

22NOV18 AM 11:27 CITY CLERK

CITY COUNCIL  
REFERRAL APPEAL FORM

DATE: October 20, 2022

TO: COUNCIL CHAIR  
FROM: Augie Tulba  
COMMITTEE CHAIR

BILL/RESOLUTION/COMMUNICATION AND SUBJECT:

Bill 48 (2022) relating to commercial activities at public parks.  
Introduced: 8/3/22.

STATUS (Reading/PH):

8/10/22 Passed first reading, 10/20/22 Reported out of PCS for Public Hearing and passage of second reading

CURRENTLY REFERRED TO  
COMMITTEE(S):

Parks and Community Services, Budget

☐ DESIRED COMMITTEE(S)  
RE-REFERRED TO:

OR

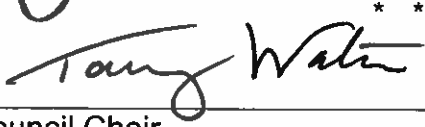
☒ DIRECT REFERRAL TO COUNCIL  
FLOOR

Reason(s) for Appeal:

Request of the introducer of the measure.

  
Committee Chair (Requestor)

Committee Chair

  
Council Chair

11/15/22  
Date

Granted ☒  
Denied ☐

cc: Councilmembers  
City Clerk  
Council Assistance

COUNCIL COM. 349



**CITY COUNCIL**  
CITY AND COUNTY OF HONOLULU  
HONOLULU, HAWAII

ORDINANCE \_\_\_\_\_  
BILL **48 (2022)**

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**A BILL FOR AN ORDINANCE**

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RELATING TO COMMERCIAL ACTIVITIES AT PUBLIC PARKS.

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

SECTION 1. The purpose of this ordinance is to address commercial activities at certain beach parks.

SECTION 2. Section 10-1.2, Revised Ordinances of Honolulu 1990 ("Park rules and regulations"), as amended by Ordinance 21-34 and Ordinance 22-3, is amended by amending subsection (h) to read as follows:

"(h) Commercial activities prohibited at parks.

- (1) Commercial activities, including recreational stops by commercial tour companies, but excluding commercial filming activities that take place from 1:00 p.m. on Saturdays through 6:30 a.m. on Mondays, are not allowed at any time at the following parks:
  - (A) Kailua Beach Park; and
  - (B) Kalama Beach Park.
- (2) Commercial activities, including recreational stops by commercial tour companies, but excluding commercial filming activities and shore water events, are not allowed at any time at the following parks:
  - (A) Waiale'e Beach Park;
  - (B) Sunset Beach Park;
  - (C) 'Ehukai Beach Park;
  - (D) Pūpūkea Beach Park;
  - (E) Waimea Bay Beach Park;
  - (F) Hale'iwa Ali'i Beach Park;
  - (G) Kaiaka Bay Beach Park; and



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**A BILL FOR AN ORDINANCE**

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- (H) The undeveloped portions of Hale'iwa Beach Park adjacent to Pua'ena Point.
- (3) Commercial activities, including recreational stops by commercial tour companies, but excluding movie or television filming activities permitted under Sections 10-3.2(a)(1) and 10-3.2(a)(2), are not allowed at any time at the following parks:
  - (A) Makapu'u Beach Park;
  - (B) Kaupō Beach Park;
  - (C) Kaiona Beach Park;
  - (D) Waimānalo Beach Park;
  - (E) Hūnānāniho; and
  - (F) Bellows Field Beach Park.

Except for transportation services for commercial activities allowed under this subdivision, operators of taxicabs, commercial tour carriers, and other motor carriers regulated by the State Public Utilities Commission under HRS Chapter 271, who provide transportation services for passengers or property by motor vehicle, for the purposes of offering, providing, facilitating, participating in, or engaging in commercial activities, are prohibited from entering the parks enumerated in this subdivision.

For the purposes of this section, "taxicab" has the same meaning as defined in Section 12-1.1(b).

- (4) Recreational stops by commercial tour companies are not allowed at any time at Kokololio Beach Park.

SECTION 3. 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 underscoring.



**CITY COUNCIL**  
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ORDINANCE

BILL 48 (2022)

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**A BILL FOR AN ORDINANCE**

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SECTION 4. This ordinance takes effect upon its approval; provided that any permits allowing recreational stops to take place at Kokololio Beach Park that were issued prior to the effective date of this ordinance shall continue to be valid until the permits expire.

INTRODUCED BY:

Hidi Tsunayoshi

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DATE OF INTRODUCTION:

**AUG 3 2022**

\_\_\_\_\_  
Honolulu, Hawai'i

\_\_\_\_\_  
Councilmembers

APPROVED AS TO FORM AND LEGALITY:

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

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

\_\_\_\_\_  
RICK BLANGIARDI, Mayor  
City and County of Honolulu