



A BILL FOR AN ORDINANCE

RELATING TO BICYCLE LANES.

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

SECTION 1. Council findings and purpose. The purpose of this ordinance is to address bicycle lanes. In particular, it names the Ala Napunani Street bicycle lanes in memory of Zachary Manago, who was a celebrated Moanalua High School all-star baseball player and graduate, and a freshman at Hawaii Pacific University ("HPU"). Zachary Manago began riding his bicycle to HPU's downtown campus due to the lack of parking, and quickly became both an avid cyclist and an active member of the cycling community, passionately supporting safer bicycling conditions for Hawaii's cyclists.

On December 17, 2010, despite having taken thorough safety precautions to ensure a safe bicycle ride, Zachary Manago was killed in a hit-and-run accident with a motor vehicle along Kamehameha Highway during an organized bicycle ride. Revised Ordinances of Honolulu 1990, Section 22-9.3(a)(3)(A)(i), provides that in exceptional cases, a new or existing park, site or facility may be named for a deceased individual if the individual has a "significant association with the park, site, or facility." Naming the Ala Napunani Street bicycle lanes for Zachary Manago, who was raised and residing on Ala Napunani Street, is an appropriate way to honor his memory and recognize his contribution to bicycling in Honolulu.

SECTION 2. Section 15-6.7, Revised Ordinances of Honolulu 1990 ("Traffic Lane Markings"), is amended by amending subsection (d) to read as follows:

"(d) Bicycle Lane.

(1) How Designated or Terminated.

(A) The director of transportation services may designate a bicycle lane on a city highway. The designation [~~shall be~~] is made by adding the bicycle lane to Schedule XXXIV, attached to the ordinance codified in this section and made a part hereof. The director, however, shall not designate a bicycle lane on the Fort Street Mall. The director of transportation services also may terminate the designation of a bicycle lane on a city highway. The designation [~~shall be~~] is terminated by deleting the bicycle lane from Schedule XXXIV.

(B) Procedures for Adding or Deleting Bicycle Lane.



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Section 15-3.1 [~~shall apply~~] applies when adding a bicycle lane to or deleting a bicycle lane from Schedule XXXIV. A bicycle lane, after its addition to the schedule, [~~shall~~] will take effect in accordance with Section 15-3.1. A bicycle lane, after its deletion from the schedule, [~~shall~~] will be deemed terminated when the bicycle lane marking is entirely removed from the city highway.

(C) A bicycle lane on a city highway [~~shall~~] must be delineated by a white solid line and the words "Bike Only." The director of transportation services shall mark each bicycle lane and may install other appropriate traffic control devices.

(D) Notwithstanding any ordinance to the contrary, the director of transportation services shall name the bicycle lanes along Ala Napunani Street in memory of Zachary Manago. The director of transportation services shall also erect appropriate signage reflecting the name of the bicycle lanes, and the placement of such signage at the Zachary Manago bicycle lanes along Ala Napunani Street is approved."

(2) Prohibitions.

(A) Except as otherwise provided under subdivision (3), a person shall not operate, park, stop, or stand a vehicle, other than a bicycle, in a bicycle lane.

(B) A person shall not leave a vehicle, including a bicycle, unattended within a bicycle lane.

(3) Exceptions.

(A) A person may operate, park, stand, or stop any of the following motor vehicles in a bicycle lane:

(i) An authorized emergency vehicle when responding to an emergency;

(ii) An official government vehicle when on an authorized mission involving the performance of a duty within or adjacent to the lane;



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- (iii) An authorized maintenance vehicle when necessary to perform repair or maintenance work on a government or public utility facility near the lane;
 - (iv) An authorized tow vehicle when necessary to tow another vehicle parked in or adjacent to the lane; and
 - (v) A city transit bus when necessary for the boarding or alighting of a passenger at a bus stop.
- (B) A person may operate or stop a motor vehicle or moped in a bicycle lane under the following circumstances:
- (i) The person may operate the motor vehicle or moped across the lane when necessary to enter or exit a driveway or legal parking space adjacent to the lane;
 - (ii) The person may operate or stop the motor vehicle or moped across the lane when necessary to turn into or turn from a street intersecting the lane; or
 - (iii) The person may operate or stop the motor vehicle or moped in the lane when necessary to clear the way for an authorized emergency vehicle as required under HRS Section 291C-65.
- (C) A person, when operating, parking, stopping, or standing a motor vehicle or moped in a bicycle lane as permitted under this subdivision, shall do so with due regard for the safety of any bicyclist or pedestrian in the lane. This ~~[subdivision shall not protect]~~ paragraph should not be construed as protecting that person from the person's ordinary negligence or reckless disregard for the safety of a bicyclist or pedestrian in the lane.
- (4) Penalty. Any person violating this subsection shall be subject to a fine of at least \$25.00."

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



CITY COUNCIL
CITY AND COUNTY OF HONOLULU
HONOLULU, HAWAII

ORDINANCE 18-2

BILL 77 (2017), CD1

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SECTION 4. This ordinance takes effect upon its approval.

INTRODUCED BY:

Joey Manahan

DATE OF INTRODUCTION:

September 15, 2017
Honolulu, Hawaii

Councilmembers

APPROVED AS TO FORM AND LEGALITY:

Kathleen A. Kelly
Deputy Corporation Counsel **KATHLEEN A. KELLY**

APPROVED this 15th day of February, 2018.

Kirk Caldwell
KIRK CALDWELL, Mayor
City and County of Honolulu

CITY COUNCIL
CITY AND COUNTY OF HONOLULU
HONOLULU, HAWAII
CERTIFICATE

ORDINANCE 18 - 2

BILL 77 (2017), CD1

Introduced: 09/15/17

By: JOEY MANAHAN

Committee: TRANSPORTATION

Title: A BILL FOR AN ORDINANCE RELATING TO BICYCLE LANES.

Voting Legend: * = Aye w/Reservations

10/11/17	COUNCIL	BILL PASSED FIRST READING AND REFERRED TO COMMITTEE ON TRANSPORTATION AND PLANNING. 8 AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MARTIN, MENOR, OZAWA, PINE. 1 ABSENT: MANAHAN.
10/21/17	PUBLISH	PUBLIC HEARING NOTICE PUBLISHED IN THE HONOLULU STAR-ADVERTISER.
10/26/17	TRANSPORTATION AND PLANNING	CR-414 – BILL REPORTED OUT OF COMMITTEE FOR PASSAGE ON SECOND READING AND SCHEDULING OF A PUBLIC HEARING AS AMENDED IN CD1 FORM.
11/01/17	COUNCIL/PUBLIC HEARING	CR-414 ADOPTED. BILL PASSED SECOND READING AS AMENDED, PUBLIC HEARING CLOSED AND REFERRED TO COMMITTEE ON TRANSPORTATION AND PLANNING. 9 AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MARTIN, MENOR, OZAWA, PINE.
11/08/17	PUBLISH.	SECOND READING NOTICE PUBLISHED IN THE HONOLULU STAR-ADVERTISER. <u>CC-381</u> MENOR – RE-REFERRAL FROM COMMITTEE ON TRANSPORTATION AND PLANNING TO COMMITTEE ON TRANSPORTATION.
01/25/18	TRANSPORTATION	CR-54(18) – BILL REPORTED OUT OF COMMITTEE FOR PASSAGE ON THIRD READING.
01/31/18	COUNCIL	CR-54(18) WAS ADOPTED AND BILL 77 (2017), CD1 PASSED THIRD READING. 8 AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MARTIN, MENOR, OZAWA. 1 ABSENT: PINE.

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



GLEN I. TAKAHASHI, CITY CLERK



RON MENOR, CHAIR AND PRESIDING OFFICER