# OFFICE OF THE MAYOR
## *KE KE'ENA O KA MEIA*
## CITY AND COUNTY OF HONOLULU

530 SOUTH KING STREET, ROOM 300 • HONOLULU, HAWAI'I 96813
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RICK BLANGIARDI
MAYOR
*MEIA*

MICHAEL D. FORMBY
MANAGING DIRECTOR
*PO'O HO'OKELE*

KRISHNA F. JAYARAM
DEPUTY MANAGING DIRECTOR
*HOPE PO'O HO'OKELE*


February 12, 2025

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

'25FEB12 AM 8:43 CITY CLERK

Dear Mr. Takahashi:

Subject: Approved Bills

The following bills are approved and returned herewith:

| | |
|---|---|
| Bill 19 (2024), FD1, CD1 | Relating to housing |
| Bill 52 (2024), CD1 | Relating to electric bicycles |
| Bill 54 (2024), CD1 | To amend Chapter 6, Revised Ordinances of Honolulu 2021, as amended, relating to the Taxable General Improvement Bond Fund |
| Bill 56 (2024), CD1 | Relating to the use of malls |

Sincerely,

Rick Blangiardi
Mayor

Attachments (4)

MAYOR'S MESSAGE 29

# HONOLULU CITY COUNCIL

*KE KANIHELA O KE KALANA O HONOLULU*

CITY AND COUNTY OF HONOLULU

ORDINANCE _____

BILL **19 (2024), FD1, CD2**

## A BILL FOR AN ORDINANCE

RELATING TO HOUSING.

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

SECTION 1. Purpose and findings. The purpose of this ordinance is to address housing in the City and County of Honolulu ("City"), including by establishing a resident preference in the City's housing programs.

The City Council ("Council") finds that:

(1) A key objective of the O'ahu General Plan (2021), adopted by the Council on December 1, 2021 (approved on January 14, 2022), as required by the Revised Charter of the City and County of Honolulu 1973 (Amended 2017 Edition), as amended, is "[t]o ensure a balanced mix of housing opportunities and choices for all residents at prices they can afford";

(2) The City, having grappled with a critical shortage of affordable housing for residents for decades, has a compelling interest in providing affordable housing for its residents to fulfill the O'ahu General Plan objective; mitigate the displacement and upheaval of O'ahu residents; provide a sufficient workforce to ensure efficient governmental and business functioning; and ensure the stability of O'ahu families and communities;

(3) The median single-family home price in the City for April 2024 has increased to $1.1 million – almost three times the national average ($420,800), resulting in a decrease in the number of residents who are able to afford to buy or rent a home on O'ahu and a corresponding increase in O'ahu's homeless population and the number of island residents moving to the mainland;

(4) According to the U.S. Census Bureau, more than 67,257 residents left the State of Hawai'i ("State") between 2021 and 2022, and a majority of Native Hawaiians (55 percent) now live outside the State;

(5) Between July 1, 2020 and July 1, 2023, the City had an average net loss of 9,894 people per year, or an average out-migration of approximately 27 people per day, according to the State Department of Business, Economic Development, and Tourism ("DBEDT");

(6) The extreme out-migration of City residents has contributed to a high vacancy rate in many City positions, which negatively impacts optimal City functioning;

(7) The State Department of Human Services' 2023 Point in Time Count determined that the City's homeless rate for 2023 was 40.5 per 10,000 population, which was more than twice the 2023 national average and largely due to the lack of affordable housing;

(8) In March 2024, DBEDT estimated that, based on historical trends, 23,999 units would need to be built by 2035 to meet the City's housing demand;

(9) The Council has considered and enacted legislative alternatives to a resident preference policy, such as providing developer incentives and other development mechanisms to speed the development of affordable housing; however, the growth in City residents' need for affordable housing has outpaced the City's ability to provide it using these mechanisms alone;

(10) The Council believes that it is necessary to establish a preference for City residents who participate in various housing programs offered by the City, to the extent allowed by law, in order to provide City residents with housing opportunities they can afford pursuant to the O'ahu General Plan objective; stem the rapid out-migration of City residents; provide a sufficient workforce to maintain efficient City functioning; and stabilize O'ahu families and communities; and

(11) Based on the DBEDT analysis, *Hawai'i Population Characteristics 2019*, the Council further believes that a resident preference for City affordable housing programs will not have a significant, adverse, and disproportionate effect on any protected group under the federal or State housing laws or constitutions.

SECTION 2. Chapter 1, Revised Ordinances of Honolulu 2021 ("General Provisions"), is amended by adding a new article to be appropriately designated by the Revisor of Ordinances and to read as follows:

**"ARTICLE __: RESIDENT PREFERENCE IN CITY HOUSING PROGRAMS**

**§ 1-__.1 Purpose.**

This article establishes a preference for city residents who participate in various housing programs offered by the city, to the extent allowed by law.

**§ 1-__.2 Definitions.**

For the purposes of this article, the following definition applies unless the context clearly indicates or requires a different meaning.

***City Resident.*** Any individual who has a stated intent to reside or be domiciled in the city.

**§ 1-__.3 Preference policy.**

It is the policy of the city to ensure that every program or initiative that promotes or is intended to promote the provision of housing, and that was created, developed, implemented, administered, required, supervised, managed, or guided by the city must, to the greatest extent allowed by law, include a preference for city residents. This policy instills only a preference for city residents and does not exclude non-city residents from such programs or initiatives. This preference must be construed broadly to effectuate the intended purpose of installing the aforementioned preference.

**§ 1-__.4 Rules.**

The department or agency designated by the mayor to implement this article may adopt rules pursuant to HRS Chapter 91 for the implementation, administration, and enforcement of this article."

# A BILL FOR AN ORDINANCE

SECTION 3. This ordinance takes effect upon its approval.

INTRODUCED BY:

Tyler Dos Santos-Tam

Radiant Cordero

DATE OF INTRODUCTION:

March 15, 2024
Honolulu, Hawai'i

Councilmembers

APPROVED AS TO FORM AND LEGALITY:

Deputy Corporation Counsel
DANIEL M. GLUCK
APPROVED this 12th day of February, 2025.

RICK BLANGIARDI, Mayor
City and County of Honolulu

CITY COUNCIL
CITY AND COUNTY OF HONOLULU
HONOLULU, HAWAII

# CERTIFICATE

**BILL 19 (2024), FD1, CD2**

| | | | | | |
|---|---|---|---|---|---|
| Introduced: | 03/15/24 | By: | TYLER DOS SANTOS-TAM<br>RADIANT CORDERO | Committee: | HOUSING, SUSTAINABILITY, ECONOMY & HEALTH (HSEH) |

Title: RELATING TO HOUSING.

Voting Legend: * = Aye w/Reservations

| | | |
|---|---|---|
| 03/15/24 | INTRO | Introduced. |
| 03/25/24 | CCL | Amended to handcarried FD1.<br><br>OCS2024-0275/3/21/2024 4:13 PM<br><br>9 AYES: CORDERO, DOS SANTOS-TAM, KIA'ĀINA, OKIMOTO, SAY, TULBA, TUPOLA, WATERS, WEYER |
| 03/25/24 | CCL | Passed first reading.<br><br>9 AYES: CORDERO, DOS SANTOS-TAM, KIA'ĀINA, OKIMOTO, SAY*, TULBA, TUPOLA, WATERS, WEYER* |
| 04/03/24 | ZON | Postponed to a date and time to be determined by the Committee Chair.<br><br>4 AYES: CORDERO, KIA'ĀINA, SAY, WEYER<br><br>1 ABSENT: DOS SANTOS-TAM |
| 06/26/24 | HSH | Reported out for passage on second reading and scheduling of a public hearing as amended in CD1 form.<br><br>CR-209<br><br>4 AYES: DOS SANTOS-TAM, OKIMOTO, TULBA, WEYER<br><br>1 ABSENT: KIA'ĀINA |
| 06/28/24 | PUBLISH | Public hearing notice published in the Honolulu Star-Advertiser. |
| 07/10/24 | CCL/PH | Committee report adopted. Bill passed second reading as amended, public hearing closed and referred to committee.<br><br>8 AYES: CORDERO, DOS SANTOS-TAM, KIA'ĀINA, OKIMOTO, SAY, TULBA, WATERS, WEYER<br><br>1 ABSENT: TUPOLA |
| 07/19/24 | PUBLISH | Second reading notice published in the Honolulu Star-Advertiser. |
| 01/02/25 | | Councilmember Nishimoto took office on January 2, 2025. |
| 01/03/25 | | CC-4(25) - Bill re-referred from Housing, Sustainability and Health to Housing, Sustainability, Economy & Health Committee. |
| 01/14/25 | HSEH | Reported out for passage on third reading as amended in CD2 form.<br><br>CR-4(25)<br><br>4 AYES: CORDERO, DOS SANTOS-TAM, TULBA, WEYER<br><br>1 ABSENT: TUPOLA |

| | | |
|---|---|---|
| 01/29/25 | CCL | Committee report adopted and Bill passed third reading as amended.<br><br>9 AYES: CORDERO, DOS SANTOS-TAM, KIA'ĀINA, NISHIMOTO, OKIMOTO, TULBA, TUPOLA, WATERS, WEYER |

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

# HONOLULU CITY COUNCIL

*KE KANIHELA O KE KALANA O HONOLULU*

CITY AND COUNTY OF HONOLULU

ORDINANCE _____

BILL 52 (2024), CD1

## A BILL FOR AN ORDINANCE

RELATING TO ELECTRIC BICYCLES.

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

SECTION 1. Purpose. The purpose of this ordinance is to regulate the possession and use of bicycles and electric bicycles ("e-bikes") in the City and County of Honolulu.

A study by the State of Hawai'i ("State") Department of Health covering the past three years (2022 to 2024), found that Emergency Medical Services ("EMS") attended to numerous injuries resulting from incidents involving e-bikes ("e-bike incidents") on O'ahu and that the number e-bike incidents has shown a concerning upward trend in Hawai'i. The average number of reported e-bike incidents statewide more than doubled from an average of 10 per month in 2022 to 24 per month in 2024, with O'ahu experiencing a nearly threefold increase, from an average of seven per month in 2022 to 19 per month in 2024. O'ahu accounted for 75 percent of the statewide e-bike incidents, with most of the injured patients (65 percent) being transported by the EMS for further medical attention. The typical individual involved in an e-bike incident on O'ahu is a younger male, with the average age of an EMS-treated patient at 32 years old. On O'ahu, there is a clustering of injuries in individuals between the ages of 12 and 20. About half of the injuries occurred between 2:00 p.m. and 7:00 p.m., and head injuries, including traumatic brain injuries, were notably prevalent among patients.

Helmet usage among e-bike riders steadily declined during the study period, from 51 percent in 2022 to 29 percent in 2024. Helmeted riders were older, on average, and experienced fewer traumatic brain injuries than unhelmeted riders (13 percent vs. 32 percent). Additionally, unhelmeted riders were more likely to require hospitalization, with head injuries being most common among this group. These findings highlight the critical role of helmet use in reducing the severity of head and brain injuries, and the need for intervention to promote helmet usage.

The financial impact of e-bike-related injuries is significant, with average medical costs reaching $16,162 for emergency department visits and $121,445 for hospitalizations. Hospitalized patients often required extended care, including discharge to skilled nursing or rehabilitation facilities. The rising incidence of injuries, declining helmet usage, and the substantial medical costs associated with e-bike incidents underscores the urgency of implementing regulations to enhance safety, including mandatory helmet use for younger riders and educational campaigns regarding e-bike safety practices.

# A BILL FOR AN ORDINANCE

Although the State Legislature did not pass e-bike legislation in 2024, the City Council ("Council") considers it necessary to address this emergent issue with new safety requirements to protect e-bike operators and the public at large from e-bike incidents. However, the Council acknowledges that the State Legislature plans to amend the Statewide Traffic Code in 2025 to address the issue, which may supersede some of the requirements set forth in this ordinance.

SECTION 2. Section 15-2.33, Revised Ordinances of Honolulu 2021, is amended to read as follows:

**"15-2.33 Bicycle and related terms.**

For the purposes of this chapter, the following [~~definition applies~~] definitions apply unless the context clearly indicates or requires a different meaning.

***Bicycle.*** The same as defined in HRS § 291C-1.

***Bicycle Docking Station.*** 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.*** A company, subject to a contract or formal agreement with the city, which provides docked bicycles for use by the public.

***Motor.*** As used in the terms "bicycle equipped with a motor," "bicycles equipped with motors," "motorized bicycle," and "bicycle with motor attached," and for the purposes of those terms only, an electric motor."

SECTION 3. Chapter 15, Article 18, Revised Ordinances of Honolulu 2021 ("Operation of Bicycles and Play Vehicles"), is amended by adding two new sections to be appropriately designated by the Revisor of Ordinances and to read as follows:

**"§ 15-18. Safe driving of bicycles equipped with motors on public streets, paths, or trails.**

(a) Except as otherwise allowed by law, no bicycle equipped with a motor exceeding 750 watts may be operated on any public street, highway, alley, path, or trail, including a bikeway as defined by § 15-2.5.

(b) A bicycle equipped with a motor may be operated only with all of the bicycle's wheels facing forward and in contact with the ground at all times, and with the operator seated with one leg on each side of the seat; provided that it is not a violation of this subsection if a wheel of the bicycle loses contact with the ground briefly due to the condition of the road surface or other circumstances beyond the control of the operator.

(c) It is unlawful for an individual to operate a bicycle equipped with a motor in an unsafe manner or engage in exhibition driving on any public street, highway, alley, path, trail, or other public right-of-way; provided that this subsection does not apply to an individual engaging in exhibition riding as part of a parade, tournament, or other activity permitted by the city.

(d) An individual operating a bicycle equipped with a motor may not:

(1) Stand or kneel on any seat, ride on the bicycle's handlebars, or engage in any other non-standard riding position;

(2) Perform a maneuver where one or more wheels are intentionally lifted from the ground; or

(3) Engage in any other maneuver that endangers the operator or any other person.

**§ 15-18. Helmet requirement for minors operating bicycles equipped with motors.**

No person under 18 years of age may operate a bicycle equipped with a motor unless that person is wearing a helmet that:

(1) Is specifically designed for that purpose;

(2) Is equipped with a chin strap; and

(3) Meets the helmet testing and design requirements of HRS § 291C-150(a)."

# A BILL FOR AN ORDINANCE

SECTION 4. 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.

# HONOLULU CITY COUNCIL

***KE KANIHELA O KE KALANA O HONOLULU***

CITY AND COUNTY OF HONOLULU

ORDINANCE _____

BILL **52 (2024), CD1**

## A BILL FOR AN ORDINANCE

SECTION 5. This ordinance takes effect upon its approval.

INTRODUCED BY:

Tyler Dos Santos-Tam

Augie Tulba

_____

_____

_____

_____

DATE OF INTRODUCTION: _____

_____

August 29, 2024 _____
Honolulu, Hawai'i Councilmembers

APPROVED AS TO FORM AND LEGALITY:

_____
Deputy Corporation Counsel
BRIAN D. ANCHETA

APPROVED this 12th day of February, 2025.

_____
RICK BLANGIARDI, Mayor
City and County of Honolulu

CITY COUNCIL
CITY AND COUNTY OF HONOLULU
HONOLULU, HAWAII

# CERTIFICATE

**BILL 52 (2024), CD1**

| | | | | | |
|---|---|---|---|---|---|
| Introduced: | 08/29/24 | By: | TYLER DOS SANTOS-TAM<br>AUGIE TULBA | Committee: | PLANNING, INFRASTRUCTURE & TRANSPORTATION (PI&T) |

Title: RELATING TO ELECTRIC BICYCLES.

Voting Legend: * = Aye w/Reservations

| | | |
|---|---|---|
| 08/29/24 | INTRO | Introduced. |
| 09/04/24 | CCL | Passed first reading.<br><br>8 AYES: CORDERO, DOS SANTOS-TAM, KIA'ĀINA, OKIMOTO, TULBA, TUPOLA, WATERS, WEYER<br><br>1 ABSENT: SAY |
| 09/24/24 | TRANS | Reported out for passage on second reading and scheduling of a public hearing.<br><br>CR-286<br><br>3 AYES: DOS SANTOS-TAM, KIA'ĀINA, OKIMOTO<br><br>2 ABSENT: CORDERO, TUPOLA |
| 09/27/24 | PUBLISH | Public hearing notice published in the Honolulu Star-Advertiser. |
| 10/09/24 | CCL/PH | Bill passed second reading, public hearing closed and referred to committee.<br><br>9 AYES: CORDERO, DOS SANTOS-TAM, KIA'ĀINA, OKIMOTO, SAY, TULBA, TUPOLA, WATERS, WEYER |
| 10/17/24 | PUBLISH | Second reading notice published in the Honolulu Star-Advertiser. |
| 01/02/25 | | Councilmember Nishimoto took office on January 2, 2025. |
| 01/03/25 | | CC-4(25) - Bill re-referred from Transportation to Planning, Infrastructure & Transportation Committee. |
| 01/16/25 | PI&T | Reported out for passage on third reading as amended in CD1 form.<br><br>CR-16(25)<br><br>5 AYES: CORDERO, DOS SANTOS-TAM, OKIMOTO, TUPOLA, WEYER |
| 01/29/25 | CCL | Committee report adopted and Bill passed third reading as amended.<br><br>9 AYES: CORDERO, DOS SANTOS-TAM, KIA'ĀINA, NISHIMOTO, OKIMOTO, TULBA, TUPOLA, WATERS, WEYER |

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

# HONOLULU CITY COUNCIL

*KE KANIHELA O KE KALANA O HONOLULU*

CITY AND COUNTY OF HONOLULU

ORDINANCE _____

BILL 54 (2024), CD1

## A BILL FOR AN ORDINANCE

TO AMEND CHAPTER 6, REVISED ORDINANCES OF HONOLULU 2021, AS AMENDED, RELATING TO THE TAXABLE GENERAL IMPROVEMENT BOND FUND.

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

SECTION 1. Purpose. The purpose of this ordinance is to create a fund to receive and expend monies from proceeds of the sale of taxable general obligation bonds of the City and County of Honolulu ("City") issued to pay all or part of those appropriations for improvements made in the capital budget ordinance of the City and specified therein to be expended from the Taxable General Improvement Bond Fund.

SECTION 2. Chapter 6, Revised Ordinances of Honolulu 2021 ("Funds, Fees, and Loan Programs"), is amended by adding a new article to be appropriately designated by the Revisor of Ordinances and to read as follows:

**"ARTICLE __: TAXABLE GENERAL IMPROVEMENT BOND FUND**

**§ 6-__.1 Creation.**

There is hereby created and established a special fund to be known as the "taxable general improvement bond fund."

**§ 6-__.2 Deposit.**

There shall be deposited into the taxable general improvement bond fund the proceeds of the sale of taxable general obligation bonds of the city issued to pay all or part of those appropriations for improvements made in the executive capital budget ordinance and specified therein to be expended from the taxable general improvement bond fund.

**§ 6-__.3 Source of payment.**

There shall be paid from the taxable general improvement bond fund the costs of improvements appropriated in the executive capital budget ordinance and specified therein to be expended from the taxable general improvement bond fund."

# A BILL FOR AN ORDINANCE

SECTION 3. This ordinance takes effect on July 1, 2025.

INTRODUCED BY:

Tommy Waters (br)

DATE OF INTRODUCTION:

September 6, 2024
Honolulu, Hawai'i

Councilmembers

APPROVED AS TO FORM AND LEGALITY:

Deputy Corporation Counsel
REID YAMASHIRO

APPROVED this 12th day of February, 2025.

RICK BLANGIARDI, Mayor
City and County of Honolulu

CITY COUNCIL
CITY AND COUNTY OF HONOLULU
HONOLULU, HAWAII

# CERTIFICATE

**BILL 54 (2024), CD1**

Introduced: 09/06/24 By: TOMMY WATERS - BY REQUEST Committee: BUDGET (BUD)

Title: TO AMEND CHAPTER 6, REVISED ORDINANCES OF HONOLULU 2021, AS AMENDED, RELATING TO THE TAXABLE GENERAL IMPROVEMENT BOND FUND.

Voting Legend: * = Aye w/Reservations

| | | |
|---|---|---|
| 09/06/24 | INTRO | Introduced. |
| 10/09/24 | CCL | Passed first reading.<br><br>9 AYES: CORDERO, DOS SANTOS-TAM, KIA'ĀINA, OKIMOTO, SAY, TULBA, TUPOLA, WATERS, WEYER |
| 11/21/24 | BUD | Reported out for passage on second reading and scheduling of a public hearing.<br><br>CR-356<br><br>5 AYES: CORDERO, KIA'ĀINA, SAY, TULBA, WEYER |
| 11/29/24 | PUBLISH | Public hearing notice published in the Honolulu Star-Advertiser. |
| 12/11/24 | CCL/PH | Committee report adopted. Bill passed second reading, public hearing closed and referred to committee.<br><br>9 AYES: CORDERO, DOS SANTOS-TAM, KIA'ĀINA, OKIMOTO, SAY, TULBA, TUPOLA, WATERS, WEYER |
| 12/20/24 | PUBLISH | Second reading notice published in the Honolulu Star-Advertiser. |
| 01/02/25 | | Councilmember Nishimoto took office on January 2, 2025. |
| 01/14/25 | BUD | Reported out for passage on third reading as amended in CD1 form.<br><br>CR-1(25)<br><br>5 AYES: CORDERO, DOS SANTOS-TAM, KIA'ĀINA, NISHIMOTO, WEYER |
| 01/29/25 | CCL | Committee report adopted and Bill passed third reading as amended.<br><br>9 AYES: CORDERO, DOS SANTOS-TAM, KIA'ĀINA, NISHIMOTO, OKIMOTO, TULBA, TUPOLA, WATERS, WEYER |

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

# HONOLULU CITY COUNCIL

*KE KANIHELA O KE KALANA O HONOLULU*

CITY AND COUNTY OF HONOLULU

ORDINANCE _____

BILL **56 (2024), CD1**

## A BILL FOR AN ORDINANCE

RELATING TO THE USE OF MALLS.

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

SECTION 1. Purpose. The purpose of this ordinance is to address the use of pedestrian malls.

SECTION 2. Section 13-4.1, Revised Ordinances of Honolulu 2021, is amended by amending the definition of "Enforcement Officer" to read as follows:

"Enforcement Officer. Any individual designated by the department of planning and permitting, the department of transportation services, or the department of parks and recreation to issue citations to enforce this article, and any police officer of the Honolulu police department."

SECTION 3. Section 13-10.1, Revised Ordinances of Honolulu 2021, is amended to read as follows:

"**§ 13-10.1 Declaration of intent.**

The council finds that:

(1) Indiscriminate and uncontrolled use of malls by individuals, commercial establishments fronting malls, and other organizations and deterioration of the aesthetic aspects of malls are detrimental to the public interest;

(2) The department of parks and recreation is able to provide effective control and coordination of [~~permittees' use~~] permitted usage of malls, and to preserve or upgrade the aesthetic aspects of malls; the council therefore delegates to the department of parks and recreation the authority to control and coordinate [~~permittees' use~~] permitted usage of malls, except for Downtown malls, in accordance with the terms of this article. The department may post signs to prohibit skateboarding and other activities regulated under § 10-1.2 when necessary for the protection and preservations of malls and facilities thereon, or the health, safety, and welfare of persons or property; and

(3) The department of transportation services is able to provide effective control and coordination of vehicular traffic on malls; the council therefore delegates to the department of transportation services the authority to control and coordinate vehicular traffic on malls[~~.~~]; provided that for Downtown malls, the council further delegates to the department of transportation services the authority to control and coordinate permitted

usage of those malls."

SECTION 4. Section 13-10.2, Revised Ordinances of Honolulu 2021, is amended by adding new definitions of "College Walk Mall," "Downtown Malls," "Fort Street Mall," "Kauluwela Mall," "Kekaulike Mall," "Kila Kalikimaka Mall," "Sun Yat Sen Mall," and "Union Mall" to read as follows:

"***College Walk Mall***. The mall as defined in § 13-1.1."

"***Downtown Malls***. Means collectively the College Walk Mall, Fort Street Mall, Kauluwela Mall, Kekaulike Mall, Kila Kalikimaka Mall, Sun Yat Sen Mall, and Union Mall."

"***Fort Street Mall***. The mall established pursuant to § 15-25.1(b)."

"***Kauluwela Mall***. The parcel designated by TMK 1-7-023:033."

"***Kekaulike Mall***. The area as described in § 13-15B.1(d)."

"***Kila Kalikimaka Mall***. The area as described in § 13-15B.1(d)."

"***Sun Yat Sen Mall***. The mall as defined in § 13-1.1."

"***Union Mall***. The mall established pursuant to § 15-25.1(a)."

SECTION 5. Section 13-10.2, Revised Ordinances of Honolulu 2021, is amended by amending the definition of "Department" to read as follows:

"***Department***. The department of parks and recreation, unless the context otherwise requires[.]; provided that for Downtown malls, Fort Street Mall, and Union Mall, the term "department" means the department of transportation services."

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 material that has been bracketed and stricken, or the underscoring.

# A BILL FOR AN ORDINANCE

SECTION 7. This ordinance takes effect upon its approval.

INTRODUCED BY:

Tyler Dos Santos-Tam

DATE OF INTRODUCTION:

October 3, 2024
Honolulu, Hawai'i

Councilmembers

APPROVED AS TO FORM AND LEGALITY:

Deputy Corporation Counsel
DAWN D. M. SPURLIN

APPROVED this 12th day of February, 2025.

RICK BLANGIARDI, Mayor
City and County of Honolulu

CITY COUNCIL
CITY AND COUNTY OF HONOLULU
HONOLULU, HAWAII

# CERTIFICATE

**BILL 56 (2024), CD1**

Introduced: 10/03/24 By: TYLER DOS SANTOS-TAM Committee: PLANNING, INFRASTRUCTURE & TRANSPORTATION (PI&T)

Title: RELATING TO THE USE OF MALLS.

Voting Legend: * = Aye w/Reservations

| | | |
|---|---|---|
| 10/03/24 | INTRO | Introduced. |
| 10/09/24 | CCL | Passed first reading.<br><br>9 AYES: CORDERO, DOS SANTOS-TAM, KIA'ĀINA, OKIMOTO, SAY, TULBA, TUPOLA, WATERS, WEYER |
| 10/22/24 | TRANS | Reported out for passage on second reading and scheduling of a public hearing.<br><br>CR-317<br><br>5 AYES: CORDERO, DOS SANTOS-TAM, KIA'ĀINA, OKIMOTO, TUPOLA |
| 10/25/24 | PUBLISH | Public hearing notice published in the Honolulu Star-Advertiser. |
| 11/07/24 | CCL/PH | Committee report adopted. Bill passed second reading, public hearing closed and referred to committee.<br><br>6 AYES: DOS SANTOS-TAM, OKIMOTO, SAY, TUPOLA, WATERS, WEYER<br><br>3 ABSENT: CORDERO, KIA'ĀINA, TULBA |
| 11/15/24 | PUBLISH | Second reading notice published in the Honolulu Star-Advertiser. |
| 11/19/24 | TRANS | Postponed to a date and time to be determined by the Committee Chair.<br><br>5 AYES: CORDERO, DOS SANTOS-TAM, KIA'ĀINA, OKIMOTO, TUPOLA |
| 01/02/25 | | Councilmember Nishimoto took office on January 2, 2025. |
| 01/03/25 | | CC-4(25) - Bill re-referred from Transportation to Planning, Infrastructure & Transportation Committee. |
| 01/16/25 | PI&T | Reported out for passage on third reading as amended in CD1 form.<br><br>CR-17(25)<br><br>4 AYES: CORDERO, DOS SANTOS-TAM, OKIMOTO, TUPOLA<br><br>1 ABSENT: WEYER |
| 01/29/25 | CCL | Committee report adopted and Bill passed third reading as amended.<br><br>9 AYES: CORDERO, DOS SANTOS-TAM, KIA'ĀINA, NISHIMOTO, OKIMOTO, TULBA, TUPOLA, WATERS, WEYER |

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