

REPORT OF THE COMMITTEE ON EXECUTIVE MATTERS AND LEGAL AFFAIRS

Voting Members

Charles K. Djou, Chair, Ann H. Kobayashi, Vice-Chair
Ikaika Anderson, Todd K. Apo, Romy Cachola, Donovan M. DeLa Cruz, Nestor R. Garcia, Gary H. Okino, Rod Tam

Committee Meeting Held
February 10, 2010

Honorable Todd K. Apo
Chair, City Council
City and County of Honolulu

Mr. Chair:

Your Committee on Executive Matters and Legal Affairs, to which was referred Bill 7 (2010) entitled:

“A BILL FOR AN ORDINANCE TO AMEND CHAPTER 10, ARTICLE 1, REVISED ORDINANCES OF HONOLULU, 1990, AS AMENDED, RELATING TO THE DEPARTMENT OF PARKS AND RECREATION,”

transmitted by Communication D-19, dated January 20, 2010, from the Department of Parks and Recreation (DPR), and which passed First Reading on January 27, 2010, reports as follows:

The purpose of the Bill is to regulate tents in the parks maintained by the City and County of Honolulu.

The Director of the DPR provided testimony in support of the Resolution and responded to questions. The Director testified that the Bill is intended for all City parks with the intention of making the parks available for all users. The Director recognizes the use of pop-ups and temporary canopies that provide shade for park users and stated that the intention is not to prohibit temporary canopies and/or pop-up tents.

The Deputy Corporation Counsel provided testimony clarifying the definition of a wall with respect to the definition of tent in the Bill. A wall was defined as material that

CITY COUNCIL
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ADOPTED ON FEB 24 2010

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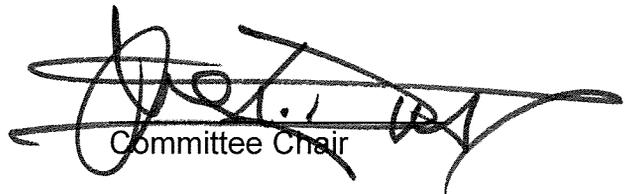
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connects the top of a structure to the bottom of a structure, from the roofline to the floor. The Deputy Corporation Counsel also briefly discussed the intent behind the choice of language, discouraging long-term habitation type structures in City parks.

Two members of the public testified in opposition to the Bill. Two members of the public testified in support of the Bill.

Your Committee on Executive Matters and Legal Affairs is in accord with the intent and purpose of Bill 7 (2010) and recommends that it be reported out for Second Reading and Scheduling of a Public Hearing. (Ayes: Djou, Anderson, Apo, Cachola, Dela Cruz, Kobayashi, Okino, Tam – 8; Noes: Garcia – 1.)

Respectfully submitted,



Committee Chair

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