

**OFFICE OF THE MAYOR
CITY AND COUNTY OF HONOLULU**

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RICK BLANGIARDI
MAYOR



MICHAEL D. FORMBY
MANAGING DIRECTOR

DANETTE MARUYAMA
DEPUTY MANAGING DIRECTOR

May 14, 2021

Mr. Glen Takahashi
City Clerk
Office of the City Clerk
530 South King Street
Honolulu, Hawaii 96813

Dear Mr. Takahashi:

Subject: Approved Bills

The following bills are approved and returned herewith:

| | |
|---------------------|-----------------------------|
| Bill 87 (2020), CD1 | Relating to public transit. |
| Bill 4, CD1, FDI | Relating to fire safety. |
| Bill 16, CD1 | Relating to bicycles. |

Sincerely,

A handwritten signature in black ink that reads "Rick Blangiardi".

Rick Blangiardi
Mayor

Attachment

21MAY14 PM 11:27 CITY CLERK

MAYOR'S MESSAGE 78



A BILL FOR AN ORDINANCE

RELATING TO PUBLIC TRANSIT.

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

SECTION 1. Purpose. The purpose of this ordinance is to amend Chapter 13, Revised Ordinances of Honolulu 1990, to amend the fare for paratransit services.

SECTION 2. Section 13-4.5, Revised Ordinances of Honolulu 1990, as amended by Ordinance 20-19, is amended to read as follows:

"Sec. 13-4.5 Fare.

(a) Definitions. For the purposes of this section:

"ADA Complementary Paratransit Service Standards" means regulatory requirements for the special transit service imposed by the federal government pursuant to 49 CFR, Subtitle A, Section 37.131.

"Agency-sponsored fare" means a fare for a one-way passenger trip on the special transit service paid for in whole or in part by a qualified human service organization, as defined in this section.

"Agency trip" means a one-way passenger trip taken by a paratransit eligible individual to the site of a program administered by a qualified human service organization, as defined in this section, for trips guaranteed to the organization.

"Core service area" means the corridor extending a width of three-fourths of a mile on each side of a fixed route. The corridor includes the area within a three-fourths of a mile radius of either terminus of a fixed route. The corridor also includes an area of not more than one square mile that does not fall within a corridor, but is entirely surrounded by corridors.

"Qualified human service organization" means an organization that serves persons who qualify for human service or transportation-related programs or services due to disability, income, or advanced age and whose services to such persons include the purchase of agency-sponsored fares, and receives funding, directly or indirectly from the programs listed in Appendix A of 49 CFR, Part 604.



CITY COUNCIL

CITY AND COUNTY OF HONOLULU
HONOLULU, HAWAII

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BILL 87 (2020), CD1

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(b) Single Fare.

- (1) Any person issued a paratransit eligibility identification card under Section 13-4.3 and any person accompanying the ADA paratransit eligible individual shall pay a fare of ~~[\$2.00]~~ \$2.25 per person per one-way passenger trip ~~[or a fare allowed by the ADA,]~~ either in cash, by coupon, or by city payment card programmed for the paratransit fare, except as provided in Section 13-2.6. Revenues from the fare will be deposited into the transportation fund.
- (2) Any person to whom a current paratransit eligibility identification card has been issued under Section 13-4.3 shall pay a single ~~each~~ ride fare in accordance with Section 13-2.1 to ride a city ~~[transit]~~ bus or the city ~~[ferry-service]~~ rail system, either by using a programmed city payment card or, for the city bus system, payment may also be made in cash upon display to the bus operator of the paratransit eligibility identification card; except that the single ride fare shall not apply when a [fare for] special event fare [services] is charged under Section 13-2.1.

(c) Fares for Services that Exceed ADA Complementary Paratransit Service Standards.

- (1) The department may charge a premium fee in addition to the single fare for a one-way passenger trip on the special transit service for services that exceed ADA complementary paratransit service standards, including but not limited to the following:
 - (A) Same-day one-way passenger trip reservations by paratransit eligible individuals;
 - (B) Passenger trip reservations by paratransit eligible individuals to or from locations outside the core service area for the special transit service; and
 - (C) Passenger trip reservations by paratransit eligible individuals outside the hours and days of fixed route service regularly provided by ~~[TheBus,]~~ the city bus system.
- (2) The department may negotiate with a qualified human service organization and charge a fare higher than the single fare for agency-sponsored fares and agency trips, provided that the fare charged cannot



A BILL FOR AN ORDINANCE

exceed applicable rules set by the Centers for Medicare and Medicaid Services for paratransit services.

- (d) ~~[Paratransit Eligible Individual Bus Pass. There is established a paratransit-eligible individual bus pass fare plan. Under the plan, a person with a valid bus pass issued pursuant to this section:~~

- ~~(1) Is not required to pay the single cash fare at any time when using the city transit bus service and/or city ferry service, except when a fare for a special service is charged under Section 13-2.1. To be entitled to ride a city transit bus and/or city ferry without payment of the single cash fare, the paratransit eligible individual shall display the valid paratransit eligible individual bus pass to the bus operator; and~~
- ~~(2) Is entitled to an unlimited number of rides on the city transit bus service and/or city ferry service for the duration specified on the paratransit eligible individual bus pass.]~~

A programmed city payment card will be issued to paratransit eligibility ID holders for the reduced fare on the city bus system and city rail system for paratransit eligibility ID holders as specified in Section 13-2.1. The reduced fare is not applicable when fares for special event services are charged or for rides on the city paratransit system. Use of this programmed city payment card is subject to Section 13-2.7. In the event of loss or theft, the person to whom the programmed city payment card was issued shall notify the department immediately. Thereafter, the programmed city payment card issued to that person will be invalidated, and a replacement programmed city payment card may be issued to that person upon payment of the fee for a replacement card as specified in Section 2-12.

- (e) ~~[Issuance and Effective Date of Bus Passes. Any person issued a valid paratransit eligibility identification card under Section 13-4.3 and who applies for a paratransit eligible individual bus pass from the department will be issued the paratransit eligible individual bus pass upon making the appropriate payment in accordance with Section 13-2.1, for the duration specified on the bus pass.~~
- (f) A personal care attendant shall pay no fare at any time when accompanying an ADA paratransit eligible individual and performing services as the individual's personal care attendant.



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- [~~(g)~~ ~~Employees of the transit management services contractor or the ferry management services contractor who have been certified as ADA paratransit-eligible pursuant to Section 13-4.2 may use the special transit service without being charged a cash fare by displaying their employee identification card and their paratransit eligibility identification card.]~~"

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. In SECTION 2 of this ordinance, the Revisor of Ordinances shall insert the appropriate section number for the reference to Section 2-12.____, Revised Ordinances of Honolulu 1990, from SECTION 2 of Ordinance 21-7 upon its codification.



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SECTION 4. This ordinance takes effect upon its approval; provided that the increase in fare from \$2.00 to \$2.25 specified in Section 13-4.5(b), Revised Ordinances of Honolulu 1990, in SECTION 2 of this ordinance takes effect on July 1, 2022.

INTRODUCED BY:

Ann Kobayashi (br)

DATE OF INTRODUCTION:

October 29, 2020

Honolulu, Hawaii

Councilmembers

APPROVED AS TO FORM AND LEGALITY:

Kathleen A. Kelly
Deputy Corporation Counsel

KATHLEEN A. KELLY

APPROVED this 14th day of May, 2021.

Rick Blangiardi
RICK BLANGIARDI, Mayor
City and County of Honolulu

CITY COUNCIL
CITY AND COUNTY OF HONOLULU
HONOLULU, HAWAII
CERTIFICATE

BILL 87 (2020), CD1

Introduced: 10/29/20 By: ANN KOBAYASHI - BY REQUEST Committee: BUDGET (BUD)

Title: RELATING TO PUBLIC TRANSIT.

Voting Legend: * = Aye w/Reservations

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|----------|---------|---|
| 10/29/20 | INTRO | Introduced. |
| 11/05/20 | CCL | Passed first reading. 8 AYES: ELEFANTE, FUKUNAGA*, KOBAYASHI, MANAHAN, MENOR, PINE, TEXEIRA*, WATERS* 1 NO: TSUNEYOSHI |
| 11/24/20 | BUD | Reported out for passage on second reading and scheduling of a public hearing. CR-326 5 AYES: ELEFANTE, MANAHAN, MENOR, PINE*, WATERS |
| 11/27/20 | PUBLISH | Public hearing notice published in the Honolulu Star-Advertiser. |
| 12/09/20 | CCL/PH | Committee report adopted. Bill passed second reading, public hearing closed and referred to committee. 9 AYES: ELEFANTE, FUKUNAGA*, KOBAYASHI, MANAHAN, MENOR, PINE, TEXEIRA, TSUNEYOSHI*, WATERS |
| 12/16/20 | PUBLISH | Second reading notice published in the Honolulu Star-Advertiser. |
| 01/02/21 | | NOTE: Councilmembers Cordero, Kia'aina, Say, Tulba and Tupola took office on Saturday, January 2, 2021. CC-3(21) Waters – Standing Committee assignments. CC-4(21) Waters - Re-referral of Bills, Resolutions and communications. |
| 02/03/21 | BUD | Postponed. 6 AYES: CORDERO, ELEFANTE, KIA'AINA, SAY, TSUNEYOSHI, TUPOLA |
| 04/21/21 | BUD | Reported out for passage on third reading as amended in CD1 form. CR-128(21) 5 AYES: CORDERO, ELEFANTE, KIA'AINA, SAY, TUPOLA* 1 EXCUSED: TSUNEYOSHI |
| 05/05/21 | CCL | Committee report adopted and Bill passed third reading as amended. Posted FD1 (OCS2021-0400/4/28/2021 10:03 AM) withdrawn. 9 AYES: CORDERO, ELEFANTE, FUKUNAGA, KIA'AINA, SAY, TSUNEYOSHI, TULBA, TUPOLA, WATERS |

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


TOMMY WATERS, CHAIR AND PRESIDING OFFICER



A BILL FOR AN ORDINANCE

RELATING TO FIRE SAFETY.

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

SECTION 1. Purpose. The purpose of this ordinance is to update the Fire Code of the City and County of Honolulu.

SECTION 2. Section 20-1.1, Revised Ordinances of Honolulu 1990 ("Fire Code of the City and County of Honolulu"), as amended by Ordinance 21-3, is amended by amending paragraph (15) to read as follows:

"(15) Amending Section 13.3.2.26.2. Section 13.3.2.26.2 is amended to read:

13.3.2.26.2 Compliance shall be with either an automatic fire sprinkler system throughout the building or alternative fire prevention and fire safety systems in accordance with the requirements of a building fire and life safety evaluation code assessment as achieved by a passing score on a building fire and life safety evaluation code assessment pursuant to Ordinance 18-14. Existing high-rise residential buildings not protected throughout by an automatic fire sprinkler system shall be subject to building fire and life safety evaluation code assessments, which shall consist of an assessment of building safety features and fire protection systems in accordance with this code and the building code on a form prescribed by the AHJ in accordance with Section 20-4.4. Existing high-rise residential buildings that opt to install an automatic fire sprinkler system throughout the building shall not be required to undergo the building fire and life safety evaluation code assessment; provided that, all buildings must continue to maintain a passing status on their respective building fire and life safety evaluation code assessment or maintain the codes and standards for automatic fire sprinkler systems that are current and applicable at the time the building permit application is submitted for approval. A passing score on the evaluation provides a minimum level of fire and life safety to occupants and fire fighters that is approved by the AHJ. A building fire and life safety evaluation shall be prepared by a licensed design professional, or a building's authorized representative under the supervision of a licensed design professional, be stamped with the licensed design professional's authorized seal or stamp, and be authenticated as provided under Hawaii Administrative Rules Section 16-115-9. A building fire and life safety evaluation shall be conducted within ~~[three]~~ four years from May 3, 2018, and the licensed design professional



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shall submit a copy of the authenticated building fire and life safety evaluation to the AHJ in accordance with Section 20-4.3. Buildings shall comply by passing the building fire and life safety evaluation within ~~[six]~~ seven years from May 3, 2018, unless compliance is met with an automatic fire sprinkler system as indicated in the building fire and life safety evaluation form, Table 8. The AHJ may grant an extension pursuant to Section 13.3.2.26.7 if automatic fire sprinkler systems are used to achieve compliance. All buildings must continue to maintain a passing status on their respective building fire and life safety evaluation code assessments or maintain an automatic sprinkler system that complies with this chapter and the building code at the time of the evaluation. For the purposes of this section, "existing high-rise residential building" means the same as "existing highrise residential building" as defined in Section 20-5.1.

13.3.2.26.2.1 The association of apartment owners of a condominium or the cooperative housing corporation of an existing high-rise residential building may appeal the final building fire and life safety evaluation score, and the resulting fire safety requirements for the building, as assessed by the licensed design professional or the determination of the AHJ, by filing a written request for an appeal to the director or head of the AHJ within 45 days of the date of the completed building fire and life safety evaluation assessment or the AHJ's determination of the building's fire and life safety requirements, whichever is later. The request for an appeal shall include a statement of the basis for appeal, supporting documentation, if any, and the relief requested. The director or head of the AHJ shall render a decision on the appeal not later than 30 calendar days from the receipt of the appeal. The AHJ shall submit an annual report to the Council on the appeals filed for existing high-rise residential buildings and the disposition of the appeals.

13.3.2.26.2.2 Except as otherwise provided in this paragraph (15), which establishes the life safety evaluation system and authorizes owners of existing high-rise residential buildings to opt-out of approved automatic sprinkler systems through a life-safety evaluation process, existing high-rise residential buildings shall be protected throughout by an approved automatic fire sprinkler system in accordance with this chapter and the building code. Existing high-rise residential buildings that opt to install an automatic fire sprinkler system throughout the building shall not be required to undergo a building fire and life safety evaluation code assessment, but shall be required to apply for and obtain a building permit



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through a State-licensed specialty contractor for the automatic fire sprinkler system within ~~[two]~~ three years from the date of notifying the AHJ of its option or selecting the option on the building fire and life safety evaluation code assessment form, Table 8.

13.3.2.26.2.3 Notwithstanding any other provision of this paragraph (15), the association of apartment owners of a condominium or the cooperative housing corporation of an existing high-rise residential building 10 floors or higher may opt out of the automatic fire sprinkler system requirement; provided that, a majority of unit owners of a condominium or a majority of shareholders of a cooperative housing corporation decide to opt out of the requirement within ~~[three]~~ four years of the completion of the building fire and life safety evaluation, either by vote at a regularly scheduled or special meeting of the owners or shareholders, convened and noticed in accordance with the condominium's or cooperative housing corporation's by-laws, or by written consent in lieu of a vote at a regularly scheduled or special meeting; and provided further, that the building receives a passing score on the building fire and life safety evaluation through the implementation of alternative fire prevention and fire safety systems. An association of apartment owners of a condominium or a cooperative housing corporation that has opted out of the automatic fire sprinkler system requirement shall provide verifiable, public disclosure of its action to all current and future owners, shareholders and residents. Verifiable public disclosure shall include signs posted in the building's public notification areas and real estate sales disclosures as may be required by Hawaii real estate industry practices.

13.3.2.26.2.4 Each building owner shall, within 180 days from May 3, 2018, file a written statement of its intent to comply with this paragraph (15) with the AHJ for approval.

13.3.2.26.2.5 The AHJ shall review and respond to the written statement of the owner's intent to comply within 60 days of receipt of the statement of intent to comply.

13.3.2.26.2.6 Subject to the exceptions in Section 13.3.2.26.2.7, the entire building shall be required to be protected by:

- (a) An approved automatic fire sprinkler system; or



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- (b) Alternative fire prevention and fire safety systems as approved by the AHJ,

within ~~[42]~~ 13 years of May 3, 2018, except where an extension is approved by the AHJ as provided in Section 13.3.2.26.2.7.

13.3.2.26.2.7 Compliance with the automatic fire sprinkler system throughout the building or alternative fire prevention and fire safety systems provisions of Section 13.3.2.26.2.2 shall be achieved as follows: Common areas for buildings 20 floors and over shall be completed within ~~[eight]~~ nine years from May 3, 2018, common areas for buildings 10 to 19 floors shall be completed within ~~[40]~~ 11 years from May 3, 2018, and all buildings, regardless of the number of floors, shall be completed within ~~[42]~~ 13 years from May 3, 2018. An extension to ~~[45]~~ 16 years from May 3, 2018, may be approved by the AHJ; provided that, compliance using an automatic fire sprinkler system in the common areas related to building egress path has been achieved.

EXCEPTION: Existing high-rise residential buildings are exempted from the automatic fire sprinkler system requirements in Section 13.3.2.26.2.2 if all dwelling units have exterior access and a continuous egress path to exit the building and have no full-length interior corridors.

EXCEPTION: Existing high-rise residential buildings less than 10 floors in height can receive a building fire and life safety evaluation passing status in lieu of the approved automatic sprinkler system requirements in Section 13.3.2.26.2.2.

EXCEPTION: Existing high-rise residential buildings may be protected throughout by an approved automatic fire sprinkler system per NFPA 13R when approved by the AHJ.

EXCEPTION: Private balconies that have at least one long side that is 50 percent open are not required to have automatic fire sprinkler protection.

EXCEPTION: Elevator hoist ways and machine rooms are not required to have automatic fire sprinkler protection.

EXCEPTION: Class II wet standpipe systems may be removed when buildings are protected throughout by automatic fire sprinkler systems pursuant to Section 13.3.2.26.2.2.



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EXCEPTION: Combined standpipe and automatic fire sprinkler systems using existing standpipes shall be permitted to utilize pump sizing for the fire sprinkler demand.

EXCEPTION: The time periods and deadlines for compliance set forth in Section 13.3.2.26.2 and Section 13.3.2.26.2.7 shall be paused, tolled, or suspended where a building permit application, or other code application, for projects that relate to those sections or are required for the building to achieve compliance with the requirements of Section 13.3.2.26.2.2 for an automatic fire sprinkler system throughout the building or alternative fire prevention and fire safety systems, when the application is duly filed by a State-licensed specialty contractor for the design, installation, or upgrade of such system, and the review and issuance of the building permit or other code application has not been completed by the reviewing agency within 90 days of such submission to the reviewing agency. The period of time in excess of the 90-day period following timely filing of a complete application, but before issuance of the permit or approval of the application, shall constitute the period of time in which the time period and deadline is paused, tolled, or suspended."

SECTION 3. The AHJ shall continue providing reports to the Council as provided in Section 7 of Ordinance 19-4 every three months following the effective date of this ordinance until all buildings that are required to undertake an LSE under Ordinance 18-14 have conducted it or until May 3, 2022, whichever may be later.

SECTION 4. In this ordinance, ordinance material to be repealed is bracketed and stricken. New ordinance material is underscored. When revising, compiling, or printing this ordinance for inclusion in the Revised Ordinances of Honolulu, the Revisor of Ordinances need not include the brackets, the material that has been bracketed and stricken, or the underscoring.



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BILL 4 (2021), CD1, FD1

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SECTION 5. This ordinance takes effect retroactive to the effective date of Ordinance 21-3.

INTRODUCED BY:

Carol Fukunaga

DATE OF INTRODUCTION:

February 4, 2021

Honolulu, Hawaii

Councilmembers

APPROVED AS TO FORM AND LEGALITY:

GVP

Deputy Corporation Counsel
GABRIELE V. PROVENZA

APPROVED this 14th day of May, 20 21.

Rick Blangiardi

RICK BLANGIARDI, Mayor
City and County of Honolulu

CITY COUNCIL
CITY AND COUNTY OF HONOLULU
HONOLULU, HAWAII
CERTIFICATE

BILL 4 (2021), CD1, FD1

Introduced: 02/04/21 By: CAROL FUKUNAGA

Committee: COUNCIL (CCL)

Title: RELATING TO FIRE SAFETY.

Voting Legend: * = Aye w/Reservations

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| 02/04/21 | INTRO | Introduced. |
| 02/17/21 | CCL | Passed first reading. 8 AYES: CORDERO, ELEFANTE, FUKUNAGA, KIA'AINA, SAY, TULBA, TUPOLA, WATERS 1 ABSENT: TSUNEYOSHI |
| 03/03/21 | PIT | Reported out for passage on second reading and scheduling of a public hearing as amended in CD1 form. CR-77 3 AYES: ELEFANTE, FUKUNAGA, TSUNEYOSHI 1 EXCUSED: TUPOLA |
| 03/05/21 | PUBLISH | Public hearing notice published in the Honolulu Star-Advertiser. |
| 03/17/21 | CCL/PH | Committee report adopted. Bill passed second reading as amended, public hearing closed and referred to committee. 9 AYES: CORDERO, ELEFANTE, FUKUNAGA, KIA'AINA, SAY, TSUNEYOSHI, TULBA, TUPOLA, WATERS |
| 03/23/21 | PIT | Reported out for passage on third reading. CR-103 3 AYES: ELEFANTE, FUKUNAGA, TSUNEYOSHI 1 EXCUSED: TUPOLA |
| 03/24/21 | PUBLISH | Second reading notice published in the Honolulu Star-Advertiser. |
| 04/14/21 | CCL | Recommitted. 9 AYES: CORDERO, ELEFANTE, FUKUNAGA, KIA'AINA, SAY, TSUNEYOSHI, TULBA, TUPOLA, WATERS |
| 04/21/21 | PIT | Postponed to a date and time to be determined by the Committee Chair. 4 AYES: ELEFANTE, FUKUNAGA, TSUNEYOSHI, TUPOLA |
| 05/05/21 | CCL | Amended to FD1. OCS2021-0408/4/29/2021 1:04 PM 9 AYES: CORDERO, ELEFANTE, FUKUNAGA, KIA'AINA, SAY, TSUNEYOSHI, TULBA, TUPOLA, WATERS |
| 05/05/21 | CCL | Passed third reading. 9 AYES: CORDERO, ELEFANTE, FUKUNAGA, KIA'AINA, SAY, TSUNEYOSHI, TULBA, TUPOLA, WATERS |

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


TOMMY WATERS, CHAIR AND PRESIDING OFFICER



CITY COUNCIL

CITY AND COUNTY OF HONOLULU
HONOLULU, HAWAII

ORDINANCE _____

BILL 16 (2021), CD1

A BILL FOR AN ORDINANCE

RELATING TO BICYCLES.

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

SECTION 1. Purpose. The purpose of this ordinance is to mandate certain requirements for bicycle docking stations installed on City property.

SECTION 2. Chapter 15, Article 2, Revised Ordinances of Honolulu 1990 ("Definitions"), is amended by adding a new section to be appropriately designated by the Revisor of Ordinances and to read as follows:

"Sec. 15-2. Bicycle and related terms.

"Bicycle" means the same as defined in HRS Section 291C-1.

"Bicycle docking station" means a facility that is used for the parking, securing, dispensing, and return of bicycles, and is owned or operated, or both, by a bicycle sharing company.

"Bicycle sharing company" means a company, subject to a contract or formal agreement with the city, which provides docked bicycles for use by the public."

SECTION 3. Section 15-18.6, Revised Ordinances of Honolulu 1990, is amended to read as follows:

"Sec. 15-18.6 Parking.

No person shall park a bicycle upon a street other than upon the roadway against the curb, or upon the sidewalk in a rack to support the bicycle, or against a building; and in such manner as to afford the least obstruction to pedestrian traffic, or ~~in parking meter spaces~~ as ~~authorized~~ allowed under Section 15-22.2, Chapter 15, Article and Chapter 14, Article 33, including complete streets features such as parklets and bicycle corrals[-], or in bicycle docking stations that have met the requirements of Section 15-18. ."



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SECTION 4. Chapter 15, Article 18, Revised Ordinances of Honolulu 1990 ("Operation of Bicycles and Play Vehicles"), is amended by adding a new section to be appropriately designated by the Revisor of Ordinances and to read as follows:

"Sec. 15-18. Bicycle docking stations.

(a) Notwithstanding any ordinance to the contrary, the city may not install or allow a bicycle sharing company to install a bicycle docking station on city property unless notice, an opportunity for public input, and an offer made by the bicycle sharing company to the chair of the affected neighborhood board to make a presentation before the affected neighborhood board are provided in accordance with this section. The opportunity for public input must be provided during the department of transportation services' planning process for the installation of the bicycle docking station or as soon thereafter as is practicable. Written notice must be transmitted to the chair of the affected neighborhood board prior to the scheduled date of installation. The notice, at a minimum, must include the following information:

- (1) The proposed date and location of the installation of the bicycle docking station;
- (2) The public's right to provide input relating to the scheduled installation of the bicycle docking station; and
- (3) The form, method, and procedure for providing public input.

In addition, the written notice transmitted to the chair of the affected neighborhood board must include but not be limited to the rationale and justification for the proposed installation, alternate locations considered, and steps incorporated to address potential motorist and pedestrian safety issues.

(b) The offer to the chair of the affected neighborhood board must, when possible, specify that the bicycle sharing company is available to make a presentation before the affected neighborhood board within 60 days of the transmittal of the offer. If a presentation cannot be made within 60 days of the transmittal of the offer, the reasoning and justification for a delayed presentation, along with a proposed subsequent time period for the presentation, shall be provided in writing to the chair of the affected neighborhood board. The presentation must include but not be limited to the rationale and justification for the proposed installation, alternate locations considered, and steps incorporated to address potential motorist and pedestrian safety issues. The offer will be deemed satisfied if:



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- (1) The bicycle sharing company makes a presentation including the required elements before the affected neighborhood board within 60 days of the transmittal of the offer;
 - (2) The neighborhood board fails to provide the bicycle sharing company with an opportunity to provide a presentation at a meeting held within 60 days of the transmittal of the offer;
 - (3) The neighborhood board provides the bicycle sharing company with written notice that it has no objection to the proposed installation, or that no presentation of the project is necessary, or both; or
 - (4) The bicycle sharing company, having previously provided written reasoning and justification for a delayed presentation to the chair of the affected neighborhood board, makes a presentation including the required elements before the affected neighborhood board at an agreed-upon date subsequent to the 60-day deadline of the transmittal of the offer.
- (c) This section shall not apply to temporary relocations of bicycle docking stations on city property for periods not to exceed six months."

SECTION 5. This ordinance shall not affect or impair any interest, right, benefit, obligation, or entitlement of any party to any contract, agreement, or permit with the City and County of Honolulu ("City") that exists or is in full force and effect, as of the effective date of this ordinance, for the provision of shared bicycles; provided, however, that upon the completion or termination of such contract, agreement, or permit with the City, any new contract, agreement, or permit with such party shall be subject to Chapter 15, Revised Ordinances of Honolulu, as amended by this ordinance.

SECTION 6. 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 bracketed material, or the underscoring. Consistent with Ordinance 19-29, in SECTION 3 of this ordinance the Revisor of Ordinances shall insert the appropriate article number, in ROH Section 15-18.6, for the new article created in ROH Chapter 15 in SECTION 2 of Ordinance 19-29 upon the codification of that article.



CITY COUNCIL
CITY AND COUNTY OF HONOLULU
HONOLULU, HAWAII

ORDINANCE _____

BILL 16 (2021), CD1

A BILL FOR AN ORDINANCE

SECTION 7. This ordinance takes effect upon its approval.

INTRODUCED BY:

Tommy Waters

DATE OF INTRODUCTION:

March 10, 2021
Honolulu, Hawaii

Councilmembers

APPROVED AS TO FORM AND LEGALITY:

Kathleen A. Kelly
Deputy Corporation Counsel
KATHLEEN A. KELLY

APPROVED this 14th day of May, 20 21.

Rick Blangiardi
RICK BLANGIARDI, Mayor
City and County of Honolulu

CITY COUNCIL
CITY AND COUNTY OF HONOLULU
HONOLULU, HAWAII
CERTIFICATE

BILL 16 (2021), CD1

Introduced: 03/10/21 By: TOMMY WATERS

Committee: TRANSPORTATION,
SUSTAINABILITY AND HEALTH
(TSH)

Title: RELATING TO BICYCLES.

Voting Legend: * = Aye w/Reservations

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| 03/10/21 | INTRO | Introduced. |
| 03/17/21 | CCL | Passed first reading. 9 AYES: CORDERO, ELEFANTE, FUKUNAGA, KIA'ĀINA, SAY, TSUNEYOSHI, TULBA, TUPOLA, WATERS |
| 03/22/21 | TSH | Reported out for passage on second reading and scheduling of a public hearing. CR-89 4 AYES: CORDERO, ELEFANTE, KIA'ĀINA, TULBA |
| 04/02/21 | PUBLISH | Public hearing notice published in the Honolulu Star-Advertiser. |
| 04/14/21 | CCL/PH | Committee report adopted. Bill passed second reading, public hearing closed and referred to committee. 9 AYES: CORDERO, ELEFANTE, FUKUNAGA, KIA'ĀINA, SAY, TSUNEYOSHI, TULBA, TUPOLA, WATERS |
| 04/20/21 | TSH | Reported out for passage on third reading as amended in CD1 form. CR-120 4 AYES: CORDERO, ELEFANTE, KIA'ĀINA, TULBA |
| 04/21/21 | PUBLISH | Second reading notice published in the Honolulu Star-Advertiser. |
| 05/05/21 | CCL | Committee report adopted and Bill passed third reading as amended. 9 AYES: CORDERO, ELEFANTE, FUKUNAGA, KIA'ĀINA, SAY, TSUNEYOSHI, TULBA, TUPOLA, WATERS |

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



TOMMY WATERS, CHAIR AND PRESIDING OFFICER