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A BILL FOR AN ORDINANCE

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RELATING TO PRIVATE STREETS AND ROADS.

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

SECTION 1. Purpose. The purpose of this ordinance is to authorize the City, when maintaining private streets and roads, to re-install anti-speed bumps that are removed during surface maintenance, provided that certain conditions are met.

SECTION 2. Section 14-32.2, Revised Ordinances of Honolulu 1990 ("Surface maintenance"), is amended by amending subsection (b) to read as follows:

"(b) Paved roads shall be maintained by remedial patching. Remedial patching shall be with like materials, for example: (i) asphalt concrete shall be used for asphalt concrete paved roads, and (ii) Portland cement concrete or asphalt concrete, as determined by the director and chief engineer, shall be used for Portland cement concrete paved roads. If the director and chief engineer determines that the pavement is in such poor condition that remedial patching is impractical and not cost effective, resurfacing may be provided.

Unpaved roads shall be maintained by remedial patching. Remedial patching shall be with like materials, for example: (i) coral for coral, and (ii) crushed rock for crushed rock. If the director and chief engineer determines that the street or road surface is in such poor condition that remedial patching is not cost effective and does not serve the best interests of motorists, bicyclists, and pedestrians, paving with asphalt concrete material may be provided.

The decks of bridges associated with private, nondedicated, and nonsurrendered streets and roads may be maintained by remedial repairs. Remedial repairs shall be with like materials, for example, deteriorated wood planks shall be replaced with wood planks. If the director and chief engineer determines that the deck is in such poor condition that remedial repairs are impractical and not cost effective, the deck may be replaced with like material. The director and chief engineer may also provide for the maintenance, repair, or replacement of railings.

Maintenance work to be performed by the city pursuant to this section shall not include installation or maintenance of curbs, shoulders, gutters, drainage facilities, or similar infrastructure-]; provided that anti-speed bumps that are removed as part of the city's maintenance of private streets and roads may be reinstalled by the city if the department of transportation services determines that the conditions for installation in Section 15-24.18 have been met. Prior to the



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removal of anti-speed bumps as part of the city's maintenance of private streets and roads, the director and chief engineer must notify persons residing within the immediate vicinity and persons having the right to control the use of the portion of the private street or road on which the anti-speed bumps are located of the removal of the anti-speed bumps and explain in writing to such persons conditions under which the city may reinstall the anti-speed bumps. For the purposes of this section only, "anti-speed bump" means a convex mound, approximately three feet wide at the base and approximately four inches in height at the apex, placed across the width of a private, nondedicated, and nonsurrendered street or road for the purpose of controlling the speed of vehicular traffic."

SECTION 3. Ordinance material to be repealed is bracketed and stricken. New material is underscored. When revising, compiling, or printing this ordinance for inclusion in the Revised Ordinances of Honolulu, the Revisor of Ordinances need not include the brackets, the material that has been bracketed and stricken, or the underscoring.



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SECTION 4. This ordinance takes effect upon its approval.

INTRODUCED BY:

Kymberly Marcos Pine

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DATE OF INTRODUCTION:

December 3, 2015  
Honolulu, Hawaii

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\_\_\_\_\_ Councilmembers

APPROVED AS TO FORM AND LEGALITY:

\_\_\_\_\_  
Deputy Corporation Counsel

APPROVED this \_\_\_\_\_ day of \_\_\_\_\_, 20 \_\_\_\_\_.

\_\_\_\_\_  
KIRK CALDWELL, Mayor  
City and County of Honolulu