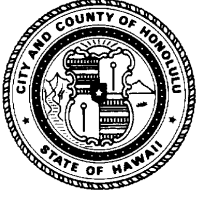


SUMMARY OF PROPOSED COMMITTEE DRAFT:

BILL 44 (2024) RELATING TO TRAFFIC SAFETY.

The **PROPOSED CD1** makes the following amendments:

- A. In SECTION 3, amends subsection (j) to specify that the Department of Transportation Services may determine the speed limit of 20 miles per hour on any roadway bordering any school grounds during certain times, and that this provision does not apply to roads owned by the State of Hawaii.
- B. In SECTION 3, adds a new subsection (k) to create a 40 miles per hour category.
- C. Adds a new SECTION 4 to amend ROH Section 15-12.3 by removing obsolete references and other terms made irrelevant with the ongoing modernization of society.
- D. Adds a new SECTION 5 to repeal ROH Section 15-19.34, because this section contains vehicle requirements that are no longer relevant, such as flares (liquid burning pot torches) used for illumination.
- E. Adds a new SECTION 6 to amend ROH Section 15-19.39 by updating the section to account for digital screens in many modern vehicles.
- F. Adds a new SECTION 7 to repeal ROH Section 15-21.9, as the need for this requirement seems to have been previously addressed by past construction activities.
- G. Adds a new SECTION 8 to repeal ROH Section 15-21.14 to reflect the current state of the road and bridge conditions. Renumbers subsequent SECTIONS.
- H. Makes miscellaneous technical and nonsubstantive amendments.



HONOLULU CITY COUNCIL
KE KANIHELA O KE KALANA O HONOLULU
CITY AND COUNTY OF HONOLULU

ORDINANCE _____

BILL 44 (2024), CD1
PROPOSED

A BILL FOR AN ORDINANCE

RELATING TO TRAFFIC SAFETY.

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

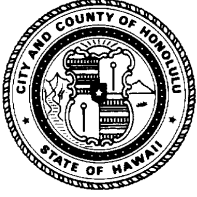
SECTION 1. Purpose. The purpose of this ordinance is to promote public safety on roadways in the City and County of Honolulu by establishing more appropriate speed limits on certain streets.

This ordinance may include provisions that address obsolete, outdated, or other unnecessary provisions in Chapter 15, Revised Ordinances of Honolulu 2021.

SECTION 2. Section 15-7.1, Revised Ordinances of Honolulu 2021, is amended to read as follows:

"§ 15-7.1 Speed restrictions.

- (a) No person shall drive a vehicle on any roadway within public parks and public school grounds at a speed greater than is reasonable or prudent, having due regard for the traffic on, and the surface and width of, the roadway, and in no event at a speed in excess of [25] 20 miles per hour on any roadway within public parks, except that on Ala Moana Park Drive, on any roadway in Kailua Beach Park, [~~on the small by road in Kapiolani Park which leads off from Paki Street past Waikiki Racquet Club and the Town and Country Stables to Paki Avenue,~~] and on any roadway within public school grounds, [~~where~~] the speed limit shall be 15 miles per hour.
- (b) The director of transportation services is authorized and directed to erect and maintain sign posts indicating the speed limit herein established at each roadway entrance into any public park and public school grounds. The department of parks and recreation and the State department of education may erect and maintain signs other than traffic control signs at appropriate places along the roadways within their respective jurisdictions.
- (c) Further, no person shall in any parking area maintained within public parks and public school grounds drive a vehicle recklessly or negligently or at a speed or in such manner as to endanger or injure persons or property.
- (d) Whenever the director of transportation services determines upon the basis of an engineering and traffic investigation that any maximum speed limit hereinafter set



A BILL FOR AN ORDINANCE

forth is greater than is reasonable or safe under the conditions found to exist [at any horizontal or vertical curve] upon any part of a highway, the director of transportation services may post a recommended safe speed thereat which shall serve as a guide to vehicle drivers at all times when they are using the highway and which shall be effectively illuminated or reflectorized for visibility at night.

- (e) Whenever the director of transportation services determines, either at the director's initiative or in response to a written request by a representative of a school, that a roadway within 1,000 feet of a school is utilized by students going to or leaving the school, the director may post a recommended safe speed thereat, which will serve as a guide to vehicle drivers at all times when students are using the roadway."

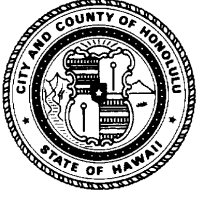
SECTION 3. Section 15-7.2, Revised Ordinances of Honolulu 2021, is amended to read as follows:

"§ 15-7.2 Speed limit zones.

No person shall drive a vehicle on a public highway or street at a speed in excess of the following speed limit zones established or hereafter established therefor by ordinance of the city council:

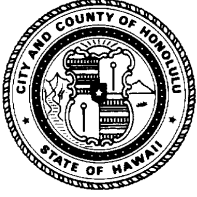
- (a) *Fifteen miles per hour.*
 - (1) Any roadway 18 feet in width or less within the City and County of Honolulu; and [and all of the following streets within the Ewa Villages:

<i>Ewa Villages</i>	
<i>Varona Village</i>	<i>Tenney Village</i>
Kihi Street	Alaiki Street
Koahi Street	Alana Street
Leialoalo Street	Bond Street
Manakuke Street	Burke Street
Paalua Street	Elemakule Place



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<i>Ewa Villages</i>	
Paionia Street	Garton Street
Puahio Street	Halemano Street
	<i>Tenney Village (Cont'd.)</i>
	Hapua Street
	Hookahe Place
<i>Renton Village</i>	Kuali Street
Alanui Mauka Place	Kuuwelu Place
Alanui Mauka Street	Lauo Street
Bryan Street	Lehu Street
Hei Place	Luahine Street
Kupeleko Place	Luluka Street
Lunanu Street	Mahamoe Street
Niulelo Place	Malako Street
Park Row	Nale Street
Pepper Row	Oha Street
Pipeline Street	Orrick Street
Pohakulepo Street	Paaniana Street
Pualoalo Place	Paehoulu Street
	Paeko Street
	Pahe Street
	Paheahea Street
	Pahiki Street



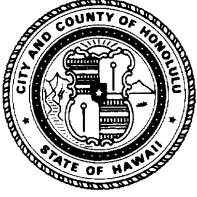
A BILL FOR AN ORDINANCE

<i>Ewa Villages</i>	
	Pualu Street
	Puhiko Street
	<i>Tenney Village (Cont'd.)</i>
	Punako Street
	Sisal Street
	Tenney Street
	Uluhui Street
	Willi Street

- (2) On those streets or portions thereof described in Schedule IV attached to the ordinance codified in this section and made a part hereof; subject, however, to the limitations and extensions set forth therein.

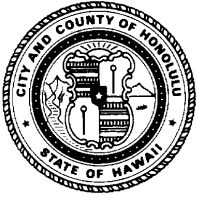
- (b) *Twenty-five miles per hour.*
 - ~~[(1) Any street or highway within the City and County of Honolulu where a speed limit has not been otherwise established;~~
 - ~~(2) Any roadway bordering any school grounds, during recess or while children are going to or leaving such school during the opening or closing hours, or while the playgrounds of any such school are in use by school children; and~~
 - ~~(3) On those streets or portions thereof described in Schedule V attached to the ordinance codified in this section and made a part hereof; subject, however, to the limitations and extensions set forth therein.~~

- (c) *Thirty miles per hour.* On those streets or portions thereof described in Schedule VI attached hereto and made a part hereof; subject, however, to the limitations and extensions set forth therein[;].



A BILL FOR AN ORDINANCE

- (d) *Thirty-five miles per hour.* On those streets or portions thereof described in Schedule VII attached to the ordinance codified in this section and made a part hereof; subject, however, to the limitations and extensions set forth therein[;].
- (e) *Forty-five miles per hour.* On those streets or portions thereof described in Schedule VIII attached to the ordinance codified in this section and made a part hereof; subject, however, to the limitations and extensions set forth therein[;].
- (f) *Fifty miles per hour.* On those streets or portions thereof described in Schedule IX attached to the ordinance codified in this section and made a part hereof; subject, however, to the limitations and extensions set forth therein[;].
- (g) *Sixty-five miles per hour.* On those streets or portions thereof described in Schedule X attached to the ordinance codified in this section and made a part hereof; subject, however, to the limitations and extensions set forth therein[;].
- (h) *Fifty-five miles per hour.* On those streets or portions thereof described in Schedule XXXIII attached to the ordinance codified in this section and made a part hereof; subject, however, to the limitations and extensions set forth therein[; and].
- (i) *Ten miles per hour.* On those streets or portions thereof described in Schedule XXXVII attached to the ordinance codified in this section and made a part hereof; subject, however, to the limitations and extensions set forth therein.
- (j) *Twenty miles per hour.*
- (1) Any street or highway within the City and County of Honolulu where a speed limit has not been otherwise established;
 - (2) Any roadway bordering any school grounds, during the hours of 7:00 a.m. to 6:00 p.m. on school days, unless otherwise specified by the Department of Transportation Services; and
 - (3) On those streets or portions thereof described in Schedule _____ attached to the ordinance codified in this section and made a part hereof; subject, however, to the limitations and extensions set forth therein.
 - (4) Subdivision (2) does not apply to any roads owned by the State of Hawaii.



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(k) Forty miles per hour. On those streets or portions thereof described in Schedule _____ attached to the ordinance codified in this section and made a part hereof; subject, however, to the limitations and extensions set forth therein."

SECTION 4. Section 15-12.3, Revised Ordinances of Honolulu 2021, is amended to read as follows:

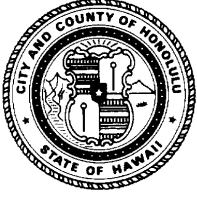
"§ 15-12.3 Duties of operators of [~~locomotives, cane cars, or other~~] vehicles used in agricultural or [~~industrial~~] other work.

- (a) The driver, engineer, or person in charge of any [~~locomotive, cane car, or other~~] vehicle, whether operated on [~~stationary~~] rails or roadways, used in agricultural or [~~industrial~~] other work, shall not cause or permit such [~~locomotive, cane car, or other~~] vehicle to enter upon or cross any highway without first stopping and yielding the right-of-way to any vehicle crossing or about to cross the [~~grade crossing or road~~] intersection or [~~which~~] that is approaching so closely on such highway as to constitute an immediate hazard, but having so yielded may proceed[; provided that a flagger is first stationed in a conspicuous spot, approximately in the center of the highway in close proximity to the tracks, road intersection, or crossing, displaying a red flag not less than 16 inches square, except that from a half-hour after sunset to a half-hour before sunrise, in lieu of such flag, a red light or lantern shall be so displayed as to be plainly visible for a distance of 500 feet from both sides of the tracks, crossing, or road intersection.].
- [~~(b) The foregoing provisions respecting a flagger with a red flag or a red light is fully complied with if there is installed and maintained in good working condition an automatic electrically operated flashing light and bell warning device of a type regularly used as a railway crossing warning signal, placed in a conspicuous spot close to the railway crossing, sounding a bell and displaying a flashing red light plainly visible for a distance of 500 feet from both sides of the tracks, crossing or intersection.]"~~

SECTION 5. Section 15-19.34, Revised Ordinances of Honolulu 2021, is repealed.

"~~§ 15-19.34 Certain vehicles to carry flares or other warning devices.~~

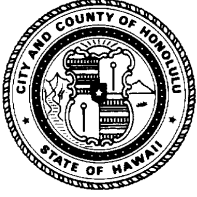
- (a) ~~No person shall operate any motor truck or truck tractor upon any unlighted highway at any time from 30 minutes after sunset to 30 minutes before sunrise,~~



A BILL FOR AN ORDINANCE

~~unless there is carried in such vehicle the following equipment, except as provided in subsection (b):~~

- ~~(1) — 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 nighttime:
 - ~~(A) — Each flare (liquid burning pot torch) shall be capable of burning for not less than 12 hours in 5-mile-per-hour wind velocity and capable of burning in any air velocity from 0 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; and~~
 - ~~(B) — 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;~~~~
 - ~~(2) — At least three red burning fusees, unless red electric lanterns are carried. Each fusee shall be capable of burning at least 15 minutes; or~~
 - ~~(3) — At least two red cloth flags, not less than 12 inches square, with standards to support the same.~~
- ~~(b) — No person shall operate, at the time and under the conditions stated in subsection (a), any motor vehicle used in the transportation of flammable gases, unless there are 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.~~
- ~~(c) — In the alternative, it is a compliance with this section in the event the person operating any motor vehicle described in this article carries in such vehicle three portable reflector units on standards of a type approved by the director of budget and fiscal services. 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 nighttime when directly in front of the lawful upper beams of head lamps."]~~

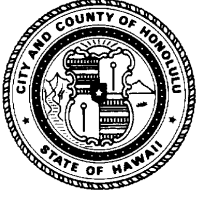


A BILL FOR AN ORDINANCE

SECTION 6. Section 15-19.39, Revised Ordinances of Honolulu 2021, is amended to read as follows:

"§ 15-19.39 Television in motor vehicle.

- (a) No person shall drive a motor vehicle ~~[that is equipped with a television receiver]~~ if an analog or digital screen, or other means of visually receiving or visually displaying a television broadcast or video signal that produces entertainment or business applications, is operating while the vehicle is in motion~~[, which]~~ and is located in the motor vehicle at any point forward of the back of the driver's seat or ~~[which]~~ is visible to the driver while operating the motor vehicle.
- (b) Subsection (a) does not apply to the following equipment when installed in a vehicle:
- (1) A vehicle information display that includes internal vehicle climate controls.
 - (2) A global position display.
 - (3) A mapping display.
 - (4) A visual display used to enhance or supplement the driver's view forward, behind, or to the sides of a motor vehicle for the purpose of maneuvering the vehicle.
 - (5) An analog or video screen or any similar means of visually displaying a television broadcast, video signal, or internet video stream, if that equipment satisfies one of the following requirements:
 - (A) The equipment has an interlock device that, when the motor vehicle is driven, disables the equipment for all uses except as a visual display as described in subdivisions (1) to (4) above.
 - (B) The equipment is designed, operated, and configured in a manner that prevents the driver of the motor vehicle from viewing the television broadcast, video signal, or internet video stream, while operating the vehicle in a safe and reasonable manner.



A BILL FOR AN ORDINANCE

- (c) Subsection (a) does not apply to a mobile digital terminal installed in an authorized emergency vehicle or to a motor vehicle providing emergency road service or roadside assistance."

SECTION 7. Section 15-21.9, Revised Ordinances of Honolulu 2021, is repealed.

~~["§ 15-21.9 Restricting the use of A.A. Wilson Bridge at Wahiawa.~~

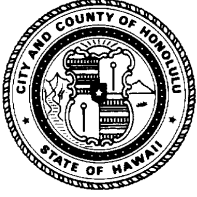
- ~~(a) No person shall drive or operate any motor vehicle having an aggregate weight of vehicle and load in excess of 15 tons over the A.A. Wilson Bridge, nor shall any person drive or operate any motor vehicle, except a passenger automobile, over the A.A. Wilson Bridge when there is another such motor vehicle approaching in the opposite direction over the A.A. Wilson Bridge.~~
- ~~(b) No person shall drive any motor vehicle over the A.A. Wilson Bridge at a greater speed than 10 miles per hour.~~
- ~~(c) The driver of any motor vehicle, except a passenger automobile, when traveling over the A.A. Wilson Bridge, shall not approach within 30 feet of another motor vehicle proceeding in the same direction."~~

SECTION 8. Section 15-21.14, Revised Ordinances of Honolulu 2021, is repealed.

~~["§ 15-21.14 Restricting the use of a portion of Moanalua Highway by certain heavy vehicles.~~

~~No person shall drive or operate any vehicle, having a registered weight of 6,000 pounds or more, in the Honolulu direction on Moanalua Highway from the Halawa Stream Bridge to Red Hill Road in any lane but the extreme right lane during the hours of 6:30 a.m. to 8:00 a.m., except when overtaking a stalled vehicle or preparatory to making a left turn."~~

SECTION 9. 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 3 of this ordinance, the Revisor of Ordinances shall replace the blank Schedule number with the appropriate Schedule number designated by the



HONOLULU CITY COUNCIL
KE KANIHELA O KE KALANA O HONOLULU
CITY AND COUNTY OF HONOLULU

ORDINANCE _____

BILL 44 (2024), CD1

A BILL FOR AN ORDINANCE

Director of Transportation Services upon adoption of the Schedule and provided by the Director subsequent to the effective date of this ordinance and made a part hereof.

SECTION 10. This ordinance takes effect upon its approval.

INTRODUCED BY:

Esther Kia'āina

Tyler Dos Santos-Tam

DATE OF INTRODUCTION:

August 1, 2024

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

Report Title:

Traffic Safety; Speed Restrictions; School Zones; Public Parks

Description:

Authorizes the Director of Transportation Services to post a recommended safe speed on roadways near schools. Lowers the maximum speed on roadways in public parks and public school grounds from 25 to 20 miles per hour. Creates a new 20 miles per hour speed limit zone applicable to certain roadways, including roadways bordering school grounds during certain days and times. Creates a new 40 miles per hour speed limit zone applicable to certain roadways. Amends various portions of ROH Chapter 15 to update and repeal outdated and unnecessary language.

The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.