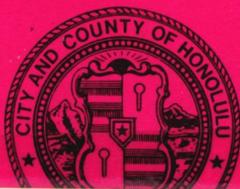


1988
CUMULATIVE SUPPLEMENT
to the
TRAFFIC CODE
of the City and County of Honolulu 1976



For Reference

Not to be taken from this room

Compiled by
THE DEPARTMENT OF
TRANSPORTATION SERVICES

City and County of Honolulu
State of Hawaii

Department of the Corporation Counsel
City and County of Honolulu

Honolulu, Hawaii 96813

MUNICIPAL REFERENCE & RECORDS CENTER

City & County of Honolulu

City Hall Annex, 558 S. King Street

Honolulu, Hawaii 96813

KFX1512.15
T7
A2
1988
Suppl.
copy 1

MUNICIPAL REFERENCE LIBRARY CATALOGING-IN-PUBLICATION:

Honolulu. Ordinances, etc.

Traffic Code of 1976, City and County of Honolulu, Honolulu, Hawaii.

Cumulative supplement issued annually.

1. Traffic Regulations-Honolulu. I. Honolulu, Department of
Transportation Services.

KFX1512:15T7A2 : 1988 Suppl.

Ref
KFX1512.15
T7
A2
1988
Suppl.
City

PREFACE

This supplement was prepared in compliance with Hawaii Revised Statutes, Sections 46-2.1 and 46-2.2 and Section 3-205 of the Revised City Charter.

This Cumulative Supplement contains all of the amendments subsequent to the adoption of the "Traffic Code of the City and County of Honolulu 1976" through December 31, 1988.

Additionally, in using this Code please refer to the provisions of Act 150, SLH 1971 (Statewide Traffic Code) because certain provisions which have been superseded by said Act have been eliminated from the Traffic Code of The City and County of Honolulu 1976.

Department of Transportation Services
City and County of Honolulu
Honolulu, Hawaii

The schedules referred to herein are on file with the Office of the City and County Clerk and the Department of Transportation Services, City and County of Honolulu, and are available for examination by the general public during reasonable hours.

MUNICIPAL REFERENCE & RECORDS CENTER

City & County of Honolulu
City Hall Annex, 558 S. King Street
Honolulu, Hawaii 96813

4-20-89
F

Chapter 15-Traffic Code

TABLE OF CONTENTS

SECTION		PAGE
ARTICLE II. DEFINITIONS		
15-2.4.	Authorized Emergency Vehicle, Etc.	1
15-2.17.	Persons And Disabled Persons	1
15-2.20.	School, Etc.	1
ARTICLE III. TRAFFIC ADMINISTRATION		
15-3.1.	Delegation	2
15-3.2.	Additional Duties And Responsibilities Of The Director	3
15-3.3.	Designation Of Authorized Tow Vehicles	4
ARTICLE IV. ENFORCEMENT AND OBEDIENCE TO TRAFFIC REGULATIONS		
15-4.1.	Authority Of Police And Fire Department Officials	5
15-4.7.	Use of Bicycles, Skateboards, Roller Skates And Similar Devices Restricted	6
15-4.10.	Operation Of Slow-Moving Vehicles; Restricted	6
15-4.11.	Enforcement By Special Officers	6
ARTICLE VI. TRAFFIC CONTROL DEVICES		
15-6.7.	Traffic Lane Markings	7
ARTICLE XIII. STOPPING, STANDING AND PARKING		
15-13.4.	Reserved Parking Stalls	8
15-13.6.	Selling On Highways Restricted	9
15-13.9.	Abandoned Vehicles On Highway	9
15-13.10.	Authority To Store Vehicles	9
15-13.11.	Authority To Dispose Of Unclaimed Vehicles	11
ARTICLE XIV. STOPPING, STANDING OR PARKING PROHIBITED IN SPECIFIED PLACES		
15-14.5.	Prohibited Parking Within The City and County of Honolulu	11
15-14.6.	Parking Prohibited During Certain Hours Within The City and County of Honolulu	12

SECTION	PAGE
15-14.8. Parking Prohibited In Tow Or Tow-Away Zones	12

ARTICLE XV. STOPPING FOR LOADING OR UNLOADING ONLY

15-15.1. Standing In Loading Zones For Loading Or Unloading Only	12
15-15.3. Buses Not Permitted To Stand Or Park Except In Officially Designated Bus Stops	13
15-15.5. Permits To Park In Loading Zones And Official Bus Stops ..	14
15-15.6. Credit Of Annual Fees	14

ARTICLE XVI. STOPPING, STANDING OR PARKING RESTRICTED OR PROHIBITED ON CERTAIN STREETS

15.16.5 City Hall And Satellite Off-Street Parking	15
--	----

ARTICLE XVII. PEDESTRIANS' RIGHTS AND DUTIES

15-17.8. Restrictions On Use Of Roadways By Pedestrians (Repealed)	
--	--

ARTICLE XVIII. OPERATION OF BICYCLES AND PLAY VEHICLES

15-18.3. Obedience To Traffic Control Devices	16
15-18.10. Regulations Applicable To Bicycle Paths Constructed On Easements Granted To The City And County Of Honolulu For Such Purpose	17
15-18.11. Operating Bicycle With Motor	17

ARTICLE XIX. EQUIPMENT

15-19.2. When Lighted Lamps Are Required	18
15-19.5. Additional Equipment Required On Certain Vehicles	18
15-19.6. Color Of Clearance Lamps, Side Marker Lamps And Reflectors	18
15-19.27. Horns And Warning Devices	19
15-19.30. Windshields To Be Unobstructed And Equipped with Wipers	19
15-19.31. Windshield, Fenders And Bumpers Required On All Vehicles	20
15-19.34. Certain Vehicles To Carry Flares Or Other Warning Devices	20

SECTION	PAGE
15-19.38. Reconstructed Vehicle	20
15-19.43. Sound Vehicles	21
ARTICLE XX. INSPECTION OF MOTOR VEHICLES	
15-20.1. Official Inspection Stations	22
15-20.2. Inspection Fees	23
ARTICLE XXII. PARKING METER ZONES	
15-22.4. Parking Time Limits	23
15-22.8. Charge For Enclosure Or Obstruction Of Parking Meter Spaces Incidental To Construction, Etc.	24
15-22.12. Enforcement	24
15-22.13. Penalty	25
ARTICLE XXIII. OFF-STREET PARKING	
15-23.1. Designation Of Parking Meter Spaces Or Parking Spaces ...	25
15-23.2. Charges For Parking	25
15-23.5. Use Of Revenues	28
15-23.8. Penalty	28
ARTICLE XXIV. MISCELLANEOUS PROVISIONS	
15-24.4. Driving Through Funeral Or Other Processions	28
15-24.8. Carrying Passengers On Trucks	28
15-24.11. Parking For Disabled Persons	29
15-24.11-A. Off-Street Parking For Disabled Persons At City Hall	33
15-24.17. Miscellaneous Traffic Controls	34
15-24.20. Parades	34
ARTICLE XXV. PEDESTRIAN MALLS	
15-25.1. Establishment Pedestrian Malls	36
Table II Disposition Of Prior Amendatory Ordinances From Jan. 1, 1976 Through Dec. 31, 1988	40
INDEX	42

Article II. Definitions.

Sec. 15-2.4. Authorized Emergency Vehicle, Etc.

(1) Authorized emergency vehicle. Any vehicle of the police and fire departments of the City and County of Honolulu, or of a federal agency having similar functions of law enforcement and fire protection as the police and fire departments of the City and County of Honolulu; any vehicle privately owned by police officers designated and approved by the chief of police to be used by them in the performance of their duties and any federal, State and City and County ambulance. It shall also mean any other vehicle, including vehicles under private ownership, as may be designated after inspection by and approval of the director of finance with the exception of privately owned ambulances which shall be inspected and approved by the emergency medical services systems branch of the State of Hawaii department of health.

(2) Authorized maintenance vehicle. Any vehicle of the City and County of Honolulu, the State of Hawaii, and the federal government which is used in street lighting, traffic signal, highway construction and highway repair and maintenance work. All vehicles used in public utilities construction and repair and maintenance work by public utility corporations that are designated as authorized maintenance vehicles by ordinance passed by the City council and which are registered as such with the police department.

(3) Authorized tow vehicle. Any vehicle specially constructed for towing vehicles, other than trucks and farm or road tractors, which is designated as an authorized tow vehicle by the director of finance. (Ord. 4650; Am. Ord. 80-53, 80-60)

Sec. 15-2.17. Persons And Disabled Persons.

(1) Disabled person. The term "disabled person" shall mean any person:

(a) who has lost the use of one or both lower extremities;

(b) who is so severely disabled as to require the use of a mechanical device, including a wheel chair, a walker, crutches or a brace to aid mobility;

(c) who is restricted by a lung disease to such extent that the person's forced (respiratory) expiratory volume for one second, when measured by spirometry, is less than one liter, or the person's arterial oxygen tension (PO_2) is less than 60 mm/hg on room air at rest;

(d) who has a cardiac condition to the extent that the person's functional limitations are classified in severity as Class III or Class IV according to standards set by the American Heart Association; or

(e) who has a diagnosed disease or disorder, including a severe arthritic, neurological or orthopedic impairment, which creates a severe mobility limitation.

(2) Person. The term "person" shall mean every natural person, firm, copartnership, association, or corporation. (Ord. 4650; Am. Ord. 80-53; Am. Ord. 86-81)

Sec. 15-2.20. School, Etc.

(1) School. When used in this Code, school shall mean any public or private organization giving regular instruction and having an average daily attendance of 50 students or more.

(2) School bus. Repealed.)

(2) School crossing zone. That portion of any street or public property or way

within or without any school zone which the director of transportation services may designate for the crossing of those attending a school.

(3) School zone. The term "school zone" shall mean each and every street and all public property or ways within 1,000 feet of the boundaries of any school. (Ord. 4650; Am. Ord. 80-53)

Article III. Traffic Administration.

Sec. 15-3.1. Delegation.

(a) Council's Authority To Delegate.

(1) In General.

(A) Pursuant to the powers granted to the council by the Revised Charter of Honolulu, 1973 (1984 ed.), sec. 6-1102(b), and sec. 70-73, HRS, the council hereby delegates to the director of transportation services, hereinafter referred to as "director," the authority to locate, select, install and maintain traffic control devices, including temporary traffic control devices, as defined herein.

(B) The term "traffic control devices" shall include, but shall not be limited to, any specific type of traffic control device mentioned in HRS sec. 70-73.

(2) Temporary Traffic Control Devices.

(A) Whenever the director finds (1) that there is an emergency requiring traffic control devices or (2) occasions requiring traffic control devices due to circumstances or activities which are the exception rather than the rule which affects the use of streets and highways (special occasions), the director may locate, select, install and maintain temporary traffic control devices.

In addition, where there is a traffic problem which may be alleviated by an appropriate traffic control device, the director may conduct studies and design, fabricate and determine temporary traffic control devices which, in the director's opinion, may alleviate, relieve or eliminate the traffic problems; provided that whenever such traffic control device is to be located, selected, installed or maintained, the director shall observe the procedures prescribed in subsection (c) hereof; and provided further that the schedule shall be entitled "Temporary Traffic Control Device," and made a part of article VI hereof.

(B) Any temporary traffic control device shall not be in use for more than 30 calendar days; provided that if any extension is necessary, the same procedures prescribed in subsection (c) hereof shall be observed with the publication thereof, containing a statement that this is an extension of the temporary traffic control device which was in effect on a specific date, including the cut-off date; provided that at no time shall a temporary traffic control device be in effect in excess of 365 days.

(C) Whenever such traffic control device is to be made permanent, then the director shall repeat the procedure prescribed in subsection (c) hereof by indicating in the schedule that the schedule entitled "Temporary Traffic Control Device" is hereby superseded and that the new schedule is to be attached to and made a part of article VI hereof.

(b) Standards to be Observed by the Director.

(1) As far as practicable, the director shall locate, select, install and maintain all traffic control devices pursuant to or conform to the standards established or prescribed in the manual on uniform traffic control devices compiled by the federal highway administration, revised edition, 1978; provided that the director shall comply with HRS section 264-25, relating to federal-aid highways, wherever applicable.

(2) Whenever it is not practicable to follow the standards prescribed in subsection (1) hereinabove, the director may utilize, design or fabricate traffic control devices which would promote the safety of pedestrians or motorists using City streets or highways or alleviate, relieve or eliminate the traffic problem; provided that such traffic control devices shall be uniform whenever the traffic problem, conditions, terrain or locale is substantially similar, requiring such traffic control devices.

(c) Procedure for Implementing.

(1) The director shall amend existing schedules which are attached to and made a part of article VI hereof by deleting therefrom or adding thereto traffic control devices which are included in a schedule or adopt additional schedules which shall be attached to and made a part of article VI hereof whenever the director determines that an amendment of an existing schedule is not the proper vehicle for the location, selection, installation and maintenance of the traffic control devices including schedules which would make temporary traffic control devices permanent.

(2) The director shall file with the clerk an original or adopting schedule and three copies of each type so they may be examined by the public.

(3) The department of transportation services shall publish such schedules once in a daily newspaper of general circulation as prescribed in HRS sec. 70-73. In addition, such schedule shall also be published once in a newspaper for a particular locale within the City, e.g., the Press publication, whenever such publication is available.

(4) Any permanent traffic control device shall be shrouded prior to its effective date, except those which are painted, laid, marked on the pavement or are temporary traffic control devices which have been located and installed.

(d) Effective Date of Traffic Control Devices Located, Selected, Installed or Maintained Hereunder.

(1) Any permanent traffic control device located, selected, installed or maintained as provided herein shall take effect ten working days after the publication of the appropriate schedule in a daily newspaper of general circulation or in a newspaper for a general locale, whichever publication is later, except as to temporary traffic control devices which shall take effect on the day they are located, selected, installed or maintained.

(2) Any permanent or temporary traffic control device located, selected, installed or maintained by the director pursuant to the provisions of this article shall have the full force and effect as if it were located, selected, installed or maintained by ordinance and any person violating such traffic control device shall be subject to the penalties provided for herein and HRS chap. 291C. (Ord. 4650; Am. Ord. 80-53)

Sec. 15-3.2. Additional Duties And Responsibilities Of The Director.

The director shall cooperate with officers of the federal, State and neighbor

island county governments whenever, in the director's opinion, such cooperation will promote, enhance and protect pedestrians and motorists using City streets and highways or to promote, enhance and protect property connected with or related to the use or adjacent to City streets and highways. (Ord. 4650; Am. Ord. 80-53)

Sec. 15-3.3. Designation Of Authorized Tow Vehicles.

(a) The director of finance is hereby authorized to designate any vehicle specially constructed for towing vehicles, other than trucks and farm or road tractors, as an authorized tow vehicle, subject, however, to the following conditions:

(1) A statement executed by the applicant shall accompany any application stating that the proposed authorized tow vehicle has been thoroughly inspected and is safe to operate on the public streets. The date of such inspection shall be included in the statement.

(2) Each proposed tow vehicle shall have the necessary accessory equipment for tow vehicles including but not limited to the following requirements and equipment: truck chassis, boom, lights, winch and cables on the day it is inspected by the director of finance.

(3) Any other reasonable conditions which may be deemed necessary by the director of finance for the safety and welfare of the pedestrians and motorists using the public streets while the authorized tow vehicle carries out its assigned tasks on the public streets, pursuant to rules and regulations promulgated by the director of finance as prescribed in HRS chap. 91.

(4) The tow vehicle shall be operated in conjunction with a vehicle storage area of such size which is satisfactory to the director of finance and located in an area properly zoned for such activity.

(b) Procedure.

(1) Application. Any person desiring a vehicle to be designated as a tow vehicle by the director of finance shall file an application therefor on a form issued by the director of finance, which shall contain a request for information so as to meet the conditions contained in this section.

(2) Inspection. Prior to designation of a vehicle as a tow vehicle, the director of finance shall inspect such vehicle to determine whether it meets the conditions contained in this section.

(3) If the director of finance is satisfied that the vehicle can be designated as a tow vehicle, the director shall issue a certificate therefor which shall be renewed annually on a common date regardless of the date of initial approval; such date to be determined by the director of finance for efficient administration of this section.

(c) Denial of Application or Renewal Thereof; Suspension or Revocation of Certificate.

(1) Denial or Suspension or Revocation of Certificate.

(A) The director of finance is authorized to deny an application or renewal thereof to the owner or the owner's authorized representative or to suspend or revoke a certificate after a hearing.

(B) The director of finance shall notify the applicant or owner or said person's authorized agent in writing of the director's proposed adverse decision together with reasons therefor. Such notice shall contain a statement that the applicant or the owner or said person's agent may appeal the decision of the director of finance within ten working days from the date

noted on the notice therein to indicate that the applicant or owner or agent desires a hearing.

(2) Notice of Hearing.

(A) Whenever the applicant or owner or such person's agent requests a hearing, the director of finance shall notify the mayor to appoint a hearings officer and establish a date for such hearing with the hearings officer.

(B) The director of finance shall issue a written notice of the date of hearing to the applicant or owner or such person's agent and such written notice may be personally served or sent by certified mail, return receipt requested.

(3) Hearings Officer.

(A) A hearings officer appointed by the mayor is hereby authorized to conduct a hearing pursuant to the provisions of HRS chap. 91, and after such hearing, affirm or dismiss the proposed action of the director of finance.

(B) If any decision is adverse to an applicant or owner or such person's agent, the hearings officer shall issue a written findings of fact, conclusions of law, decision and order.

(C) Whenever the hearings officer's decision is adverse to the applicant or owner or such person's agent, the hearings officer may authorize the director of finance to suspend or revoke a certificate forthwith if the director of finance submits a written report that operations of a tow vehicle is inimical to public safety; otherwise, denial of an application or renewal or suspension or revocation of a certificate shall take effect upon the service of the findings of facts, conclusions of law, decision and order to the appropriate individuals.

(D) The hearings officer shall promulgate rules and regulations for the conduct of any hearing as prescribed in HRS chap. 91.

(d) Judicial Review. Any decision and order of the hearings officer may be appealed to a court of competent jurisdiction as prescribed in HRS chap. 91. (Ord. 4650; Am. Ord. 80-53)

Article IV. Enforcement And Obedience To Traffic Regulations.

Sec. 15-4.1. Authority Of Police And Fire Department Officials.

(1) It shall be the duty of the officers of the police department or such officers as are assigned by the chief of police to enforce the provisions of this Traffic Code and all of the State vehicle laws applicable to street traffic in the City and County of Honolulu.

(2) Officers of the police department or such officers as are assigned by the chief of police are hereby authorized to direct all traffic by voice, hand, or signal in conformance with the provisions of this Traffic Code; provided, however, in the event of a fire or other emergency or to expedite traffic or to safeguard pedestrians, officers of the police department may direct traffic as conditions may require notwithstanding the provisions herein.

(3) Officers of the police department are hereby authorized to display portable signs within certain intersections forbidding vehicle drivers to perform specific maneuvers. Said portable signs shall only be displayed at a specified intersection during times of traffic congestion when, in the opinion of the chief of

police, such restrictions are necessary to expedite the movement of traffic through the intersection.

(4) Officers of the fire department, when at the scene of the fire, may direct or assist the police in directing traffic thereat or in the immediate vicinity.

(5) Police officers of the Honolulu police department shall be exempt from payment of fees for parking meters and from time parking restrictions while in the performance of their duty. This exemption shall also apply to employees of the Honolulu police department while attending court in their official capacity. (Ord. 4650; Am. Ord. 80-53, 88-61)

Sec. 15-4.7. Use Of Bicycles, Skateboards, Roller Skates And Similar Devices Restricted.

(1) For purposes of this section, "Waikiki" shall mean the Waikiki district as described in sec. 21A-7.80-1 of the Land Use Ordinance, as adopted by ordinance no. 86-96.

(2) No person upon a skateboard or roller skates, or riding in or by means of any toy vehicle or similar device, shall go upon any roadway, except while crossing a street. When so crossing, such person shall be granted all of the rights and shall be subject to all of the duties applicable to pedestrians.

(3) No person shall ride a bicycle, skateboard or roller skates upon any sidewalk in Waikiki. Subsection (2) notwithstanding, no person may ride a skateboard or roller skates on any roadway in Waikiki.

(4) The director of transportation services shall erect official signs on or adjacent to sidewalks or roadways within Waikiki giving notice of the prohibitions of this section. The absence of such signs shall not be a defense to any prosecution for any violation of this section.

(5) Any person convicted of a violation of this section shall be punished by a fine of \$25.

(6) Police officers and any other authorized officers shall issue a citation for any violation of this section, except they may arrest when the alleged violator refuses to cease the illegal activity after being issued a citation. Except as provided herein, the issuance and form of the citation shall be as provided in sec. 13-4.3(b). (Ord. 4650; Am. Ord. 86-103)

Sec. 15-4.10. Operation Of Slow-Moving Vehicles; Restricted.

No slow-moving vehicle, as defined in this section, shall be operated on that portion of Kalakaua Avenue between the Ala Wai Boulevard and Kapahulu Avenue, on Kuhio Avenue, on Kalia Road, or on Ala Wai Boulevard.

For purposes of this section, the following terms shall have the following definitions:

"Slow-Moving Vehicle" means any device, not propelled by motorized equipment, in, upon or by which any person or property is or may be transported or drawn upon a street or highway, including a device drawn by a horse, but excluding a bicycle.

"Bicycle" means any vehicle propelled solely by human power upon which any person may ride, having two tandem wheels. (Ord. 88-53)

Sec. 15-4.11. Enforcement By Special Officers.

The chief of police shall commission, in accordance with rules adopted by the chief, special officers designated by the director of the department of transportation services to issue parking citations to include tow zone violations. Such special officers shall be authorized to cause the removal of vehicles parked in violation

of this chapter in accordance with the provisions of article 13 of this chapter. (Ord. 88-50)

Article VI. Traffic Control Devices.

Sec. 15-6.7. Traffic Lane Markings.

(1) When traffic cones are used by proper authority to establish temporary lines or markings for the purpose of controlling the flow of traffic, such lines or markings shall have the same regulatory effect as single solid or double solid lines and shall not be crossed when such crossings or turns are prohibited.

(2) When a lane is designated a transit bus lane in schedule XXXI attached hereto and made a part hereof by the use of pavement markings or signs reading "Transit Bus Only," traversing, encroaching, parking, stopping, standing, loading or unloading by any vehicle other than transit buses, official City and County of Honolulu vehicles on authorized missions involving the performance of duties within or adjacent to the transit bus lane, authorized tow vehicles or bicycles within the transit bus lane is prohibited, except to cross such lane specifically to enter into and exit from adjacent driveways and/or intersecting streets without obstruction to transit buses. Vehicles left unattended within transit bus lanes shall be towed away as provided in sec. 15-13.10. Any person convicted of a violation of the foregoing provision shall be guilty of a misdemeanor and shall be punished by a fine of \$25.

(3) When a lane is designated a two-way left turn lane in schedule XXXII attached hereto and made a part hereof and by the use of pavement markings, a vehicle shall not be driven thereon except when preparing for or making a left turn from or into a highway. A left turn shall not be made from any other lane where two-way left turn lanes have been designated. This section shall not prohibit driving across a two-way left turn lane.

(4) When a white solid line and the word "BIKE ONLY" are used in combination to designate a "bicycle lane," the line is of a regulatory character and vehicles other than bicycles shall be prohibited from driving, parking, stopping, standing, loading or unloading within such lanes; provided, however, that all vehicles may enter bicycle lanes to clear the way for authorized emergency vehicles as required under sec. 15-4.8 to make right or left turns, and to enter or leave driveways or legal parking spaces; and provided further that all official federal, State and City and County vehicles, authorized tow and maintenance vehicles and emergency vehicles, on authorized missions shall be exempt from the provisions of this subsection. "Bicycle" mentioned in this provision shall expressly exclude bicycles equipped with a motor. The exclusion pertaining to bicycles equipped with a motor shall only be applicable to "bicycle lane" situated on City owned or operated street, highway or roadway.

(5) Express Bus Lane or Express Bus and Car Pool Lane.

(a) Designated, How. The City director of transportation services may designate an "Express Bus Lane" or an "Express Bus and Car Pool Lane" by the use of pavement markings or signs or by the inclusion of an express bus lane in schedule XXXV or an express bus and car pool lane in schedule XXXVI which are attached hereto and made a part hereof.

(b) Prohibition. No person operating a vehicle except those listed herein-after shall traverse, encroach, park, stop, stand, load or unload any passengers or property from any vehicle in an express bus lane or express bus and

Am. 10/16/90
Ord. 90-77

Am. 10/16/90
Ord. 90-77

car pool lane; provided that any person operating a prohibited vehicle may cross such lane specifically to enter into and exit from adjacent driveways and/or intersecting streets without obstructing any vehicles using the express bus lane or express bus and car pool lane. No person shall leave any vehicle unattended within express bus lanes or express bus and car pool lanes and any person with the authority to issue traffic citations may authorize the removal of such unattended vehicle pursuant to the provisions of sec. 15-13.10.

(c) Exception. Any person operating the following type or class of vehicles may operate same in an express bus lane or express bus and car pool lane:

1. Express transit buses on both lanes;
2. Authorized emergency vehicles on both lanes;
3. Official government vehicles on authorized missions involving the performance of duties within or adjacent to both lanes;
4. Authorized tow vehicles on both lanes;
5. Van-type passenger vehicles sponsored and funded by the federal government and co-sponsored and controlled with external identification by the State department of transportation only in express bus lanes, subject to the limitations under schedule XXXV;
6. Passenger vehicles carrying at least three persons, only in express bus and car pool lanes but not in express bus lanes.

(d) Penalty. Any person violating the provisions of this subsection upon conviction shall be subject to a fine of \$25. (Ord. 4650; Am. Ord. 80-53)

Article XIII. Stopping, Standing And Parking.

Sec. 15-13.4. Reserved Parking Stalls.

(1) Any parking stall established as a "road taxi stand" or as a "road pedicab stand" as described in chap. 12 (Article 1) R.O. 1978, as amended, or as a reserved parking stall shall be used only for the purpose or purposes for which the same shall be established. All such officially established reserved parking stalls are hereby authorized on those streets or portions thereof described in schedule XVI attached hereto and made a part thereof.

(2) Whenever road taxi stands or road pedicab stands are established, the following restrictions shall apply:

(a) No person shall stop, stand or park a taxicab in any officially designated road taxi stand or pedicab in any officially designated road pedicab stand unless such taxicab or pedicab shall display on the right front bumper of the taxicab or rear of the pedicab a valid decal issued by the licensing division of the department of finance.

(b) No person shall stop, stand or park a vehicle, other than a taxicab in a road taxi stand or a pedicab in a road pedicab stand which has been officially designated and appropriately signed as such.

(c) When official signs are erected designating a street or portions thereof as a road taxi stand or a road pedicab stand within a tow or tow-away zone, no person shall stop, stand or park a taxicab or a pedicab as applicable, even momentarily, between the hours indicated on such signs.

(d) No taxicab or pedicab shall be left unattended in any road taxi stand or road pedicab stand, respectively. (Ord. 4650; Am. Ord. 80-53)

Sec. 15-13.6. Selling On Highways Restricted.

(a) It shall be unlawful for any itinerant vendor, peddler, or huckster to carry on or solicit business in one location on any street or on any public highway for a period of more than 15 minutes. Upon vacating one location, it shall be unlawful for such itinerant vendor, peddler, or huckster to take up another location to carry on or solicit business within 300 feet of such location or of any location previously vacated within three hours.

(b) It shall be required that every itinerant vendor, peddler, or huckster provide a trash receptacle at every location where business is conducted; further, that prior to leaving any location of business that the immediate vicinity be free of litter caused by the selling of the goods.

(c) If any itinerant vendor, peddler, or huckster licensed under sec. 26-6.1 is convicted of violating this section and the conviction is within two years of a prior conviction for violating this section, in addition to the penalties provided in sec. 15-26.10, the licensee shall have the license suspended for a period of not less than three months and not more than two years. (Ord. 4650; Am. Ord 80-53, 81-74; Sec. 15-13.6, R.O. 1978 (1983 ed.); Am. Ord. 88-19)

Am. 10/16/90
Ord. 90-77

Sec. 15-13.9. Abandoned Vehicles On Highway.

Am. 7/3/89
Ord. 89-94

No person shall abandon any vehicle on the public highway. The chief of police or director of finance is hereby authorized to remove or cause to be removed any such abandoned vehicle from the highway, and the registered owner of such vehicle shall be liable for all reasonable expenses incurred by such removal. Leaving vehicles unattended for more than 24 hours shall constitute abandonment within the meaning of this section. (Ord. 4650; Am. Ord. 81-62)

Sec. 15-13.10. Authority To Store Vehicles.

(1) Members of the police department and department of finance are hereby authorized to remove or cause to be removed a vehicle from a street, highway or pedestrian mall to a storage area or other place of safety under the circumstances hereinafter enumerated.

(a) When any vehicle is left unattended upon any bridge, viaduct, or causeway or in any tube or tunnel where such vehicle constitutes an obstruction to traffic.

(b) When a vehicle upon a street or highway is so disabled as to constitute an obstruction to traffic, and the person or persons in charge of the vehicle request the removal of the vehicle or are by reason of physical injury incapacitated to such an extent as to be unable to provide for its custody or removal.

(c) When any vehicle is left unattended upon a street and is so parked illegally as to constitute a definite hazard or obstruction to the normal movement of traffic.

(d) When any vehicle is left unattended or parked in tow or tow-away zones during the time of restricted parking during the morning peak traffic hours designated by official signs specifying the hours of restricted parking everyday, except Saturdays, Sundays and public holidays on the streets or portions thereof described in schedule XVII attached hereto* and made a part hereof.

(e) When any vehicle is left unattended or parked in tow or tow-away zones during the time of restricted parking during the afternoon peak traffic hours designated by official signs specifying the hours of restricted parking everyday, except Saturdays, Sundays and public holidays on the streets or

portions thereof described in schedule XVIII attached hereto* and made a part hereof.

(f) When any vehicle is left unattended or parked in tow or tow-away zones during the time of restricted parking during the morning and/or afternoon peak traffic hours designated by official signs specifying the hours of restricted parking everyday, except Saturdays, Sundays and public holidays on the streets or portions thereof described in schedule XIX attached hereto* and made a part hereof.

(g) When any vehicle is left unattended or parked in tow or tow-away zones at all hours of any day on the streets or portions thereof described in schedule XX attached hereto* and made a part hereof.

(h) When any vehicle is left unattended or parked in tow zones during the time of restricted parking designated by official signs specifying those times of restricted parking on the streets or portions thereof described in schedule XXI attached hereto* and made a part hereof.

(i) When any vehicle is left unattended upon a street and is parked in front of a public or private driveway so as to constitute an obstruction to vehicular traffic using such driveway for purposes of egress or ingress.

(j) When any vehicle is left unattended and parked on a street or portion thereof so as to interfere with or impede construction, demolition, repairs, and maintenance work being made thereon, adjacent to, above or below the street, provided a permit has been issued by the director of transportation services, and adequate regulatory signs are posted designating the time of the prohibition.

(k) When any vehicle is left unattended upon any street within ten feet of a fire hydrant.

(l) When any vehicle is left unattended upon any street within four feet of either side of a public or private driveway.

(m) When any vehicle is left unattended at any time on the roadway portion of any freeway; or, when any vehicle, excepting highway maintenance or construction equipment, is left unattended on the median, shoulder or any other portion, other than the roadway portion, of any freeway for more than four hours.

(n) When any bus, truck, truck-trailer, trailer, van, house trailer or any vehicle used for commercial purposes whose gross vehicle weight is 10,000 pounds or more, except vehicles of the public utilities and construction equipment while engaged in repair or construction work, or vehicles actually loading or unloading goods, wares, or merchandise, is parked on any public street for more than four hours.

(o) When any vehicle is left unattended in a transit or an express bus lane.

(p) When any vehicle is left unattended upon any bicycle lane or bicycle path.

(q) When any vehicle is in violation of the pedestrian mall provisions.

(2) Whenever an officer or employee of the department of finance removes or causes to be removed a vehicle from a street as authorized herein and the officer or employee knows or is able to ascertain from the registration records in the vehicle the name and address of the owner thereof, such officer or employee shall immediately give or cause to be given notice to the police department dispatch office the fact of such removal and the reasons therefor, and of the place to which such vehicle has been moved.

(3) Whenever an officer or employee of the department of finance removes or causes to be removed a vehicle from a street and does not know and is not able to ascertain the name of the owner as hereinbefore provided and in the event the vehicle is not returned to the owner within a period of three days, then and in that event, the officer or employee shall immediately send or cause to be sent a written report of such removal by mail to the City and County director of finance whose duty it is to register motor vehicles. Such report shall include a complete description of the vehicle, the date, time, and place from which removed, the reasons for such removal, the name of the garage or place where the vehicle is stored.

(4) The registered owner of the vehicle shall be liable for all reasonable expenses incurred by such removal and storage. (Ord. 4650; Am. Ord. 81-62; Sec. 15-13.10, 1978 R.O. (1983 ed.); Am. Ord. 88-34)

**The schedules referred to hereinabove are on file with the City Clerk and the department of transportation services.*

Sec. 15-13.11. Authority To Dispose Of Unclaimed Vehicles.

(1) The director of finance is hereby authorized and empowered to dispose of vehicles which have been taken into custody by the chief of police or director of finance or their authorized subordinates as prescribed in sec. 15-13.10 hereof. Such vehicle may be disposed of in accordance with sec. 290-10, HRS.

(2) In the event that no bid is received, the director of finance shall offer such vehicle to the division of automotive equipment services of the City and County for its use or for salvage; and in the event said division shall reject such offer, the director of finance shall dispose of such vehicle at the expense of the City and County. (Ord. 4650; Am. Ord. 81-62; Sec. 15-13.11, R.O. (1983 ed.); Am. Ord. 88-35)

Article XIV. Stopping, Standing Or Parking Prohibited In Specified Places.

Sec. 15-14.5. Prohibited Parking Within The City And County Of Honolulu.

(1) When official signs are erected giving notice of the prohibition against parking, no person shall stop, stand or park a vehicle any longer than is absolutely necessary to take on or discharge passengers or freight upon any of the streets or portions thereof described in schedule XXII attached hereto and made a part hereof. Provided, however, that when requested for noncommercial or nonbusiness purposes only, the director of transportation services may suspend for a period of not more than one week any parking prohibition herein enacted pursuant to the provisions of article III hereof.

(2) No vehicle shall stop, stand or park upon any of the streets or portions thereof described in schedule XXIII attached hereto and made a part hereof for any reason when official signs prohibiting stopping, standing, loading or unloading thereon are erected. Provided, however, that when requested for noncommercial or nonbusiness purposes only, the director of transportation services may suspend for a period of not more than one week any parking prohibition herein enacted pursuant to the provisions of article III hereof. (Ord. 4650; Am. Ord. 80-53)

Sec. 15-14.6. Parking Prohibited During Certain Hours Within The City And County Of Honolulu.

(1) When official signs are erected giving notice thereof, no person shall stop, stand or park a vehicle any longer than is absolutely necessary to take on or discharge passengers or freight, upon any of the streets or portions thereof within the City and County of Honolulu, between the hours indicated on such signs. Provided, however, that when requested for noncommercial or nonbusiness purposes only, the director of transportation services may suspend for a period of not more than one week any parking prohibition herein enacted pursuant to the provisions of article III hereof.

(2) When official signs are erected specifying the hours of restricted parking during the morning peak traffic and/or afternoon peak traffic hours, no person shall stop, stand or park a vehicle, even momentarily, upon any of the streets or portions thereof between the hours indicated on such signs. Provided, however, that when requested for noncommercial or nonbusiness purposes only, the director of transportation services may suspend for a period of not more than one week any parking prohibition herein enacted pursuant to the provisions of article III hereof. (Ord. 4650; Am. Ord. 80-53)

Sec. 15-14.8. Parking Prohibited In Tow Or Tow-Away Zones.

When official signs are erected designating a street or portions thereof as a tow or tow-away zone, no person shall stop, stand or park a vehicle, even momentarily, between the hours indicated on such signs; provided, however, that during hours other than the morning and afternoon peak traffic hours as defined in this Code, stops may be made by a vehicle displaying a valid decal pursuant to the provisions of sec. 15-15.5, R.O. 1978 (1983 ed.), as amended, for the expeditious loading or unloading of freight; and during the same hours for the expeditious loading or unloading of passengers by buses in official bus stops and provided, further, that buses franchised by the public utilities commission to render regularly scheduled bus service on routes specified by the public utilities commission and operating as such, transit buses operated by the City and buses when operated for the transportation of children to or from school may stop, stand or park at any time for the expeditious loading and unloading of passengers in official bus stops. In no case shall the stop for the loading or unloading of freight exceed 30 minutes and for the loading and unloading of passengers exceed three minutes. Provided, however, that when requested for noncommercial or nonbusiness purposes only, the director of transportation services may suspend for a period of not more than one week any parking prohibition herein enacted pursuant to the provisions of article III hereof.

Nothing in this section shall permit the parking of any bus, other than a City transit bus, in an officially designated bus stop in the Waikiki district, as defined in sec. 21A-7.80-1, (LUO) R.O. 1978, as amended. (Ord. 4650; Am. Ord. 80-53, 86-141)

Article XV. Stopping For Loading Or Unloading Only.

Sec. 15-15.1. Standing In Loading Zones For Loading Or Unloading Only.

(1) No person shall stop, stand, or park a vehicle for any purpose or period of time other than for the expeditious loading or unloading of passengers in any place marked as a passenger curb loading zone during hours when the regula-

tions applicable to such passenger curb loading zones are effective, and then only for a period not to exceed three minutes.

(2) No person shall stop, stand or park a vehicle for any purpose or any length of time in any space marked as a freight curb loading zone during the posted times; provided, however, a vehicle displaying on its windshield or on some other authorized part a valid decal issued by the licensing division of the department of finance pursuant to the provisions of sec. 15-15.5, may stand or be stopped or parked within such space while freight is being loaded upon or is being unloaded from such vehicle. In no case shall such standing, stopping or parking for loading and unloading of freight exceed 30 minutes or be permitted during the restricted peak traffic hours in tow or tow-away zones as provided in sec. 15-14.8. Provided further that a taxicab licensed under sec. 12-1.16 may stop, stand or park in a freight curb loading zone for the purpose of active loading and unloading of passengers or their personal property so long as the taxicab is not stopped, standing or parked for a period longer than 30 seconds. Provided further that an armored vehicle may stop, stand or park in a freight curb loading zone for the purpose of active loading and unloading of money, securities, negotiable instruments and other valuables and documents, so long as the armored vehicle is not stopped, standing or parked for a period longer than ten minutes. Any person convicted of a violation of the foregoing provision shall be punished by a fine of not less than \$5. The chief of police is hereby authorized to remove or cause to be removed, at the owner's expense, any vehicle parked, stopped or standing in violation of the foregoing provisions. The removal of a vehicle for such violation shall be in accordance with the provisions of sec. 15-13.10.

(3) Whenever any curb markings are to be used to designate loading zones, such markings shall be yellow in color.

(4) The establishment, relocation or abolishing of curb loading zones in the manner provided by law is hereby authorized at the locations described in schedule XXIV attached hereto and made a part hereof.

(5) The establishment of a curb teller zone is hereby authorized on the Waikiki side of Smith Street extending for a distance of 45 feet in the mauka direction, commencing 20 feet mauka of the prolongation of the lateral curb line on the mauka side of King Street at its intersection with said Smith Street. (Ord. 4650; Am. Ord. 80-53

Sec. 15-15.3. Buses Not Permitted To Stand Or Park Except In Officially Designated Bus Stops.

(1) The driver of a bus shall not stop, stand or park such bus upon any street at any place within any business district other than at an officially designated bus stop, nor for any purpose or period of time other than when actually engaged in the discharge of passengers or the pick up of passengers then in readiness at the curb. The stopping, standing or parking of such bus shall not extend beyond the time necessary therefor and in no event for more than three minutes.

(2) The chief of police may permit and direct the parking of buses at places other than officially designated bus stops when large assemblages of people create an unusually heavy demand for mass transportation facilities.

(3) No person shall stop, stand or park a bus used for charter or tour service in any officially designated bus stop unless such bus shall display on the right front bumper a valid decal issued by the licensing division of the department of finance pursuant to the provisions of sec. 15-15.5, R. O. 1978 (1983 ed.), as amended.

Am. 4/1/89
Ord. 80-78

(4) The locations designated official bus stops are described in schedule XXV attached hereto and made a part hereof.

(5) Nothing in this section shall permit the parking of any bus, other than a City transit bus, in an officially designated bus stop in the Waikiki district, as defined in sec. 21A-7.80-1, R.O. 1978 (1983 ed.), (LUO). (Ord. 4650; Am. Ord. 86-141)

**(Sec. 15-5.5. School Bus Driver To Activate Visual Signals. (Repealed))
(Ord. No. 4650; Am. Ord. 85-53)**

**Sec. 15-15.5. Permits To Park In Loading Zones And Official Bus Stops.
(Renumbered from Sec. 15-15.6.)**

The licensing division of the department of finance is hereby authorized to issue, upon application therefor on forms furnished by the department and upon the payment of annual fees as hereinafter provided, permits for the parking of trucks as described in sec. 249-1, HRS, as amended, in freight curb loading zones when freight is being loaded upon or is being unloaded from such vehicles and permits for the parking of tour buses, as defined in sec. 286-2, HRS, as amended, in officially designated bus stops when passengers are being loaded upon or being unloaded from such vehicles. A permit, deemed granted upon approval of the application, shall expire on December 31 of the year in which it is issued. However, an application for the renewal of such permit for the following year may be made on and after the first day of December and approval thereof may be granted upon the payment of the permit fee. The permit shall be evidenced by an appropriate decal which shall be placed on the front right bumper or on a place to be designated by the licensing division in the case of vehicles not required to have front bumpers.

The licensing division of the department of finance shall charge and collect an annual fee of \$24 for each permit, and a fee of \$1 for each decal, for a total charge of \$25; provided that, where the application for such permit is made in any month other than January, the permit fee of \$24 shall be reduced by \$2 for each full month of the then calendar year which shall have elapsed at the time of the application; and provided further that, where a decal is mutilated, defaced or lost, a replacement decal shall be issued upon payment of \$1. The sums collected shall be deposited in the Highway Fund. Permits issued pursuant to this section shall not allow the permittee to park in officially designated City bus stops in the Waikiki district, as defined in sec. 21A-7.80-1, (LUO) R.O. 1978, as amended. Such bus stops shall be restricted to use by City transit buses only. (Ord. 4650; Am. Ord. 80-53, 86-141)

Sec. 15-15.6. Credit Of Annual Fees. (Renumbered from Sec. 15-15.7.)

When an annual fee has already been paid on a vehicle and that vehicle is, within the year, replaced by another vehicle, the unexpired portion of the annual fee paid on the vehicle so replaced shall be credited to the annual fee payable for the replacement vehicle. For the purposes hereof, the unexpired portion of the annual fee shall be that amount, which is equal to \$2 for each full month remaining in the current licensing year. In addition, whenever a vehicle is replaced by another vehicle under the provisions hereof, the sum of \$5 shall be charged and collected to defray the administrative costs incurred by the City. (Ord. 4650; Am. Ord. 80-53)

Article XVI. Stopping, Standing Or Parking Restricted Or Prohibited On Certain Streets.

Sec. 15-16.5. City Hall And Satellite Off-Street Parking.

Am. 6/1/89
Ord. 89-78

(1) It shall be unlawful for any person to park a vehicle in an unmetered parking stall within the areas described in paragraph (4) herein, unless such vehicle has a decal affixed thereon evidencing the issuance of a parking permit by the building superintendent or the superintendent's authorized representative to park within such area.

(2) It shall be unlawful for any person to:

(a) Park a vehicle outside of a designated parking stall within the areas provided for City and County officials and employees, described in paragraph (4) herein.

(b) Disregard or violate any direction, instruction or restriction indicated by or on appropriate signs and markings posted in or about the areas described in paragraph (4) herein.

(c) Travel at a speed in excess of ten miles per hour within the areas described in paragraph (4) herein.

(3) Members of the police department and other persons authorized by the chief of police are hereby authorized to remove or cause to be removed any vehicle parked within the areas described in paragraph (4) herein when:

(a) Such vehicle does not display the required decal evidencing the issuance of a parking permit by the building superintendent or the superintendent's authorized representative.

(b) Such vehicle is not parked wholly within a designated stall and straddles an adjoining stall.

(4) Except as specified otherwise by appropriate signs and/or markings, the director and building superintendent of the City is hereby authorized and directed to designate by appropriate signs and/or markings all parking areas operated under authority of sec. 2-9.1(a)(1) of the Revised Ordinances of Honolulu 1978 and this Traffic Code for the exclusive use of officials and employees of the City, and employees of the Civic Center Child Care facility. The director and building superintendent is hereby authorized to issue, upon application therefor on forms furnished by the director and building superintendent and upon payment of the applicable monthly parking fee, permits for assigned and unassigned parking described in paragraph (5) herein.

(5) Any City official or employee, including elective and appointive officials, and any employee of the Civic Center Child Care facility, who applies for and receives a parking permit hereunder shall pay a fee for parking in accordance with the following schedule:

Assigned covered stall	\$26.50 per month;
Unassigned covered stall	\$20.00 per month;
Assigned tandem covered stall	\$13.50 per month;
Unassigned covered motorcycle stall	\$ 6.50 per month;
Assigned uncovered stall	\$16.00 per month;
Unassigned uncovered stall	\$12.00 per month;

- Unassigned uncovered satellite stall
with bus pass for commuting to working
place not less than 3/8 mile away \$ 6.50 per month;
- Unassigned uncovered theater parking \$ 6.50 per month;
- Unassigned uncovered motorcycle stall \$ 4.00 per month;
- Car Pool Unassigned covered or uncovered stalls:
 - Two (2) occupants 75% of specified rate;
 - Three (3) occupants 50% of specified rate;
 - Four (4) or more occupants No Charge.

(6) Appointive members of boards and commissions shall be entitled to park free of charge at such areas as are set aside for such purpose by the building superintendent of the City.

(7) The building superintendent shall also set aside areas where City and County vehicles not assigned to specific City officials and which are utilized for the conduct of daily City business (motor pool cars) shall be parked. No charge shall be made for these vehicles.

(8) The building superintendent is also authorized and directed to establish, mark and designate metered and unmetered parking stalls within the following parking areas:

- (a) Area F situated within the former location of Hotel Street between Kapiolani Boulevard and Punchbowl Streets at City Hall Block, Honolulu, Hawaii.
- (b) Area J-2 at Pawaa Annex.

(9) The building superintendent shall also post appropriate signs in and about the areas so established to indicate the type of parking in effect and in the case of metered parking spaces, the times during which meter fees are in effect. (Ord. 4650; Am. Ord. 80-53, 87-130)

Am. 8/22/90 15-16. 8, 24 hour time limit parking... 'Am. 10/16/90
 Ord. 90-73 Ord. 90-73

Article XVII. Pedestrians' Rights And Duties.

Sec. 15-17.8. Restrictions On Use Of Roadways By Pedestrians. (Repealed)
 (Ord. 4650; Am. Ord. 80-53)

Article XVIII. Operation of Bicycles And Play Vehicles.

Sec. 15-18.3. Obedience To Traffic Control Devices.

(1) Every person operating a bicycle shall obey the instructions of official traffic control signals, signs, and other control devices applicable to vehicles, unless otherwise directed by a police officer or any other persons authorized to direct, control, or regulate traffic.

(2) Whenever authorized signs are erected indicating that no right or left or "U" turn is permitted, no person operating a bicycle shall disobey the direction of any such sign, except where such person dismounts from the bicycle to make any such turn, in which event such person shall then obey the regulations applicable to pedestrians.

(3) Bicycle lanes established by this section and described in schedule XXXIV attached hereto and made a part hereof and delineated by appropriate pavement markings shall be used exclusively for operating bicycles, except as otherwise provided in sec. 15-6.7 and except where there is no paved sidewalk provided, then pedestrians may use the bicycle lane as a walkway and bicycle riders shall yield the right-of-way to pedestrians using such bicycle lane.

"Bicycles" mentioned in this part (3) provision shall expressly exclude bicycles equipped with a motor. (Ord. 4650; Am. Ord. 80-53)

Sec. 15-18.10. Regulations Applicable To Bicycle Paths Constructed On Easements Granted To The City And County Of Honolulu For Such Purpose.

Within the limits of bicycle paths and their respective easements, such easements having been granted to the City and County of Honolulu for purposes of providing bicycle paths, no person shall:

- (1) Willfully or intentionally destroy, damage or injure any property;
- (2) Climb onto any bridge, tree, wall, fence or other structure;
- (3) Swim, bathe, wade in, pollute or block the water of any natural stream;
- (4) Litter, throw or dispose of any refuse or waste material;
- (5) Kindle, build, maintain or use any fire;
- (6) Annoy, molest, kill, wound, chase, shoot or throw missiles at any animal or bird;
- (7) Distribute, post, or place any commercial handbill or circular, notice, or other advertising device or matter except as permitted by the terms of any agreement relating to the use of the bicycle path and easement;
- (8) Operate any vehicle other than (1) a bicycle without a motor or (2) authorized vehicles, where permitted by posted signs;
- (9) Park, wash, polish, or repair cars or other vehicles;
- (10) Cut or remove any wood, plant, grass, soil, rock, sand or gravel;
- (11) Sell or offer for sale any merchandise, article, thing, or engage in any commercial operations whatsoever;
- (12) Amplify music or use battery operated loudspeakers (bull horns);
- (13) Ride or drive any horse or any other animal;
- (14) Engage in any sports or recreational activities other than the riding of bicycles;
- (15) Discharge firearms of any kind;
- (16) Place tents, or other structures, or in any way inhabit the premise;
- (17) Park any bicycle or vehicle on the bicycle path except authorized maintenance and security vehicles;
- (18) Drive any vehicle, including bicycle, across the bicycle path without first coming to a full stop;
- (19) Fail to yield the right-of-way to authorized motor vehicle. (Ord. 4650; Am. Ord. 80-53)

Sec. 15-18.11 Operating Bicycle with Motor.

No person less than 15 years of age shall operate a bicycle equipped with a motor on any street or highway. Nor shall more than one person at a time be allowed to ride a bicycle equipped with a motor. (Ord. 4650; Am. Ord. 80-53)

Article XIX. Equipment.

Sec. 15-19.2. When Lighted Lamps Are Required.

Every vehicle upon a highway at any time from a half-hour after sunset to a half-hour before sunrise and at any other time when there is insufficient light to render clearly discernible persons and vehicles on the highway at a distance of 200 feet ahead shall display lighted lamps and illuminating devices as hereinafter respectively required for different classes of vehicles, subject to exceptions with respect to parked vehicles as hereinafter stated; provided that every vehicle upon a highway within a tunnel shall at all hours display lighted lamps, illuminating devices, and tail lamps in addition to any other equipment required for that class of vehicle by the provisions of this section. (Ord. 4650; Am. Ord. 80-53)

Sec. 15-19.5. Additional Equipment Required On Certain Vehicles.

In addition to other equipment required in this article, the following vehicles shall be equipped as herein stated under the conditions stated in sec. 15-19.4.

(1) On every bus or truck, whatever its size, there shall be the following: On the rear, two reflectors, one at each side, and one stop light.

(2) On every bus or truck 80 inches or more in overall width, in addition to the requirements in subsection (1):

(a) On the front, two clearance lamps, one at each side.

(b) On the rear, two clearance lamps, one at each side.

(c) On each side, two marker lamps, one at or near the front and one at or near the rear.

(d) On each side, two reflectors, one at or near the front and one at or near the rear.

(3) On every truck tractor:

(a) On the front, two clearance lamps, one at each side.

(b) On the rear, one stop light.

(4) On every trailer or semi-trailer having a gross weight in excess of 3000 pounds:

(a) On the front, two clearance lamps, one at each side.

(b) On each side, two side marker lamps, one at or near the front and one at or near the rear.

(c) On each side, two reflectors, one at or near the front and one at or near the rear.

(d) On the rear, two clearance lamps, one at each side, also two reflectors, one at each side, and one stop light.

(5) On every pole trailer in excess of 3000 pounds gross weight:

(a) On each side, one side marker lamp and one clearance lamp which may be in combination, to show to the front, side and rear.

(b) On the rear of the pole trailer or load, two reflectors, one at each side.

(6) On every trailer, semi-trailer, or pole trailer weighing 3000 pounds gross or less:

(a) On the rear, two reflectors, one on each side. If any trailer or semi-trailer is so loaded or is of such dimensions as to obscure the stop light on the towing vehicle, then such vehicle shall also be equipped with one stop light. (Ord. 4650; Am. Ord. 81-62)

Sec. 15-19.6. Color Of Clearance Lamps, Side Marker Lamps, And Reflectors.

(1) Front clearance lamps and those marker lamps and reflectors mounted on

the front or on the sides near the front of a vehicle shall display or reflect an amber color.

(2) Rear clearance lamps and those marker lamps and reflectors mounted on the rear or on the sides near the rear of a vehicle shall display or reflect a red color.

(3) All lighting devices and reflectors mounted on the rear of any vehicle shall display or reflect a red color, except the stop light or other signal device, which may be red, amber, yellow, or green, and except the light illuminating the license plate or the light emitted by a back-up lamp, which shall be predominantly white. (Ord. 4650; Am. Ord. 80-53)

Sec. 15-19.27. Horns and Warning Devices

(1) Every motor vehicle when operated upon a highway shall be equipped with a horn in good working order and capable of emitting sound audible under normal conditions from a distance of not less than 200 feet, but no horn or other warning device shall emit an unreasonably loud or harsh sound or a whistle. The driver of a motor vehicle shall when reasonably necessary to insure safe operation give audible warning with the motor vehicle's horn, but shall not otherwise use such horn when upon a highway.

(2) No vehicle shall be equipped with nor shall any person use upon a vehicle any siren, whistle or bell, except as otherwise permitted herein.

(3) Any authorized emergency vehicle may be equipped with a siren, whistle, bell or air horn, capable of emitting sound audible under normal conditions from a distance of not less than 500 feet and of a type approved by the director of finance; provided that the use of such air horn shall be restricted to heavy fire equipment such as fire engines, ladder trucks and rescue trucks and provided further that such siren or air horn shall not be used except when such vehicle is operated in response to an emergency call or in the immediate pursuit of an actual or suspected violator of the law, in which said latter events the driver of such vehicle shall sound said siren or air horn when necessary to warn pedestrians and other drivers of the approach thereof.

(4) Any truck used to haul dirt, rock, concrete or other construction material may be equipped with a horn, bell or whistle in the rear thereof, capable of emitting a sound audible under normal conditions from a distance of not less than 200 feet; such warning device, however, to be sounded only while the truck is backing up. (Ord. 4650; Am. Ord. 81-62)

Sec. 15-19.30. Windshields To Be Unobstructed And Equipped With Wipers.

(1) No person shall drive any motor vehicle with any sign, poster, or other nontransparent material upon the front windshield, side wings, or side or rear windows of such vehicle which obstructs the driver's clear view of the highway or any intersecting highway.

(2) Except as otherwise provided in sec. 15-15.5, posters or stickers approved by the chief of police shall be placed at the lower right hand corner of the front windshield of a left-hand driven motor vehicle or at the lower left hand corner of the front windshield of a right-hand driven motor vehicle, or in a location as approved by the chief of police. However, such posters or stickers so placed shall not cover an area greater than four inches by six inches, except for non-residence permits or for military requirements, in which case an additional area four and one-half inches by six inches may be used.

(3) No person shall drive any motor vehicle with any nontransparent material or object suspended within the windshield area as viewed from the driver's

seat, nor shall any person drive any motor vehicle upon the hood or radiator of which is attached any fixture ornament of any material which vibrates, swings, or flutters within view of the driver of said vehicle.

(4) The windshield on every motor vehicle shall be equipped with a device for cleaning rain or other moisture from the windshield, which device shall be so constructed as to be controlled or operated by the driver of the vehicle.

(5) Every windshield wiper upon a vehicle shall be maintained in good working order. (Ord. 4650; Am. Ord. 85-9)

Sec. 15-19.31. Windshield, Fenders And Bumpers Required On All Vehicles.

Every motor vehicle upon a highway, excepting a motorcycle and motor-scooter, shall be equipped with a windshield. In addition, every motor vehicle upon a highway, excepting a motorcycle and motorscooter, shall be equipped with fenders for all wheels, and front and rear bumpers. (Ord. 4650; Am. Ord. 81-62)

Sec. 15-19.34. Certain Vehicles To Carry Flares Or Other Warning Devices.

(1) No person shall operate any motor vehicle or truck tractor upon any unlighted highway at any time from a half-hour after sunset to a half-hour before sunrise unless there shall be carried in such vehicle the following equipment, except as provided in subsection (2):

(a) At least three flares or three red electric lanterns each of which shall be capable of being seen and distinguished at a distance of 500 feet under normal atmospheric conditions at night time.

1. Each flare (liquid-burning pot torch) shall be capable of burning for not less than 12 hours in five miles per hour wind velocity and capable of burning in any air velocity from zero to 40 miles per hour. It shall be substantially constructed so as to withstand reasonable shocks without leaking and it shall be carried in the vehicles in a metal rack or box.

2. Each red electric lantern shall be capable of operating continuously for not less than 12 hours and shall be substantially constructed so as to withstand reasonable shocks without breaking.

(b) At least three red burning fusees unless red electric lanterns are carried. Each fusee shall be capable of burning at least 15 minutes.

(c) At least two red cloth flags, not less than 12 inches square, with standards to support same.

(2) No person shall operate at the time and under the conditions stated in subsection (1) any motor vehicle used in the transportation of flammable gases unless there shall be carried in such vehicle three red electric lanterns meeting the requirements above stated, and there shall not be carried in such vehicle any flares, fusees, or signal produced by a flame.

(3) In the alternative, it shall be deemed a compliance with this section in the event the person operating any motor vehicle described in this article shall carry in such vehicle three portable reflector units on standards of a type approved by the director of finance. No portable reflector unit shall be approved unless it is so designed and constructed that it will reflect red light clearly visible for a distance of at least 300 feet under normal atmospheric conditions at night time when directly in front of the lawful upper beams of head lamps. (Ord. 4650; Am. Ord. 81-62)

Sec. 15-19.38. Reconstructed Vehicle.

(1) Except as provided in subsection (4), it shall be unlawful for any person to

operate on any street or highway a reconstructed or rebuilt motor vehicle without first having obtained a revocable permit from the director of finance.

(2) Prior to the issuance of any such permit, the applicant shall submit to the director of finance, except as hereinbelow provided, proof that the reconstruction of the vehicle was made by an automobile repair shop, garage or dealer, authorized to engage in business in the State of Hawaii. The automobile repair shop, garage or dealer shall include in the invoice or job order a list of each and every part used in the reconstruction, describing each as new or used, and which part, if any, was furnished by other than the repair shop, garage or dealer. In the event that a vehicle is reconstructed or rebuilt other than by an automobile repair shop, garage or dealer, authorized to engage in business in the State of Hawaii, the applicant shall submit to the director of finance a list of all parts added to, or substituted for, the original parts, together with proof of ownership of such parts so added to, or substituted for, the original parts. In addition, the director of finance shall require, prior to the issuance of such permit, a written report of the changes or modifications made in such reconstructed vehicle from the division of motor vehicles and licensing of the department of finance, together with a report on the brakes, lights, fenders, bumpers, overall engine, hood and other equipment necessary for the safe operation of the reconstructed vehicle.

(3) The director of finance may revoke any permit issued under the provisions of this section, if the director has reason to believe that the vehicle for which the permit was issued is a menace to traffic.

(4) The provisions of this section shall not apply to the reconstruction or modification of any motor vehicle which is subject to the rules and regulations of the State public utilities commission pursuant to Act 121, S.L.H. 1961, as amended.

(5) The director of finance is hereby authorized to promulgate rules and regulations having the force and effect of law, as prescribed in chap. 91, HRS, for the administration and enforcement of this section, not inconsistent with the provisions of this Code. (Ord. 4650; Am. Ord. 81-62)

Sec. 15-19.43. Sound Vehicles.

(1) "Sound vehicle" shall mean any vehicle which carries or is equipped with any instrument or device for the production or reproduction of music, spoken words or other sounds, or any loudspeaker or other sound amplifying device designed to enlarge the volume of sound produced by any instrument or by the human voice, which instrument or device is used, or intended to be used for the purpose of advertising or calling attention to any article, thing or event, or for the purpose of addressing the public or attracting the attention of the public; provided that the term shall not include the following:

(a) Vehicles used in a parade or procession duly authorized.

(b) A vehicle equipped with a horn designed and used for the purpose of warning traffic, or any authorized emergency vehicle, as defined in the Traffic Code.

(c) Vehicles equipped with radio, television, or other sound device, designed and installed for the use and enjoyment of the occupants of such vehicles.

(2) No person shall drive, operate, propel or park on any public street or highway any sound vehicle with its sound amplifying device in operation without first having obtained a revocable permit from the chief of police. Such permit shall be good for one year and may be renewed annually upon application.

(3) All applications for such permits shall be made on forms furnished by the chief of police. Each application shall state the name and address of the person applying for such permit, a description of the vehicle to be used, the type and kind of sound-making or broadcasting device attached to the vehicle and the license number of the vehicle, including any other information required by the chief of police.

(4) No such vehicle shall be operated while broadcasting at any time between the hours of 9:00 p.m. and 7:00 a.m.

(5) The chief of police shall promulgate rules and regulations pursuant to the provisions of HRS chap. 91 for implementing and administering this section.

(6) The chief of police is authorized to deny any application for a permit which does not meet the conditions provided herein or in any rules and regulations promulgated by the chief. The chief shall also be authorized to suspend or revoke any permit issued hereunder for violations of any of the provisions of this section or rules and regulations promulgated by the chief. Before the chief of police can deny any application for a permit or suspend or revoke a permit, the chief shall first afford the applicant or permittee a hearing, as prescribed in HRS chap. 91, and shall promulgate rules and regulations to establish procedures for such a hearing. (Ord. 4650; Am. Ord. 80-53)

Article XX. Inspection Of Motor Vehicles.

(The inspection of motor vehicles shall be as prescribed in chap. 286, HRS, Sec. 286-21 to -30.)

Sec. 15-20.1. Official Inspection Stations.

(1) Pursuant to the authority granted in sec. 286-27, HRS, the department of finance is designated as the department responsible for supervising the operation of official inspection stations according to standards prescribed by the State highway safety coordinator.

(2) Application for such permit shall be made upon an official form and shall be granted only when the director of finance is satisfied that the station is properly equipped and has competent personnel to make such inspections and adjustments and will be properly conducted.

(3) No permit for an official inspection station shall be issued without the following equipment: headlight testing machine approved by the director of finance and a wheel alignment gauge or tester also approved by the director of finance.

(4) The person operating an official inspection station shall issue a certificate of inspection and approval upon an official form to the owner of a vehicle upon inspecting such vehicle and determining that its equipment is in good working condition and proper adjustment, otherwise no certificate shall be issued. When required by the director of finance, record and report shall be made of every inspection and every certificate issued therefor.

(5) Pursuant to the authority granted sec. 287-28, HRS, the department of finance shall supervise and cause inspections to be made of official inspection stations. The department shall inspect each official inspection station at a frequency of not less than once every two months. The department shall suspend or revoke and require the surrender of the permit issued to a station which it finds is not properly conducting inspections. The department shall maintain and post at

its office lists of all stations holding permits and of those, the permits of which have been suspended or revoked. Proceedings involving the suspension or revocation of permits shall be governed by the provisions of chap. 91, HRS. (Ord. 4650; Am. Ord. 80-61, 87-82)

Sec. 15-20.2. Inspection Fees.

(1) A fee of not more than \$9.75 may be charged by the operator of an official inspection station for the inspection of motor vehicles other than a trailer or a motorcycle and the issuance of a certificate therefor as provided in sec. 15-20.1(4). A fee of not more than \$7.75 may be charged by the operator of an official inspection station for the inspection of trailers and motorcycles. The director of finance shall collect from the operator of an official inspection station the sum of 50 cents from the above-charged fees. Twenty-five cents of the said 50 cents shall be for the left one-half of the sticker, designating the month of expiration of the inspection certificate, and 25 cents of the said 50 cents shall be for the right one-half of the sticker designating the year of expiration of the inspection certificate. The director of finance shall, in addition, collect from the operator of an official inspection station the sum of 50 cents from the above-charged fees which shall be expended for enforcement purposes only. It is the intent of this provision to set the fee for motor vehicle inspections as provided for in sec. 286-26(e), HRS.

(2) A fee of not more than \$5 per 100 motor vehicle safety inspection applications will be charged to all official inspection stations and to anyone who is authorized to do official motor vehicle safety inspections. The cost of obtaining these forms may be added to the regular safety inspection fee. (Ord. 4650; Am. Ord. 80-59, 80-61, 87-82)

Article XXII. Parking Meter Zones.

Sec. 15-22.4. Parking Time Limits.

(1) Parking or standing a vehicle in a designated space in the Downtown and Civic Center area (which is bounded by River Street to Vineyard Boulevard, then along Vineyard Boulevard to Punchbowl Street, then along Punchbowl Street to Beretania Street, then along Beretania Street to Alapai Street, then along Alapai Street to King Street, then along King Street to Punchbowl Street, and along Punchbowl Street to the waterfront), and the Waikiki, and City Hall parking meter zones shall be lawful between the hours of 7:00 a.m. and 6:00 p.m. unless otherwise provided by law on any day except Sundays and public holidays, upon deposit of the combination of the following coins of the United States of America in a 60 cents per hour zone: nickel coin for five minutes; dime coin for ten minutes; quarter coin for 25 minutes; any combination of the above-designated coins equal to the sum of 60 cents for 60 minutes or one hour. Provided, however, that with respect to those parking meter zones in areas other than those designated above the deposit of the following coins shall be required: nickel coin for six minutes; dime coin for 12 minutes; quarter coin for 30 minutes; and any combination of the above-designated coins equal to the sum of 50 cents for 60 minutes or one hour. Each parking meter when operated, shall indicate by its dial and pointer the duration of the period of legal parking, and upon the expiration of such period, shall indicate illegal or over parking.

(2) The director of the department of transportation services shall fix and

indicate the time limitations for legal parking in such zones; and the hours during the day when the parking meter or meters must be used and when the time limitations for legal parking in such zones shall be effective, on the parking meter or meters and/or by appropriate sign or signs posted in proximity to said meter or meters in said zones. (Ord. 4650; Am. Ord. 80-53, 84-71, 85-56)

Sec. 15-22.8. Charge For Enclosure Or Obstruction Of Parking Meter Spaces Incidental To Construction, Etc.

(1) Before any person (other than any governmental agency) shall enclose, obstruct, or cause to be enclosed or obstructed any parking meter space or portion thereof, incidental to erecting, constructing, enlarging, altering, repairing, moving, improving, removing, converting or demolishing any building or structure, such person shall pay to the department of transportation services of the City and County of Honolulu, a sum calculated at the rate of \$2 for each such parking meter space for each day or fraction thereof, exclusive of Sundays and public holidays, on which said space shall be so enclosed or obstructed.

(2) No permit to enclose or obstruct any sidewalk or street area required under the "Rules and Regulations Governing the Use of Traffic Control Devices at Work Sites on or Adjacent to Public Streets and Highways" adopted by the State highway safety coordinator pursuant to sec. 286-8, HRS, on April 11, 1968 shall be issued by the director of transportation services of the City and County of Honolulu to any person to whom the foregoing provision is applicable until said person shall have made a deposit of the aforesaid sum, based on the estimated number of days during which the parking meter spaces shall be so enclosed or obstructed. Said person shall notify the department of transportation services immediately upon termination of such enclosure or obstruction.

(3) All monies due and collected hereunder shall be deposited in the Highway Fund, created by chap. 249, HRS, as amended. In the event there is a variance between the amount collected and the amount due, adjustment shall then be made by or with the said department of transportation services. (Ord. 4650; Am. Ord. 80-53)

Sec. 15-22.12. Enforcement.

Am. 6/1/89 Rep. 10/16/90
Ord. 89-78 Ord. 90-77

(1) It shall be the duty of the Honolulu police department through its authorized agents to attach to each vehicle parked in violation of this article a traffic summons addressed to the registered owner thereof and instructing such person to report to the traffic violations bureau with regard to such violation. The summons shall in addition contain the following information:

(a) The number of each parking meter which indicates that the vehicle occupying the parking space assigned to such parking meter is or has been parked in violation of any of the provisions of this article;

(b) The license number of such vehicle;

(c) The length of time, if determined, during which such vehicle is or has been parked in violation of any of the provisions of this article;

(d) The time when the summons is issued. An additional summons as described herein shall be issued for each hour the vehicle is observed to remain parked in violation of this article;

(e) Any other facts, a knowledge of which is necessary to a thorough understanding of the circumstances attending such violation or violations.

(2) Each such police officer shall also attach to such vehicle a traffic summons to the registered owner thereof that such vehicle has been parked in violation of a

Am. 7/3/89
Ord. 89-92

provision of this traffic code and instructing such registered owner to report at the traffic violations bureau in regard to such violation. Each such registered owner or the person who actually operated or parked the vehicle at the time of the violation may, within seven days of the time when such traffic summons was attached to such vehicle, appear at such traffic violations bureau and post a bail bond in the amount as follows for appearance at the next succeeding session of the district court:

(a) \$5 if bail is posted within seven days of the time when such traffic summons was attached to such vehicle, and thereafter, \$10 for the violation of any provision of this article, other than the violation of a parking restriction in any tow zone during tow zone hours; and

(b) \$10 if bail is posted within seven days of the time when such traffic summons was attached to such vehicle, and thereafter, \$15 for the violation of a parking restriction in any tow zone during tow zone hours.

Upon failure to appear at such succeeding session, said bail bond shall be deemed forfeited. The failure of such owner or operator to make such appearance or payment within said seven days shall render such owner subject to charges and to the penalties hereinafter provided for violations of the provisions of this traffic code. (Ord. 4650; Am. Ord. 80-53)

Sec. 15-22.13. Penalty.

Am. 6/1/89 Rep. 10/16/90
Ord. 89-78 Ord. 90-77

Any person violating the provisions of sec. 15-22.11(a)-(g) shall upon conviction be punished by a fine of \$5 for each such violation. Any person violating the provision of sec. 15-22.11(h) shall upon conviction be punished by a fine of \$10 for each such violation. (Ord. 4650; Am. Ord. 80-53)

Article XXIII. Off-Street Parking.

Sec. 15-23.1. Designation Of Parking Meter Spaces Or Parking Spaces.

The director of transportation services of the department of transportation services of the City and County of Honolulu is hereby authorized and directed to establish, mark and designate individual parking meter spaces or individual parking spaces for the parking of a single vehicle therein of appropriate size in public off-street parking facilities. (Ord. 4650; Am. Ord. 85-56)

Sec. 15-23.2. Charges For Parking.

Am. 6/1/89
Ord. 89-78

The following charges shall be made and collected for parking a vehicle in public off-street parking facilities:

(1) The following facilities shall have a three hour time limit at the rate of 60 cents per hour:

- (a) Bishop-Kukui (Area 2);
- (b) Beretania-Smith Lot.

(2) The following facilities shall have a two hour time limit at the rate of 60 cents per hour:

- (a) Kekaulike;
- (b) River-Nimitz Lot.

(3) The Kuhio-Kaiolu Lot shall have a five hour time limit at the rate of 60 cents per hour.

(4) The metered parking area at the City Hall-Pawaa Annex shall have a one hour time limit at the rate of 60 cents per hour Monday through Friday, except holidays, from 7:30 a.m. to 4:30 p.m.

(5) The following facilities shall have a five hour time limit at the rate of 40 cents per hour:

- (a) Kailua Parking Lot;
- (b) Kaimuki Parking Lot No. 1, situated between Twelfth Avenue and Eleventh Avenue; and
- (c) Kaimuki Parking Lot No. 2, situated between Koko Head Avenue and Twelfth Avenue.

(6) The Civic Center parking structure shall have an hourly rate of \$1 per hour.

(7) The following charges shall be made and collected for parking a vehicle in Alakea-Richards, Kaahumanu, Maunakea-Smith, or Bethel-Hotel facility:

(a) Parking Fees.

1. Base Fee shall be as follows: Monday to Friday, 6:00 a.m. to 5:00 p.m., 25 cents per half hour for the first two hours, and 50 cents per half hour thereafter. Monday to Friday, 5:00 p.m. to midnight 25 cents per half hour with a maximum charge of \$1. From 6:00 a.m. to midnight on Saturdays, Sundays, and holidays, if an attendant is on duty, the charge will be 25 cents per half hour with a maximum charge of \$1; and from 6:00 a.m. to midnight on Saturdays, Sundays, and holidays, if no attendant is on duty, there shall be no charge. The department shall determine those hours between 6:00 a.m. and midnight Saturdays, Sundays, and holidays during which each of the lots shall be attended. At least 30 days prior to any change in the hours of attendant parking at any of the lots, the department shall prominently post a notice or notices thereof at the affected lot.

2. Changes in the Base Fee. The director or the director's authorized representative shall determine the occupancy rate on a semi-annual basis at each parking facility governed by this subsection. If the occupancy rate at any of the parking facilities equals or exceeds 90 percent of the facility's capacity, the Base Fee for parking at such parking facility may be increased by ten cents per half hour for the first two hours and 20 cents per half hour thereafter. If the occupancy rate at any of the parking facilities decreases by 20 percent over the occupancy rate for the immediately preceding period of six months, the base fee for parking at such parking facility shall be decreased by ten cents per half hour for the first two hours and 20 cents per half hour thereafter. However in no event shall the base fee be reduced below the rate in subsection (7)(a)1.

For purpose of this section "occupancy rate" shall mean and be determined as follows:

An occupancy rate is a ratio between the total available space hours over a given time period and the portion of the time vehicles were parked in the spaces over the same time period; provided that the given time period shall not be a time period during which there is no charge for parking.

The occupancy rate of each parking facility shall be determined by the director or the director's authorized representative.

3. In no event shall the base fee exceed \$1 per hour for the first two hours and \$2 per hour thereafter.

4. Any change in the base fee shall become effective 30 days after the department reviews and establishes the change in the parking fees. At least seven days prior to the effective date of the change, the director or the

director's authorized representative shall post a notice of the change at the affected parking facility.

5. Lost Ticket - Ten dollars.

6. Carpool Fee (where applicable). Three dollars per exit with a valid carpool parking program permit.

7. Validated Parking Fee. Validated parking for businesses located in the downtown area shall be permitted.

8. Parking facilities shall remain open for public use from 6:00 a.m. to midnight daily, including Sundays and holidays.

9. Bicycles, motorcycles, motorscooters, mopeds. Notwithstanding the foregoing provisions, the director of transportation shall designate portions of the parking facilities which are not designated as parking stalls to be used to park bicycles, motorcycles, motorscooters, and mopeds as defined in HRS sec. 291C-1, free of charge.

10. Early Bird Parking. The director of the department of transportation services is authorized to establish an all-day early bird parking program at any of the parking facilities provided for under this subsection and set the all-day fee to be charged pursuant to said program; provided, however, that in no event shall the early bird parking program be implemented to the detriment of daytime, short-term parkers.

(8) Kukui Plaza parking facility shall have the following rates and shall be open for business Monday through Friday, except holidays, from 6:00 a.m. to 6:00 p.m.:

(a) Hourly Rate - Twenty-five cents per 20 minutes.

(b) Monthly Rate - \$70 per month.

(c) Tenant Validation - \$60 dollars per 100 tickets.

(d) Monthly rate for low-moderate income persons as certified by the department of housing and community development - \$25 per month.

(9) Hale Pauahi parking facility shall have the following rates and shall be open for business Monday through Saturday, except holidays, from 6:00 a.m. to 10:00 p.m.:

(a) Hourly Rate - Twenty-five cents per 20 minutes.

(b) Monthly Rate - \$80 per month.

(c) Tenant Validation - \$60 per 100 tickets.

(d) Monthly rate for tenants of Hale Pauahi as certified by the department of housing and community development - \$40 per month.

(e) Monthly rate for tenants of River-Pauahi Apartments as certified by the department of housing and community development - \$40 per month.

(f) Monthly rates for tenants of Pauahi Kupuna Hale elderly project as certified by the department of housing and community development - \$10 per month.

(10) When any vehicle is not called for at closing time, such vehicle shall not be delivered to the owner or driver thereof until such time as the parking facility is again open for business and a charge of \$1, together with the charges hereinabove specified remaining unpaid, shall have been paid by such owner or driver. Further, should the owner or driver fail to claim or call for such vehicle within 24 hours after the parking facility is again open for business, the chief of police shall remove or cause to be removed such vehicle from the parking facility, and the owner or driver thereof shall be liable for all reasonable expenses incurred by such removal, as well as the charges herein specified. In no event shall the City and County of Honolulu be responsible for any claim by reason of loss, theft or

conversion of, or for any damage or injury to, a vehicle parked in the parking facility. (Ord. 4650; Am. Ord. 83-23, 84-71, 84-93, 84-97, 85-3, 85-39, 85-56, 85-110, 85-112, 87-94)

Sec. 15-23.5. Use Of Revenues.

(1) All revenues derived from the operation and use of public off-street parking facilities, shall be collected and deposited as prescribed in sec. 15-22.9, and such revenues shall be used as prescribed in sec. 15-22.10. (Ord. 4650; Am. Ord. 85-56)

Sec. 15-23.8. Penalty.

Am. 6/1/89
Ord. 89-78

Any person violating the provisions of sec. 15-23.6(a), (b), (c), (e), and (f) shall upon conviction be punished by a fine of \$5 for each such violation. Any person violating the provisions of sec. 15-23.6(d), (g), and (h) shall upon conviction be punished as provided in article XXVI of this Traffic Code. (Ord. 4650; Am. Ord. 80-53)

Article XXIV. Miscellaneous Provisions.

Sec. 15-24.4. Driving Through Funeral Or Other Processions.

(1) No person shall drive a vehicle between the vehicles comprising a funeral or other authorized procession while they are in motion and when such vehicles are conspicuously designated as by law required. This provision shall apply at intersections where traffic is controlled by traffic control signals or by police officers. When the lead car of any funeral or other procession shall have entered any intersection, notwithstanding the light conditions at those intersections controlled by signal devices, then all other traffic shall yield the right-of-way to all vehicles comprising such funeral or other procession until it has passed through the intersection. The foregoing provisions of this section shall apply only to such funeral or other processions moving under police escort.

(2) No funeral procession shall be permitted during the hours of 6:30 to 8:30 a.m. and 3:30 to 5:30 p.m. Monday through Friday, except holidays.

(3) A funeral procession composed of any number of vehicles shall be identified as such by the conspicuous display on the top center of each vehicle of a device not less than eight inches long and four inches high, predominantly black or violet in color with the word FUNERAL imprinted on each side thereof in letters no less than 1-1/4 inches in height, and the display on the top center of both the lead vehicle and the end vehicle of a flashing amber light having a minimum diameter of 6 inches. Such devices and the lights shall be fastened to the vehicles by means of magnets or suction cups. While in the procession each driver shall turn on the head lamps of such person's motor vehicle as further identification. (Ord. 4650; Am. Ord. 80-53)

Sec. 15-24.8. Carrying Passengers On Trucks.

(1) It shall be unlawful for an owner or a driver of a truck or other vehicle designed and constructed for commercial purposes to use such vehicle for the transportation of passengers without a special permit from the director of finance. The director of finance shall issue such permit only after said director is thoroughly satisfied that passengers can be transported with safety in such vehicle and that the driver of such vehicle is competent. Such permits shall be issued for not more than 48 hour periods and shall bear the name of the driver,

Am. 11/21/89
Ord. 89-130

registration number of the vehicle, the owner's name, and the number of passengers allowed to be carried, and if passengers are carried for hire, or if school children are carried either with or without remuneration, the owner shall show financial responsibility or insurance to cover any accident that might arise while such vehicle is so used; provided, however, that where such vehicle is used in the regular course of business of the owner in transporting the employees of the owner to or from their respective places of employment or where such vehicle is used in transporting school children to and from school without remuneration, such permit may be issued for yearly periods.

(2) Provisions to the contrary notwithstanding, where such vehicle is used in transporting members of the owner's immediate family for recreational or social purposes or where such vehicle is used in transporting not more than five persons in the rear of the vehicle, to or from their respective places of employment, no such permit need be obtained from the director of finance. (Ord. 4650; Am. Ord. 81-62)

Sec. 15-24.11. Parking For Disabled Persons.

(1) Application and Issuance of Disabled Parking Placards and Disabled Identification Cards. The following provisions shall govern applications for and issuance of disabled parking placards and disabled identification cards to disabled persons:

(a) In order to be considered for issuance of a disabled parking placard and disabled identification card, an applicant must present a completed application form and a completed certificate of disability form to the director of transportation services. These forms shall be provided to applicants by the department of transportation services. The certificate of disability shall be completed by a physician licensed by a state, territory, or commonwealth of the United States or the District of Columbia, and shall certify that the applicant is a disabled person, shall state the category of the disability under sec. 15-3.17, shall state whether the disability is permanent or temporary, and if the disability is temporary, shall state the anticipated duration thereof.

(b) If, upon review of the application and certification of disability, the director of transportation services determines that the applicant is a resident of the City and County and is a permanently disabled person, the director shall, upon receiving payment of the fees prescribed in paragraph (i), issue one disabled parking placard and one disabled identification card to the applicant.

(c) Any person who has a special parking permit issued by the City, which is valid and effective on the effective date of this ordinance, may be issued a new disabled parking placard and a new disabled identification card without submitting a new certificate of disability if such person qualifies as a "disabled person" as defined in sec. 15-2.17(1).

(d) For the purposes of this section, a valid and effective disabled parking placard or disabled identification card issued by another county of the State of Hawaii shall be deemed a disabled parking placard or disabled identification card, whichever is appropriate, issued pursuant to this subsection.

(e) Any disabled person who has been issued and possesses a current disabled parking permit or placard or equivalent permit or placard for a jurisdiction other than the State of Hawaii or any county thereof may, upon submitting proof thereof, upon application, and upon payment of the fee prescribed in paragraph (i), be issued a temporary disabled parking placard

and a temporary disabled identification card by the department of transportation services for up to six months. This paragraph shall not apply to persons who were Hawaii residents at the time of issuance of the permit or placard by a jurisdiction other than the State of Hawaii or a county of the State of Hawaii.

(f) For the purposes of this section, a valid and effective disabled parking placard or permit issued by a jurisdiction in which the disabled person resides and on which is depicted the international symbol of access for the handicapped shall be deemed a disabled parking placard issued by the City. For purposes of this section, a valid and effective disabled identification card issued by a jurisdiction in which the disabled person resides which identifies the disabled person as the person to whom the disabled parking placard or permit was issued, shall be deemed a disabled identification card issued by the City. This subsection shall not apply to the placard, permit, or identification card of a person who has been physically present in the City for six months or longer. For purposes of this section "jurisdiction" includes any foreign country or political subdivision thereof, and any state, territory, commonwealth, trust territory, or possession of the United States and any political subdivision of any of them.

(g) Whenever a certificate of disability indicates that a person is disabled but is not anticipated to be permanently disabled and that the anticipated duration of the disability exceeds one month, the temporarily disabled person may be issued a temporary disabled parking placard and temporary disabled identification card for a period of up to six months upon payment of the fee prescribed in paragraph (i). Temporary disabled parking placards and temporary disabled identification cards may be renewed for additional periods of up to six months so long as the person to whom they were issued continues to qualify as a disabled person. The department of transportation services may require the applicant for renewal of a temporary disabled parking placard and temporary disabled identification card to present a supplemental certificate of disability completed by a physician licensed by a state, territory, or commonwealth of the United States, or by the District of Columbia, stating the estimated duration of the disability from the date of the supplemental certificate. When a person to whom a temporary disabled parking placard and temporary disabled identification card have been issued ceases to qualify as a disabled person, that person shall surrender the placard and identification card to the department of transportation services. For purposes of this section, except in this subsection (1), the term "disabled parking placard" shall include a temporary disabled parking placard, and the term "disabled identification card" shall include a temporary disabled identification card.

(h) The disabled parking placard and the disabled identification card shall be subject to reapplication and review by the director of transportation services, every four years. The reapplication and review requirements and fees shall be identical to those governing the initial application for the disabled parking placard and disabled identification card.

(i) The fee for the issuance or renewal of the disabled parking placard and disabled identification card, or the temporary placard and temporary identification card, shall be \$4. Replacement of the placard or identification card, or both, in the event of theft, loss or destruction shall be \$4.

(j) The placards and identification cards issued pursuant to this section shall be in such form as is prescribed by statute and the rules of the State department of transportation.

(2) **Parking Privilege, Metered Parking Spaces, Conditions.** Notwithstanding any other provision of this Traffic Code relating to the parking of motor vehicles, a disabled person or a person parking a motor vehicle or causing it to stand in connection with the transportation of a disabled person shall be entitled to park the vehicle or leave the same standing in any metered public parking space, area or zone, including any metered off-street parking facility, without payment of any parking charge and for longer than any time limit established for such parking space, area or zone, when it is otherwise lawful to do so; provided that the following requirements are complied with:

(a) The disabled person operating or being transported in the vehicle being parked or left standing shall carry on their person, and present to any enforcement officer upon request, a current disabled identification card issued to that person by the director of transportation services.

(b) The disabled parking placard issued by the director of transportation services shall be prominently displayed on the inside of the vehicle either on the dashboard, or visor, so as to be visible through the front windshield of the vehicle, at all times when the vehicle is parked or standing as above permitted.

(c) The parking and standing privileges herein provided shall not apply to:

(i) Any vehicle parked or standing in a zone in which the stopping, standing, or parking of all vehicles is prohibited or in a zone which is reserved for special types of vehicles;

(ii) Any vehicle left unattended for more than 24 hours on a public street or highway or in any off-street parking facility;

(iii) Any vehicle defined as a nonconforming vehicle pursuant to the standards of the department of finance, City and County of Honolulu; or

(iv) Any vehicle parked or standing in a parking facility not controlled by the City and County of Honolulu.

(3) **Parking Spaces for Disabled Persons.**

(a) The head of any department or agency of the City may designate disabled parking spaces on property within the jurisdiction of the department or agency by official signs. Where not in conflict with a contract, such spaces may be designated despite the property being temporarily within the control of a concessionaire. The signs shall include a statement warning violators that vehicles illegally parked in such parking spaces shall be subject to towing.

(b) Disabled parking spaces designated pursuant to paragraph (a) may be used for parking and standing of motor vehicles by disabled persons, or by other persons in connection with the transportation of disabled persons, provided that the following requirements are complied with:

(i) The disabled person shall carry on their person, and present to any enforcement officer upon request, a current disabled identification card issued to that person by the director of transportation services;

(ii) The disabled parking placard issued by the director of transportation services shall be prominently displayed either on the dashboard, or visor, so as to be visible through the front windshield of the motor vehicle, at all times when it is so parked or standing in a disabled parking space; and

(iii) The motor vehicle shall not remain in a disabled parking space for a continuous period exceeding 24 hours.

(c) No motor vehicle may be parked in or caused to stand in a disabled

parking space except as permitted in paragraph (b).

(d) Any motor vehicle which is parked or standing in a disabled parking space and in which a disabled parking placard is not displayed as required by clause (b)(ii) may be removed from the disabled parking space and towed to a parking garage or other place of safety. The expense incurred in the removal and towing of such vehicle shall be borne by the registered owner of the vehicle.

(4) Nontransferability. The disabled identification card and the disabled parking placard shall be non-transferable and no person shall park or cause to stand a motor vehicle in which is displayed a disabled parking placard except the disabled person to whom the placard was issued, or a person parking the motor vehicle or causing it to stand in connection with the transportation of the disabled person to whom the disabled parking placard was issued. No disabled person shall permit another person to use the disabled person's disabled parking placard or disabled identification card except that the disabled person's disabled parking placard may be used by another person when such use is in connection with the transportation of the disabled person.

(5) Suspension or Revocation of Disabled Parking Placard or Disabled Identification Card.

(a) Violation or noncompliance by a disabled person of any provision of this section shall constitute sufficient grounds for the immediate suspension of that person's disabled parking placard and disabled identification card by the director of transportation services for a period not exceeding six months or for the revocation by the director of transportation services of that person's disabled parking placard and disabled identification card for a period of not less than one year.

(b) The director of transportation services shall revoke the disabled parking placard and disabled identification card of any person who never was or no longer is a disabled person.

(c) In the case of any suspension or revocation pursuant to this subsection, the person to whom the disabled parking placard or disabled identification card was issued shall return same to the director of transportation services.

(d) Prior to the suspension or revocation of a disabled parking placard and disabled identification card issued pursuant to this section, the director of transportation services shall give the person whose placard and card are proposed to be suspended (the "aggrieved party") ten days' notice of the proposed suspension or revocation stating the reasons therefor. Such notice shall be sufficient if mailed to the address stated upon the latest application submitted by the aggrieved party to the director of transportation services under subsection (1).

The aggrieved party may demand a hearing on the proposed suspension or revocation at any time prior to the suspension or revocation by making a written demand therefor to the director of transportation services. Upon receiving such demand, the director of transportation services shall schedule a hearing on the proposed suspension or revocation before a hearings officer to be designated by the director of transportation services.

Notice of the time and place of the hearing shall be given to the aggrieved party at least ten days prior to the scheduled hearing. The notice of hearing shall be sufficient if mailed to the address to which the notice of suspension or revocation was mailed unless the aggrieved party requests in writing that such notice be mailed elsewhere. Pending the hearing, if

demand for a hearing has been made, the placard and identification card shall not be suspended or revoked.

The hearings officer shall determine at the hearing whether there exists good cause under paragraph (a) or (b) for the proposed suspension or revocation and shall issue an order either suspending or revoking the aggrieved party's disabled parking placard and disabled identification card for a specified period or prohibiting such suspension or revocation.

The hearing provided herein shall be a contested case hearing and, except as provided in this paragraph, the notice of, procedure for, and appeal from, the hearing and order shall be as provided in chap. 91, Hawaii Revised Statutes.

Am. 7/3/89
Ord. 89-92

(6) Penalties. (a) Any person who knowingly falsifies an application for a disabled parking placard and disabled identification card, or renewal or replacement thereof, shall be subject to a fine of not less than \$50 nor more than \$250.

(b) Any disabled person or any person causing a motor vehicle to stand or be parked in connection with the transportation of a disabled person in violation of subsection (2) shall be subject to the applicable fine for an expired meter.

(c) Any person who shall park a motor vehicle or cause it to stand in a disabled parking space in violation of subsection (3) shall be subject to a fine of not less than \$25 nor more than \$250.

(d) Any person other than a disabled person who uses a disabled parking placard or disabled identification card in violation of subsection (4) or any disabled person who knowingly permits another to use the disabled person's disabled parking placard or disabled identification card in violation of subsection (4) shall be subject to a fine of not less than \$50, nor more than \$250.

(e) Any person knowingly using a suspended, revoked, or expired disabled parking placard or disabled identification card, or knowingly using a facsimile of a disabled parking placard or disabled identification card, whether a facsimile of a placard or identification card issued by the State of Hawaii or any county thereof, or by any other jurisdiction, shall be subject to a fine of not less than \$50, nor more than \$250.

(f) Any person violating any other provision of this section shall be subject to a fine of up to \$100.

(g) The penalties provided in this subsection shall be in addition to the towing and suspension or revocation provisions of this section. (Ord. 4650; Am. Ord. 80-53, 84-97, 85-3, 86-81, 87-113)

Sec. 15-24.11-A. Off-Street Parking For Disabled Persons At City Hall.

(1) There are hereby established two reserved parking stalls for the exclusive use of disabled persons to be located within 50 feet of City Hall. The stalls shall be of appropriate measurements in conformity with the American National Standards Institute guidelines for such facilities. The two parking stalls shall be located in the off-street area immediately in front of City Hall until two stalls shall have been identified and constructed in some other location within 50 feet of City Hall.

(2) For the purposes of this section, "disabled person" means any person who has qualified for and received a special disabled persons parking placard issued by the director of transportation services, all as provided by state law.

(3) The use of the reserved parking by disabled persons shall be subject to the following:

(a) A vehicle occupying a reserved parking stall shall prominently display the special disabled persons parking placard issued by the director of transportation services, so as to be visible through the front windshield; and

(b) The placard shall not be used by anyone other than the disabled person to whom it is issued unless it is being used in connection with the transportation of that disabled person.

(4) The building superintendent of the City and County of Honolulu or the director of transportation services, as is appropriate, is hereby authorized and directed to establish, mark, and designate the reserved parking described in (1) above.

Am. 10/16/90
Ord. 90-77 (5) The members of the police department and any other persons authorized by the chief of police are hereby authorized to enforce this section pursuant to sec. 15-23.7 of the Traffic Code of the City and County of Honolulu 1976, as amended.

Am. 7/3/89
Ord. 89-92 (6) Any person violating this section shall upon conviction be punished by a fine of \$10 for each violation. (Ord. 85-53)

Sec. 15-24.17. Miscellaneous Traffic Controls.

Miscellaneous traffic controls are hereby established and described in schedule XXXVIII attached hereto* and made a part hereof. All traffic controls not covered elsewhere shall be listed under this section.** (Ord. 4650; Am. Ord. 80-5, 80-10, 80-11, 80-53)

* These schedules referred to herein are on file with the office of the City and County Clerk and the department of transportation services, City and County of Honolulu, and are available for examination by the general public at reasonable hours.

** Amending Ord. No. 80-5 has not been repealed. Therefore, Ahonui Street is still part of this section. Refer to amending Ord. No. 80-5 for metes and bounds specifications.

Sec. 15-24.20. Parades.

(1) Definitions. The following words used in this section shall have the meaning ascribed thereto as provided herein:

"Activity" shall mean the occupation, use, or participation in any activity other than a parade which requires the exclusive use of streets as defined in sec. 15-2.22 hereof.

"Agency" shall mean any federal, State or City agency which the director determines or finds that a review by such agency is necessary for the director to issue a permit.

"Chief of police" shall mean the chief of police of the City or the chief's authorized subordinate.

"Department" shall mean the department of transportation services.

"Director" shall mean the director of the department of transportation services or said director's authorized subordinate.

"Parade" shall be defined in sec. 15-2.14, hereof.

"Public Safety" shall mean the safety or protection of any motorists, pedestrians, occupants of vehicles, participants, spectators and police officers assigned to a parade or activity, or the protection of any real or personal property.

(2) **Permit Required.** No person shall parade on streets or highways except for funeral processions, parades, marches or processions by members of the United States Armed Forces, State of Hawaii Armed Forces and City police and fire departments, or undertake any activity on streets or highways without first obtaining a permit therefor.

(3) **Application.** Any person desiring a permit shall file an application therefor on forms provided by the director with the department.

(4) **Conditions to be Met Prior to Issuance of Permit.**

(a) The director shall determine whether the parade or the activity serves a public purpose. The director may consider that the parade or the activity is for a public purpose so long as any private benefit arising out of the parade or the activity is incidental to the public purpose.

(b) Such application shall be filed with the department 40 working days prior to the date of the parade or the activity. Upon filing of such application, the director shall transmit a copy of such application to the chief of police for the chief's review, comments and recommendations and to any other agency, if the director determines a particular agency's review is necessary. The chief of police or any other agency to whom an application has been transmitted shall return such application with comments and recommendations, if any, to the director within five working days after receipt of the copy of the application.

(c) The director may impose any conditions which will: (c-1) Provide for public safety; (c-2) Minimize traffic congestion or hazards; and (c-3) Permit the passage of authorized emergency vehicles.

(5) **Conditions to be Met After Issuance of Permit.**

(a) Any rules and regulations contained herein which may apply to parades or activities using streets.

(b) Any written conditions imposed by the director which are required to be met prior to, or during the parade or activity.

(6) **Denial or Revocation of Permit.**

(a) Denial or revocation of permit. The director is authorized and empowered to deny any permit if the parade or activity does not conform to any regulation contained in this chapter, or the State Traffic Safety Act, or the rules and regulations promulgated by the State director of transportation or the director pursuant to chap. 91, HRS, or any conditions imposed by this section, or any other written conditions imposed by the director are not met prior to the issuance of the permit.

(b) The chief of police to revoke or terminate parade activity. The chief of police is authorized to revoke any permit if the chief finds that, at the site when a parade or activity is to commence, and prior to the actual commencement of such parade or activity, any written conditions imposed by the director have not been met. The chief is also authorized to terminate any parade or activity in progress if the chief finds that public safety is endangered, or any written conditions to be observed during a parade or activity by the participant imposed by the director have been breached.

(c) Before the director can deny an applicant a permit, the director shall conduct a hearing pursuant to rules and regulations promulgated by the director for such hearing. Whenever the chief of police revokes a permit under the conditions set forth in subparagraph (b) above, the permittee may pursue any and all remedies as provided by law, since there will be no time to issue a notice and conduct a hearing as prescribed in HRS chap. 91.

(7) The director shall promulgate rules and regulations pursuant to the provisions of HRS chap. 91 for the purpose of administering or implementing the provisions of this section, and for hearings as authorized in subsection (6) above.

(8) Penalties.

(a) Definition of "violation." Including but not limited to the foregoing, the word, "violation" used in this subsection shall mean any person who: (a-1) Fails to obtain a permit for a parade or activity on any public street; (a-2) Authorizes, urges or solicits any person to participate in a parade or activity without a permit; (a-3) Participates in a parade or activity on a public street when there is no permit issued therefor, or the permit therefor has been denied or revoked as provided herein; or (a-4) Fails to obey any lawful directive, order or command of a police officer when such police officer believes that public safety is in peril.

(b) Criminal sanctions. Any person who violates any provision contained herein or falls within the definition of the word, "violation," as defined herein shall be fined up to \$200, or imprisoned up to 30 calendar days, or both. (Ord. 4650; Am. Ord. 80-53)

Am. 11/21/89 Sec. 15-24. Carrying animal in vehicle.
Ord. 89-130

Article XXV. Pedestrian Malls.

Am. 8/3/89 Sec. 15-25.1. Establishment Pedestrian Malls.

Ord. 89-106 (1) That portion of Union Street extending from Bishop to Hotel Streets in downtown Honolulu is closed to vehicular traffic and is established as a pedestrian mall.

(a) Except as hereinafter provided, it shall be unlawful for any person to park, or cause to be parked, or to operate or propel, or cause to be operated or propelled, any vehicle (as defined in the Traffic Code) upon the mall hereinabove established:

1. Any person legally entitled as owner, lessee, invitee or licensee to operate or propel a vehicle in the alley situated on the mauka end of the mall within the easement between the lots bearing the State Tax Map designation 2-1-10-15 and 2-1-10-42 shall be permitted to operate or propel such vehicle, for purposes of ingress and egress, over the portion of the mauka end of the mall between said alley and Bishop Street, the width of which shall be parallel lines connecting said alley to Bishop Street; provided that entry and exit to and from said alley shall be from and to Bishop Street only.

2. A freight loading zone is established over the portion of the mall described as follows: The director of transportation services shall designate a freight loading zone area, which shall be at least 20 feet in length but not more than 30 feet in length and at least ten feet in width but not more than 12 feet in width, within the portion of the mall lying mauka of a straight line across the mall connecting the Koko Head mauka corner of the lot bearing the State Tax Map designation 2-1-10-37 to a point approximately 40 feet mauka from the makai Ewa corner of the lot bearing the State Tax Map designation 2-1-10-41. If necessary, the director of transportation services shall provide an ingress and egress aisle between the freight loading zone and Bishop Street which shall be at least ten feet in width but not more than 12 feet in width. It shall be lawful to operate, propel or park a vehicle in the freight loading zone for the purpose of

delivering property to or receiving the same from a store, shop, office or other establishment in or upon any premises abutting the mall only during the period from 2:00 p.m. of any day until 10:00 a.m. of the following day. The director of transportation services may substitute the freight loading zone herein established with another freight loading zone.

3. The speed limit upon the mall shall not exceed ten miles per hour.

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

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

(b) Notwithstanding the prohibitions contained hereinabove, vehicles may be allowed on the mall as specified herein:

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

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

3. Passenger vehicles loading or unloading passengers at Blaisdell Hotel and the Catholic Church shall load or unload passengers only within the area designated for such purposes for the respective establishments.

4. Any vehicle used by, or serving business firms between Bethel Street and Fort Street via Chaplain Lane and/or the two service alleys situated between Bethel Street and Fort Street, may at any time enter the mall from Chaplain Lane and shall exit on Pauahi Street; and further, any vehicle used by, or serving C. Brewer & Co., may at any time enter the mall through the existing C. Brewer driveway.

5. It shall be lawful during the period from 2:00 p.m. to 10:00 a.m., of the following day and all day on Sundays to operate or propel a vehicle upon the mall for the purpose of delivering property to or receiving the same from a store, shop, office or other establishment in or upon any premise abutting on the mall or for the purpose of cleaning or otherwise maintaining the mall, except for that portion of the mall between Merchant Street and Queen Street, where it shall be lawful to operate or propel a vehicle only for purposes of maintaining the mall, providing emergency services or exiting and entering the C. Brewer driveway.

6. Vehicular traffic allowed under this section shall travel only upon the area delineated for travel and shall move only in the makai direction, except upon portions between King Street and Merchant Street, where traffic may move in either direction and between Merchant Street and the C. Brewer driveway, where traffic shall move only in the mauka direc-

tion. No vehicle shall park at any time for any purpose upon the area clearly delineated for travel.

7. Passenger vehicles, loading or unloading passengers at Blaisdell Hotel and the Catholic Church, may park for such purpose for a period not exceeding three minutes; and vehicles loading or unloading freight under the provision of paragraph (b)(5) hereinabove may park for a period not exceeding 30 minutes.

8. Pedestrians shall at all times have the right-of-way upon the mall.

9. The speed limit upon the mall shall not exceed ten miles per hour.

(3) That portion of College Walk extending from the mauka side of Beretania Street to the makai side of Vineyard Boulevard and that portion of River Street extending from the mauka side of Beretania Street to the makai side of Kukui Street are hereby closed to vehicular traffic and are established as pedestrian malls.

(a) Right-of-Way. Pedestrians shall at all times have the right-of-way upon said malls.

(b) Parking Restrictions. Except as hereinafter provided, it shall be unlawful for any person to park, or cause to be parked, or to operate or propel, or cause to be operated or propelled, any vehicle (as defined in the Traffic Code) upon the malls hereinabove established; provided, however, that vehicular traffic on Kukui Street crossing the intersection of Kukui Street and College Walk shall be exempted from the provisions of this section.

(c) Maintenance thereof. Notwithstanding the prohibitions contained in sec. 15-25.1(3)(b) above, vehicles may be allowed on the malls as specified herein:

1. It shall be lawful to park, operate or propel a vehicle upon the malls for the purpose of cleaning or otherwise maintaining the malls.

2. Vehicular traffic allowed under this section shall travel only upon the area delineated for travel. No vehicle shall park at any time for any purpose upon the area clearly delineated for travel, except for the purpose of cleaning or otherwise maintaining the malls.

(d) Vehicular Speed Limit. No person shall operate or propel, or cause to be operated, or propelled, any vehicle at any time on said malls at a speed in excess of ten miles per hour.

(e) Exempt Vehicles. The prohibition against parking or operating a vehicle upon the malls shall not apply to the driver of any authorized emergency vehicle (as defined in the Traffic Code) responding to an emergency occurring on the mall area; provided that such exemption shall not relieve the driver of operating the vehicle with due regard for the safety of others.

(4) That portion of Banyan Street extending from North King Street to Kanoa Street in Palama District in Honolulu is hereby closed to vehicular traffic and is established as a pedestrian mall.

(a) Except as hereinafter provided, it shall be unlawful for any person to park or cause to be parked, or to operate or propel, or cause to be operated or propelled, any vehicle (as defined in the Traffic Code, as amended) upon the mall hereinafter established.

(b) A person legally entitled as the vehicle licensee may be allowed to enter Banyan Court Mall with the vehicle provided the entry is covered by a valid department of parks and recreation "Right-of-Entry" or "Park Use Permit" in order to perform authorized selling, construction, installation,

repair and maintenance, cleaning, or removal of items, and that the activity can be reasonably accomplished only by entering the mall.

(c) The prohibition against parking or operating a vehicle upon the mall shall not apply to the driver of any authorized emergency vehicle (as defined in the Traffic Code, as amended) responding to an emergency call originating from the mall area; provided that such exemption shall not relieve the driver of operating the vehicle with due regard for the safety of others.

(d) It shall be unlawful for any person to operate or propel or cause to be operated or propelled any vehicle at any time on said mall at speed in excess of ten miles per hour.

(e) Pedestrians shall at all times have the right-of-way. (Ord. 4650; Am. Ord. 80-53, 88-95)

Am. 10/22/90
Ord. 90-79

Article ____ . Designation of certain county highways as closed to large passenger carrier vehicles.

TABLE II
TABLE OF DISPOSITION OF PRIOR AMENDATORY ORDINANCES FROM
JANUARY 1, 1976 THROUGH DECEMBER 31, 1988

1988 Sections	Amending Ordinances
15-2.4	79-85; 80-53; 80-60
15-2.17	4616 (1976); 4650; 79-11; 80-53; 86-81
15-2.20	78-93; 79-79; 80-53
15-3.1	79-44; 80-53
15-3.2	79-44; 80-53
15-3.3	79-44; 80-53
15-4.1	77-1; 80-53; 88-61
15-4.10	80-53
15-4.11	88-50
15-4.7	86-103
15-6.7	77-30; 78-19; 79-6; 80-53
15-13.4	77-116; 79-59; 80-53
15-13.6	79-12; 80-53; 81-74; 88-19
15-13.9	81-62
15-13.10	81-62; 88-34
15-13.11	81-62; 88-35
15-14.5	79-45; 80-53
15-14.6	79-45; 80-53
15-14.8	79-45; 80-53; 86-141
15-15.1	80-53; 87-108
15-15.3	86-141
(15-15.5) (repealed)	78-93; 79-79; 80-53
15-15.5 (renumbered from 15-15.6)	79-79; 86-141
15-15.6 (renumbered from 15-15.7)	78-93; 79-79
15-16.5	4597 (1976); 77-2; 79-69; 87-130
(15-17.8) (repealed)	79-76
15-18.3	77-30
15-18.10	77-30
15-18.11	77-30
15-19.2	78-99
15-19.5	81-62
15-19.6	78-43

15-19.27	81-62
15-19.30	85-9
15-19.31	81-62
15-19.34	81-62
15-19.38	81-62
15-19.43	79-74
15-20.1	80-61; 87-82
15-20.2	80-59; 80-61; 87-82
15-22.4	77-125; 80-53; 84-71; 85-56
15-22.8	77-125; 80-53
15-22.12	77-125, 80-53
15-22.13	77-125, 80-53
15-23.1	85-56
15-23.2	77-125; 79-63; 83-23; 84-71; 84-93; 84-97; 85-3; 85-39; 85-56; 85-110; 85-112; 87-94
15-23.5	85-56
15-23.8	77-125
15-24.4	79-76
15-24.8	81-62
15-24.11	4616 (1976); 79-11; 80-53; 84-97; 85-3; 86-81; 87; 113
15-24.11-A	85-53
15-24.17	4664 (1976); 4670 (1976); 77-21 (1977); 77-64 (1977); 80-5; 80-10; 80-11
15-24.20	79-76
15-25.1	77-92; 78-85

INDEX

	PAGE
A	
ABANDONED VEHICLE	
on highway	9
AUTHORITY	
to dispose of vehicles	11
to store vehicles	9-10
AUTHORIZED EMERGENCY VEHICLE	
definition	1
AUTHORIZED MAINTENANCE VEHICLE	
definition	1
designation as	1
B	
BICYCLE AND PLAY VEHICLES	
obedience to traffic control devices	16
BICYCLES	
bicycle lanes	7, 17
bicycle paths constructed on easements	17
motor-equipped bicycles	17
restriction in Waikiki	6
BUMPERS	
required	20
BUS	
charter or tour, prohibitions, stops	13
BUS LANE	
transit	7-8
C	
CITY HALL AND SATELLITE OFF-STREET PARKING	
Civic Center Child Care Facility	15-16
D	
DEFINITION OF WORDS AND PHRASES	1-2

DISABLED	PAGE
parking at City Hall	33
person, definition	1
persons, parking privileges	31

E

EQUIPMENT	
additional	18
color of lighting devices mounted on rear vehicles	18-19
when lighted lamps are required	18
EXPRESS BUS AND CAR POOL LANE	7, 8

F

FEEES	
annual, credit of	14
for permit to park in loading zones and official bus stops	14

FENDER	
required	20

FIRE DEPARTMENT	
authority of	5-6

FLARES	
certain vehicles to carry	20

FUNERAL PROCESSION	
driving through	28
permitted hours	28

H

HORNS	
use of	19

I

INSPECTION OF MOTOR VEHICLES	
official inspection stations	22-23
inspection fees	23

L

LAMPS	
see EQUIPMENT	

LANE	PAGE
bicycle	7
car pool	7
express bus	7
transit bus	7
two-way left turn	7

LOADING ZONES

freight	12-14
permit to park	14

M

MALLS

pedestrian	36
------------------	----

MARKINGS

traffic lane	7-8
--------------------	-----

O

OFF-STREET PARKING

Alakea-Richards (Area 4a)	26
Beretania-Smith Lot	25
Bethel-Hotel facility	26
Bishop-Kukui (Area 2)	25
charges	25-27
Civic Center parking structure	26
designation of (see also "Parking")	25
Hale Pauahi	27
Kaahumanu (Area 6)	26
Kailua	26
Kaimuki Parking Lot No.1	26
Kaimuki Parking Lot No. 2	26
Kekaulike (Area 7)	25
Kuhio-Kaiolu Lot	25
Kukui Plaza parking facility	27
Maunakea-Smith (Area 3)	26
Pauahi-Kupuna Hale Elderly Project	27
penalty	28
River-Nimitz Lot	25
River-Pauahi Apartments	27

P

	PAGE
PARADES	
generally	34
PARKING	
City Hall and Satellite off-street	15, 25
for disabled persons	29
off-street	25-28, 33-34
prohibited certain hours	12
prohibited with City and County of Honolulu	12
prohibited in tow or tow-away zones	12
prohibited specified places	12, 31, 33
reserved parking stalls	8
road pedicab stands	8
road taxi stands	8
PARKING METER ZONES	
enclosure or obstruction, charges for	24
enforcement	24
parking time limits	23
penalty	25
PARKING OFF-STREET PUBLIC FACILITIES	
charges for parking	25-28
designation parking meter spaces or parking spaces	25
disabled persons at City Hall	33
penalty	28
PASSENGERS	
on trucks	28
PEDESTRIAN MALLS	
PERMIT	
for parades	34
for parking by disabled persons	29
to park in loading zones and official bus stops	14
POLICE OFFICERS	
authority, to remove abandoned vehicles	9
to store vehicles	9
enforcement by special officers	6

	PAGE
enforcement of traffic regulations	5-7
parking fee exemption, while in court	6

R

RECONSTRUCTED VEHICLES	
generally	20
REFLECTORS	
see EQUIPMENT	
REMOVAL OF VEHICLES	
authority to remove	9
when	9
RESERVED PARKING STALLS	8
ROAD PEDICAB STANDS	8
ROAD TAXI STANDS	8
ROADWAY	
restrictions on use of by pedestrians (repealed)	16
ROLLER SKATES	
restrictions in Waikiki	6

S

SCHOOL BUS	
definition (repealed) (see HRS § 291C-1 (35))	1
SELLING ON HIGHWAYS	
restriction	9
trash receptacle required	9
SIDEWALKS IN WAIKIKI	
use of bicycles, skateboards, roller skates and similar devices, restricted	6
SKATEBOARDS	
restriction in Waikiki	6
SOUND VEHICLES	21

STOPPING FOR LOADING OR UNLOADING

	PAGE
school bus driver to activate visual signals (repealed)	
(see HRS § 291C-95 (c))	12

T

TOW OR TOW AWAY-ZONES

parking prohibited	12
--------------------------	----

TRAFFIC

administration	2
control devices	7, 34
council's authority to delegate	2

TRAFFIC CONTROLS, MISCELLANEOUS	34
---------------------------------------	----

TRAFFIC LANE MARKINGS

bicycle lanes	7
cones	7
express bus lane	7
express bus and car pool lane	7
transit bus lane	7
two-way left turn lane	7

TRANSIT BUS LANE

designation	7
-------------------	---

TRANSPORTATION SERVICES, DIRECTOR OF

additional duties and responsibilities	3
--	---

TWO-WAY LEFT TURN LANE

designation	7
-------------------	---

V

VEHICLE

abandoned	9
authorized emergency, definition	1
authorized maintenance, definition	1
authorized tow, definition	1, 4
operation of slow moving vehicles, restriction	6
operation within pedestrian malls	36-39

	PAGE
sound	21
tow, designation as	4
unattended	9-11

W

WARNING DEVICES

horns, siren, whistle, bell	19
-----------------------------------	----

WINDSHIELD

poster or stickers on	19
required	20

MUNICIPAL REFERENCE & RECORDS CENTER
 City & County of Honolulu
 City Hall Annex, 558 S. King Street
 Honolulu, Hawaii 96813

