 9. Ordinance No. 15 is hereby repealed.

Section 10. This ordinance shall take effect from and after the date of its approval.

INTRODUCED

by Chas. U. Arnold

Supervisor.

Date of Introduction:

Honolulu, Hawaii,

May 3, 1921.

BILL NO. 76

ORDINANCE NO. 203

AN ORDINANCE RELATING TO THE LOCATION AND ESTABLISHMENT OF CURB LINES AND GRADES UPON LILIHA STREET BETWEEN JUDD STREET AND WYLLIE STREET IN THE DISTRICT OF HONOLULU, CITY AND COUNTY OF HONOLULU, TERRITORY OF HAWAII, AND REPEALING ORDINANCE NO. 149.

Be It Ordained by the People of the City and County of Honolulu:

Section 1 - CURB LINES.

That the curb lines of Liliha Street between Judd Street and Wyllie Street and within the limits of FRONTAGE IMPROVEMENT NUMBER SEVENTEEN, are hereby established as shown on plans set forth on sheets 1 and 2 of Grade Map No. 28A, dated October 3, 1921, and authenticated by the signature of the City and County Engineer, on file and on record in the office of the City and County Engineer, herein specifically incorporated by reference.

Section 2 - CURB GRADES.

That the curb grades of Liliha Street between Judd Street and Wyllie Street and within the limits of

FRONTAGE IMPROVEMENT NUMBER SEVENTEEN, are hereby established as shown on the plans and profiles set forth in sheets 1 and 2 of Grade Map No. 28A, dated October 3, 1921, hereinbefore specifically referred to and incorporated.

Section 3.

Ordinance No. 149 and all ordinances or parts of ordinances in conflict herewith, be and the same are hereby repealed.

Section 4.

This Ordinance shall take effect from and after the date of its approval.

Introduced

By Chas. H. Arnold
Supervisor

Date of Introduction:
October 4, 1921.
Approved this 11 day of October A. D., 1921.

John H. Wilson
Mayor, City and County of
Honolulu, T. H.

Pass 1st Reading and to Print
Oct 4, 1921
Pub. in Advertiser: Oct. 6, 7, 8-1921
Pass 2nd Reading Oct. 11, 1921
U.S. Rules
Pass 3rd Reading Oct. 11, 1921
To Mayor Oct. 11, 1921
Returned Oct. 11, 1921 - (Signed at meeting)
Advertise: Oct. 13-14-15-1921.

BILL NO. 77

ORDINANCE NO. 204

AN ORDINANCE REGULATING THE USE OF MOTOR VEHICLES WITHIN THE CITY AND COUNTY OF HONOLULU, TERRITORY OF HAWAII, PROVIDING PENALTIES FOR THE VIOLATIONS THEREOF, AND REPEALING ORDINANCES NO. 71, 73 AND 183.

Be it Ordained by the People of the City and County of Honolulu:

SECTION 1. NUMBERS REQUIRED ON VEHICLES. It shall be unlawful to operate any automobile or power driven vehicle except a motorcycle upon any public highway or public place in the City and County of Honolulu unless there shall be attached to such automobile or power driven vehicle on the front and rear thereof, a number plate securely fastened to such vehicle in such a way as to prevent such number plates from swinging, at a minimum height of sixteen inches from the ground, and so that said number plates and/or the numbers thereon are clearly visible both from the front and rear of such vehicle. It shall be unlawful to operate any motorcycle upon a highway or other public places in the City and County of Honolulu unless there shall be displayed thereon, one number plate, securely fastened to the rear thereof in such a manner that the number thereon is clearly visible at all times. The number plate and number

so to be displayed shall be those provided under the provisions of Section 1228 of the Revised Laws of Hawaii, 1915, as amended, except as to motor vehicles exempt from the payment of the tax provided in said Section 1228, and as to those the numbers used shall be those to be provided under the provisions hereof.

SECTION 2. NUMBER PLATES ON MOTOR VEHICLES EXEMPT FROM THE TAX AS PROVIDED IN SECTION 1228, R. L. 1915.

(a) NEW MOTOR VEHICLES. The Treasurer of the City and County of Honolulu shall issue to all regularly licensed dealers in new motor vehicles such number plates as may be required by the dealer for which the dealer shall pay the sum of Five ($5.00 Dollars for each pair of number plates so issued. All number plates issued to dealers shall have the letter "D" thereon, together with a distinguishing number and/or letter. It shall be unlawful for any person, firm or corporation to use any dealer's numbers upon any automobile, motorcycle or other power driven vehicles not exempt from the tax provided by Section 1228, Revised Laws of Hawaii, 1915, as amended.

(b) The Treasurer of the City and County shall issue, for use on all publicly owned vehicles except those owned by

the Federal Government, number plates having thereon in addition to a distinguishing number, the letters, "T.H." for numbers issued for motor vehicles belonging to the Territory of Hawaii, and "C.H." for numbers issued for motor vehicles belonging to the City and County of Honolulu. It shall be unlawful for any person to use any number plates issued hereunder upon any automobile, motorcycle or other power driven vehicle not exempt from the tax provided in Section 1223, R.L. 1915, as amended.

(c) USE OF NUMBERS - RECORDS. The Treasurer of the City and County shall keep an accurate record of all numbers issued hereunder, and the vehicles, motorcycles or other power driven vehicles upon which the same are to be used, and it shall be unlawful for any person to use any numbers issued hereunder upon any vehicle other than for which the same are issued. It shall be the duty of the said Treasurer to send a duplicate copy of said records to the Sheriff of the City and County of Honolulu.

(d) It shall be unlawful to use the number plates issued hereunder except during the current year in which the same were issued. Provided, however, that they may be used during the month of January immediately following the current year during which the same were issued.

SECTION 3. NOTICE OF SALE. Whenever any automobile, motorcycle or power-driven vehicle is sold, it shall be the duty of the seller to within forty-eight hours notify the Treasurer of the City and County of said sale, giving the name and address of the old owner and the registration number of the vehicle, if any, and the name and address of the new owner, provided, however, that regularly licensed dealers may give notice to the Treasurer upon Monday of all such sales made by them during the previous calendar week. It shall be the duty of the Treasurer to send a duplicate copy of such notices to the Sheriff of the said City and County.

SECTION 4. CHANGE OF CONSTRUCTION. It shall be the duty of the owner of any automobile, motorcycle or power-driven vehicle to immediately notify the Treasurer of the City and County when any change in the construction of such automobile, motorcycle or power-driven vehicle occurs that will or would change the description of such vehicle from that last given to the Treasurer of the City and County. It shall be the duty of the Treasurer to send a copy of all such notices to the Sheriff of the City and County.

SECTION 5. POWER OF ADMINISTRATION. The Treasurer of the said City and County shall require all owners of automobiles, motorcycles or power driven vehicles to make an application for registration and/or for the payment of the tax required under Section 1228 of the Revised Laws of Hawaii, 1915 as amended or as provided hereunder. It shall be the duty of the Treasurer to prepare the form of application and he shall include therein all the facts required by this ordinance or by the said Section 1228.

SECTION 6. REGISTRATION OF VEHICLES BY NON-RESIDENTS. It shall be unlawful for the owner, operator or person in control of any automobile, motorcycle or power driven vehicle, brought into the Territory for temporary use therein by non-residents of the Territory, to operate the same upon any public highway or public place in the City and County of Honolulu unless said owner, operator or person in control thereof shall record the number of the same and the owner's name and address both permanent and in the Territory of Hawaii with the Treasurer of the City and County. It shall be the duty of the said Treasurer to send a copy of the information required by this section to the Sheriff of the City and County.

It shall be the duty of the Treasurer of the City and County to give the owner, operator or person in control of such automobile, motorcycle or power-driven vehicle a certificate showing that he has complied with the provisions hereof and it shall be unlawful for the owner, operator or person in control of any such vehicle to operate the same upon any public highway or public place in the City and County of Honolulu without having in the said vehicle the said certificate and it shall be his duty to display it whenever requested so to do by the Treasurer, his deputy or any authorized inspector of the Treasurer's office or by any sheriff, deputy sheriff or police officer.

SECTION 7. ONLY OFFICIAL NUMBER PLATES PERMITTED -- LOSS OF NUMBER PLATES. It shall be unlawful for any person, firm or corporation to use any number plates upon any automobile, motorcycle or power-driven vehicle not furnished by the Treasurer of the city and county. Should the number plates or anyone of them assigned to any automobile, motorcycle or power-driven vehicle be lost or destroyed, it shall be the duty of the Treasurer to furnish a duplicate number plate upon the payment to him of an amount sufficient to cover the cost of the same.

SECTION 8. PENALTY. Any person, firm or corporation violating the provisions hereof shall be guilty of a misdemeanor and upon conviction shall be subject to a fine of not more than One Thousand ($1,000.00) Dollars, or by imprisonment for not more than one (1) year or by both such fine and imprisonment.

SECTION 9. ORDINANCES REPEALED. Ordinances Numbers 71, 73 and 183 are hereby repealed.

SECTION 10. EFFECTIVE DATE. This ordinance shall take effect from and after the 31st day of December, A. D. 1921.

INTRODUCED BY

Chas. U. Amoed

Supervisor.

Date of Introduction:

Honolulu, T. H.

October 28 1921.

APPROVED THIS 2nd DAY OF December A. D. 1921

J. R. Wilson

MAYOR, CITY AND COUNTY OF HONOLULU, T. H.

1st By title not [illegible]

Cryer 7.

By title not

Oct. 28, 1921

Advertiser: Nov. 18, 19, 21-1921

Ob. print: Nov. 15, 1921

Nov. 29-1921

Nov. 30, 1921

Dec. 3, 1921 (Approved Dec. 2/21)

BILL NO. 80

ORDINANCE NO. 205

AN ORDINANCE PROVIDING FOR THE COST OF IMPROVEMENTS IN "FRONTAGE IMPROVEMENT NUMBER SEVENTEEN - LILIHA STREET, JUDD STREET TO WYLLIE STREET".

Be It Ordained by the People of the City and County of Honolulu:

Section 1. Preliminary Proceedings Confirmed. The Board does hereby adopt, approve and confirm all and singular the proceedings heretofore had and taken under the Improvement Statutes with respect to the development, creation and establishment of "FRONTAGE IMPROVEMENT NUMBER SEVENTEEN, LILIHA STREET, JUDD STREET TO WYLLIE STREET", and the making of the proposed improvement as set forth and referred to in Resolutions of said Board Nos. 899, 929, 1029, 1060, 1082 and 1103 and Ordinance No. 203 and the reports of the City and County Engineer dated June 28, 1921, October 18, 1921, the Assessment Report of said Engineer dated November 29, 1921 and the Final Assessment Report of said Engineer dated December 20, 1921 accompanying which are the final Corrected Map of said Frontage Improvement, the list of owners, lessees and occupants (so far as known), corrected Assessment Roll and corrected summary of detailed descriptions, in respect of which notice and

full public hearings have heretofore been given and held as required by said Improvement Statutes and corrected, the ordinance creating and approving general provisions for local assessment ordinances, being Ordinance No. 128, and the grade Ordinance No. 203 heretofore enacted, together with the correction thereafter made with the approval of said engineer as to clerical errors therein and omissions supplied thereon from reference to the field notes upon which said grade maps are based, to all of which reference is hereby made for a more particular and detailed description of said Frontage Improvement, the extent thereof, the location of the respective parcels of land rated in the assessment and the special benefits accruing or to accrue therefrom, all of which is, by this reference, incorporated herein and made a part hereof.

Section 2. Confirmation of Assessments. One verbal protest having been made at the final Assessment Hearing, held for this Frontage Improvement, and full and fair hearings having been held in respect thereto, and after careful consideration of the facts relating thereto and the method of apportionment heretofore advertised, and it having been found that two small errors had been made in the apportionment of the assessments on the Assessment Roll accompanying the Engineer's report of November 29, 1921; and

the same having been corrected in Corrected Assessment Roll dated December 20, 1921, accompanying the Engineer's report of said date, and it being hereby specially found and established that each and every parcel of land rated in or made subject to assessments and abutting upon said Frontage Improvement will be specially benefitted by said improvements to the amount of and in fair proportion to the respective assessments proposed therefor in the Assessment Roll dated December 20, 1921, and that variations in the shapes or depths of lots, if any, are immaterial so far as approximate benefits of this improvement are concerned, and that each and every parcel of land required and necessary for the street improvements has been acquired so far as is necessary as provided in said Improvement Statutes; therefore said several assessments as contained therein are hereby declared just and equitable both as to the respective total amounts and as to the apportionment as so listed and advertised; and the said several proposed assessments contained in the Corrected Assessment Roll dated December 20, 1921, accompanying the Engineer's report of December 20, 1921, are hereby confirmed and adopted as and for the assessments against properties abutting upon said Frontage Improvement and against the owners thereof respectively.

Section 3. Cost of Authorized Improvements. It is hereby found and declared that the total cost of the authorized improvements in said Frontage Improvement, based upon the bid of E. J. Lord, the lowest responsible bidder, including the cost of curbing, grading, paving with reinforced concrete, moving and resetting of curbs, storm sewer system, and other improvements in place complete is the total sum of Thirty Four Thousand Six Hundred Twenty-nine and 58/100 Dollars ($34,629.58); that the total proportion of this cost which is to be borne by the City and County, including assessments proportioned against public or exempt lands and contribution, and including the cost of curbing at street intersections as required by law, is the sum of Eleven Thousand Eight Hundred Nine and 78/100 Dollars ($11,809.78); that the balance of Twenty-two Thousand Eight Hundred Nineteen and 80/100 Dollars ($22,819.80) is hereby charged, assessed and levied against, and shall be collected from, the properties within said Frontage Improvement not specifically exempted by this Ordinance, and the owners thereof respectively, according to the total amounts heretofore listed and advertised and computed according to the rates of assessment hereinafter set forth.

Section 4. Special Fund. There is hereby created a special fund to be known as "SPECIAL FUND, FOR FRONTAGE IMPROVEMENT NUMBER SEVENTEEN, LILIHA STREET, JUDD STREET

to WYLLIE STREET", and all moneys collected by the Treasurer of the City and County of Honolulu for assessments levied by thisordinance, not required for the payment of interest and sinking fund for bonds sold, and the proceeds of all sales of bonds sold to cover the cost of improvements in said Frontage Improvement, shall be placed in said Special Fund.

Section 5. Assessment Rate for General Improvements. All properties within said Frontage Improvement (created as aforesaid) privately owned and not herein specifically exempted, and the owners thereof respectively, are hereby assessed at a uniform rate of $5.0173155 per front foot toward the cost of general improvements within said Frontage Improvement, all as set forth in said Corrected Assessment Roll and corrected map heretofore incorporated herein, including all improvements set forth in the proceedings heretofore adopted and confirmed, saving and excepting the cost of new curbing as segregated in the bid of the Contractor.

Section 6. Additional Assessment, for New Curbing. All properties within said Frontage Improvement, privately owned, and not specifically exempted herein, in front of which new curbing is required, and the owners thereof respectively, are hereby further and separately assessed (on a frontage basis according to the length of new curbing required, shown in detail in said Engineer's report of

December 20, 1921), at the uniform rate of $0.70 per front foot for the curb so required in front of said property.

Section 7. Payment of Assessments in Installments. In case of an election, either by act of the owner or other interested party or by operation of law, to pay an assessment in installments, the assessments herein made shall be due and must be paid to said Treasurer in ten (10) equal annual installments of principal, and the first of said installments of principal shall be due and payable and must be paid within thirty (30) days after the date of the last publication of this Ordinance; and all subsequent installments of principal, together with interest on the whole of the unpaid balance of principal at the rate of six per cent (6%) per annum shall be due and payable annually thereafter, dating from the date of last publication of this Ordinance.

Section 8. This Ordinance shall take effect upon its approval.

INTRODUCED

By Jonah Kaumalae

Supervisor

APPROVED THIS 11th DAY OF January A. D. 1922

John W. Wilson

MAYOR, CITY AND COUNTY OF HONOLULU, T. H.

Date of Introduction:

December 30, 1921.

Approved as to form

H R Hartt

2nd Dep. C & C. Atty.

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BILL NO. 81

ORDINANCE NO. 206

AN ORDINANCE SETTING APART BISHOP STREET AND THE PROPOSED EXTENSION OF BISHOP STREET AS A BOULEVARD, AND PROVIDING THAT NO STREET RAILWAY SHALL BE BUILT THEREON.

WHEREAS the Board of Supervisors of the City and County of Honolulu have initiated proceedings under the provisions of Sections 1793 to 1813 of the Revised Laws of Hawaii, 1915, as amended, for the opening of Bishop Street extension, from Hotel Street to Beretania Street, which proposed new street shall be a continuation of the present Bishop Street; and

WHEREAS a street without a street railway thereon can accomodate more vehicular traffic than a street with a street railway thereon; and

WHEREAS it is necessary for the public convenience, welfare and safety to have a street running mauka and makai in the business section of the City and County of Honolulu, Territory of Hawaii, set apart for the sole use of vehicles and pedestrians; and

WHEREAS Bishop Street and the proposed extension of said Bishop Street will provide a ready access from Beretania Street to the water front for vehicles and pedestrians; and

WHEREAS it is advisable and desirable and necessary to set apart the said Bishop Street as a boulevard for the sole and exclusive use of vehicles and pedestrians; now therefore

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

SECTION 1. BISHOP STREET A BOULEVARD: That Bishop Street and all future extensions thereof mauka be and the same are hereby set aside as a boulevard.

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SECTION 2. UNLAWFUL TO BUILD STREET RAILWAY ON BISHOP STREET: It shall be unlawful to lay, construct, build or maintain any street railway, railroad, or railway tracks, and/or trolley wire upon, in, over, above, or along Bishop Street or any extension thereof mauka. PROVIDED HOWEVER that nothing herein shall prevent the crossing of the said Bishop Street by any street railway on intersecting streets.

SECTION 3. PENALTY. Any person, firm, or corporation violating the provisions of Section 2 hereof shall be deemed guilty of a misdemeanor and upon conviction thereof shall be punished by a fine of not more than one thousand dollars. Each day that any such person, firm or corporation lays, constructs, builds, or maintains any street railway, railroad tracks or trolley wires contrary to the provisions of Section2 hereof shall be deemed a separate offense.

SECTION 4. CONSTITUTIONALITY: If any part or section or phrase of this ordinance be decided by the courts to be unconstitutional or invalid, the same shall not affect the validity of the ordinance as a whole, or any part thereof which can be given effect without the part so decided to be unconstitional or invalid.

SECTION 5. EFFECTIVE DATE: This ordinance shall take effect from and after the date of its approval.

Introduced by M. C. Pacheco
Supervisor.

Date of introduction: January 24, 1972

APPROVED THIS 24 DAY OF February A. D. 1972

John P. Wilson
MAYOR, CITY AND COUNTY OF HONOLULU, T. H.

[illegible] by title
Jan. 24, 1922.
Hon. Advertiser: Feb. 17, 18, 20-1922.
& to print: Feb. 14, 1922.
Feb. 21, 1922
Feb. 23, 1922
Feb. 24, 1922

BILL NO. 78

ORDINANCE NO.....

AN ORDINANCE REGULATING THE CONSTRUCTION OF BUILDINGS AND ESTABLISHING FIRE, INDUSTRIAL, BUSINESS, RESTRICTED USE, HOTEL AND APARTMENT HOUSE AND RESIDENTIAL DISTRICTS IN THE CITY AND COUNTY OF HONOLULU AND REGULATING THE KIND,

DISTRICTS AND

Amend Bill No 78 by inserting the following clause after the title in the Bill: "Be It ordained by the People of the City and County of Honolulu."

Introduced by
M. Pacheco
Supervisor.

Honolulu, T.H. March 28, 1922

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parallel to Beretania Street to a point 100 feet Ewa of the Ewa property line of River Street; thence parallel to the Ewa boundary of River Street to the waterfront; thence along the waterfront to the point of beginning.

3. "Fire District No.2" shall include that portion of the City within the following boundaries: Commencing at the most southerly corner of Fire District No. 1 near Punchbowl Street and

BILL NO. 78

ORDINANCE NO.....

AN ORDINANCE REGULATING THE CONSTRUCTION OF BUILDINGS AND ESTABLISHING FIRE, INDUSTRIAL, BUSINESS, RESTRICTED USE, HOTEL AND APARTMENT HOUSE AND RESIDENTIAL DISTRICTS IN THE CITY AND COUNTY OF HONOLULU AND REGULATING THE KIND, HEIGHT AND SPACING OF BUILDINGS WITHIN THESE DISTRICTS AND REPEALING ORDINANCE NO. 175.

SECTION 1. DEFINITIONS.

The words and phrases used in this Ordinance shall have the following meaning:

1. "City of Honolulu" or "City" shall designate that portion of the City and County of Honolulu included within the following boundaries: Commencing at a point on Black Point at the foot of Diamond Head where the military boundary cuts the water edge; thence N. 11° 30' E. 4.25 miles; thence N. 66° W. approximately 6.03 miles to the military boundary of Fort Shafter; thence along this boundary to the waterfront, thence along the waterfront to point of beginning.

FIRE DISTRICTS.

2. "Fire District No. 1" shall include that portion of the City within the following boundaries: Commencing at a point on the waterfront where a line 100 feet Waikiki from the Waikiki property line of Punchbowl Street extended and parallel to Punchbowl Street cuts the water's edge; thence mauka and parallel to Punchbowl Street to a point 100 feet mauka of the mauka boundary of Beretania Street; thence Ewa and parallel to Beretania Street to a point 100 feet Ewa of the Ewa property line of River Street; thence parallel to the Ewa boundary of River Street to the waterfront; thence along the waterfront to the point of beginning.

3. "Fire District No.2" shall include that portion of the City within the following boundaries: Commencing at the most southerly corner of Fire District No. 1 near Punchbowl Street and

the waterfront; thence along a line parallel to and 100 feet Waikiki of the Waikiki boundary of Punchbowl Street to a point 100 feet mauka of the mauka boundary of Beretania Street; thence Waikiki and parallel to Beretania Street to a point 100 feet Waikiki of the Waikiki boundary of Alapai Street; thence makai and parallel to Alapai Street to a point 100 feet makai of the makai boundary of King Street; thence Ewa and parallel to King Street to a point 100 feet Waikiki of the Waikiki boundary of South Street; thence parallel to South Street to the center line of Ala Moana; thence southwesterly and parallel to the U.S.Bulkhead line to the waterfront; thence along the waterfront to point of beginning.

Again commencing at a point 100 feet Waikiki of the Waikiki boundary of Punchbowl Street and 100 feet mauka of the mauka boundary of Beretania Street; thence mauka and parallel to Punchbowl Street to a point 100 feet mauka of the mauka boundary of Vineyard Street; thence parallel to Vineyard Street to a point 100 feet Ewa of the Ewa boundary of Liliha Street; thence parallel to Liliha Street to a point 100 feet mauka of the mauka boundary of King Street; thence parallel to King Street to Asylum Road; thence along the center line of Asylum Road extended to a point 100 feet makai of the makai boundary of King Street; thence parallel to King Street to a point 100 feet Ewa of the Ewa ~~bound~~ boundary of River Street; thence parallel to River Street to a point 100 feet mauka of the mauka boundary of Beretania Street; thence parallel to Beretania Street to the point of beginning.

4. "Industrial District No. 1" shall include that portion of the City within the following boundaries: Commencing at the most westerly corner of Fire District No. 1 near Queen and River Streets; thence parallel to River Street to a point 100 feet makai of the makai boundary of King Street; thence parallel to King Street to the intersection with the center line of Asylum Road extended; thence mauka along said line to a point 100 feet mauka from the mauka boundary of King Street; thence Ewa parallel to King Street to the center line of Houghtailing Road; thence mauka along the center line of Houghtailing Road to a point 200 feet mauka from the center line of the Oahu Railway and Land Company's

present Kalihi branch; thence Ewa and parallel to and at a dista nce of 200 feet from the said tracks to the present southeastern boundary of the Pacific Fertilizer and Guano Company's boundary; thence mauka along this boundary to the makai boundary of King Street; thence Ewa along the makai boundary of King Street to the intersection with the military boundary of Fort Shafter; thence makai to a point 200 feet mauka of the center line of the present main tracks of the Oahu Railway and Land Company; thence Waikiki and parallel to the center line of said tracks to the center of the present channel of the Kalihi Stream; thence mauka along the center of the channel of the Kalihi Stream to the intersection with the center line of Kamehameha IV Road extended; thence mauka along the extended center line of Kamehameha IV Road to a point 200 feet makai of the center line of the present Kalihi branch of the Oahu Railway and Land Company's tracks; thence Waikiki parallel to and at a distance of 200 feet from the said track to the center line of Waiakamilo Road; thence makai along the center line of Waiakamilo Road to a point 200 feet mauka of the center line of the right of way of the main tracks of the Oahu Railway and Land Company; thence Ewa and parallel to and at a distance of 200 feet from the centerline of said right of way to the intersection with the military boundary at Fort Shafter; thence makai along the military boundary of Fort Shafter to a point 200 feet makai of the center line of the said right of way; thence Waikiki and parallel to and at a distance of 200 feet from the center line of said right of way to the center line of Waiakamilo Road extended; thence makai along the center line of Waiakamilo extended to the waterfront; thence along the waterfront to the point of beginning.

5. "Industrial District No. 2" shall include that portion of the City within the following boundaries: Commencing at the most southerly corner of Fire District No. 2 at Fort Armstrong; thence mauka along the southern boundary of Fire District No. 2 and parallel to South Street to a point 100 feet makai of the makai property line of King Street; thence Waikiki and parallel to King Street to a point

100 feet Waikiki from the Waikiki property line of Alapai Street extended; thence mauka and parallel to Alapai Street to a point 100 feet mauka of the mauka boundary of King Street; thence Waikiki and parallel to King Street to a point 100 feet Waikiki of the Waikiki boundary of Ward Avenue extended; thence makai and parallel to Ward Avenue to a point 100 feet mauka from Waimanu Street; thence Waikiki and parallel to Waimanu Street to a point 100 feet Waikiki of the Waikiki boundary of Kamakee Street; thence makai and parallel to Kamakee Street to the waterfront; thence Ewa along the waterfront to the point of beginning.

6. "Residential District" shall include all that portion of the City of Honolulu not included in the Fire and Industrial Districts.

7. "Hotel and Apartment District" shall be that portion of the City within the residential district, included within the following described boundaries:

"A". Commencing at a point on the waterfront where the most southerly boundary of Fort De Russy cuts the water edge; thence mauka along said boundary to the makai boundary of Kalia Road; thence southeasterly along the makai boundary of Kalia Road to the southeasterly boundary of Lewers Road; thence mauka and parallel to Lewers Road to a point 500 feet mauka of the mauka boundary of Kalakaua Avenue; thence southeasterly and parallel to Kalakaua Avenue to the intersection with the northern boundary of Kapiolani Park; thence makai along said Kapiolani Park boundary extended to the waterfront; thence along the waterfront to the point of beginning.

"B". Beginning at the intersection of a line parallel to and 100 feet below the makai property line of King Street and a line parallel to and 100 feet Ewa of the Ewa property line of Victoria Street extended, and running as follows:

Commencing at the most easterly corner of Industrial District No. 2, near King Street and Ward Avenue, thence Ewa along the mauka boundary of Industrial District No. 2, to a point 100 feet Waikiki

of the Waikiki property line of Alapai Street, thence mauka and parallel to Alapai Street to a point 100 feet mauka of the mauka property line of Beretania Street, thence Ewa and parallel to Beretania Street, to a point 100 feet Ewa of the Ewa property line of Alapai Street, thence mauka and parallel to Alapai Street, to a point 100 feet mauka of the mauka property line of Kinau Street; thence along a line parallel to and 100 feet mauka of the mauka property line of Kinau Street to a point 100 feet Ewa of the Ewa property line of Makiki Street; thence along a line parallel to and 100 feet Ewa of the Ewa property line of Makiki Street to a point 100 feet mauka of the mauka property line of Dominis Street; thence along a line parallel to and 100 feet mauka of the mauka line of Dominis Street to a point 100 feet Waikiki of the Waikiki property line of Punahou Street; thence along a line parallel to and 100 feet Waikiki of the Waikiki property line of Punahou Street to a point 100 feet mauka of the mauka property line of Wilder Avenue; thence along a line parallel to and 100 feet mauka of the property line of Wilder Avenue to a point 100 feet Waikiki of the Waikiki property line of Alexander Street extended; thence along a line parallel to and 100 feet Waikiki of Alexander Street to a point 100 feet makai of the makai property line of King Street; and thence along a line parallel to and 100 feet makai of the makai property line of King Street to the point of intersection with Industrial District No. 2, thence mauka along the boundary line of Industrial District No. 2, to the point of beginning.

8. "Alterations" means any change or addition.

9. "Apartment House" - same as tenement.

10. "Approved" - refers to any device, material or construction which has been approved by the Building Inspector as a result of tests or investigations made under his direction, or upon the satisfactory evidence of competent or impartial investigations conducted by others.

11. "Basement" - a story partly or completely below the level of the curb.

12. "Boarding or Lodging House" - a building used for boarding or lodging purposes containing not less than 5 or more than 20 sleeping rooms for guests.

13. "Business District" shall designate that portion of the "Residential District" in which sixty per cent of the owners or lessees of property within a radius of 500 feet are using the same for purposes other than as a "dwelling" or "boarding house".

It shall also include those portions of the"Residential District" set aside as a "Business District" in the manner hereinafter provided.

14. "Church" - For the purpose of this ordinance "church" shall designate any building designed to be used or used as a place of worship by any religious organization or sect.

15. "First Class Building" - is a building constructed of fireproof material throughout with floors and roof constructed of steel or reinforced concrete beams, filled between with terra cotta tile, or concrete, or masonry arches, or with concrete or reinforced concrete slabs and otherwise constructed as in the subdivision provided. The outer walls shall be constructed of concrete, brick, stone, tile or similar approved material.

No woodwork or other combustible material shall be used in the construction of any first-class building except wooden floor, sleepers, grounds, bucks and nailing blocks when entirely embedded in incombustible material, also the finish flooring and the interior doors and windows when not otherwise specified, with their frames, trims and casings, and also interior finish when solidly backed with fireproof material may be of wood.

Wood wainscotings more than 4 feet high are prohibited.

There shall be no air space between the top of any floor and the floor boarding.

All exposed structural steel shall be fireproofed with plaster terra cotta or other fireproofing material approved by the Building Inspector.

Within the Fire and Industrial Districts, first-class buildings shall be provided with fire doors and shutters or wire glass and metal frames on all exterior openings which do not abut a street. Such fire doors and shutters shall be approved.

16. "Second-Class Building" - is a building with walls of masonry brick, concrete, or equivalent approved fire-proof material supporting the adjacent floor loads, with interior floors supported by studded partitions protected by lath and plaster or approved fire-protected columns, or other approved means - with the roof and ceiling construction made fire-resistive by fire-protected steel, or approved fire-protected wood construction and roof covering of fire-resisting material.

Wood or combustible material may be used throughout except as herein noted.

Within the Fire and Industrial Districts second-class buildings having exterior openings which do not face an abutting street, shall be protected with approved shutters or metal frames and wire glass.

17. "Third-Class Buildings" are all those not first or second-class as hereinbefore defined.

18. "Curb". Whenever the word "curb" is used with reference to the height of a building or to the definition of a basement, it shall be construed to mean the established curb grade at the center of the front of the building. In case of a building fronting on two or more streets, the center of the building facing the highest curb shall be taken.

19. "Dwelling". A residence building designed for use as the home of not more than three separate and distinct families. A dwelling within the meaning of this Ordinance shall include necessary outbuildings, servants' quarters, and private garage therefor, and may include a private stable for not more than three animals.

20. "Exterior Wall". Any outside wall of a building other than a party wall.

21. "Factory". A building or portion thereof designed or used to manufacture, assemble goods, wares or merchandise, the work being performed wholly or partly by machinery.

22. "Fire Door". A door frame and sill which will successfully resist fire for one hour in accordance with the test specifications of the National Board of Fire Underwriters Laboratories.

23. "Fireproof" refers the materials of construction not combustible in the temperatures of ordinary fires, and which will withstand such fires without serious impairment of their usefulness for at least one hour.

24. "Fire-resisting". For the purpose of this Ordinance a five-ply tar and gravel roof over wood sheathing, lathe or plaster work, wood work completely covered with sheet metal when approved, wire-glass, or any material of equal or greater fire-resistive properties than these enumerated, if such is approved, shall be considered fire-resisting.

25. "Fire Window". A window frame, sash and glazing which will successfully resist a fire for one hour in accordance with the test specifications of the National Board of Fire Underwriters.

26. "Height of Building" - the vertical distance from the curb level to the highest point of the roof beams in the case of flat roofs, or the average height of gable in case of roofs having a pitch over 20° with the horizontal. In case of dwellings not flush with the street, the height shall be measured from the average height of the corners of the buildings.

In measuring the height of a wall, the height of the parapet shall not be included.

27. "Hotel" - any building or portion thereof designed or used for supplying food or shelter to residents or guests and containing more than 20 sleeping rooms for guests.

28. "Mill Construction". The term "Mill Construction" applies to buildings having exterior walls of masonry with heavy timber interior construction, with no concealed spaces, the openings between floors enclosed with brick and protected with fire doors and otherwise constructed as in this subdivision provided.

The main floor spaces shall not be cut up into small rooms unless the partitions are incombustible.

The floor construction shall be at least 2-ply, at least a total of 3 inches in thickness, and boards placed so that all joints are closed and supported over comparative long spans with heavy beams.

Before a structure shall be classed as "mill construction" it shall be approved.

29. "Office Building". A building which is intended or used for office purposes, no part of which is used for living purposes except by the janitor and his family.

30. "Parapet Wall" - that portion of a wall which extends above the roof line and bears no lead except as it may serve to support a tank.

31. "Restricted Use District" when used herein, shall designate that portion of the Residential District set aside for specified use as provided in Section 15 hereof.

32. "Story". A story is that part of a building between any floor and the floor or roof next above.

33. "Streets" a public passage, alley, lane or right of way at least 20 feet in width suitable or intended for pedestrians and vehicles.

34. "Structure". Includes the terms buildings, appurtenance, wall, platform, staging, or flooring used for standing or seating purposes, a shed, fence, sign or billboard on public or private property, or on, above or below a public highway.

35. "Tenement House" or "Tenement" shall include apartment house or apartments and shall designate any houses or buildings or portions thereof which are designed, built, rented, leased, let or hired out to be occupied or which is occupied as the home or residence of four or more families living independently of each other and doing their cooking

end Sec

Amend Section 3 to read Section 4, and insert Section 3 to read as follows:

~~Section 3.~~ Provided further, that nothing in the foregoing requirements for 1st and 2nd class buildings within Fire District No. 1 and Fire District No. 2 shall be construed to affect temporary buildings to be erected in accordance with the following requirements:

1. Permits for such structures shall expire 30 calendar days from the date of issue.

2. Such structures shall be confined to open lots, parks, or similar open spaces and shall not be closer than 30 feet to the nearest existing structure.

3. Such structures shall be so constructed and maintained as to reduce the probability of fire to a reasonable minimum and shall be subject to the approval of the Chief Engineer of the Fire Department and the Building Inspector of the City and County of Honolulu, and shall conform to the requirements of structural safety provided for in this or other existing ordinances of the City and County of Honolulu.

M. C. Pacheco
Supervisor.

Amendment allowed by the Board. Mar. 14. 1982

in said building.

36. "Theater". A building containing a room for theatrical or operatic exhibitions or other public entertainments, having a total seating capacity of 300 or more persons.

37. "Wire Glass". Glass not less than 1/4 inch in thickness enclosing a layer of wire fabric reinforcement having a mesh not larger than 7/8 inch and the size of wire not less than 24 Brown & Sharpe gauge.

38. "Waterfront" shall mean the contour of the mean lower low tide.

39. "Owner" or "Owners" as used in this Ordinance shall mean any person, firm, co-partnership or corporation or its or their duly authorized agent or attorney or legal representatives owning the fee or an interest in the fee of real property.

Wherever in Sub-divisions 2, 3, 4 and 5 of this section it is provided that the boundary be 100 or 200 feet from the street, the distance shall be measured in each case so that such property lines shall be back a full 100 or 200 feet, as the case may be, measured on a perpendicular from the street property line.

FIRST-CLASS BUILDINGS IN FIRE DISTRICT NO. 1

SECTION 2. Within Fire District No. 1 all buildings hereinafter erected shall be "first-class buildings" and subject to the requirements of area, height or any other requirements of this Ordinance.

Provided, however, that this section shall be construed to affect existing buildings when the alterations on such total more than 100% of the assessed value of the structure just prior to the proposed alteration, in which event the owner shall either make the entire building conform to the requirements of this Ordinance or remove the structure or such other procedure as may be required.

Provided further, that when any part of an existing building is taken for public use by condemnation, it shall be lawful to repair the remaining portion of such building with materials similar to those with which the building was originally constructed.

CLASS OF BUILDING IN FIRE DISTRICT NO. 2.

SECTION 3. Within Fire District No. 2 all buildings hereafter erected shall be either "first" or "second-class buildings" or of "mill construction".

Provided, however, that this section shall be construed to affect existing buildings when the alterations on such total more than 50% of the assessed value of the structure just prior to the proposed alterations, in which event the owner shall make the entire building conform to the requirements of this Ordinance and/or remove the structure or such other procedure as may be required.

CLASS OF BUILDINGS IN OTHER DISTRICTS.

SECTION 4. Within "Industrial Districts Nos. 1 and 2" and the remainder of the City and County of Honolulu, buildings may be "first, second or third-class buildings" but subject, however, to the spacing, area and height or other applicable requirements elsewhere in this Ordinan

HEIGHT OF BUILDINGS.

SECTION 5.(1). No building or structure hereafter erected, except, church spires, water towers, clock towers, smokestacks or chimneys shall exceed in height twice the width of the widest street upon which it fronts within Fire District No. 1, or one and one-half times the width of the widest street upon which it fronts in Fire District No. 2 and Industrial Districts Nos. 1 and 2, or once the width of the widest street upon which it fronts within the remainder of the City of Honolulu, nor shall the height exceed the following limits:

	Stories	Height in feet.
Frame buildings used for purposes other than a single dwelling - - - - - - - -	2	30
Frame dwelling occupied by not more than one family - - - - - - - - - - - - - - -	3	35
Buildings having bearing walls of hollow terra cotta or concrete blocks - - - -	4	55
Second-class buildings - - - - - - - - - -	4	55
Mill construction - - - - - - - - - - - - -	5	65
First-class buildings - - - - - - - - - - -	6	75

2). If a single-story building exceeds 30 feet in height the roof shall be fire-resisting.

3). A single-story building not exceeding 30 feet in height may have a monitor not exceeding 10 feet in height.

4). No story of any building except first-class buildings above the first story shall exceed 15 feet in height.

SECTION 6. AREAS AND DISTANCES OF BUILDINGS.

1). FIRST AND SECOND-CLASS BUILDINGS.

In every first or second-class building, the maximum area of any floor between fire walls or exterior walls either without or with a full equipment of automatic sprinklers, shall be as follows:-

"FIRST-CLASS BUILDINGS".

(a) All buildings used for public gatherings or residences, light and power stations, office buildings--No restrictions as to area.

(b) All other buildings -

Fronting on	Without sprinklers	With sprinklers
One Street	10,000 sq.ft.	16,666 sq.ft.
Two Streets	12,000 sq.ft.	20,000.sq.ft.
Three streets	15,000 sq.ft.	25,000 sq.ft.

(c) The first floor only of any "first-class building" occupied as a store may have an area of 20,000 square feet and if protected with an automatic sprinkler system may have 30,000 square feet.

"SECOND-CLASS BUILDINGS".

(a) Tenement Houses - - - - - - - - - - - - 3,000 sq. ft.

(b) All other second-class buildings, height not over 55 feet.

Fronting on	Without sprinklers	With sprinklers
One Street	5,000 sq. ft.	8,333 sq. ft.
Two streets	6,000 sq. ft.	10,000 sq. ft.
Three or more streets	7,500 sq. ft.	12,500 sq. ft.

(c) Mill construction buildings, height limit 65 feet.

One street	6,500 sq. ft.	13,000 sq. ft.
Two streets	8,000 sq. ft.	16,000 sq. ft.
Three streets	10,000 sq. ft.	20,000 sq. ft.

2. "THIRD-CLASS BUILDINGS" WITHIN "INDUSTRIAL DISTRICTS NOS. 1 AND 2".

Every third-class building within Industrial Districts Nos.

1 and 2 shall be built in accordance with the following table:

ONE STORY NOT TO EXCEED 30FEET IN HEIGHT.

Distance to nearest interior lot boundary in feet	Distance to nearest building in in feet	Fronting on one street sq. ft.	Fronting on two streets sq. ft.	Fronting on three or more streets sq. ft.
5	10	800	900	1,000
8	15	1,000	1,500	2,000
10	20	1,500	2,000	2,500
13	25	2,500	3,000	4,000
20	40	4,500	5,000	6,000

(a) In the foregoing table, the minimum distances and areas are given, and whichever distance from either the lot boundary or the nearest building gives the lesser corresponding area, that distance shall govern.

(b) No "third-class building" within Industrial Districts Nos. 1 and 2 shall be closer than 5 feet to any interior lot boundary, or within ten feet of any other building, nor shall it exceed 6500 square feet in area as provided in paragraph (e).

(c) Any "third-class building" may be built on any street property line provided the allowable area does not exceed the requirements of paragraph (a) of this section for distance from the nearest buildings .

(d) Any "third-class building" within the industrial district may be increased 66-2/3% in area if equipped with approved automatic sprinkler systems.

(e) "Third-class buildings" within the industrial districts may be constructed adjacent to each other provided the sections are separated with a parapet wall extending 3 feet above the roof and 6 inches on the sides with all openings protected with approved fire dooors, and provided further that the floor area of any section shall not exceed 2300 square feet nor shall any part of the structure be nearer than 15 feet to any interior lot boundary, nor shall it be ever one story, or 30 feet in height, nor shall such adjacent structure be used as a tenement, apartment, or dwelling or living quarters.

3. THIRD-CLASS BUILDINGS OUTSIDE THE FIRE AND INDUSTRIAL DISTRICTS.

(b) No "third-class building" shall be constructed on an interior lot over one story or 30 feet in height.

(c) In the case of a deep lot which allows the construction of several buildings, but abutts a street, all portions of the lot beyond a line 75 feet back from the street property line and which does not have a direct fronting on the street, shall for the purpose of this Ordinance be considered as an interior lot, and all buildings erected thereon shall comply with the requirements for an interior lot.

(d) Every building on an interior lot shall provide a minimum passage of five feet for the occupants of such building or buildings thereon and an additional one inch width for each person over ten persons who occupy or for whom accommodations are provided by such building or buildings.

SECTION 7. BUILDINGS PARTLY IN DIFFERENT DISTRICTS. In this Ordinance whenever a structure or building is partly within a district, all parts of the building or structure shall conform to the requirements of the more stringently regulated district.

SECTION 8. SHEDS AND BUILDINGS WITHOUT WALLS. Within any district garage sheds consisting of metal roofing and supports will be permitted - one story or 20 feet in height, the sides of which are open and the interior exposed.

Within the Industrial Districts and Fire Districts No. 2, steel mill buildings without walls for ten feet above the ground may be constructed - one story or 40 feet in height for use as machine shops, foundaries or other similar use.

SECTION 9. MEASUREMENT OF DISTANCES. The distance between buildings, or the distance to the lot lines shall be taken to mean the minimum distance measured horizontally from any portion of the building projected vertically giving the minimum measurement. Eaves and cornices to the extent of 2 feet 6 inches are exempt. Metal or fireproof ladders or stairs are exempt, Steps and stairs may be

exempt if their location is such as not to defeat the purpose of this section, and such construction has the approval of the Building Inspector.

SECTION 10. PERMISSIBLE LOT OCCUPIED IN ALL DISTRICTS.

1. Except as hereinbefore provided, all buildings except theaters, special industry buildings and tenement houses shall have uncovered spaces for providing light and air. These spaces shall be open to the sky from the top of the second-story window sill and shall be in accordance with the following provisions:

(1) Rooming houses, club houses, hotel and lodging houses or lots other than corner lots;

20% of total lot area.

(2) Buildings as enumerated in provision 1 on corner lots:

15% of total lot area.

(3) All buildings not enumerated in provisions 1 and 2 on lots other than corner lots:

10% of total lot area.

(4) All buildings not enumerated in provisions 1 and 2 on corner lots not exceeding 2500 square feet in area:

5% of total lot area.

(5) When buildings are on corner lots more than 2500 square feet in area, that portion of the building upon the excess lot area over and above 2500 square feet shall be provided with open spaces in accordance with the requirements of provisions 1, 2 or 3 as the case may be, of this section.

(6) Every building (other than buildings enumerated in paragraph 2) which occupies lots fronting on three (3) or more streets may occupy the entire lot area.

(7) The total area of the uncovered spaces of all buildings which are more than 75 feet in width and occupy an entire block front facing upon three or more streets may be less by 25% than required by provisions 3, 4, 5 and 6 of this section.

(8) There shall be a clear space not less than 5 feet in width at and above the second-story window sills between the rear line of every building and rear lot except corner lots. This shall not apply to buildings which extend through from one street to another.

(9) In every court or yard the minimum width between alls shall be 5 feet.

(10) Additions to existing buildings may be considered as only one complete unit for space requirements.

SECTION 11. ROOFS. Within the Fire and Industrial Districts the use of wooden shingles or other similar forms of combustible roof covering is prohibited, except, however, that

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Amendment to section 12

Add after the word "buildings." at end of section 12 the following: "and provided further that no fence shall be erected between dwellings within residential districts as hereinbefore defined, or on any interior lot boundary exceeding 6 feet in height."

M. Pacheco,
Supervisor.

(8) There shall be a clear space not less than 5 feet in width at and above the second-story window sills between the rear line of every building and rear lot except corner lots. This shall not apply to buildings which extend through from one street to another.

(9) In every court or yard the minimum width between alls shall be 5 feet.

(10) Additions to existing buildings may be considered as only one complete unit for space requirements.

SECTION 11. ROOFS. Within the Fire and Industrial Districts the use of wooden shingles or other similar forms of combustible roof covering is prohibited, except, however, that within the industrial districts and fire District No. 2 wooden shingles may be used on dwellings which do not exceed one thousand square feet in area.

SECTION 12. FENCES. No fence of combustible material shall be constructed within Fire Districts No. 1 or No. 2 or shall be used as a wall of any building or roofed over and in conjunction with other fences or walls as the wall of any building, unless such fence shall be constructed in the same manner as walls in Class 1 and Class 2 buildings.

SECTION 13. OTHER ORDINANCES APPLICABLE. In addition to the requirements of this Ordinance, all buildings within the City of Honolulu shall conform to the requirements of construction, allowable loads, sanitation, area, height or any other applicable requirement of other Ordinances of the City and County of Honolulu.

SECTION 14. TENEMENTS. No wooden tenement or apartment house two stories in height, shall have less than two independent stairways, neither one of which shall be less than 30 inches wide, leading to the ground floor. These stairways shall be at least a total of 60 inches wide with an additional two inches for each family over four families occupying the second or upper floors of such tenement or apartment house. The stairways shall be so located that no matter in what room fire might occur, the remaining rooms shall

have free access to one of the stairways.

SECTION 15. BUILDINGS IN RESIDENTIAL, BUSINESS AND RESTRICTED USE DISTRICTS.

(a) No building, except a publicly owned building, designed to be used or intended to be used for any purpose except as a dwelling, boarding house or church shall be erected within the "residential district" except as in this section provided.

No building now used for a "dwelling" or "boarding house" or "church" shall hereafter be used any differently except as in this section provided.

(b) Hotels and apartments may be erected within the "hotel and apartment districts".

(c) Buildings may be used or erected to be used for any purpose within the "business district."

(d) Buildings may be used or erected to be used for the use named as hereinafter provided within the "restricted use district."

(e) Drawings of buildings to be erected or altered to provide a change in use of the "Residential District" shall be furnished to the Building Inspector together with sufficient data to show whether the applicant is entitled to a building permit under the terms of this ordinance.

SECTION 16. SETTING APART BUSINESS DISTRICTS.

The owner of at least sixty per cent of the property within such area may petition the Board of Supervisors to set apart any area containing not less than 500,000 square feet and not less than one block within the "residential district" as a "business district" which petition shall be filed with the Clerk of the City and County of Honolulu. Such petition shall be referred to the Building Inspector by the said Clerk. The Building Inspector shall forthwith check the same and verify its contents and return the same with a written report of his findings to the Board of Supervisors. If said petition is found to be correct, the Board of Supervisors shall thereupon hold a public hearing thereon and if the necessity warrants, may,

by ordinance, adopted in the manner provided by law, set aside the area described in said petition as a "business district" and thereafter such area shall be included in the term "business district" as used in this ordinance.

In a similar manner a "restricted use district" may be set aside in the "residential district." In the petition shall be stated the use for which buildings may be erected and the ordinance setting aside such district shall similarly specify the use and only such use in addition to use for dwellings, boarding houses or churches, shall be permitted in said "restricted use districts."

SECTION 17. NO BUILDING PERMIT. The Building Inspector shall not issue any building permit for any building to be erected in violation of the terms and provisions of this Ordinance, and any building permit issued contrary to the terms of this Ordinance, shall be void.

SECTION 18. PENALTY. Any person violating the provisions of this Ordinance shall upon conviction be punished by imprisonment for not more than one (1) year, or by a fine of not more than ONE THOUSAND ($1,000.00) DOLLARS or by both such fine and imprisonment.

SECTION 19. CONSTITUTIONALITY. If any section, subdividion, sentence, clause or phrase of this Ordinance is for any reason held to be invalid, illegal or unconstitutional, such holding shall not effect the validity of the remaining portions of this ordinance.

SECTION 20. ORDINANCE REPEALED. Ordinance No. 175 is hereby repealed.

SECTION 21. EFFECTIVE DATE. This Ordinance shall take effect from and after the date of its approval.

INTRODUCED BY

.....
Supervisor.

Date of Introduction:
Honolulu, Hawaii,
November 4th A.D. 1921.

APPROVED AS TO FORM
CITY ATTORNEY

BILL NO. 78.

ORDINANCE NO. 207

APR 7 1 29 PM 1922

AN ORDINANCE REGULATING THE CONSTRUCTION OF BUILDINGS AND ESTABLISHING FIRE, INDUSTRIAL, BUSINESS, RESTRICTED USE, HOTEL AND APARTMENT HOUSE AND RESIDENTIAL DISTRICTS IN THE CITY AND COUNTY OF HONOLULU AND REGULATING THE KIND, HEIGHT AND SPACING OF BUILDINGS WITHIN THESE DISTRICTS AND REPEALING ORDINANCE NO. 175.

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

SECTION 1. DEFINITIONS.

The words and phrases used in this Ordinance shall have the following meaning:

1. "City of Honolulu" or "City" shall designate that portion of the City and County of Honolulu included within the following boundaries: Commencing at a point on Black Point at the foot of Diamond Head where the military boundary cuts the water edge; thence N. 11 30' E. 4.25 miles; thence N. 66 W. approximately 6.03 miles to the military boundary of Fort Shafter; thence along this boundary to the waterfront, thence along the waterfront to point of beginning.

FIRE DISTRICTS.

2. "Fire District No. 1" shall include that portion of the City within the following boundaries: Commencing at a point on the waterfront where a line 100 feet Waikiki from the Waikiki property line of Punchbowl Street extended and parallel to Punchbowl Street cuts the water's edge; thence mauka and parallel to Punchbowl Street to a point 100 feet mauka of the mauka boundary of

Beretania Street; thence Ewa and parallel to Beretania Street to a point 100 feet Ewa of the Ewa property line of River Street; thence parallel to the Ewa boundary of River Street to the waterfront; thence along the waterfront to the point of beginning.

3. "Fire District No. 2" shall include that portion of the City within the following boundaries: Commencing at the most southerly corner of Fire District No. 1 near Punchbowl Street and the waterfront; thence along a line parallel to and 100 feet Waikiki of the Waikiki boundary of Punchbowl Street to a point 100 feet mauka of the mauka boundary of Beretania Street; thence Waikiki and parallel to Beretania Street to a point 100 feet Waikiki of the Waikiki boundary of Alapai Street; thence makai and parallel to Alapai Street to a point 100 feet makai of the makai boundary of King Street; thence Ewa and parallel to King Street to a point 100 feet Waikiki of the Waikiki boundary of South Street; thence parallel to South Street to the center line of Ala Moana; thence southwesterly and parallel to the U. S. Bulkhead line to the waterfront; thence along the waterfront to point of beginning.

Again commencing at a point 100 feet Waikiki of the Waikiki boundary of Punchbowl Street and 100 feet mauka of the mauka boundary of Beretania Street; thence mauka and parallel to Punchbowl Street to a point 100 feet mauka of the mauka boundary of Vineyard Street; thence parallel to Vineyard Street to a point 100 feet Ewa of the Ewa boundary of Liliha Street; thence parallel to Liliha Street to a point 100 feet mauka of the mauka boundary of King Street; thence parallel to King Street to Asylum Road; thence along the center line of Asylum Road extended to a point 100 feet makai of the makai boundary of King Street; thence parallel to King Street to a point 100 feet Ewa of the Ewa boundary of River Street; thence parallel to River Street to a point 100 feet mauka of the mauka boundary of

Beretania Street; thence parallel to Beretania Street to the point of beginning.

4. "Industrial District No. 1" shall include that portion of the City within the following boundaries: Commencing at the most westerly corner of Fire District No. 1 near Queen and River Streets; thence parallel to River Street to a point 100 feet makai of the makai boundary of King Street; thence parallel to King Street to the intersection with the center line of Asylum Road extended; thence mauka along said line to a point 100 feet mauka from the mauka boundary of King Street; thence Ewa parallel to King Street to the center line of Houghtailing Road; thence mauka along the center line of Houghtailing Road to a point 200 feet mauka from the center line of the Oahu Railway and Land Company's present Kalihi branch; thence Ewa and parallel to and at a distance of 200 feet from the said tracks to the present southeastern boundary of the Pacific Fertilizer and Guano Company's boundary; thence mauka along this boundary to the makai boundary of King Street; thence Ewa along the makai boundary of King Street to the intersection with the military boundary of Fort Shafter; thence makai to a point 200 feet mauka of the center line of the present main tracks of the Oahu Railway and Land Company; thence Waikiki and parallel to the center line of said tracks to the center of the present channel of the Kalihi Stream; thence mauka along the center of the channel of the Kalihi Stream to the intersection with the center line of Kamehameha IV Road extended; thence mauka along the extended center line of Kamehameha IV Road to a point 200 feet makai of the center line of the present Kalihi branch of the Oahu Railway and Land Company's tracks; thence Waikiki parallel to and at a distance of 200 feet from the said track to the center line of Waiakamilo Road; thence makai along the center line of Waiakamilo Road to a point 200 feet mauka of the center line of

the right of way of the main tracks of the Oahu Railway and Land Company; thence Ewa and parallel to and at a distance of 200 feet from the center line of said right of way to the intersection with the military boundary at Fort Shafter; thence makai along the military boundary of Fort Shafter to a point 200 feet makai of the center line of the said right of way; thence Waikiki and parallel to and at a distance of 200 feet from the center line of said right of way to the center line of Waiakamilo Road extended; thence makai along the center line of Waiakamilo extended to the waterfront; thence along the waterfront to the point of beginning.

5. "Industrial District No. 2" shall include that portion of the City within the following boundaries: Commencing at the most southerly corner of Fire District No. 2 at Fort Armstrong; thence mauka along the southern boundary of Fire District No. 2 and parallel to South Street to a point 100 feet makai of the makai property line of King Street; thence Waikiki and parallel to King Street to a point 100 feet Waikiki from the Waikiki property line of Alapai Street extended; thence mauka and parallel to Alapai Street to a point 100 feet mauka of the mauka boundary of King Street; thence Waikiki and parallel to King Street to a point 100 feet Waikiki of the Waikiki boundary of Ward Avenue extended; thence makai and parallel to Ward Avenue to a point 100 feet mauka from Waimanu Street; thence Waikiki and parallel to Waimanu Street to a point 100 feet Waikiki of the Waikiki boundary of Kamakee Street; thence makai and parallel to Kamakee Street to the waterfront; thence Ewa along the waterfront to the point of beginning.

6. "Residential District" shall include all that portion of the City of Honolulu not included in the Fire and Industrial Districts.

7. "Hotel and Apartment District" shall be that portion

along a line parallel to and 100 feet mauka of the mauka line of Dominis Street to a point 100 feet Waikiki of the Waikiki property line of Punahou Street; thence along a line parallel to and 100 feet Waikiki of the Waikiki property line of Punahou Street to a point 100 feet mauka of the mauka property line of Wilder Avenue; thence along a line parallel to and 100 feet mauka of the property line of Wilder Avenue to a point 100 feet Waikiki of the Waikiki property line of Alexander Street extended; thence along a line parallel to and 100 feet Waikiki of Alexander Street to a point 100 feet makai of the makai property line of King Street; and thence along a line parallel to and 100 feet makai of the makai property line of King Street to the point of intersection with Industrial District No. 2, thence mauka along the boundary line of Industrial District No. 2, to the point of beginning.

8. "Alterations" means any change or addition.

9. "Apartment House" - same as tenement.

10. "Approved" - refers to any device, material or construction which has been approved by the Building Inspector as a result of tests or investigations made under his direction, or upon the satisfactory evidence of competent or impartial investigations conducted by others.

11. "Basement" - a story partly or completely below the level of the curb.

12. "Boarding or Lodging House" - a building used for boarding or lodging purposes containing not less than 5 or more than 20 sleeping rooms for guests.

13. "Business District" shall designate that portion of the "Residential District" in which sixty per cent of the owners or lessees of property within a radius of 500 feet are using the same for purposes other than as a "dwelling" or "boarding house".

It shall also include those portions of the "Residential District" set aside as a "Business District" in the manner hereinafter provided.

14. "Church" - For the purpose of this ordinance "church" shall designate any building designed to be used or used as a place of worship by any religious organization or sect.

15. "First Class Building" - is a building constructed of fireproof material throughout with floors and roof constructed of steel or reinforced concrete beams, filled between with terra cotta tile, or concrete, or masonry arches, or with concrete or reinforced concrete slabs and otherwise constructed as in the subdivision provided. The outer walls shall be constructed of concrete, brick, stone, tile or similar approved material.

No woodwork or other combustible material shall be used in the construction of any first-class building except wooden floor, sleepers, grounds, bucks and nailing blocks when entirely embedded in incombustible material, also the finish flooring and the interior doors and windows when not otherwise specified, with their frames, trims and casings, and also interior finish when solidly backed with fireproof material may be of wood.

Wood wainscotings more than 4 feet high are prohibited.

There shall be no air space between the top of any floor and the floor boarding.

All exposed structural steel shall be fireproofed with plaster terra cotta or other fireproofing material approved by the Building Inspector.

Within the Fire and Industrial Districts, first-class buildings shall be provided with fire doors and shutters or wire glass and metal frames on all exterior openings which do not abut a street. Such fire doors and shutters shall be approved.

16. "Second-Class Building" - is a building with walls of masonry brick, concrete, or equivalent approved fire-proof material supporting the adjacent floor loads, with interior floors supported by studded partitions protected by lath and plaster or approved fire-protected columns, or other approved means - with the roof and ceiling construction made fire-resistive by fire-protected steel, or approved fire-protected wood construction and roof covering of fire-resisting material.

Wood or combustible material may be used throughout except as herein noted.

Within the Fire and Industrial Districts second-class buildings having exterior openings which do not face an abutting street, shall be protected with approved shutters or metal frames and wire glass.

17. "Third-Class Buildings" are all those not first or second-class as hereinbefore defined.

18. "Curb". Whenever the word "curb" is used with reference to the height of a building or to the definition of a basement, it shall be construed to mean the established curb grade at the cente of the front of the building. In case of a building fronting on two or more streets, the center of the building facing the highest curb shall be taken.

19. "Dwelling". A residence building designed for use as the home of not more than three separate and distinct families. A dwelling within the meaning of this Ordinance shall include necessary outbuildings, servants' quarters, and private garage therefor, and may include a private stable for not more than three animals.

20. "Exterior Wall". Any outside wall of a building other than a party wall.

21. "Factory". A building or portion thereof designed or used to manufacture, assemble goods, wares or merchandise, the work being performed wholly or partly by machinery.

22. "Fire Door". A door frame and sill which will successfully resist fire for one hour in accordance with the test specifications of the National Board of Fire Underwriters Laboratories.

23. "Fireproof" refers the materials of construction not combustible in the temperatures of ordinary fires, and which will withstand such fires without serious impairment of their usefulness for at least one hour.

24. "Fire-resisting". For the purpose of this Ordinance a five-ply tar and gravel roof over wood sheathing, lathe or plaster work, wood work completely covered with sheet metal when approved, wire-glass, or any material of equal or greater fire-resistive properties than these enumerated, if such is approved, shall be considered fire-resisting.

25. "Fire Window". A window frame, sash and glazing which will successfully resist a fire for one hour in accordance with the test specifications of the National Board of Fire Underwriters.

26. "Height of Building" - the vertical distance from the curb level to the highest point of the roof beams in the case of flat roofs, or the average height of gable in case of roofs having a pitch over 20 with the horizontal. In case of dwellings not flush with the street, the height shall be measured from the average height of the coners of the buildings.

In measuring the height of a wall, the height of the parapet shall not be included.

27. "Hotel" - any building or portion thereof designed or used for supplying food or shelter to residents or guests and containing more than 20 sleeping rooms for guests.

28. "Mill Construction". The term "Mill Construction" applies to buildings having exterior walls of masonry with heavy timber interior construction, with no concealed spaces, the openings between floors enclosed with brick and protected with fire doors and otherwise constructed as in this subdivision provided.

The main floor spaces shall not be cut up into small rooms unless the partitions are incombustible.

The floor construction shall be at least 2-ply, at least a total of 3 inches in thickness, and boards placed so that all joints are closed and supported over comparative long spans with heavy beams.

Before a structure shall be classed as "mill construction" it shall be approved.

29. "Office Building". A building which is intended or used for office purposes, no part of which is used for living purpose except by the janitor and his family.

30. "Parapet Wall" - that portion of a wall which extends above the roof line and bears no lead except as it may serve to support a tank.

31. "Restricted Use District" when used herein, shall designate that portion of the Residential District set aside for specified use as provided in Section 15 hereof.

32. "Story". A story is that part of a building between any floor and the floor or roof next above.

33. "Streets" - a public passage, alley, lane or right of way at least 20 feet in width suitable or intended for pedestrians and vehicles.

34. "Structure". Includes the terms buildings, appurtenance, wall, platform, staging, or flooring used for standing or seating purposes, a shed, fence, sign or billboard on public or private property, or on, above or below a public highway.

35. "Tenement House" or "Tenement" shall include apartment house or apartments and shall designate any houses or buildings or portions thereof which are designed, built, rented, leased, let or hired out to be occupied or which is occupied as the home or residence of four or more families living independently of each other and doing their cooking in said building.

36. "Theater". A building containing a room for theatrical or operatic exhibitions or other public entertainments, having a total seating capacity of 300 or more persons.

37. "Wire Glass". Glass not less than 1/4 inch in thickness enclosing a layer of wire fabric reinforcement having a mesh not larger than 7/8 inch and the size of wire not less than 24 Brown & Sharpe guage.

38. "Waterfront" shall mean the contour of the mean lower low tide.

39. "Owner" or "Owners" as used in this Ordinance shall mean any person, firm, co-partnerbhip or corporation or its or their duly authorized agent or attorney or legal representatives owning the fee or an interest in the fee of real property.

Wherever in Sub-divisions 2, 3, 4 and 5 of this section it is provided that the boundary be 100 or 200 feet from the street, the distance shall be measured in each case so that such property lines shall be back a full 100 or 200 feet, as the case may be, measured on a perpendicular from the street property line.

FIRST-CLASS BUILDINGS IN FIRE DISTRICT NO. 1.

SECTION 2. Within Fire District No. 1 all buildings hereinafter erected shall be "first- class buildings" and subject to the requirements of area, height or any other requirements of this Ordinance.

Provided, however, that this section shall be construed to affect existing buildings when the alterations on such total more

than 100% of the assessed value of the structure just prior to the proposed alteration, in which event the owner shall either make the entire building conform to the requirements of this Ordinance or remove the structure or such other procedure as may be required.

Provided further, that when any part of an existing building is taken for public use by condemnation, it shall be lawful to repair the remaining portion of such building with materials similar to those with which the building was originally constructed.

Provided further, that nothing in the foregoing requirements for 1st and 2nd class buildings within Fire District No. 1 and Fire District No. 2 shall be construed to affect 3rd class temporary buildings to be erected in accordance with the following requirements:

1. Permits for such structures shall expire 30 calendar days from the date of issue.

2. Such structures shall be confined to open lots, parks, or similar open spaces and shall not be closer than 30 feet to the nearest existing structure.

3. Such structures shall be so constructed and maintained as to reduce the probability of fire to a reasonable minimum and shall be subject to the approval of the Chief Engineer of the Fire Department and the Building Inspector of the City and County of Honolulu, and shall conform to the requirements of structural safety provided for in this or other existing ordinances of the City and County of Honolulu.

CLASS OF BUILDING IN FIRE DISTRICT NO. 2.

SECTION 3. Within Fire District No. 2 all buildings hereafter erected shall be either "first" or "second-class buildings" or of "mill construction".

Provided, however, that this section shall be construed to

affect existing buildings when the alterations on such total more than 50% of the assessed value of the structure just prior to the proposed alterations, in which event the owner shall make the entire building conform to the requirements of this Ordinance and/or remove the structure or such other procedure as may be required.

CLASS OF BUILDINGS IN OTHER DISTRICTS.

SECTION 4. Within "Industrial Districts Nos. 1 and 2" and the remainder of the City and County of Honolulu, buildings may be "first, second or third-class buildings" but subject, however, to the spacing, area and height or other applicable requirements elsewhere in this Ordinance.

HEIGHT OF BUILDINGS.

SECTION 5. (1). No building or structure hereafter erected, except, church spires, water towers, clock towers, smokestacks or chimneys, shall exceed in height twice the width of the widest street upon which it fronts within Fire District No. 1, or one and one-half times the width of the widest street upon which it fronts in Fire District No. 2 and Industrial Districts Nos. 1 and 2, or once the width of the widest street upon which it fronts within the remainder of the City of Honolulu, nor shall the height exceed the following limits:

	Stories	Height in feet
Frame buildings used for purposes other than a single dwelling ----------	2	30
Frame dwelling occupied by not more than one family --------	3	35
Buildings having bearing walls of hollow terra cotta or concrete blocks ----------	4	55
Second-class buildings ----------	4	55

	Stories	Height in feet.
Mill construction -------	5	65
First-class buildings ---	6	75

2). If a single-story building exceeds 30 feet in height the roof shall be fire-resisting.

3). A single-story building not exceeding 30 feet in height may have a monitor not exceeding 10 feet in height.

4). No story of any building except first-class buildings above the first story shall exceed 15 feet in height.

SECTION 6. AREAS AND DISTANCES OF BUILDINGS.

1). FIRST AND SECOND-CLASS BUILDINGS.

In every first or second-class building, the maximum area of any floor between fire walls or exterior walls either without or with a full equipment of automatic sprinklers, shall be as follows:

"FIRST-CLASS BUILDINGS".

(a) All buildings used for public gatherings or residences light and power stations, office buildings--No restrictions as to are

(b) All other buildings -

Fronting on	Without sprinklers	With sprinklers
One Street	10,000 sq. ft.	16,666 sq. ft.
Two Streets	12,000 sq. ft.	20,000 sq. ft.
Three Streets	15,000 sq. ft.	25,000 sq. ft.

(c) The first floor only of any "first-class building" occupied as a store may have an area of 20,000 square feet and if protected with an automatic sprinkler system may have 30,000 square feet.

"SECOND-CLASS BUILDINGS".

(a) Tenement Houses ---------- 3,000 sq. ft.

(b) All other second-class buildings, height not over 55 feet.

Fronting on	Without sprinklers	With sprinkler
One Street	5,000 sq. ft.	8,333 sq. ft
Two Streets	6,000 sq. ft.	10,000 sq. ft
Three or more streets	7,500 sq. ft.	12,500 sq. ft

(c) Mill construction buildings, height limit 65 feet.

One street	6,500 sq. ft.	13,000 sq. ft.
Two streets	8,000 sq. ft.	16,000 sq. ft.
Three streets	10,000 sq. ft.	20,000 sq. ft.

2. "THIRD-CLASS BUILDINGS" WITHIN "INDUSTRIAL DISTRICTS NOS. 1 AND 2".

Every third-class building within Industrial Districts Nos. 1 and 2 shall be built in accordance with the following table:

ONE STORY NOT TO EXCEED 30 FEET IN HEIGHT.

Distance to nearest interior lot boundary in feet	Distance to nearest building in in feet	Fronting on one street sq. ft.	Fronting on two streets sq. ft.	Fronting on three or more streets sq. ft.
5	10	800	900	1,000
8	15	1,000	1,500	2,000
10	20	1,500	2,000	2,500
13	25	2,500	3,000	4,000
20	40	4,500	5,000	6,000

(a) In the foregoing table, the minimum distances and areas are given, and whichever distance from either the lot boundary or the nearest building gives the lesser corresponding area, that distance shall govern.

(b) No "third-class building" within Industrial Districts Nos. 1 and 2 shall be closer than 5 feet to any interior lot boundary or within ten feet of any other building, nor shall it exceed 6500 square feet in area as provided in paragraph (e).

(c) Any "third-class building" may be built on any street property line provided the allowable area does not exceed the requirements of paragraph (a) of this section for distance from the nearest buildings.

(d) Any "third-class building" within the industrial district may be increased 66-2/3% in area if equipped with approved automatic sprinkler systems.

(e) "Third-class buildings" within the industrial districts may be constructed adjacent to each other provided the sections are separated with a parapet wall extending 3 feet above the roof and 6 inches on the sides with all openings protected with approved

fire doors, and provided further that the floor area of any section shall not exceed 2300 square feet nor shall any part of the structure be nearer than 15 feet to any interior lot boundary, nor shall it be over one story, or 30 feet in height, nor shall such adjacent structure be used as a tenement, apartment, or dwelling or living quarters.

3. THIRD-CLASS BUILDINGS OUTSIDE THE FIRE AND INDUSTRIAL DISTRICTS.

(a) Outside the fire and industrial districts the areas of the "third-class buildings" and distances of said buildings from interior lot boundaries shall be as follows:

Distance to nearest interior lot boundary in feet	Distance to nearest building in feet	Fronting on one street sq. ft.	Fronting on two streets sq. ft.	Fronting on three streets, sq. ft.
ONE STORY NOT OVER 30 FEET IN HEIGHT.				
5	10	1,000	2,000	3,500
10	15	2,000	3,500	6,000
15	20	3,500	6,000	8,000
20	25	6,000	8,000	10,000
MORE THAN ONE STORY IN HEIGHT.				
10	15	1,000	2,000	3,500
15	20	2,000	3,500	6,000
20	25	3,500	6,000	10,000
25	30	6,000	10,000	10,000
30	35	10,000	10,000	10,000

(b) No third-class building in the City of Honolulu and outside the fire and industrial districts shall exceed 10,000 square feet in area nor shall the same be nearer any interior lot boundary than the minimum distances in the preceding tables, except that garages and servants' quarters not exceeding 800 square feet or one story in height may be placed on the rear lot boundaries if such is approved.

4. BUILDINGS ON INTERIOR LOTS.

(a) No building which does not face a street for a distance of one complete dimension of the building shall be constructed in excess of the following table of allowable heights and areas;

DISTRICT	Second-Class Bldgs. Max. Height	Second-Class Bldgs. Max. Area sq. ft.	Third-Class Bldgs. Max. Height	Third-Class Bldgs. Max. Area
Fire District No. 1	No restrictions			
Fire District No. 2	2 story - -	5,000 sq. ft.	Not permitted	
Industrial Districts Nos. 1 & 2	2 story - -	5,000 sq. ft.	1 story or 30 ft.	1,500 sq. ft
Remainder of the City of Honolulu	2 story - -	5,000 sq. ft.	1 story or 30 ft.	1,500 sq. ft

Buildings shall be considered to face a street if no structure other than a fence not over 8 feet high exists between such building and the street.

(b) No "third-class building" shall be constructed on an interior lot over one story or 30 feet in height.

(c) In the case of a deep lot which allows the construction of several buildings, but abutts a street, all portions of the lot beyond a line 75 feet back from the street property line and which does not have a direct fronting on the street, shall for the purpose of this Ordinance be considered as an interior lot, and all buildings erected thereon shall comply with the requirements for an interior lot.

(d) Every building on an interior lot shall provide a minimum passage of five feet for the occupants of such building or buildings thereon and an additional one inch width for each person over ten persons who occupy or for whom accommodations are provided by such building or buildings.

SECTION 7. BUILDINGS PARTLY IN DIFFERENT DISTRICTS. In this Ordinance whenever a structure or building is partly within a district, all parts of the building or structure shall conform to the requirements of the more stringently regulated district.

SECTION 8. SHEDS AND BUILDINGS WITHOUT WALL. Within any district garage sheds consisting of metal roofing and supports will be permitted - one story or 20 feet in height, the

sides of which are open and the interior exposed.

Within the Industrial Districts and Fire Districts No. 2, steel mill buildings without walls for ten feet above the ground may be constructed - one story or 40 feet in height for use as machine shops, foundaries or other similar use.

SECTION 9. MEASUREMENT OF DISTANCES. The distance between buildings, or the distance to the lot lines shall be taken to mean the minimum distance measured horizontally from any portion of the building projected vertically giving the minimum measurement. Eaves and cornices to the extent of 2 feet 6 inches are exempt. Metal or fireproof ladders or stairs are exempt. Steps and stairs may be exempt if their location is such as not to defeat the purpose of this section, and such construction has the approval of the Building Inspector.

SECTION 10. PERMISSIBLE LOT OCCUPIED IN ALL DISTRICTS.

1. Except as hereinbefore provided, all buildings except theaters, special industry buildings and tenement houses shall have uncovered spaces for providing light and air. These spaces shall be open to the sky from the top of the second-story window sill and shall be in accordance with the following provisions:

(1) Rooming houses, club houses, hotel and lodging houses or lots other than corner lots;

20% of total lot area.

(2) Buildings as enumerated in provision 1 on corner lots;

15% of total lot area.

(3) All buildings not enumerated in provisions 1 and 2 on lots other than corner lots;

10% of total lot area.

(4) All buildings not enumerated in provisions 1 and 2 on corner lots not exceeding 2500 square feet in area;

5% of total lot area.

(5) When buildings are on corner lots more than 2500 square feet in area, that portion of the building upon the excess lot area over and above 2500 square feet shall be provided with open spaces in accordance with the requirements of provisions 1, 2 or 3 as the case may be, of this section.

(6) Every building (other than buildings enumerated in paragraph 2) which occupies lots fronting on three (3) or more streets may occupy the entire lot area.

(7) The total area of the uncovered spaces of all buildings which are more than 75 feet in width and occupy an entire block front facing upon three or more streets may be less by 25% than required by provisions 3, 4, 5 and 6 of this section.

(8) There shall be a clear space not less than 5 feet in width at and above the second-story window sills between the rear line of every building and rear lot except corner lots. This shall not apply to buildings which extend through from one street to another.

(9) In every court or yard the minimum width between walls shall be 5 feet.

(10) Additions to existing buildings may be considered as only one complete unit for space requirements.

SECTION 11. ROOFS. Within the Fire and Industrial Districts the use of wooden shingles or other similar forms of combustible roof covering is prohibited.

SECTION 12. FENCES. No fence of combustible material shall be constructed within Fire Districts No. 1 or No. 2 or shall be used as a wall of any building or roofed over and in conjunction with other fences or walls as the wall of any building, unless such fence shall be constructed in the same manner as walls in Class 1 and Class 2 buildings, and provided further, that no fence shall

be erected between dwellings within residential districts as hereinbefore defined, or on any interior lot boundary exceeding 6 feet in height.

SECTION 13. OTHER ORDINANCES APPLICABLE. In addition to the requirements of this Ordinance, all buildings within the City of Honolulu shall conform to the requirements of construction, allowable loads, sanitation, area, height or any other applicable requirement of other Ordinances of the City and County of Honolulu.

SECTION 14. TENEMENTS. No wooden tenement or apartment house two stories in height, shall have less than two independent stairways, neither one of which shall be less than 30 inches wide, leading to the ground floor. These stairways shall be at least a total of 60 inches wide with an additional two inches for each family over four families occupying the second or upper floors of such tenement or apartment house. The stairways shall be so located that no matter in what room fire might occur, the remaining rooms shall have free access to one of the stairways.

SECTION 15. BUILDINGS IN RESIDENTIAL, BUSINESS AND RESTRICTED USE DISTRICTS.

(a) No building, except a publicly owned building, designed to be used or intended to be used for any purpose except as a dwelling, boarding house or church shall be erected within the "residential district" except as in this section provided.

No building now used for a "dwelling" or "boarding house" or "church" shall hereafter be used any differently except as in this section provided.

(b) Hotels and apartments may be erected within the "hotel and apartment districts".

(c) Buildings may be used or erected to be used for any purpose within the "business district."

(d) Buildings may be used or erected to be used for the

use named as hereinafter provided within the "restricted use district

(e) Drawings of buildings to be erected or altered to provide a change in use of the "residential District" shall be furnished to the Building Inspector together with sufficient data to show whether the applicant is entitled to a building permit under the terms of this ordinance.

SECTION 16. SETTING APART BUSINESS DISTRICTS.

The owner of at least sixty per cent of the property within such area may petition the Board of Supervisors to set apart any area containing not less than 500,000 square feet and not less than one block within the "residential district" as a "business district" which petition shall be filed with the Clerk of the City and County of Honolulu. Such petition shall be referred to the Building Inspector by the said Clerk. The Building Inspector shall forthwith check the same and verify its contents and return the same with a written report of his findings to the Board of Supervisors. If said petition is found to be correct, the Board of Supervisors sha thereupon hold a public hearing thereon and if the necessity warrants may, by ordinance, adopted in the manner provided by law, set aside the area described in said petition as a "business district" and thereafter such area shall be included in the term "business district as used in this ordinance.

In a similar manner a "restricted use district" may be set aside in the "residential district." In the petition shall be stated the use for which buildings may be erected and the ordinance setting aside such district shall similarly specify the use and only such use in addition to use for dwellings, boarding houses or churches, shall be permitted in said "restricted use districts."

SECTION 17. NO BUILDING PERMIT. The Building Inspector shall not issue any building permit for any building to be erected in violation of the terms and provisions of this Ordinance, and any

building permit issued contrary to the terms of this Ordinance, shall be void.

SECTION 18. PENALTY. Any person violating the provisions of this Ordinance shall upon conviction be punished by imprisonment for not more than one (1) year, or by a fine of not more than ONE THOUSAND ($1,000.00) DOLLARS or by both such fine and imprisonment.

SECTION 19. CONSTITUTIONALITY. If any section, subdivision, sentence, clause or phrase of this Ordinance is for any reason held to be invalid, illegal or unconstitutional, such holding shall not effect the validity of the remaining portions of this ordinance.

SECTION 20. ORDINANCE REPEALED. Ordinance No. 175 is hereby repealed.

SECTION 21. EFFECTIVE DATE. This Ordinance shall take effect from and after the date of its approval.

INTRODUCED BY

M. C. Pacheco

Supervisor.

Date of Introduction:
Honolulu, Hawaii,
November 15th A. D. 1921.

APPROVED THIS 7th DAY OF April A. D. 1922

John H. Wilson
MAYOR, CITY AND COUNTY OF
HONOLULU, T. H.

by title
[illegible]
Nov. 15, 1921
Hon. Advertiser: Mar. 18, 20, 21-1922
as amended & to print Mar. 16, 1922
Mar. 21, [illegible] - Vote reconsidered & passed on 3rd Reading Mar. 28, 1922
Mar. 29, 1922
[illegible] 1922
Hon. Advertiser: Apr. 8, 10, 11-1922.

BILL NO. 87

ORDINANCE NO. 708

AN ORDINANCE RELATING TO THE LOCATION AND ESTABLISHMENT OF CURB LINES AND GRADES ON KING STREET, ALAPAI STREET TO PUNAHOU STREET, IN THE DISTRICT OF HONOLULU, CITY AND COUNTY OF HONOLULU, TERRITORY OF HAWAII.

BE IT ORDAINED BY THE PEOPLE OF THE CITY AND COUNTY OF HONOLULU:

Section 1. CURB LINES. That the curb lines of King Street, within the limits of "FRONTAGE IMPROVEMENT NUMBER EIGHTEEN - KING STREET, ALAPAI STREET TO PUNAHOU STREET", are hereby established as shown on plans set forth in sheets 1 to 5 inclusive of Grade Map No. 34, dated March 27, 1922, and authenticated by the signature of the City and County Engineer, on file and on record in the office of the City and County Engineer, herein specifically incorporated by reference.

Section 2. CURB GRADES. That the curb grades of King Street, within the limits of "FRONTAGE IMPROVEMENT NUMBER EIGHTEEN - KING STREET, ALAPAI STREET TO PUNAHOU STREET", are hereby established as shown on the

plans and profiles set forth in sheets 1 to 5 inclusive of Grade Map No. 34, dated March 27, 1922, hereinbefore specifically referred to and incorporated.

Section 3. That section of Ordinance 134, relating to King Street between Alapai Street and Punahou Street, and all other ordinances or parts of ordinances in conflict herewith, be and the same are hereby repealed.

Section 4. This Ordinance shall take effect from and after the date of its approval.

Introduced

By Jonah Kuhio Kalanianaole
Supervisor

Date of Introduction:

Honolulu, Hawaii,

June 6, 1922.

APPROVED THIS 21st DAY OF June A. D. 19 22.

John H. Wilson
MAYOR, CITY AND COUNTY OF HONOLULU, T. H.

June 6-1922
Attest: June 9, 10, 13-1922
June 14, 1922
June 20, 1922
June 27, 1922
June 21-1922

100 Copies

1129

BILL NO. 88

ORDINANCE NO. 209

AN ORDINANCE PROVIDING FOR COST OF IMPROVEMENTS IN "FRONTAGE IMPROVEMENT NUMBER TWENTY - HOTEL STREET, BETWEEN FORT STREET AND UNION STREET."

Be It Ordained by the People of the City and County of Honolulu:

Section 1. PRELIMINARY PROCEEDINGS CONFIRMED. The Board does hereby adopt, approve and confirm all and singular the proceedings heretofore had and taken under the Improvement Statutes with respect to the development, creation and establishment of "FRONTAGE IMPROVEMENT NUMBER TWENTY - HOTEL STREET, BETWEEN FORT STREET AND UNION STREET," and the making of the proposed improvement as set forth and referred to in Resolutions of said Board Nos. 1257, 1278, 1320 and 1330 (1922), and the minutes of meetings of said Board as heretofore adopted, the consent of property owners heretofore acted upon, the preliminary report of the City and County Engineer dated April 11, 1922, and the assessment report of said Engineer dated May 16, 1922, accompanying which were the corrected map of said Frontage Improvement, the

Approved as to form
[illegible]

list of owners, lessees and occupants (so far as known), a preliminary assessment roll and a summary of detailed descriptions, in respect of which notice and full public hearings have heretofore been given and held as required by said Improvement Statutes, the ordinance creating and approving general provisions of local assessment ordinances, being Ordinance No. 128, heretofore enacted, to all of which reference is hereby made for a more particular and detailed description of said Frontage Improvement, the extent thereof, the location of the respective parcels of land rated in the assessments and the special benefits accruing or to accure therefrom, by this reference incorporated herein and made a part hereof.

Section 2. CONFIRMATION OF ASSESSMENTS. No protests having been made or filed at the final assessment hearing, held for this Frontage Improvement, and full and fair hearings having been held in respect thereto and after careful consideration of the facts relating thereto and the methods of apportionment heretofore advertised, it is hereby specifically found and established that each and every parcel of land rated in or made subject to the assessment and abutting upon said Frontage Improvement is or will be specially

benefited by said improvements to the amount of and in fair proportion to the respective assessments proposed therefor and said several assessments are hereby declared just and equitable both as to the respective total amounts and as to the apportionment as so listed and advertised; variations in shapes or depths of lots, if any, being immaterial so far as approximate benefits of this improvement are concerned; and that the said several proposed assessments heretofore listed and advertised in accordance with said Improvement Statutes are hereby confirmed and adopted as and for the assessments against properties abutting upon said Frontage Improvement and against the owners thereof respectively, and that each and every parcel of land required and necessary for the street improvements has been acquired so far as is necessary as provided in said Improvement Statutes.

Section 3. COST OF AUTHORIZED IMPROVEMENTS. That it is hereby found and declared that the total cost of the authorized improvements in said Frontage Improvement, being solely the cost to property owners for the acquisition of land, moving and reconstructing buildings as damages for the widening of Hotel Street between Fort Street and Union Street, is the total sum of FORTY EIGHT THOUSAND SEVEN HUNDRED SEVEN and 50/100 DOLLARS

($48,707.50), that the total proportion of this cost, which is to be borne by the City and County, including assessments against street frontages, and general contribution, is the sum of TWENTY FOUR THOUSAND, FIVE HUNDRED FIFTY-EIGHT and 37/100 DOLLARS ($24,558.37); that the balance of TWENTY-FOUR THOUSAND, ONE HUNDRED FORTY-NINE and 13/100 DOLLARS ($24,149.13) is hereby charged, assessed and levied against, and shall be collected from, the properties abutting upon said Frontage Improvement privately owned and not specifically exempted by this Ordinance, and the owners thereof respectively, according to the total amounts heretofore listed and advertised and corrected as aforesaid and computed according to the total amounts heretofore listed and advertised and computed according to the rates of assessment hereinafter set forth.

Section 4. PUBLIC LANDS NOT SPECIFICALLY ASSESSED. No public or exempt lands are located within the limits of this Frontage Improvement.

Section 5. SPECIAL FUND AND COST OF IMPROVEMENTS CREATED. There is hereby created a special fund to be known as "SPECIAL FUND FOR FRONTAGE IMPROVEMENT NUMBER TWENTY", and all moneys collected by the

Treasurer of the City and County of Honolulu for assessments levied by this Ordinance not required for the payment of interest and sinking fund for bonds sold and the proceeds of all bond sales sold to cover the cost of improvements in said Frontage Improvement shall be placed in said Special Fund. Any moneys in said Special Fund, however, shall be subject to be apporpriated into an account which is hereby created and known as "COST OF IMPROVEMENTS - FRONTAGE IMPROVEMENT NUMBER TWENTY, HOTEL STREET, BETWEEN FORT STREET AND UNION STREET," when it becomes necessary to provide the additional amount to pay for the entire cost of this Frontage Improvement, or be also subject to transfer to any fund in the Treasury of the City and County of Honolulu to reimburse that fund from which there may be hereafter appropriated and advanced the additional amount necessary to pay for theentire cost of this Frontage Improvement, over and above the total proportion of cost of this improvement so to be borne by the said City and County.

Section 6. APPROPRIATION BY THE CITY AND COUNTY. All appropriations heretofore made and expenditures thereunder for the purpose of engineering, incidentals and inspection for said Frontage Improvement shall continue and remain a charge against the revenues of the

City and County. In addition to the foregoing, the transfer and appropriation made by Resolution No. 1308 to cover the full proportion of cost of this improvement fixed to he borne by the City and County, are hereby confirmed.

Section 7. ASSESSMENT RATE IN ZONE I. All properties, privately owned and abutting upon said Frontage Improvement in Zone I (created as aforesaid), and the owners thereof respectively, are hereby assessed on a uniformly graduated basis per front foot toward the cost of this improvement, commencing with a maximum rate of $56.8243 per front foot at the southeasterly boundary of this zone, and diminishing at a uniform rate to $0.00 at the northwesterly boundary of Zone I, all as set forth in detail in said Assessment Roll and Corrected Map, heretofore incorporated. The boundaries of Zone I are approximately both sidesof Hotel Street between the Waikiki property line of Fort Street and a right angle line across Hotel Street 177.04 feet Ewa or northwesterly therefrom.

Section 8. ASSESSMENT RATE IN ZONE II. All properties, privately owned and abutting upon said Frontage Improvement in Zone II (created as aforesaid), and the owners thereof respectively, are hereby assessed

at a uniform maximum rate of $56.8243 per front foot toward the cost of this improvement, all as set forth in detail in said Assessment Roll and Corrected Map, heretofore incorporated. Zone II extends approximately both sides of Hotel Street between the Waikiki or southeasterly property line of Fort Street and a line at right angle across Hotel Street 108.68 feet Waikiki or southeasterly therefrom.

Section 9. ASSESSMENT RATE IN ZONE III. All properties, privately owned and abutting upon said Frontage Improvement in Zone III (created as aforesaid), and the owners thereof respectively, are hereby assessed on a uniformly graduated basis per front foot toward the cost of this Improvement, commencing with a maximum rate of $56.8243 per front foot at the Ewa or northwesterly boundary of Zone III, which is also the Waikiki or southeasterly boundary of Zone II, and diminishing at a uniform rate to $0.00 at the Waikiki or southeasterly boundary of Zone III, all as set forth in detail in said Assessment Roll and Corrected Map, heretofore incorporated. The boundaries of Zone III are approximately both sides of Hotel Street between the Waikiki or southeasterly boundary of Zone II, and a line 177.04 southeast of same to a line at right angle across Hotel Street which

is about 1.72 feet beyond the Ewa or northwesterly property line of Bishop Street.

Section 10. PAYMENT OF ASSESSMENTS IN INSTALMENTS. In case of an election, either by act of the owner or other interested party or by operation of law, to pay an assessment in installments, the assessments herein made shall be due and must be paid to the Treasurer of the City and County of Honolulu in ten (10) equal annual installments of principal, the first to be due and payable and must be paid within thirty (30) days after the date of the last publication of this Ordinance; and all subsequent installments of principal, together with interest on the whole of the unpaid balance of principal; at the rate of six per cent (6%) per annum, shall be due and payable annually thereafter, dating from the date of last publication of this Ordinance.

Section 11. This Ordinance shall take effect upon its approval.

INTRODUCED

By Jonah Kaauwai

Supervisor

Introduced: June 14, 1922.

APPROVED THIS 21st DAY OF June A. D. 1922

John C. Wilson

MAYOR, CITY AND COUNTY OF HONOLULU, T. H.

BILL NO. 90

ORDINANCE NO. 210

AN ORDINANCE PROVIDING FOR COST OF IMPROVEMENTS IN "IMPROVEMENT DISTRICT NUMBER EIGHT -- PUUNUI."

Be it Ordained by the People of the City and County of Honolulu:

SECTION 1. Preliminary Proceedings Confirmed. The Board does hereby adopt, approve and confirm all and singular the proceedings heretofore had and taken under the Improvement Statutes with respect to the development, creation and establishment of "Improvement District Number Eight -- Puunui," and the making of the proposed improvement as set forth and referred to in Resolutions of said Board Nos. 1092 (1921), 1150, 1203, 1243, 1328, and 1353 (1922), and Ordinance No. 195, and the minutes of meetings of said Board as heretofore adopted, the reports of the City and County Engineer, dated December 20, 1921, and March 14, 1922, and the assessment report of said Engineer, dated June 6, 1922, accompanying which were the corrected map of said Improvement District, the list of owners, lessees and occupants, (so far as known), a preliminary assessment roll and a summary of detailed descriptions, in respect of which notice and full public hearings have heretofore been given and held as required by said Improvement Statutes, the ordinance creating and

Approved as to form
A. M. Hewitt
2nd Deputy C. & C. Atty.

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approving general provisions for local assessment ordinances being Ordinance No. 128 and the grade Ordinance No. 195 heretofore enacted together with the correction thereafter made with the approval of said engineer as to clerical errors therein and omissions supplied thereon from reference to the field notes upon which said grade maps are based, to all of which reference is hereby made for a more particular and detailed description of said Improvement District, the extent thereof, the location of the respective parcels of land rated in the assessment and the special benefits accruing or to accrue therefrom, by this reference incorporated herein and made a part hereof.

SECTION 2. Confirmation of Assessments. No protests having been made or filed at the final assessment hearing, held for this Improvement District, and full and fair hearings having been held in respect thereto and after careful consideration of the facts relating thereto and the method of apportionment heretofore advertised, it was found, and it is hereby specially found and established that each and every parcel of land rated in or made subject to the assessment and said Improvement District is or

will be specially benefited by said improvements to the amount of and in fair proportion to the respective assessments proposed therefor in the assessment roll dated June 6, 1922, and said several assessments as contained therein are hereby declared just and equitable both as to the respective total amounts and as to the apportionment as so listed and advertised; variations in shapes or depths of lots, if any, being immaterial so far as approximate benefits of this improvement are concerned; and that the said several proposed assessments contained in the assessment roll dated June 6, 1922, accompanying the Engineer's report of June 6, 1922, are hereby confirmed and adopted as and for the assessments against properties in said Improvement District and against the owners thereof respectively.

SECTION 3. Cost of Authorized Improvements. That it is hereby found and declared that the total cost of the authorized improvements in said Improvement District, based upon the bid of the Hawaiian Contracting Company, Limited, the lowest responsible bidder, including the cost of curbing, grading, paving with asphalt macadam on a rock sub-base, moving and resetting of curbs, storm sewer system, sub-drains, sidewalks, and other improvements in place complete, is the total sum of FOUR HUNDRED FIVE THOUSAND FOUR HUNDRED FIFTY-TWO DOLLARS ($405,452.00), that the

total proportion of this cost, which is to be borne by the City and County, including assessments proportioned against public or exempt lands and contribution, and the cost of grading, paving, gutters, curbing at street intersections as required by law, sidewalk in front of a City and County park and cost of storm drainage system, is the sum of TWO HUNDRED AND TWO THOUSAND THREE HUNDRED NINETY-SEVEN DOLLARS AND NINETY-SEVEN CENTS ($202,397.97); that the balance of TWO HUNDRED AND THREE THOUSAND FIFTY-FOUR DOLLARS AND THREE CENTS ($203,054.03) is hereby charged, assessed and levied against, and shall be collected from, the properties within said Improvement District and not specifically exempted by this Ordinance, and the owners thereof respectively, according to the total amounts heretofore listed and advertised and computed according to the rates of assessment hereinafter set forth.

SECTION 4. Public Lands Not Specifically Assessed. Lot No. 105, a City and County park, as shown on said Map and Assessment Roll, dated June 6, 1922, and incorporated in the Engineer's Report of June 6, 1922, heretofore incorporated, shall not be specifically assessed herein, but the proportion of cost assessable against said park set forth in the proceedings heretofore confirmed and which would be assessable against said land if privately owned and not exempt shall be borne by the City and County as hereinafter provided.

SECTION 5. Special Fund. There is hereby created a special fund to be known as "Special Fund for Improvement District Number Eight - Puunui" and all moneys collected by the Treasurer of the City and County of Honolulu for assessments levied by this ordinance not required for the payment of interest and sinking fund for bonds sold and the proceeds of all bond sales sold to cover the cost of improvements in said Improvement District shall be placed in said Special Fund.

SECTION 6. Assessment Rate for General Improvements. All properties within said Improvement District (created as aforesaid), privately owned and not herein specifically exempted, and the owners thereof respectively, are hereby assessed at a uniform rate of $0.067955536 per square foot toward the cost of general improvements within said Improvement District all as set forth in detail in said Assessment Roll and Map heretofore incorporated and including all improvements set forth in the proceedings heretofore adopted and confirmed, saving and excepting the cost of new curbing as segregated in the bid of the contractor.

SECTION 7. Additional Assessment, New Curbing. All properties within said Improvement District, privately owned, and not specifically exempted herein, in front of which new curbing is required, and the owners

thereof respectively, are hereby further and separately assessed (on a frontage basis according to the length of new curbing required, shown in detail in said Engineer's Report of June 6, 1922), at the uniform rate of $0.75 per front foot for the curb so required in front of said property.

SECTION 8. Payment of Assessments in Instalments. In case of an election, either by act of the owner or other interested party or by operation of law, to pay an assessment in instalments, the assessments herein made shall be due and must be paid to said Treasurer in ten (10) equal annual instalments of principal, the first of said instalments of principal to be due and payable and must be paid within thirty (30) days after the date of the last publication of this Ordinance; and all subsequent instalments of principal, together with interest on the whole of the unpaid balance of principal, at the rate of six per cent (6%) per annum, shall be due and payable annually thereafter, dating from the date of last publication of this Ordinance.

SECTION 9. This Ordinance shall take effect upon its approval.

Introduced

By Jonathan Kumalae
Supervisor

Date of Introduction:
July 11, 1922.

APPROVED this 19th day of July, 1922
John Walker
MAYOR, CITY AND COUNTY
HONOLULU, T. H.

BILL NO. 91

ORDINANCE NO. 211

AN ORDINANCE RELATING TO THE LOCATION AND ESTABLISHMENT OF CURB LINES AND GRADES UPON VARIOUS STREETS WITHIN THE KEWALO DISTRICT, IN THE DISTRICT OF HONOLULU, CITY AND COUNTY OF HONOLULU, TERRITORY OF HAWAII.

Be It Ordained by the People of the City and County of Honolulu:

--

Section 1. CURB LINES. That the curb lines of Ala Moana, Queen Street, Kawaiahao Street, First Street, Second Street, Halekauwila Street, Eustace Street, Curtis Street, Marmion Street, Cooke Street, Emily Street, Laniwai Street, Waimanu Street, Coral Street, Drier Street and Koula Street, within the limits of that section of the KEWALO DISTRICT, bounded by South and Keawe Street, Ward Street, King Street, and the Waterfront, are here established as shown on plans set forth on sheets 1 to 10, inclusive, of Grade Map No. 35, dated June 1, 1922, and authenticated by the signature of the City and County Engineer, on file and on record in the office of the City and County Engineer, herein specifically incorporated by reference.

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Section 2. CURB GRADES. That the curb grades of Ala Moana, Queen Street, Kawaiahao Street, First Street, Second Street, Halekauwila Street, Hustace Street, Curtis Street, Marmion Street, Cooke Street, Emily Street, Laniwai Street, Waimanu Street, Coral Street, Drier Street and Koula Street, within the limits of that section of theKEWALO DISTRICT, bounded by South and Keawe Street, Ward Street, King Street and the Waterfront, are hereby established as shown on the plans and profiles set forth in sheets 1 to 10, inclusive, of Grade Map No. 35, dated June 1, 1922, hereinbefore specifically referred to and incorporated.

Section 3. This Ordinance shall take effect from and after the date of its approval.

INTRODUCED

By Jonathan Kumalae
Supervisor

Date of Introduction:

July 18, 1922.

APPROVED THIS 10th DAY OF August A. D. 1922

John C. Wilson
MAYOR, CITY AND COUNTY OF HONOLULU, T. H.

July 18-1922
Advertised: July 21, 22, 25-1922
July 25-1922
Aug. 8-1922
Aug. 9-1922
Aug. 11-1922 (Appd Aug. 10-1922)
Advertised: Aug. 15, 16, 17-1922

Approved as to form
H. H. Hewitt
2nd Deputy C. & C. Atty.

Bill No. 82 1945

ORDINANCE NO. 212

AN ORDINANCE RELATING TO THE LOCATION AND ESTABLISHMENT OF CURB LINES AND GRADES UPON VARIOUS STREETS WITHIN THE BINGHAM PARK TRACT, IN THE DISTRICT OF HONOLULU, CITY AND COUNTY OF HONOLULU, TERRITORY OF HAWAII.

BE IT ORDAINED BY THE PEOPLE OF THE CITY AND COUNTY OF HONOLULU:

Section 1. CURB LINES. That the curb lines of Bingham Street, Coyne Avenue, Whitney Street, McCully Street, Wilder Avenue and Dole Street, within the limits of "IMPROVEMENT DISTRICT NUMBER ELEVEN - BINGHAM PARK TRACT", and Metcalf Street, between Bingham Street and Wilder Avenue, are here established as shown on plans set forth on sheets 1 to 6 inclusive of Grade Map No. 32, dated March 14, 1922, and authenticated by the signature of the City and County Engineer, on file and on record in the office of the City and County Engineer, herein specifically incorporated by reference.

Section 2. CURB GRADES. That the curb grades of Bingham Street, Coyne Avenue, Whitney Street, McCully Street, Wilder Avenue and Dole Street, within the limits of "IMPROVEMENT DISTRICT NUMBER ELEVEN - BINGHAM PARK

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TRACT", and Metcalf Street between Bingham Street and Wilder Avenue, are hereby established as shown on the plans and profiles set forth in sheets 1 to 6, inclusive, of Grade Map No. 32, dated March 14, 1922, hereinbefore specifically referred to and incorporated.

Section 3. This Ordinance shall take effect from and after the date of its approval.

Introduced

By Lester Petrie

Supervisor

Date of Introduction:

March 14, 1922.

I hereby certify that the above Ordinance passed Third Reading at a meeting of the Board of Supervisors held on the 27th day of June, 1922, and was submitted to the Mayor for his approval on the 28th day of June; I further certify that said ordinance was not returned by the Mayor with his disapproval within 10 days after its receipt by him and that the same therefore became effective on the 9th of July, 1922.

by title
Mar. 14, 1922
Advertise: June 22, 23, 26-1922
to print: June 20-1922.
June 27-1922
June 28-1922

APPROVED THIS ..... DAY OF ..... A. D. 19...

D. Kalanakalani

City and County Clerk.

MAYOR, CITY AND COUNTY OF HONOLULU, T. H.

BILL NO. 86 1547

ORDINANCE NO. 213

AN ORDINANCE TO AMEND ORDINANCE NO. 12 OF THE CITY AND COUNTY OF HONOLULU, TERRITORY OF HAWAII BEING ENTITLED "AN ORDINANCE REGULATING THE CARRYING OF PASSENGERS FOR HIRE IN LICENSED VEHICLES, PROVIDING THE RATES OF FARE FOR THE CARRYING OF PASSENGERS IN SUCH VEHICLES, AND PROVIDING FOR PUNISHMENT FOR VIOLATIONS OF THE PROVISIONS OF THE ORDINANCE", AS AMENDED BY ORDINANCES NO. 36, NO. 54, NO. 72, NO. 94, AND NO. 180 OF THE CITY AND COUNTY OF HONOLULU BY AMENDING SECTION 9 THEREOF - - - - - - - - - -.

Be it Ordained by the People of the City and County of Honolulu:

SECTION 1. Section 9 of Ordinance No. 12 of the City and County of Honolulu, as amended by Ordinances No. 36, No. 54, No. 72, No. 94, and No. 180 of the City and County of Honolulu is hereby further amended by adding subsections (7) and (8) to the end thereof to read as follows:

"(7) Mauka side of King Street from corner of College Walk North, for eight (8) motor vehicles."

"(8) Mauka side of Merchant Street from the corner of Fort Street East, for four (4) motor vehicles."

SECTION 2. This Ordinance shall take effect from and after the date of its approval

Introduced by

Wm H McClellan

Supervisor.

Date of Introduction:

This 29th day of May, 1922.

APPROVED THIS 17th DAY OF August A. D. 1922

John Wilson

MAYOR, CITY AND COUNTY OF HONOLULU, T. H.

to & referred to
Police Com. May 29-1922
Bulletin: June 1, 2, 3-1922
as amended & to print. Aug. 8-1922 - Advertise Aug. 10, 11, 12-1922
Aug. 15-1922
Aug. 17-1922
Aug. 18/22
Advertise - Aug. 19, 21, 22-16-1-1

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BILL NO. 86 1048

ORDINANCE NO. _____

AN ORDINANCE TO AMEND ORDINANCE NO. 12 OF THE CITY AND COUNTY OF HONOLULU, TERRITORY OF HAWAII BEING ENTITLED "AN ORDINANCE REGULATING THE CARRYING OF PASSENGERS FOR HIRE IN LICENSED VEHICLES, PROVIDING THE RATES OF FARE FOR THE CARRYING OF PASSENGERS IN SUCH VEHICLES, AND PROVIDING FOR PUNISHMENT FOR VIOLATIONS OF THE PROVISIONS OF THE ORDINANCE", AS AMENDED BY ORDINANCES NO. 36, NO. 54, NO. 72, NO. 94, AND NO. 180 OF THE CITY AND COUNTY OF HONOLULU BY AMENDING SECTION 9 THEREOF - - - - - - - - .

Be it Ordained by the People of the City and County of Honolulu:

SECTION 1. Section 9 of Ordinance No. 12 of the City and County of Honolulu, as amended by Ordinances No. 36, No. 54, No. 72, No. 94, and No. 180 of the City and County of Honolulu is hereby further amended by adding subsection (7) to the end thereof to read as follows:

"(7) ~~Waikiki side of Iwilei Road in front of Nos. 353 to 371 Iwilei Road~~ Mauka side of King street from corner College walk North, for ~~six (6)~~ eight (8) motor vehicles."

"(8) Mauka side of Merchant street from the corner of Fort street East, for four motor vehicles.

SECTION 2. This ordinance shall take effect from and after the date of its approval.

Introduced by

Supervisor.

Date of Introduction:

This 29th day of May, 1922.

_____

Mayor,
City and County of Honolulu, T. H.

BILL NO. 93

ORDINANCE NO. 214

AN ORDINANCE TO AMEND SECTION 35 OF ORDINANCE NO. 176 AS AMENDED, OF THE CITY AND COUNTY OF HONOLULU, TERRITORY OF HAWAII, SAID ORDINANCE BEING AN ORDINANCE ENTITLED:

An Ordinance to regulate the use of the Highways in the City and County of Honolulu and in that regard to regulate the use and operation of vehicles and street cars thereon; to prohibit certain persons from operating vehicles upon the highways; to regulate the speed of vehicles upon highways; to provide penalties for violations of provisions of this ordinance; to provide for the carrying out of the objects of this ordinance, and to repeal Ordinances numbers 11, 37, 51, 56, 63, 64, 88, 93, 96, 120, 137 and 147.

Be it Ordained by the people of the City and County of Honolulu:

SECTION 1. Section 35 of Ordinance No. 176 is hereby amended so as to read as follows:

"Section 35. RULE OF VEHICLES STANDING ON CERTAIN STREETS.

No person driving, operating, propelling or in charge of any vehicle shall allow such vehicle to remain standing for a longer period than thirty minutes between the hours of 8:00 A.M. and 5:30 P.M. on the following highways or parts thereof:

On King Street and on Hotel Street, between River and Richards Streets;

On Fort Street, between Queen and Beretania Streets;

On Bishop Street, between Queen and Hotel Streets.

Nor shall such vehicle be allowed to remain standing for a longer period than thirty minutes between 8:00 A.M. and 10:00 P.M. on Hotel Street between Nuuanu and River Streets;

No person driving, operating, propelling or in charge of any vehicle shall allow the same to be stopped or remain standing between 8:00 A.M. and 5:30 P.M. any longer than is absolutely necessary to take on or discharge passengers

or freight on the following streets or parts thereof; provided, however, this shall not apply to vehicles while being actually used in the United States Mail Service;

On the mauka side of Hotel Street, between Nuuanu and Richards Streets;

On the Easterly or Waikiki side of Union Street;

On both sides of Adams Lane;

On both sides of Kaahumanu Street;

On both sides of Garden Lane;

On the Waikiki side of Alakea Street, between King and Beretania Streets;

On the Southerly or makai side of Merchant Street, between Bethel and Richards Streets;

On the mauka side of Kalakaua Avenue in Kapiolani Park;

On the makai side of Hotel Street, between Fort and Union Streets.

No person driving, operating, propelling or in charge of any vehicle shall allow the same to be stopped or remain standing any longer than is absolutely necessary to take on or discharge passengers or freight on the following streets or parts thereof; providdd, however, this shall not apply to vehicles while being actually used in the United States Mail Service:

On the Easterly or Waikiki side of Bishop Street, between King and Hotel Streets;

On the Westerly or Ewa side of Fort Street, between Queen and Beretania Streets;

On the Easterly or Waikiki side of Bethel Street, between Merchant and Hotel Streets;

On the Easterly or Waikiki side of Nuuanu Street, between Queen and Beretania Streets.

Provided, however, that it shall be the duty of the Sheriff to select certain highways or portions thereof, when necessary, upon which parking of vehicles will be permitted and

to so designate such highways or portions thereof by suitable signs or otherwise, and while vehicles are occupying such highways or portions thereof the limitations of ti e herein provided will not apply.

It shall be unlawful to park any vehicle so that any part thereof or attachment thereto projects over a sidewalk or curb.

Section 2. This Ordinance shall take effect from and after the date of its approval.

Introduced by
Lester Petrie
Supervisor.

Date of Introduction:
August 15 1922.

Approved this 7th day of September A.D. 1922.

John H. Wilson
Mayor, City and County of Honolulu,
T. H.

1 R and to print.
6 votes.
Packers absent.

Ordered Reading and to Print
August 15-1922
Advertiser: Aug. 19, 21, 22-1922
U.S.R. Sept. 5-1922
Sept. 5-1922
Sept. 6-1922

1152

BILL NO. 89

ORDINANCE NO. 215

AN ORDINANCE REGULATING THE USE OF VEHICLES FOR TRANSPORTING SAND, EARTH, ROCK, COAL, SAWDUST, PADDY, CORAL, OR ANY OTHER MATERIAL OF LIKE NATURE.

Be it Ordained by the People of the City and County of Honolulu:

Section 1. It shall be unlawful for any person, firm or corporation to use any cart, wagon, truck, or other vehicle, for the purpose of transporting sand, earth, rock, coal, sawdust,, paddy, coral, or any other material of like nature along or over any public street, unless such vehicle is constructed so as to prevent the filtering, spilling, or falling therefrom of the contents thereof, in whole or in part, in or upon any public street along or over which such vehicle may be driven.

Section 2. Any person who shall violate any of the provisions of this Ordinance shall be deemed guilty of a misdemeanor, and, upon conviction thereof, shall be punished by a fine not to exceed Five Hundred Dollars ($500.00), or by imprisonment in the City and County Jail for not more than six (6) months, or by both such fine and imprisonment.

Section 3. This Ordinance shall take effect from and after the date of its approval.

Introduced by

Jonah Kaonalae

Supervisor.

Date of Introduction:
Honolulu, T. H., June 27, 1922.

APPROVED this 14th day of Sept. A.D.1922.

John H. Wilson

Mayor of the City and County of Honolulu, T.H

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BILL NO. 92

Bill 1 / 1st R by title

ORDINANCE NO. 216

AN ORDINANCE RELATING TO THE LOCATION AND ESTABLISHMENT OF CURB LINES AND GRADES ON PUNCHBOWL STREET, BERETANIA STREET TO KING STREET, AND MILLER STREET, BERETANIA STREET TO LUSITANA STREET, IN THE DISTRICT OF HONOLULU, CITY AND COUNTY OF HONOLULU, TERRITORY OF HAWAII.

BE IT ORDAINED BY THE PEOPLE OF THE CITY AND COUNTY OF HONOLULU:

Section 1. CURB LINES. That the curb lines of Punchbowl Street, Beretania Street to King Street and Miller Street, Beretania Street to Lusitana Street, within the limits of "IMPROVEMENT DISTRICT NUMBER TWELVE - PUNCHBOWL STREET AND MILLER STREET", are hereby established as shown on plans set forth in sheets 1 to 2 inclusive of Grade Map No. 36 dated July 28, 1922, and authenticated by the signature of the City and County Engineer, on file and on record in the office of the City and County Engineer, herein specifically incorporated by reference.

Section 2. CURB GRADES. That the curb grades of Punchbowl Street, Beretania Street to King Street and Miller Street, Beretania Street to Lusitana Street,

Approved as to form
H R Hewitt

within the limits of "IMPROVEMENT DISTRICT NUMBER TWELVE - PUNCHBOWL STREET AND MILLER STREET", are hereby established as shown on the plans and profiles set forth in sheets 1 to 2 inclusive of Grade Map No. 36, dated July 28, 1922, hereinbefore specifically referred to and incorporated.

Section 3. That all other ordinances or parts of ordinances in conflict herewith, be and the same are hereby repealed.

Section 4. This Ordinance shall take effect from and after the date of its approval.

Introduced

By Jonah K. Kumalae

Supervisor

Date of Introduction:

Honolulu, Hawaii,

August 3, 1922.

APPROVED THIS 14th DAY OF Sept. A. D. 1922

John H. Wilson

MAYOR, CITY AND COUNTY OF HONOLULU, T. H.

by Title
[illegible]

Aug. 3-1922
Bulletin: Sept. 8, 9, 11-1922
to print: Sept. 5-1922
Sept. 12, 1922
Sept. 13, 1922
Sept. 14, 1922
Bulletin Sept. 18, 19, 20-1922 100 Slips

BILL NO. 94

1955

ORDINANCE NO. 217

AN ORDINANCE RELATING TO BUILDINGS AND AMENDING ORDINANCES NUMBERS 18, 26, 27, 33, 156, 186 and 207.

BE IT ORDAINED BY THE PEOPLE OF THE CITY AND COUNTY OF HONOLULU:

Section 1. Definitions.

The words and phrases used in Ordinances numbers 18, 156, 207, 27, 26, 33 and 186 of the City and County of Honolulu shall have the following meaning:

1. "City of Honolulu" or "City" shall designate that portion of the City and County of Honolulu included within the following boundaries: Commencing at a point on Black Point at the foot of Diamond Head where the military boundary cuts the water edge; thence N. 11° 30' E. 4.25 miles; thence N. 66° W. approximately 6.03 miles to the military boundary of Fort Shafter; thence along this boundary to the waterfront, thence along the waterfront to point of beginning.

FIRE DISTRICTS.

2. "Fire District No. 1" shall include that portion of the City within the following boundaries: Commencing at a point on the waterfront where a line 100 feet Waikiki from the Waikiki property line of Punchbowl Street extended and parallel to Punchbowl Street cuts the water's edge; thence mauka and parallel to Punchbowl Street to a point 100 feet mauka of the mauka boundary of Beretania Street; thence Ewa and parallel to Beretania Street to a point 100 feet Ewa of the Ewa property line of River Street; thence parallel to the Ewa boundary of River Street to the waterfront; thence along the waterfront to the point of beginning.

3. "Fire District No. 2" shall include that portion of the City within the following boundaries: Commencing at the most southerly corner of Fire District No. 1 near Punchbowl Street, and the waterfront; thence along a line parallel to and 100 feet Waikiki of the Waikiki boundary of Punchbowl Street to a point 100 feet mauka of the mauka boundary of Beretania Street; thence Waikiki and parallel to Beretania Street to a point 100 feet Waikiki of the Waikiki boundary of Alapai Street; thence makai and parallel to Alapai Street to a point 100 feet makai of the makai boundary of King Street; thence Ewa and parallel to King Street to a point 100 feet Waikiki of the Waikiki boundary of South Street; thence parallel to South Street to the center line of Ala Moana; thence southwesterly and parallel to the U. S. bulkhead line to the waterfront; thence along the waterfront to point of beginning.

Again commencing at a point 100 feet Waikiki of the Waikiki boundary of Punchbowl Street and 100 feet mauka of the mauka boundary of Beretania Street; thence mauka and parallel to Punchbowl Street to a point 100 feet mauka of the mauka boundary of Vineyard Street; thence parallel to Vineyard Street to a point 100 feet Ewa of the Ewa boundary of Liliha Street;

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thence parallel to Liliha Street to a point 100 feet mauka of the mauka boundary of King Street; thence parallel to King Street to Asylum Road; thence along the center line of Asylum Road extended to a point 100 feet makai of the makai boundary of King Street; thence parallel to King Street to a point 100 feet Ewa of the Ewa boundary of River Street; thence parallel to River Street to a point 100 feet mauka of the mauka boundary of Beretania Street; thence parallel to Beretania Street to the point of beginning.

4. "Industrial District No. 1" shall include that portion of the City within the following boundaries: Commencing at the most westerly corner of Fire District No. 1 near Queen and River Streets; thence parallel to River Street to a point 100 feet makai of the makai boundary of King Street, thence parallel to King Street to the intersection with the center line of Asylum Road extended; thence mauka along said line to a point 100 feet mauka from the mauka boundary of King Street; thence Ewa parallel to King Street to the center line of Houghtailing Road; thence makai along the center line of Houghtailing Road to a point 200 feet mauka from the center line of the Oahu Railway and Land Company's present Kalihi branch; thence Ewa and parallel to and at a distance of 200 feet from the said tracks to the present southeastern boundary of the Pacific Fertilizer and Guano Company's boundary; thence mauka along this boundary to the makai boundary of King Street; thence Ewa along the makai boundary of King Street to the intersection with the military boundary of Fort Shafter; thence makai to a point 200 feet mauka of the center line of the present main tracks of the Oahu Railway and Land Company; thence Waikiki and parallel to the center line of said tracks to the center of the present channel of the Kalihi Stream; thence mauka along the center of the channel of the Kalihi Stream to the intersection with the center line of Kamehameha IV Road extended; thence mauka along the extended center line of Kamehameha IV Road to a point 200 feet makai of the center line of the present Kalihi branch of the Oahu Railway and Land Company's tracks; thence Waikiki parallel to and at a distance of 200 feet from the said track to the center line of Waiakamilo Road; thence makai along the center line of Waiakamilo Road to a point 100 feet mauka of the center line of the right of way of the main tracks of the Oahu Railway and Land Company; thence Ewa and parallel to and at a distance of 200 feet from the center line of said right of way to the intersection with the military boundary at Fort Shafter; thence makai along the military boundary of Fort Shafter to a point 200 feet makai of the center line of the said right of way; thence Waikiki and parallel to and at a distance of 200 feet from the center line of said right of way to the center line of Waiakamilo Road extended; thence makai along the center line of Waiakamilo extended to the waterfront; thence along the waterfront to the point of beginning.

5. "Industrial District No. 2" shall include that portion of the City within the following boundaries: Commencing at the most southerly corner of Fire District No. 2 at Fort Armstrong; thence mauka along the southern boundary of Fire District No. 2 and parallel to South Street to a point 100 feet makai of the property line of King Street; thence Waikiki and parallel to King Street to a point 100 feet Waikiki from the Waikiki property line of Alapai Street extended; thence mauka and parallel

to Alapai Street to a point 100 feet mauka of the mauka boundary of King Street; thence Waikiki and parallel to King Street to a point 100 feet Waikiki of the Waikiki boundary of Ward Avenue extended; thence makai and parallel to Ward Avenue to a point 100 feet mauka from Waimanu Street; thence Waikiki and parallel to Waimanu Street to a point 100 feet Waikiki of the Waikiki boundary of Kamakee Street; thence Makai and parallel to Kamakee Street to the waterfront; thence Ewa along the waterfront to the point of beginning.

6. "Residential District" shall include all that portion of the City of Honolulu not included in the Fire and Industrial Districts.

7. "Hotel and Apartment District" shall be that portion of the City within the residential district, included within the following described boundaries:

"A" Commencing at a point on the waterfront where the most Southerly boundary of Fort De Russy cuts the water edge; thence mauka along said boundary to the makai boundary of Kalia Road; thence southeasterly along the makai boundary of Kalia Road to the southeasterly boundary of Lewers Road; thence mauka and parallel to Lewers Road to a point 500 feet mauka of the mauka boundary of Kalakaua Avenue; thence southeasterly and parallel to Kalakaua Avenue to the intersection with the northern boundary of Kapiolani Park; thence makai along said Kapiolani Park boundary extended to the waterfront; thence along the waterfront to the point of beginning.

~~"B" Beginning at the intersection of a line parallel to and 100 feet below the makai property line of King Street and a line parallel to and 100 feet Ewa of the Ewa property line to Victoria Street extended, and running as follows:~~

"B" Commencing at the most easterly corner of Industrial District No. 2, near King Street and Ward Avenue, thence Ewa along the mauka boundary of Industrial District No. 2, to a point 100 feet Waikiki of the Waikiki property line of Alapai Street, thence mauka and parallel to Alapai Street to a point 100 feet mauka of the mauka property line of Beretania Street, thence Ewa and parallel to Beretania Street, to a point 100 feet Ewa of the Ewa property line of Alapai Street, thence mauka and parallel to Alapai Street, to a point 100 feet mauka of the mauka property line of Kinau Street; thence along a line parallel to and 100 feet mauka of the mauka property line of Kinau Street;to a point 100 feet Ewa of the Ewa property line of Makiki Street; thence along a line parallel to and 100 feet Ewa of the Ewa property line of Makiki Street to a point 100 feet mauka of the mauka property line of Dominis Street;thence along a line parallel to and 100 feet mauka of the mauka line of Dominis Street to a point 100 feet Waikiki of the Waikiki property line of Punahou Street; thence along a line parallel to and 100 feet Waikiki of the Waikiki property line of Punahou Street to a point 100 feet mauka of the mauka property line of Wilder Avenue; thence along a line parallel to and 100 feet mauka of the property line of Wilder Avenue to a point 100 feet Waikiki of the Waikiki property line of Alexander Street extended;thence along a line parallel to and 100 feet Waikiki of Alexander Street to a point 100 feet makai of the makai property line of King Street, and thence along a line parallel to and 100 feet makai of the makai property line of King Street to the point of intersection with Industrial District No. 2, thence mauka along the

boundary line of Industrial District No. 2, to the point of beginning.

8. "Alterations" means any change.

9. "Apartment House" - same as tenement.

10. "Approved" - refers to any device, material or construction which has been approved by the Building Inspector as a result of tests or investigations made under his direction, or upon the satisfactory evidence of competent or impartial investigations conducted by others.

11. "Basement" - a story partly or completely below the level of the curb.

12. "Boarding or Lodging House" a building used for boarding or xxxxxxxxxxxxxxxxxxxxxxxxxxxxxxxxxxxxxxxxxxxxxxxxxxxxxxxxxlodging purposes containing not less than 5 or more than 20 sleepingrooms for guests

13. "Business District" shall designate that portion of the residential district set aside as provided in Section 16 of Ordinance 207.

14. "Cellar" that part of a building more than forty per cent of which is below the grade of the street, and in third class buildings that part of the building which is below the sills.

15. "Church" for the purpose of this ordinance "church" shall designate any building designed to be used or used as a place of worship by any religious organization or sect.

16. "Fire Limits" shall mean "Fire Districts Nos. 1 and 2."

17. "First Class Building" is a building constructed of fire-proof materials throughout with floors and roof constructed of steel or reinforced concrete beams, filled between with terra cotta tile, or concrete, or masonry arches, or with concrete or reinforced concrete slabs and otherwise constructed as in the subdivision provided. The outer walls shall be constructed of concrete, brick, stone, tile or similar approved material.

No woodwork or other combustible material shall be used in the construction of any first-class building except wooden floor, sleepers, grounds, bucks and nailing blocks when entirely embedded in incombustible material, also the finish flooring and the interior doors and windows when not otherwise specified, with their frames, trims and casings, and also interior finish when solidly backed with fire-proof material may be of wood.

Wood wainscotings more than 4 feet high are prohibited.

There shall be no air space between the top of any floor and the floor boarding.

All exposed structural steel shall be fire-proofed with plaster, terra cotta or other fire-proofing material approved by the Building Inspector.

Within the Fire and Industrial Districts, first-class buildings shall be provided with fire doors and shutter or wire glass and metal frames on all exterior openings which do not abut a street. Such fire doors and shutters shall be approved.

18. "Second-Class Building"- is a building with walls of masonry brick, concrete, or equivalent approved fire-proof material supporting the adjacent floor loads, with interior floors supported by studded partitions protected by lath and plaster or approved fire-protected columns, or other approved means -with the roof and ceiling construction made fire-resistive by fire-protected steel, or approved fire-protected wood construction and roof covering of fire-resisting material.

Wood or combustible material may be used throughout except as herein noted.

Within the Fire and Industrial Districts second-class buildings having exterior openings which do not face an abutting street, shall be protected with approved shutters or metal frames and wire glass.

19. "Third-Class Buildings" are all those not first or second class as hereinbefore defined.

20. "Curb" whenever the word "curb" is used with reference to the height of a building or to the definition of a basement, it shall be construed to mean the established curb grade at the center of the front of the building. In case of a building fronting on two or more streets, the center of the building facing the highest curb shall be taken.

21. "Curtain Wall" An interior or exterior non-bearing wall that is supported at each floor level by the skeleton frame of the building.

22. "Dwelling" A residence building designed for use as the home of not more than three separate and distinct families. A dwelling within the meaning of this Ordinance shall include necessary outbuildings, servants' quarters, and private garage therefor, and may include private stable for not more than three animals.

23. "Exterior Wall" Any outside wall of a building other than a party wall.

24. "Factory" A building or portion thereof designed or used to manufacture, assemble goods, wares or merchandise, the work being performed wholly or partly by machinery.

25. "Fire Door" A door frame and sill which will successfully resist fire for one hour in accordance with the test specifications of the National Board of Fire Underwriters Laboratories.

26. "Fireproof" refers to the materials of construction not combustible in the temperatures of ordinary fires, and which will withstand such fires without serious impairment of their usefulness for at least one hour.

27. "Fire-resisting." For the purpose of this Ordinance a five-ply tar and gravel roof over wood sheathing, laths or plaster work, wood work completely covered with sheet metal when approved, wire-glass, or any material of equal or greater fire-resistive properties than these enumerated, if such is approved, shall be considered fire-resisting.

28. "Fire Window." A window frame, sash and glazing which will successfully resist a fire for one hour in accordance with the test specifications of the National Board of Fire Underwriters.

29. "Foundations" That part of a wall below the level of the highest part of the street curb, or if a wall is not on a street, that part of the wall below the level of the highest ground next to the wall, or, that part of a party or partition wall below the cellar floor.

30. "Height of Building." The vertical distance from the curb level to the highest point of the roof beams in the case of flat roofs, or the average height of gable in case of roofs having a pitch over 20° with the horizontal. In case of dwellings not flush with the street, the height shall be measured from the average height of the corners of the buildings. In measuring the height of a wall the height of the parapet shall not be included.

31. "Hotel" any building or portion thereof designed or used for supplying food or shelter to residents or guests and containing more than 20 sleeping rooms for guests.

32. "Mill Construction." The term "Mill Construction" applies to buildings having exterior walls of masonry with heavy timber interior construction, with no concealed spaces, the openings between floors ~~xxxxxxxxxxxxxxxxxxxxxxxxxxxxxxxxxxxxxxxxxxxxxxxxxxxxxxxxxxxxxxxxxxxxxxxxxxxxxx~~ enclosed with bri and protected with fire doors and otherwise constructed as in this subdivision provided. The main floor spaces shall not be cut up into small rooms unless the partitions are incombustible.

The floor construction shall be at least 2 ply, at least a total of 3 inches in thickness, and boards placed so that all joints are closed and supported over comparative long spans with heavy beams.

Before a structure shall be classed as "mill construction" it shall be approved.

33. "Office Building." A building which is intended or used for office purposes, no part of which is used for living purposes except by the janitor and his family.

34. "Parapet Wall" that portion of a wall which extends above the roof line and bears no load except as it may serve to support a tank.

35. "Partition Wall" An interior subdividing wall.

36. "Party Wall" A wall that separates two or more buildings, and which is used or adapted for the use of more than one building.

37. "Public Hall" A public hall is a room for public assemblages, having a total seating capacity of 100 or more persons, but which does not include a theater.

38. "Story." A story is that part of a building between any floor and the floor or roof next above.

39. "Streets" a public passage, alley, lane or right of way at least 20 feet in width suitable or intended for pedestrians and vehicles.

40. "Structure." Includes the terms buildings, appurtenance, wall, platform, staging or flooring used for standing or seating purposes, a shed, fence, sign or billboard on public or private property, or on, above or below a public highway.

41. "Tenement House," or "Tenement" shall include apartment house or apartments and shall designate any houses or buildings or portions thereof which are designed, built, rented, leased, let or hired out to be occupied or which is occupied as the home or residence of four or more families living independently of each other and doing their cooking in said building.

42. "Theater." A building containing a room, for theatrical or operatic exhibitions or other public entertainments, having a total seating capacity of 300 or more persons.

43. "Thickness of Wall." The minimum thickness of any wall.

44. "Wire Glass." Glass not less than 1/4 inch in thickness enclosing a layer of wire fabric reinforcement having a mesh not larger than 7/8 inch and the size of wire not less than 24 Brown & Sharpe gauge.

45. "Waterfront." Shall mean the contour of the mean lower low tide.

Wherever in Sub-divisions 2, 3, 4 and 5 of this section it is provided that the boundary be 100 or 200 feet from the street, the distance shall be measured in each case so that such boundary shall be back a full 100 or 200 feet, as the case may be, measured on a perpendicular from the street property line.

46. "Warehouse." A warehouse is a building used for the storage of goods, wares or merchandise.

Section 2.

Section 2 of Ordinance No. 207 is hereby amended to read as follows:

Section 2. FIRST-CLASS BUILDINGS IN FIRE DISTRICT NO. 1. Within Fire District No. 1 all buildings hereinafter erected shall be "first-class buildings" and subject to the requirements of area, height or any other requirements of this Ordinance.

Provided, however, that this section shall be construed to affect existing buildings when the alterations on such total more than 100% of the assessed value of the structure in the case of second-class buildings and 50% of the assessed value of the structure in case of third-class buildings. The assessed value used shall be that taken just prior to the proposed repairs. When the total repairs equal or exceed the above, such structure shall be made to entirely conform to the requirements of the ordinance, or removed.

Provided, further, that when any part of an existing building is taken for public use by condemnation, it shall be lawful to repair the remaining portion of such building with materials similar to those with which the building was originally constructed.

Provided further, that nothing in the foregoing requirements for first and second-class buildings within Fire District No. 1 and Fire District No. 2 shall be construed to affect third-class temporary buildings to be erected in accordance with the following requirements:

1. Permits for such structures shall expire 30 calendar days from the date of issue.

2. Such structure shall be confined to open lots, parks or similar open spaces and shall not be closer than 30 feet to the nearest existing structure.

3. Such structure shall be so constructed and maintained as to reduce the probability of fire to a reasonable minimum and and shall be subject to the approval of the Chief Engineer of the Fire Department and the Building Inspector of the City and County of Honolulu, and shall conform to the requirements of structural safety provided for in this or other existing ordinances of the City and County of Honolulu.

Section 3.

Section 9 of Ordinance No. 26 is hereby amended to read as follows:

Section 9. "Revocation of Permit." If the work upon any building shall be conducted in violation of any of the provisions of the ordinances of the City and County of Honolulu, or if work shall be not commenced or abandoned for a period of more than ninety days, the Building Inspector shall revoke the permit.

Section 4.

Section 13 of Ordinance No. 26 as amended by Ordinance No. 161 is hereby further amended to read as follows:

Section 13. "Alteration of Existing Buildings." It shall be unlawful to enlarge, build upon or remove any building unless at the completion of such work the whole building, and every part thereof, shall conform to the provisions of the ordinances of the City and County of Honolulu; provided, however, that when any part of an existing building within Fire Districts Nos. 1 and 2 is taken for the public use by condemnation, it shall be lawful to repair the remaining portion of such building with materials similar to those of which the building was originally constructed. It shall be unlawful to make repairs or alterations, excepting painting, papering or replastering upon any frame or corrugated iron building within the said fire districts to an extent in all (including repairs theretofore made) greater than fifty per cent of its assessed value.

Section 5.

Section 16 of Ordinance No. 26 is hereby amended to read as follows:

Section 16. "Quality of Material." All materials used shall be of good quality, for the purpose for which they are intended, and shall conform to the trade and manufacturers' standards. Each class of material shall be free from imperfections whereby its strength or durability may be impaired.

Brick. The brick in the building ordinances of the City and County of Honolulu referred to is the merchantable brick of imported or domestic manufacture.

Stone. The stone in the building ordinances of the City and County of Honolulu referred to is the building stone in common use, and may be island stone or imported building stone and shall be subject to such tests as the Building Inspector may direct and shall not be used where such tests show it to be insufficient for the superimposed load.

Sand. Sand shall be clean and free from organic matter.

Lime. Lime shall be the fresh burned quicklime or ordinary lime of commerce.

Cement. The cement referred to is the standard Portland cement of commerce, which, when tested, must fill the requirements of Sec. 3 (Cement).

Concrete. Concrete shall be composed of Portland cement, sand, and broken stone, or coarse gravel. For the purpose of filling in above floor arches it may be used as an aggregate in Cinder Concrete.

Lumber. The lumber used for building purposes shall be the native or imported merchantable lumber of commerce.

Wrought Iron. All wrought iron shall be fibrous, tough, and ductile.

Cast Iron. Cast iron shall be of good foundry mixture, producing a clean, tough grey iron.

Steel. Structural steel shall be either the Bessemer or the openhearth steel, and shall conform to Manufacturers' Standard Specification.

Section 6.

Section 3 of Ordinance No. 26 is hereby amended to read as follows:

Section 3. Building Inspector to Issue Permit. Permit to be on work. The Building Inspector shall without delay ascertain whether such plans and specifications embody all the requirements applicable by law and ordinance to the case, and if the requirements be met, shall, upon the payment of the stated fee, issue a permit to perform the work or improvement, at the place described and in accordance with said plans and specifications. The one to whom the permit is issued shall cause the same to be at place of work for which it was issued during working hours.

Section 7.

Section 43 of Ordinance No. 26 is hereby amended to read as follows:

Section 43. Thickness of Wall. Concrete walls without reinforcement shall be of the full thickness given in table for masonry walls hereinafter set out.

Reinforced concrete exterior bearing walls and party and division walls, either bearing or non-bearing, in which there is sufficient reinforcement to safely sustain all imposed stresses shall be not less than two-thirds the thickness given in table for masonry walls hereinafter set out.

Reinforced concrete exterior non-bearing curtain walls, and interior non-bearing partition walls, shall be of not less than the following minimum thicknesses:

No. of Stories in Bldg.	Basement	Thickness at each story.					
		1	2	3	4	5	6
One	12	4	..	..	..	..	..
Two	12	4	4	..	..	..	..
Three	12	6	4	4	..	..	..
Four	16	8	6	4	4	..	..
Five	16	10	8	6	4	4	..
Six	16	12	10	8	6	4	4

Section 8.

Section 75 of Ordinance No. 26 is hereby amended to read as follows:

Section 75. Boiler Rooms. (a) All walls of boiler rooms situated within the fire district Nos. 1 and 2 shall be of masonry, concrete or terra cotta for their full height, and the roof shall be of corrugated iron or concrete or asbestos. If there is a ceiling it shall be of metal asbestos or plaster on metal lath.

Openings into a boiler room as above described shall have fire doors or shutters constructed as specified in Section No. 26 of this Ordinance, arranged to close automatically; and where

oil is burned under gravity feed, every doorway shall have a masonry, concrete or terra cotta sill rising not less than eight inches above the floor. No wood or other inflamable material shall be used in the construction of the floor of any boiler room.

(b) Boiler rooms outside the fire district Nos. 1 and 2 shall be constructed of fireproof material. Every boiler room where shavings or other refuse are used for fuel shall be provided with a stand pipe not less than 1 1/2 inches in diameter located near the door, with at least twenty-five feet of 1 1/2 inch hose attached thereto.

Section 9.

Section 108 of Ordinance No. 26 is hereby amended to read as follows:

"Section 108. Moving Picture Houses. Theaters outside of the fire districts containing no balconies and only a small stage and little moveable scenery must be first or second class buildings or buildings constructed of corrugated iron with iron roofs or iron or steel frames. No moving picture machine shall be used in a building unless the said machine is enclosed within a fireproof booth."

Section 10.

Section 109 of Ordinance No. 26 is hereby amended to read as follows:

"Section 109. Electrical Work. No electrical wiring or installation of electrical apparatus or appliances for furnishing light, heat or power shall be introduced into or placed in any building or structure in the City and County of Honolulu except in compliance with the standard practice therefor. The rules and regulations of the National Board of Fire Underwriters, known as the "National Electrical Code" shall be taken as the guide for standard practice."

Section 11.

Section 3 of Ordinance No. 27 is hereby amended to read as follows:

"Section 3. Air Space Between Buildings, outside of the city of Honolulu. No building not flush with a street or streets bounding the lot on which it is to stand, shall hereafter be erected within five feet of any other boundary line of said lot, unless the nature and location of such building and the purposes for which it is to be constructed and adapted, do not require said vacant space for the preservation of public health and public sanitation. There shall be a clear air space of ten feet between all such buildings, except such as are flush with a street or streets bounding the lot on which they stand, unless the nature and location of such buildings and the purposes for which they are to be constructed and adapted do not require said vacant space for the preservation of the public health and public sanitation. The word "building" in this paragraph shall be construed to mean and include sheds, lanais, outhouses, and all other structures of similar character."

Section 12.

Ordinance No. 207 is hereby amended by adding a new section to be known as Section 6A and to read as follows:

Section 6A. No Building within Five feet of Boundary. No building hereafter constructed or erected within the the Residential District shall be nearer than five feet to any interior plot boundary, except that one story garages and servants quarters which do not exceed 800 square feet in area may be built on the rear property line if such is approved.

Section 13.

Section 12 of Ordinance No. 207 is hereby amended to read as follows:

Section 12. Fences. No fence of combustible material shall be constructed within Fire Districts No. 1 or No. 2 or shall be used as a wall of any building or roofed over and in conjunction with other fences or walls as the wall of any building, unless such fence shall be constructed in the same manner as walls in Class 1 and Class 2 buildings. And no fence shall be erected between buildings or any interior lot boundary within the residential district exceeding six feet in height; provided, however, that open wire fences that do not obstruct the free passage of light or air may be built in excess of six feet.

Section 14.

Section 15 of Ordinance No. 207 is hereby amended to read as follows:

"Section 15. Buildings in residential, business and restricted use districts.

(a) No Building, except a publicly owned building, designed to be used or intended to be used for any purpose except as a dwelling, boarding house or church shall be erected within the "residential district" except as in this section provided.

No building now used for a "dwelling" or "boarding house" or "church" shall hereafter be used any differently except as in this section provided.

(b) Hotels and apartments may be erected within the "hotel and apartment districts."

(c) Buildings may be used or erected to be used for any purpose within the "business district."

(d) Drawings of buildings to be erected or altered to provide a change in use of the "Residential District" shall be furnished to the Building Inspector together with sufficient data to show whether the applicant is entitled to a building permit under the terms of this ordinance."

Section 15.

Section 16 of Ordinance No. 207 is hereby amended to read as follows:

Section 16. Setting apart business and restricted use districts.

The owner or owners of at least sixty per cent of the property within any area in the residential district containing at least 500,000 square feet may have the said area set apart as a business district in the manner and in conformity with the terms of this Section. Such area must be approximately rectalinear in shape, must abut on or contain a public street, and must, where practicable, contain both sides of any street, any part of which abuts on or is contained in said area, and must contain land not less than 100 feet in depth on each side of such street or streets. The said owner or owners shall file with the Building Inspector a petition setting forth all the requisite facts, and shall [illegible] to cover the cost of publishing the notice of hearing. The Building Inspector shall forthwith verify its contents and if it complies with the provisions hereof he shall call a public hearing thereon and give notice thereof by publication and by posting within said area at least ten days prior to the hearing. The signers of the petition may withdraw their names at any time prior to the closing of the hearing. If, after said public hearing, said petition shall still be supported by sixty per cent of the owner or owners of property in said area, the Building Inspector shall, by order, set aside the area described in said petition as a business district, and thereafter such area shall be included in the term "Business District" as used in this ordinance. Any owner of property within said area aggrieved may appeal from any ruling of the Building Inspector made under this section to the Board of Supervisors by filing a written notice of appeal with the City and County Clerk on or before ten days from the date of said order.

If any property in said area is under lease, the unexpired term of which is over five years, the lessee or lessees must approve of said petition in addition to the owner or owners before the area can be counted in the per centage required to set aside a business district.

Section 16.

Sections 2, 3, 4, 5 and 6 of Ordinance No. 18, Sections 2, 3, 4, 5 and 6 of Ordinance No. 14, Sections 1, 2, 3 and 4 of Ordinance No. 55, Sections 12, 15, 63, 66, 85 and 106 of Ordinance No. 26, Section 4 of Ordinance No. 33 are hereby repealed.

Section 17. Constitutionality.

If any section, subdivision, sentence, clause or phrase of this Ordinance, is for any reason held to be invalid, illegal or unconstitutional, such holding shall not affect the validity of the remaining portions of this ordinance.

Section 18. Effective date.

This Ordinance shall take effect from and after the date of its approval.

Introduced by

M. E. Lachecq

Supervisor.

Date of Introduction:

August 29, 1922.

APPROVED THIS 14th DAY OF Sept. A. D. 1922

John H. Wilson

MAYOR, CITY AND COUNTY OF HONOLULU, T. H.

Pass 1st Reading ~~and to Print~~ By Title August 29-1922

Pub. in Advertiser: Sept.

Pass 2nd Reading & Print: Sept. 5-1922

Pass 3rd Reading Sept. 12, 1922

To Mayor Sept. 13, 1922

Returned Sept. 14, 1922

Advertise: Sept. 19, 20, 21-1922

1169

BILL NO. 95

ORDINANCE NO. ~~219~~ 218

AN ORDINANCE RELATING TO THE WIDENING OF KING STREET FROM THE JUNCTION OF NORTH KING STREET AND BERETANIA AVENUE TO THE MOANALUA-KAHAUIKI BOUNDARY AT FORT SHAFTER, IN THE DISTRICT OF HONOLULU, TERRITORY OF HAWAII, AND PROVIDING THAT ALL NEW BUILDINGS WHICH ARE ERECTED OR ALL OLD BUILDINGS WHICH ARE REMODELED MUST CONFORM TO THE NEW LINE FOR ERECTING BUILDINGS, AND VIOLATION HEREOF, AND ALSO PROVIDING WHEN THE PROPERTY IN THE STREET AS ESTABLISHED HEREIN SHALL BE ACQUIRED BY THE CITY AND COUNTY OF HONOLULU.

Be It Ordained by the People of the City and County of Honolulu:

Section 1. KING STREET WIDENING. That certain street in the District of Honolulu, City and County of Honolulu, Territory of Hawaii, now known as King Street shall be widened between the junction of North King Street and Beretania Avenue and the Moanalua-Kahauiki boundary at Fort Shafter as in the schedules as hereinafter set forth, and at such times as the Board of Supervisors of the City and County of Honolulu shall provide.

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Section 2. If any person, persons, firms, partnerships or corporations shall make or construct any building or improvements of any kind within the line of street widening as in this ordinance provided, or if any person, persons, firms, partnerships or corporations shall remodel any buildings or structures or improvement of any kind now within the lines of street widening as in this ordinance provided to an extent so that the improvements or remodeling of said building, structures or improvements shall cost more than fifty percentum (50%) of the original cost of said building, structures or improvements, such person, persons, firms, partnerships or corporations and their respective representatives shall be without remedy at law or in equity or at all in the premises for any injury, loss or damage that may be caused by the removal or destruction of such buildings or improvements when such removal or destruction is required by the widening of King Street as herein provided.

Section 3. DUTIES OF BUILDING INSPECTOR. It shall be the duty of the Building Inspector of the City and County of Honolulu before issuing any permit for a new building, structure or improvement or the remodeling or improving of any building structure or improvement within, adjacent or abutting on the lines of street widening as in this ordinance provided, to ascertain if the same

extends over the lines of street widening as in this ordinance provided, and if the proposed building structure or improvement to be constructed or remodeled or improved does extend over the lines of street widening as in this ordinance provided, the said Building Inspector must forthwith notify the City and County Engineer and shall not issue the building permit therefor for a period of ten days thereafter; and no person shall be entitled to such building permit until after the expiration of said ten-day period.

Section 4. DUTIES OF CITY AND COUNTY ENGINEER AND BOARD OF SUPERVISORS. It shall be the duty of the City and County Engineer, upon receiving the notification specified in Section 3 hereof to forthwith interview the owners of the said property upon which the said building or structure is to be built or remodeled and secure a price for the said land embraced within the lines of street widening as in this ordinance provided and to forthwith notify the Board of Supervisors of the City and County of Honolulu of his doings hereunder, and the Board of Supervisors shall forthwith acquire and pay for the said land if the price therefor is reasonable, otherwise said Board of Supervisors may take what proceedings are proper to condemn and take the said land for street purposes.

P

Section 5. SCHEDULES.

(a) The new Northeast line of King Street from the junction of North King Street and Beretania Avenue to Desha Lane, which is also the building or property line is established as follows:

Beginning at an iron bolt in the new Northeast line of King Street, the true azimuth and distance from a City Survey Street Monument (said street monument being on an offset of 20 feet from the Northeast line of Beretania Avenue) being 312° 16'-148.56 feet and the coordinates of said street monument referred to Government Survey Triangulation Station "Punchbowl" being 1642.77 feet North and 5137.51 feet West, and running by true azimuth from the above described initial point:

1. Firstly on a curve to the right having a radius of 425.30 feet, the direct azimuth and distance of the long chord being 152° 15' 45"-180.66 feet;

2. 164° 31' 30"- 428.64 feet;

3. Thence on a curve to the left, having a radius of 1005.0 feet; the direct azimuth and distance of the long chord being 161° 29' 15"-106.51 feet;

4. 158° 27' - 173.33 feet;

5. Thence on a curve to the left, having a radius of 476.77 feet, the direct azimuth and distance of the long chord being 149° 33'-147.52 feet.-- The true azimuth and distance to a spike, marking the initial point of the new centerline of King Street (86 feet wide) from this point to Fort Shafter is 96° 45' 30"-62.02 feet.

(b) The new Southwest line of King Street from a point south of the junction of North King Street and Beretania Avenue to a point opposite Desha Lane, which is also the building or property line, is hereby established as follows:

Beginning at an iron bolt on the new Southwest line of King Street, the true azimuth and distance from a City Survey Street Monument at the junction of North King Street and Beretania Avenue (said street monument being on an offset of 20 feet from the Northeast line of Beretania Avenue) being 8° 15'—280.21 feet and the coordinates of said street monument referred to Government Survey Triangulation Station "Punchbowl" being 1642.77 feet North and 5137.51 feet West, and running by true azimuths from the above described initial point:

1. Firstly on a curve to the left, having a radius of 1576.35 feet, the direct azimuth and distance being 172° 01' 30" 411.51 feet;

2. 164° 31' 30"—328.07 feet;

3. Thence on a curve to the left, having a radius of 905.0 feet, the direct azimuth and distance of the long chord being 161°29' 15"—95.91 feet;

4. 158° 27' — 173.33 feet;

5. Thence on a curve to the left, having a radius of 669.24 feet, the direct azimuth and distance of the long chord being 149°-33'— 207.08 feet. The true azimuth and distance to a spike, marking the initial point of the new centerline of King Street (86 feet wide) from this point to Fort Shafter is 276° 45' 30" 62.02 feet.

(c) The street lines hereby established, which are also established as the building and property lines of said King Street (86 feet wide) from a point opposite Desha Lane to the Moanalua-Kahauiki boundary at Fort Shafter, are parallel to the center line which is established as follows:

Beginning at an iron bolt on the new center line of King Street, said center line being on an offset of 43 feet, from the new Northeast line of King Street and 43 feet from the new Southwest line of King Street; the coordinates of said iron bolt referred to a City Survey Street Monument at the junction of North King Street and Beretania Avenue (said monument being on an offset of 20 feet to the Northeast line of Beretania Avenue) being 869.78 feet North and 322.32 feet West, and the coordinates of said street monument referred to Government Survey Triangulation Station "Punchbowl" being 1642.77 feet North and 5137.51 feet West, and running by true azimuths from the above described initial point:

1. 140° 39' 00"—227.97 feet;
2. Thence on a curve to the right, having a radius of 1432.5 feet, the direct azimuth and distance of the long chord being 144° 26' 30"—189.46 feet;
3. 148° 14' 00"—176.95 feet;
4. Thence on a curve to the left, having a radius of 2365.0 feet, the direct azimuth and distance of the long chord being 146° 57' 45"—127.09 feet;

5. 145° 41' 30"— 631.29 feet;

6. Thence on a curve to the right, having a radius of 1910.0 feet, the direct azimuth and distance of the long chord being 150° 55' 45"—348.71 feet;

7. 156° 10' — 52.58 feet;

8. Thence on a curve to the right, having a radius of 573.0 feet the direct azimuth and distance of the long chord being 163° 54'—154.21 feet;

9. 171° 38' — 156.58 feet;

10. Thence on a curve to the left having a radius of 477.5 feet, the direct azimuth and distance being 163° 13' 15" 139.71 feet;

11. 154° 48' 30"—399.83 feet;

12. Thence on a curve to the left, having a radius of 358.1 feet, the direct azimuth and distance of the long chord being 140° 34' 30"—176.09 feet;

13. 126° 20' 30" 100.41 feet;

14. Thence on a curve to the right having a radius of 477.5 feet, the direct azimuth and distance being 136° 00' 15" 160.15 feet;

15. 145° 40' — 799.21 feet;

16. Thence on a curve to the left, having a radius of 573.0 feet, the direct azimuth and distance of the long chord bein g 136° 37'—180.26 feet;

17. 127° 34' — 907.43 feet;

18. Thence on a curve to the left, having a radius of 1910.0, the direct azimuth and distance of the long chord being 121° 11' 30"— 424.16 feet;

19. 114° 49' — 266.62 feet;

20. Thence on a curve to the right having a radius of 5730.0 feet, the direct azimuth and distance of the long chord being 115° 17'—93.34 feet;

21. 115° 45' — 989.05 feet;

22. Thence on a curve to the right having a radius of 382.0 feet, the direct azimuth and distance of the long chord being 132° 42' 45"—222.90 feet;

23. 149° 40' 30"—392.0 feet;

24. Thence on a curve to the left, having a radius of 636.6 feet, the direct azimuth and distance of the long chord being 140° 09' 15"—210.60 feet;

25. 130° 38' — 1359.30 feet;

26. Thence on a curve to the right having a radius of 1432.5 feet, the direct azimuth and distance being 134° 59' 30" 217.74 feet;

27. 139° 20' 30"—1085.16 feet;

28. Thence on a curve to the right, having a radius Of 477.45 feet, the direct azimuth and distance being 155° 36' 30"—267.43 feet;

29. 171° 52' 30" — 69.54 feet;

30. Thence on a curve to the left having a radius of 1432.4 feet, the direct azimuth and distance being 138° 54' 30"—1558.88 feet; to an iron bolt

31. 105° 56' 30"—237.32 feet to a spike;

32. Thence on a curve to the left, having a radius of 318.31 feet, the direct azimuth and distance being 95° 15' 30"—118.02 feet;

33. 84° 34' 30" 4.53 feet to an iron bolt on the boundary between Koanalua and Kahauiki; the true azimuth and distance from United States Military Reservation Monument #3 to this iron bolt being 11° 05'—53.14 feet.

1177

Section 6. If any part or section of this ordinance be decided by the Court to be unconstitutional or invalid, the same shall not affect the validity of the ordinance as a whole, or any part thereof which can be given effect without the part so decided to be unconstitutional or invalid.

Section 7. This ordinance shall take effect from and after the date of its approval.

INTRODUCED

By Jonah Kumalae
Supervisor

Introduced, September 5,1922.

APPROVED THIS 19th DAY OF October A. D. 1922

John H. Wilson
MAYOR, CITY AND COUNTY OF HONOLULU, T. H.

Pass 1st Reading ~~and to Print~~ by Title
September 5-1922
Pub. In Bulletin Oct. 12,13,14-1922
Pass 2nd Reading & to print Oct. 18,1922
Pass 3rd Reading Oct. 17-1922
To Mayor Oct. 18-1922
Returned Oct. 20,1922 (Appd. Oct. 19/22)
[illegible] Oct. 24-25-26-1922

1178

BILL NO. 97

ORDINANCE NO. 219

AN ORDINANCE REPEALING ORDINANCE NO. 181 BEING AN ORDINANCE CREATING THE PURCHASING DEPARTMENT OF THE CITY AND COUNTY OF HONOLULU, PROVIDING FOR THE APPOINTMENT OF A PURCHASING AGENT, DEFINING HIS DUTIES, DESCRIBING THE PROCEDURE FOR THE REQUISITION AND FURNISHING OF MATERIALS AND SUPPLIES, PROVIDING PENALTIES FOR THE VIOLATION OF THIS ORDINANCE AND REPEALING ORDINANCES No. 76 AND NO. 108.

Be it Ordained by the People of the City and County of Honolulu:

SECTION 1. Ordinance No. 181 is hereby repealed.

SECTION 2. This Ordinance shall take effect from and after the date of its approval.

INTRODUCED BY

[signature]

Supervisor.

Date of Introduction:
~~September~~ October 10th, 1922.

APPROVED THIS 19th DAY OF October A. D. 1922

[signature]
MAYOR, CITY AND COUNTY OF HONOLULU, T. H.

...ed to Print
...10-1922
...tiser Oct. 12, 13, 14-1922
Oct. 17, 1922
Oct. 17, 1922
...18, 1922
...20, 1922 (Appd. Oct. 19/22)

219

1579

BILL NO. 98

ORDINANCE NO. 220

AN ORDINANCE REPEALING ORDINANCE NO. 130 BEING AN ORDINANCE PROHIBITING THE SELLING, GIVING, DELIVERING OF INTOXICATING LIQUORS, INCLUDING BEER, ALE, WINE, MALT, OR SPIRITUOUS LIQUORS OF ANY KIND WHATSOEVER, TO, OR THE BUYING, PROCURING, OBTAINING OF SUCH BY OFFICERS AND MEN OF THE NAVAL AND MILITARY FORCES OF THE UNITED STATES OF AMERICA AND OF THE TERRITORY OF HAWAII UNDER CERTAIN CONDITIONS, AND PRESCRIBING PENALTIES FOR THE VIOLATION OF THIS ORDINANCE.

Be it Ordained by the People of the City and County of Honolulu:

SECTION 1. Ordinance No. 130 is hereby repealed.

SECTION 2. This Ordinance shall take effect from and after the date of its approval.

INTRODUCED BY

M. C. Lacheu

Supervisor.

Date of Introduction:
October ~~September~~ 10th, 1922.

APPROVED THIS 19th DAY OF October A. D. 1922

John Wilcox
MAYOR, CITY AND COUNTY OF HONOLULU, T. H.

Passed 1st Reading and to Print
Oct. 10-1922
Pub. in Advertiser Oct. 12, 13, 14-1922
Oct. 17-1922
U.S.R. Oct. 17-1922
Oct. 18-1922
Oct. 20, 1922 (Oct. 19/22)

220

1380

BILL NO. 99

ORDINANCE NO. 221

AN ORDINANCE REPEALING ORDINANCE NO. 10 BEING AN ORDINANCE PROVIDING REGULATIONS RELATING TO DECEDENTS.

Be it Ordained by the people of the City and County of Honolulu:

SECTION 1. Ordinance No. 10 is hereby repealed.

SECTION 2. This Ordinance shall take effect from and after the date of its approval.

INTRODUCED BY

M. C. Pacheco

Supervisor.

Date of Introduction:
October ~~September~~ 10th, 1922.

APPROVED THIS 19th DAY OF October A. D. 1922

John H. Wilson
MAYOR, CITY AND COUNTY OF HONOLULU, T. H.

Pass 1st Reading and to Print Oct. 10-1922
Pub. in Advertiser Oct. 12, 13, 14-1922
Pass 2nd Reading Oct. 17-1922
U.S.R. Pass 3rd Reading Oct. 17-1922
To Mayor Oct. 18-1922
Returns Oct. 20, 1922 (Appd. Oct. 19/22)
Advertiser: Oct. 24, 25, 26-1922

221

1581

BILL NO. 101

ORDINANCE NO. 222

AN ORDINANCE REPEALING SECTION 4 OF ORDINANCE NO. 9 BEING AN ORDINANCE PROVIDING FOR THE CARE OF THE INDIGENT AND OTHER SICK OF THE CITY AND COUNTY OF HONOLULU, PROVIDING FOR THE APPOINTMENT OF A CITY AND COUNTY PHYSICIAN AND PRESCRIBING HIS DUTIES, AND PROVIDING PENALTIES FOR ANY VIOLATION OF THE ORDINANCE.

Be it Ordained by the People of the City and County of Honolulu:

SECTION 1. Section 4 of Ordinance No. 9 is hereby repealed.

SECTION 2. This Ordinance shall take effect from and after the date of its approval.

INTRODUCED BY

M. C. Pacheco

Supervisor.

Date of Introduction:
October ~~September~~ 10th, 1922.

APPROVED THIS 19th DAY OF October A. D. 1922

John H. Wilson
MAYOR, CITY AND COUNTY OF HONOLULU, T. H.

Pass 1st Reading and to Print Oct. 10-1922
Pub. in Advertiser. Oct. 12, 13, 14-1922
Pass 2nd Reading Oct. 17-1922
U.S.R. Pass 3rd Reading Oct. 17-1922
To Mayor Oct. 18-1922
Returned Oct. 20-1922 (Appd. Oct. 19/22)
Advertiser. Oct. 24, 25, 26-1922

222

BILL NO. 103

ORDINANCE NO. 223

AN ORDINANCE AMENDING ORDINANCE NO. 100 BEING AN ORDINANCE RELATING TO SEWERS AND REGULATING THE SIZE, KIND, CONSTRUCTION, METHOD OF LAYING, USE AND INSPECTION OF MAIN AND SIDE SEWERS, AND PROVIDING FOR THE PAYMENT OF THE COST OF INSTALLING SIDE SEWERS IN THE CITY AND COUNTY OF HONOLULU; AND PRESCRIBING PENALTIES FOR THE VIOLATIONS OF THE PROVISIONS OF THIS ORDINANCE.

Be it ordained by the People of the City and County of Honolulu that:

SECTION 1. Section 6 of Ordinance No. 100 is hereby amended to read as follows:

"Section 6. INSTALLATION AND PAYMENT OF THE COST OF LAYING OF SIDE SEWERS UPON REQUEST MADE BY A PROPERTY OWNER. Whenever so requested in writing by a property owner the Manager shall cause the installation of a side sewer to the property line of said property owner and the cost of such installation shall be borne by the City and County of Honolulu."

SECTION 2. Section 7 of Ordinance No. 100 is hereby amended to read as follows:

"Section 7. INSTALLATION AND PAYMENT OF THE COST OF LAYING SIDE SEWERS PRIOR TO THE IMPROVING OF HIGHWAYS. Whenever feasible prior to the improving of any public highway, street, thoroughfare, alley or any other public place in the

City and County of Honolulu, where a main sewer line is laid or to be laid prior to such improvement, the Manager shall cause to be installed as many side sewers as may be advisable and the cost of such installation shall be borne by the City and County of Honolulu."

SECTION 3. This Ordinance shall take effect from and after the date of its approval.

Introduced by

M. C. Lachey

Supervisor.

Date of Introduction:
Honolulu, T.H.,
October 10th, 1922.

APPROVED THIS 19th DAY OF October A. D. 1922

John H. Wilson
MAYOR, CITY AND COUNTY OF HONOLULU, T. H.

1st Reading and to Print Oct-10-1922
Bulletin: Oct. 12, 13, 14-1922
Reading Oct. 17-1922
U.S.R. Oct. 17-1922
Oct. 18-1922
Oct. 20, 1922 (Appd. Oct. 19/1922)
Bulletin: Oct. 24, 25, 26-1922

BILL NO. 104

ORDINANCE NO. 224

AN ORDINANCE AMENDING ORDINANCE NO. 65 BEING AN ORDINANCE PROVIDING FOR TAKING, MANAGING AND MAINTAINING BY THE CITY AND COUNTY OF HONOLULU OF THE WATER WORKS AND SEWER WORKS OF HONOLULU, FOR THE ORGANIZATION OF THE SAME, PROVIDING REGULATIONS FOR THE MANAGING AND MAINTAINING OF SAID WORKS, AND PROVIDING PENALTIES FOR THE VIOLATION OF SUCH REGULATIONS.

Be it Ordained by the People of the City and County of Honolulu:

SECTION 1. Section 2 of Chapter I of Ordinance No. 65 is hereby amended to read as follows:

"Section 2. Rates for Water Works Department. Departments Separated. In order to keep correct accounts and ascertain the exact amounts expended upon the different Works, there is hereby created the Honolulu Water Works Department and the Sewer Works Department. All warrants upon the City and County Treasurer shall be drawn upon the special fund derived from the revenue of the said respective Works or upon any funds appropriated for the purposes of such Works respectively, and unless it shall be so stated upon its face such warrants shall not be paid by him."

SECTION 2. The title of Chapter 2 of Ordinance No. 65 is hereby amended to read as follows:

"WATER RATES. REGULATIONS."

SECTION 3. Section 1 of Chapter 2 of Ordinance No. 65 is hereby amended to read as follows:

"Section 1. Water Rates to be Charged. Rates for the use of all water and water power furnished by the Water Works Department are to be charged, whether to the United States Government, to the Territory of Hawaii, or to the City and County of Honolulu, or to any department thereof, to vessels, corporations, persons, or others and except as otherwise required by contracts made prior to July 1, 1913."

SECTION 4. Section 4 of Chapter 2 of Ordinance No. 65, as amended by Ordinance No. 102, is hereby further amended to read as follows:

"Section 4. Rates for Water Privileges. When Payable--Notice to Pay. Water rates, if calculated upon a flat rate shall be payable half yearly in advance on the 1st days of January and of July in each year for the period of six months following such dates respectively, at the office of the Water and Sewer Department.

"Water rates, if calculated upon a meter rate, shall be due and payable on the first days of March, June, September and December of each year for the term for which the charge is made, at the office of the Water and Sewer Department.

"Charges shall be made pro rata for unexpired terms of any period where such use begins after the commencement of such term. The charge for water rates shall be payable by the owners and occupants of the premises connected, who shall jointly and severally be liable therefor.

"Not less than ten days before water rates are due and payable, the Water Works Department shall give general public notice to persons then holding water privileges as aforesaid by advertisement in one or more newspapers of general circulation

published in the English language, in Honolulu, as to the date when such rates are due and payable, and that all rates so due and payable, whether flat or metered rates as the case may be, shall be delinquent thirty days after such rates become due.

"The said department shall also mail a notice to each holder of a flat rate privilege on or about the 1st days of January and of July, and to each holder of a meter rate privilege on or about the first day of March, June, September and December in each year, addressed to the last known address of any privilege holder, stating when the rate becomes due, when it becomes delinquent and the amount thereof. Non-receipt of such notice shall not excuse the rate payer from the penalty for delinquency."

SECTION 5. Section 7 of Ordinance No. 65 is hereby amended to read as follows:

"Section 7. (a) Lien for Water Rates. The charge for water rates , with interest and penalty, shall be a lien on real property served thereby, which lien shall attach as of the date when the water rates became due, and shall continue for a period of three years from the time the same became due.

"(b) Liens foreclosed. The liens provided for in this Ordinance may be foreclosed in the same manner as is now or hereafter may be provided for the foreclosure of tax liens."

SECTION 6. Section 11 of Ordinance No. 65 as amended by Ordinance No. 102 is hereby further amended to read as follows:

"Section 11. Penalty for Non-Payment of Water Rates. If the amount of any water rate shall remain unpaid thirty days after the same becomes due, 10 per cent in addition thereto shall be charged which will be collected as part of such rate. All unpaid rates or all charges arising because of the failure to pay water rates shall be a lien upon the property supplied by

the privilege, which lien shall attach to said property as of the day when such rate shall become due and payable."

SECTION 7. Section 17 of Ordinance No. 65 is hereby amended to read as follows:

"Section 17. Water Rates to Remain Same Until New Rates Established. The water rates, both flat and metered rates, charged for water supplied by the Water Works Department shall be the same as that charged hitherto by the Superintendent of Public Works, until new rates shall be established in place thereof."

SECTION 8. Section 18 of Ordinance No. 65 is hereby amended to read as follows:

"Section 18. Rates for Water Privileges to be prepared. It shall be the duty of the General Manager or other officer or officers in charge of the Water Works Department to prepare and submit to the Board of Supervisors, as soon as may be after July 1st, 1914, the general water rate, both flat and metered, for persons and special rates for Governmental departments which shall be sufficient to make such Water Works Department pay the interest and principle of all indebtedness incurred on its behalf, and all charges on its income as provided by Chapter 115 of the Revised Laws of Hawaii, 1915, as amended, and to make the same self-sustaining.

SECTION 9. Section 19 of Ordinance No. 65 is hereby amended to read as follows:

"Section 19. After general water rates have been recommended by the General Manager, the Board of Supervisors shall establish, by resolution, water rates for all persons and Governmental departments and may revise the same from time to time."

SECTION 10. Section 20 of Ordinance No. 65, as amended by Ordinance No. 91, is hereby further amended to read as follows:

"Section 20. Special Water Rates. All water rates which, by reason of their special character, are not established by a general rate shall be calculated by the General Manager as nearly as may be to conform to the general rate and the same when fixed by resolution shall be established as special rates."

SECTION 11. Section 21 of Ordinance No. 65 is hereby amended to read as follows:

"Section 21. Special Water Rates for Municipal Use -- Fire Department. The Chief of the Honolulu Fire Department or his successor in office shall submit to the Board of Supervisors on the first days of January and of July of each year an estimate of the amount due for water rates in such department for the period of six months following such dates respectively; said estimates shall be based upon a rate per annum for each and every fire hydrant maintained for the use of the Fire Department and for all other purposes thereof. The Board of Supervisors shall pass upon said estimate and establish a rate per hydrant and other rates and the amount due. The amount so established shall be credited by the City and County Treasurer to the account of the Water Works Department and charged to the appropriation for the maintenance of the Honolulu Fire Department on the first days of January and of July of each year."

SECTION 12. Section 22 of Ordinance No. 65 is hereby amended to read as follows:

"Section 22. Water Rates for Honolulu Electric Light System. The Superintendent of the Honolulu Electric Light System or his successor in office shall submit to the Board of Supervisors on the first days of January and of July of each year an estimate of the amount due for water power and for water rates in such department for the period of six months following

such dates respectively; said estimates shall state the basis upon which the rate for power and other purposes is calculated. The Board of Supervisors shall pass upon said estimate and shall establish a rate for power and other purposes and the amount due. The amount so established shall be credited by the City and County Treasurer to the account of the Water Works Department and charged to the appropriation for the maintenance of the Honolulu Electric Light System on the first days of January and of July of each year."

SECTION 13. Section 23 of Ordinance No. 65 is hereby amended to read as follows:

"Section 23. Water Rates for Public Schools. The Building Inspector or his successor in office in charge of the public school buildings and grounds in the City and County of Honolulu shall submit to the Board of Supervisors on the first days of January and of July of each year an estimate of the amount due for water rates on account of such public school buildings and grounds for the period of six months following such dates respectively; said estimate shall state the basis upon which said rates are calculated. The Board of Supervisors shall pass upon said estimate and establish the rates and the amount due. The amount so established shall be credited by the City and County Treasurer to the account of the Water Works Department and charged to the appropriation for the maintenance of public schools and grounds on the first days of January and of July of each year."

SECTION 14. Section 24 of Ordinance No. 65 is hereby amended to read as follows:

"Section 24. Water Rates for other Municipal Agencies--Public Streets and Parks. The Committee on roads, bridges, parks and public improvements or its successor in office in charge of such municipal agencies shall submit to the Board of Supervisors, on the first days of January and of July of each year an estimate of the amount due for water rates for the various municipal agencies for a period of six months following such dates respectively; said estimate shall state the basis on which said rates are calculated. The Board of Supervisors shall pass upon said estimate and shall establish the rates and the amount due. The amount so established shall be credited by the City and County Treasurer to the account of the Water Works Department and charged to the appropriation for the maintenance of the various respective agencies of the City and County of Honolulu on the first days of January and of July of each year."

SECTION 15. Effective Date. This Ordinance shall take effect from and after the date of its approval.

Introduced by

M. C. Lachey

Supervisor.

Date of Introduction:

Honolulu, T.H., Oct. 10, 1922

APPROVED THIS 19th DAY OF October A. D. 1922

John R. Wilson
MAYOR, CITY AND COUNTY OF HONOLULU, T. H.

Reading and to Print: Oct. 10-1922
Bulletin: Oct. 12, 13, 14-1922
Oct. 17-1922
S.B.: Oct. 17-1922
Oct. 18-1922
Oct. 20, 1922 (Appd. Oct. 19/22)
Bulletin: Oct. 20, 25, 26-1922

BILL NO. 102

ORDINANCE NO. 225.

AN ORDINANCE AMENDING ORDINANCE NO. 182 BEING AN ORDINANCE CREATING THE DEPARTMENT KNOWN AS MUNICIPAL GARAGE AND MACHINE SHOP, PROVIDING FOR A SUPERINTENDENT OF THE SAME, AND DEFINING THE POWERS AND DUTIES OF SAID DEPARTMENT.

Be it Ordained by the People of the City and County of Honolulu:

SECTION 1. Section 3 of Ordinance No. 182 is hereby amended to read as follows:

"Section 3. The department above created shall:

"(a) Have charge of the upkeep and repairing of all automobiles, motor-cycles, trucks, wagons, steam rollers and all other machinery belonging to the City and County of Honolulu except such STAtionary Machinery as may be repaired by the department having control thereof and except the machinery, automobiles, trucks and fire-fighting apparatus of the Fire Department.

"(b) Furnish when needed all parts, accessories, gasoline, distillate, fuel oil, lubricants, and tires for all automobiles, motorcycles, trucks and wagons, and furnish all parts in the repair of machinery and rollers; provided, however, that this paragraph shall not apply to the fire-fighting apparatus of the Fire Department.

"(c) Have charge of such garage or place for the storing or housing of all automobiles, motorcycles, trucks, wagons and steam rollers belonging to the City and County of Honolulu as shall be furnished by the Board of Supervisors.

"(d) By some proper method keep a check upon the use of all automobiles, motorcycles, trucks, wagons and steam rollers belonging to the City and County of Honolulu."

SECTION 2. This Ordinance shall take effect from and after the date of its approval.

INTRODUCED BY

M. C. Lachmann

Supervisor.

Date of Introduction:
October 10th, 1922.

APPROVED THIS 27th DAY OF October A. D. 1922

John W. Wilson
MAYOR, CITY AND COUNTY OF
HONOLULU, T. H.

Pass 1st Reading and to Print
Oct. 10-1922
Pub. in Advertiser Oct. 12, 13, 14-1922
Pass 2nd Reading Oct. 17-1922
4-5-R Oct. 17-1922
Pass 3rd Reading Oct. 18-1922
— 28 —
Advertiser Nov. 1, 2, 3, 4-1922

BILL NO. 108

ORDINANCE NO. 226.

AN ORDINANCE RELATING TO THE LOCATION AND ESTABLISHMENT OF CURB LINES AND GRADES UPON KEEAUMOKU STREET, FROM KING STREET TO WILDER AVENUE, IN THE DISTRICT OF HONOLULU, CITY AND COUNTY OF HONOLULU, TERRITORY OF HAWAII.

Be It Ordained by the People of the City and County of Honolulu:

Section 1. CURB LINES. That the curb lines of Keeaumoku Street, from King Street to Wilder Avenue, are hereby established as shown on plans set forth on sheets 1 to 2, inclusive, of Grade Map No. 38, dated November 8, 1922, and authenticated by the signature of the City and County Engineer, on file and on record in the office of the City and County Engineer, herein specifically incorporated by reference.

Section 2. CURB GRADES. That the curb grades of Keeaumoku Street from King Street to Wilder Avenue, are hereby established as shown on the plans and profiles set forth in sheets 1 to 2, inclusive, of Grade Map No. 38, dated November 8, 1922, hereinbefore specifically referred to and incorporated.

Section 3. This ordinance shall take effect from and after the date of its approval.

Introduced

By Jonah Kumalae
Supervisor

Date of Introduction;
November 8, 1922

APPROVED THIS 16 DAY OF Nov. A. D. 1922

John H. Wilson
MAYOR, CITY AND COUNTY OF HONOLULU, T. H.

Pass 1st Reading and to Print
Nov. 8, 1922
Advertiser: Nov. 10, 13, 14-1922
Nov. 14, 1922
U.S.R. — " —
Nov. 15, 1922
Nov. 16, 1922
Advertiser: Nov. 21, 22, 23-1922
100 Slips.

1195

BILL NO. 107

ORDINANCE NO. 227

AN ORDINANCE RELATING TO SHADE TREES, HEDGES AND SHRUBS PLANTED ON OR GROWING OVER THE PUBLIC STREETS OF THE DISTRICT OF HONOLULU.

Be it Ordained by the People of the City and County of Honolulu:

SECTION 1. A Commission to be known as the Shade Tree Commission of Honolulu is hereby created to consist of five persons to be appointed by the Mayor of the City and County of Honolulu with the approval of the Board of Supervisors of the City and County of Honolulu, and preferably the following: the President of the Outdoor Circle of Honolulu, the City and County Engineer of the City and County of Honolulu, the Superintendent of Parks and Playgrounds of the City and County of Honolulu, the Superintendent of Forestry of the Territory of Hawaii and one other from persons nominated by a majority of the public utility corporations maintaining wires over the public streets within the district of Honolulu. Such ~~members~~ persons shall serve without pay.

SECTION 2. It shall be the duty of the said Commission to select and appoint a trained shade tree expert who shall be known as the City Tree Warden, and who shall be the executive officer of the said Commission. Such City Tree Warden shall receive such compensation as shall be appropriated from time to time by the Board of Supervisors and he may receive and accept such further remuneration from such other sources as may be approved by the Board of Supervisors.

The duties of such City Tree Warden shall be as defined by said Commission, and he may be removed or discharged by said Commission and another appointed by said Commission in his place.

SECTION 3. The said Commission shall have full and complete authority over the trimming and removing of all shade trees, hedges and shrubs growing on the public streets of the District of Honolulu and the planting of the same upon such streets, and, concurrently with the respective property owners, shall have full and complete authority over the trimming and removing of all shade trees, hedges and shrubs growing over the public streets of said District.

SECTION 4. The City Tree Warden, subject to the control of the said Commission, shall have direct charge and supervision over the actual work of trimming, removing and planting of the trees, hedges and shrubs under the exclusive jurisdiction of the Commission, and concurrently with the respective property owners over the trimming and removing of the trees, shrubs and hedges growing over the public streets of said District.

SECTION 5. The City Tree Warden may, in his discretion, issue permits to private individuals to trim or remove any of the trees, hedges or shrubs herein mentioned either in cases of emergency or where such work will conform to such general plan as may be adopted by the said Commission.

SECTION 6. It shall be the duty of the owner or owners of public utility wires or those in control thereof to keep at all times such owned or controlled wires free from dangerous interference with tree growth.

SECTION 7. It shall be unlawful for any person to trim, prune, cut, deface, destroy or remove any shade or ornamental trees, hedges or shrubs which are under the exclusive jurisdiction of the said Commission as herein provided, except as authorized by Section 5.

SECTION 8. It shall be unlawful for any person to paint, place, attach to or put upon any of the trees, hedges, or shrubs herein mentioned any sign, notice, advertisement or advertising device.

SECTION 9. It shall be unlawful for any person to spray, with any chemical or insecticide, any trees, hedges or shrubs within the exclusive jurisdiction of the Commission without a written permit from the City Tree Warden.

SECTION 10. It shall be unlawful for any person to attach any electric wire insulator or any device for the holding of electric wires to any of the trees, hedges or shrubs herein mentioned without a written permit from the City Tree Warden. When such a permit is issued, the attachment of any such wire, insulator or device shall be done in a manner approved by the City Tree Warden.

SECTION 11. In the erection or repair of any building or structure, the owner thereof or person in control of such erection or repair shall place such guards around any and all nearby trees, hedges or shrubs herein mentioned as shall prevent injury to them.

SECTION 12. It shall be unlawful for any person to injure, misuse or remove any device placed to protect any of the trees, hedges or shrubs mentioned in the preceding section.

SECTION 13. It shall be unlawful for any person to fasten any horse or other animal to any of the trees, hedges or shrubs herein mentioned, or to cause a horse or other animal to stand so that said horse or other animal can injure such trees, hedges or shrubs.

SECTION 14. It shall be unlawful for any person to plant on any public street any trees, hedges or shrubs without a written permit from the City Tree Warden. When such permit is issued, the planting shall conform to such general planting scheme as may be adopted for the particular locality.

SECTION 15. Any person who shall violate any of the provisions of Sections six (6) to fourteen (14) inclusive of this Ordinance shall be guilty of a misdemeanor and shall be punished by a fine not exceeding One Hundred Dollars ($100.00), or be sentenced to imprisonment for a period not exceeding thirty (30) days, or by both such fine and imprisonment in the discretion of the court.

SECTION 16. This Ordinance shall take effect ten (10) days from and after its approval.

INTRODUCED BY

Lester Petrie

Supervisor.

Date of Introduction:

Honolulu, Hawaii,

October 30, 1922.

Oct. 30-1922

Advertise: Nov. 2, 3, 4-1922

U.S.R.

to print: Oct. 30, 1922

Nov. 21, 1922

Nov. 22, 1922

Nov. 23-1922

150 Slips.

APPROVED THIS 23rd DAY OF November A. D. 1922

John H. Wilson

MAYOR, CITY AND COUNTY OF HONOLULU, T. H.

BILL NO. 109

ORDINANCE NO. 778

AN ORDINANCE PROVIDING FOR THE COST OF IMPROVEMENTS IN "FRONTAGE IMPROVEMENT NUMBER EIGHTEEN, KING STREET, ALAPAI STREET TO PUNAHOU STREET".

Be It Ordained by the People of the City and County of Honolulu.

Section 1. PRELIMINARY PROCEEDINGS CONFIRMED. The Board does hereby adopt, approve and confirm all and singular the proceedings heretofore had and taken under the Improvement Statutes with respect to the development, creation and establishment of "FRONTAGE IMPROVEMENT NUMBER EIGHTEEN, KING STREET, ALAPAI STREET TO PUNAHOU STREET", and the making of the proposed improvement as set forth and referred to in Resolutions of said Board Nos. 1152, 1202, 1242, 1393, 1451 and 1480 and Ordinance No. 208 and the reports of the City and County Engineer dated January 30, 1922, July 18, 1922 and the Assessment Report of said Engineer dated October 17, 1922, accompanying which are the Corrected Map of said Frontage Improvement, the list of owners, lessees and occupants (so far as known), Assessment Roll and summary or detailed descriptions, in respect of which notice and full public hearings have heretofore been given and held as required by said Improvement

Statutes, the ordinance creating and approving general provisions for local assessment ordinances, being Ordinance No. 128, and the grade Ordinance No. 208, heretofore enacted, together with the corrections thereafter made with the approval of said Engineer as to clerical errors therein and omissions supplied thereon from reference to the field notes upon which said grade maps are based, to all of which reference is hereby made for a more particular and detailed description of said Frontage Improvement, the extent thereof, the location of the respective parcels of land rated in the assessment and the special benefits accruing or to accrue therefrom, all of which is, by this reference, incorporated herein and made a part hereof.

Section 2. CONFIRMATION OF ASSESSMENTS. No protests having been made at the Assessment Hearing, held for this Frontage Improvement, and full and fair hearings having been held in respect thereto, and after careful consideration of the facts relating thereto and the method of apportionment heretofore advertised, and it having been found and established that each and every parcel of land rated in or made subject to assessments and abutting upon said Frontage Improvement will be specially benefitted by said Improvements to the amount of and in fair proportion to the respective assessments proposed therefor in the Assessment Roll dated October 13, 1922, and that

variations in the shapes or depths of lots, if any, are immaterial so far as approximate benefits of this improvement are concerned, and that each and every parcel of land required and necessary for the street improvements has been acquired so far as is necessary as provided in said Improvement Statutes; therefore said several assessments as contained therein are hereby declared just and equitable both as to the respective total amounts and as to the apportionment as so listed and advertised; and the said several proposed assessments contained in the Assessment Roll dated October 17, 1922, accompanying the Engineer's-report of October 17, 1922, are hereby confirmed and adopted as and for the assessments against properties abutting upon said Frontage Improvement and against the owners thereof respectively.

Section 3. COST OF AUTHORIZED IMPROVEMENTS. It is hereby found and declared that the total cost of the authorized improvements in said Frontage Improvement, based upon the bid of the Hawaiian Contracting Company, the only bidder, including the cost of curbing, sidewalk, grading, paving, moving and resetting of curbs, storm sewer system (including storm drains on Piikoi, Keeaumoku and Sheridan Streets), and other improvements in place complete, and excluding engineering, incidentals and inspection, is ONE HUNDRED NINETY-NINE THOUSAND TWO HUNDRED, and 90/100 DOLLARS ($199,200.90); that the total proportion

of this cost which is to be borne by the City and County, including assessments proportioned against public or exempt lands and contribution, including the cost of curbing at street intersections as required by law, including portion of cost of Piikoi, Keeaumoku and Sheridan Street storm drains and excluding the cost of engineering, incidentals and inspection is the sum of ONE HUNDRED THIRTY THOUSAND, NINE HUNDRED SEVENTEEN and 40/100 DOLLARS ($130,917.40); that the balance of SIXTY EIGHT THOUSAND TWO HUNDRED EIGHTY-THREE AND 50/100 DOLLARS ($68,283.50) is hereby charged, assessed and levied against, and shall be collected from the properties within said Frontage Improvement not specifically exempted by this Ordinance, and the owners thereof respectively, according to the total amounts heretofore listed and advertised and computed according to the rates of assessment hereinafter set forth.

Section 4. SPECIAL FUND. There is hereby created a special fund to be known as "SPECIAL FUND, FOR FRONTAGE IMPROVEMENT NUMBER EIGHTEEN, KING STREET, ALAPAI STREET TO PUNAHOU STREET" and all moneys collected by the Treasurer of the City and County of Honolulu for assessments levied by this ordinance, not required for the payment of interest and sinking fund for bonds sold, and the proceeds of all sales of bonds sold to cover the cost of improvements in said Frontage Improvement, shall be placed in said Special Fund.

Section 5. ASSESSMENT RATE FOR GENERAL IMPROVEMENTS. All properties within said Frontage Improvement (created as aforesaid) privately owned and not herein specifically exempted, and the owners thereof respectively, are hereby assessed at a uniform rate of $0.9135 per front foot toward the cost of general improvements within said Frontage Improvement, all as set forth in said Assessment Roll and corrected map heretofore incorporated herein, including all improvements set forth in the proceedings heretofore adopted and confirmed, saving and excepting the cost of new curbing, new sidewalk as segregated in the bid of the Contractor, and a portion of the Piikoi, Keeaumoku and Sheridan Street storm drains.

Section 6. ADDITIONAL ASSESSMENT, FOR NEW CURBING. All properties within said Frontage Improvement, privately owned, and not specifically exempted herein, in front of which new curbing is required, and the owners thereof respectively, are hereby further and separately assessed (on a frontage basis according to the length of new curbing required and shown in detail in said Engineer's report of October 17, 1922)at the uniform rate of $0.70 per front foot for the curb so required in front of said property.

Section 7. ADDITIONAL ASSESSMENT FOR NEW SIDEWALK. All properties within said Frontage Improvement, privately owned, and not specifically exempted herein, in front

of which new sidewalk is required, and the owners thereof respectively, are hereby further and separately assessed (on a frontage basis according to the length of new sidewalk required, and shown in detail in said Engineer's report of October 17, 1922), at the uniform rate of $1.04 per linear foot for the sidewalk so required in front of said property.

Section 8. PAYMENT OF ASSESSMENTS IN INSTALLMENTS. In case of an election, either by act of the owner or by other interested party or by operation of law, to pay an assessment in installments, the assessment herein made shall be due and must be paid to said Treasurer in ten (10) equal annual installments of principal, and the first of said installments of principal shall be due and payable and must be paid within thirty (30) days after the date of the last publication of this Ordinance; and all subsequent installments of principal, together with interest on the whole of the unpaid balance of principal at the rate of six per cent (6%) per annum shall be due and payable annually thereafter, dating from the date of last publication of this Ordinance.

Section 9. This Ordinance shall take effect upon its approval.

Introduced

By Jonah Kumalae
Supervisor

APPROVED THIS 22 DAY OF November A. D. 1922

John H. Wilson
MAYOR, CITY AND COUNTY OF HONOLULU, T. H.

Date of Introduction:
November 8, 1922

BILL NO. 96

ORDINANCE NO. 229

AN ORDINANCE PROVIDING FOR COST OF IMPROVEMENTS IN "IMPROVEMENT DISTRICT NUMBER ELEVEN - BINGHAM PARK TRACT".

Be it ordained by the People of the City and County of Honolulu:

Section 1. Preliminary proceedings confirmed. The Board does hereby adopt, approve and confirm all and singular the proceedings heretofore had and taken under the Improvement Statutes with respect to the development, creation and establishment of "Improvement District Number Eleven - Bingham Park Tract", and the making of the proposed improvement as set forth and referred to in Petition No. 147, dated December 6, 1921, Resolutions of said Board Nos. 1140, 1151, 1171, 1305 (1922), Committee Report No. 747, dated August 14, 1922, and Ordinance No. 212, and the minutes of meetings of said Board as heretofore adopted, the report of the City and County Engineer, dated March 21, 1922, and the Assessment report of said Engineer, dated August 18, 1922, accompanying which were the corrected map of said Improvement District, the list of owners, lessees and occupants (so far as known), a preliminary assessment roll and a summary of detailed descriptions, in respect of which notice and full public hearings have heretofore been given and held as required by said Improvement Statutes, the ordinance creating and approving general provisions for local assessment ordinances being Ordinance No. 128 and the grade Ordinance No. 212,

APPROVED AS TO FORM

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heretofore enacted, together with the correction thereafter made with the approval of the said Engineer as to clerical errors therein and omissions supplied thereon from reference to the field notes upon which said grade maps are based, to all of which reference is hereby made for a more particular and detailed description of said Improvement District, the extent thereof, the location of the respective parcels of land rated in the assessment and the special benefits accruing or to accrue therefrom, by this reference incorporated herein and made a part hereof.

Section 2. Confirmation of Assessments. No protests having been made or filed at the final assessment hearing, held for this Improvement District, and full and fair hearings having been held in respect thereto, and after careful consideration of the facts relating thereto and the method of apportionment heretofore advertised, it was found, and it is hereby specifically found and established that each and every parcel of land rated in or made subject to the assessment in said Improvement District is or will be specially benefited by said improvements to the amount of and in fair proportion to the respective assessments proposed therefor in the assessment roll, dated August 18, 1922, and said several assessments as contained therein are hereby declared just and equitable both as to the respective total amounts and as to the apportionment as so listed and advertised; variations in shapes or depths of lots, if any, being immaterial insofar as approximate benefits of this improvement are concerned; and that

and the proceeds of all bond sales sold to cover the cost of improvements in said Improvement District shall be placed in said Special Fund.

Section 5. Assessment Rate for General Improvements. All properties within said Improvement District (created as aforesaid), privately owned, and the owners thereof respectively are hereby assessed at a uniform rate of $.0792325 per square foot toward the cost of general improvements within said Improvement District, all as set forth in detail in said Assessment Roll and Map heretofore incorporated and including all improvements set forth in the proceedings heretofore adopted and confirmed, saving and excepting the cost of new curbing and sidewalk as segregated in the bid of the contractor.

Section 6. Additional Assessment, New Curbing. All properties within said Improvement District, privately owned, in front of which new curbing is required, and the owners thereof respectively, are hereby further and separately assessed (on a frontage basis according to the length of new curbing required, shown in detail in said Engineer's Report of August 18, 1922), at the uniform rate of $1.0521 per front foot for the curb so required in front of said property.

Section 7. Additional Assessment, New Sidewalk. All properties within said Improvement District, privately owned, and not specifically exempted herein, in front of which new sidewalks is required, and the owners thereof respectively,

are hereby further and separately assessed (on a frontage basis according to the length of new sidewalk required, shown in detail in said Engineer's Report, dated August 18, 1922), at the uniform rate of $1.038954 per front foot for sidewalk so required in front of said property.

Section 8. Payment of Assessments in Installments. In case of an election, either by act of the owner or other interested party or by operation of law, to pay an assessment in installments, the assessments herein made shall be due and must be paid to said Treasurer in ten (10) equal annual installments of principal, the first of said installments of principal to be due and payable and must be paid within thirty (30) days after the date of the last publication of this ordinance; and all subsequent installments of principal together with interest on the whole of the unpaid balance of principal, at the rate of six per cent (6%) per annum, shall be due and payable annually thereafter, dating from the date of last publication of this ordinance.

Section 9. This ordinance shall take effect upon its approval.

Introduced

By Jonah K. Thumalae

Supervisor.

Date of Introduction

by Title October 3, 1922.

1st Reading and to Print

Oct. 3, 1922

Publication: Oct. 4, 5, 6-1922.

2nd Reading Oct. 10, 1922

3rd Reading Oct. 30/22

Mayor Oct. 31/22

Signed Nov. 9/22 (Vetoed). Veto overridden 11/28/22

Publication: Dec. 5, 6, 7-1922 — 150 Slips.

VETOED THIS 9th DAY OF November A. D. 1922

John H. Wilson

MAYOR, CITY AND COUNTY OF HONOLULU, T. H.

I HEREBY CERTIFY that the foregoing Bill No. 96 after reconsideration on the veto of the Mayor, was, upon votes taken by ayes and noes, approved by six votes of the members of the Board of Supervisors at a meeting of said Board held on the 28th. day of November, 1922.

John H. Wilson

Mayor, City and County of Honolulu, T. H.

1410

Bill No. 110

ORDINANCE NO. 230.

AN ORDINANCE TO AMEND ORDINANCE NO. 12 OF THE CITY AND COUNTY OF HONOLULU, TERRITORY OF HAWAII, BEING ENTITLED "AN ORDINANCE REGULATING THE CARRYING OF PASSENGERS FOR HIRE IN LICENSED VEHICLES, PROVIDING THE RATES OF FARE FOR THE CARRYING OF PASSENGERS IN SUCH VEHICLES, AND PROVIDING FOR PUNISHMENT FOR VIOLATIONS OF THE PROVISIONS OF THE ORDINANCE," AS AMENDED, BY FURTHER AMENDING SECTION 9 THEREOF.

Be it ordained by the People of the City and County of Honolulu:

SECTION 1. Section 9 of Ordinance No. 12 of the city and county of Honolulu, as amended, is hereby further amended by adding sub-section 9 to the end thereof to read as follows:

"(9). Ewa side of Mauna Kea Street between King and Hotel Streets, for six (6) motor vehicles."

SECTION 2. This Ordinance shall take effect from and after the date of its approval.

Introduced by

Lester Petrie

Supervisor.

Honolulu, Hawaii,
January 9, 1923.

APPROVED THIS 18th DAY OF January 1923

John Wilson
MAYOR,
HONOLULU