

- (j) Fail to display a receipt issued by a parking meter so that the date and time are clearly visible or otherwise not in compliance with the instructions on the parking meter; and
- (k) Alter, duplicate, or transfer to another vehicle operator any receipt issued by a parking meter.  
(Sec. 15-22.11, R.O. 1978 (1983 Ed.); Am. Ord. 89-58, 90-77, 04-32, 16-2)

**Article 23. Off-Street Parking**

**Sections:**

- 15-23.1 Designation and allocation of parking meter spaces or parking spaces.**
- 15-23.2 Metered parking facilities.**
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**Sec. 15-23.1 Designation and allocation of parking meter spaces or parking spaces.**

The director of transportation services is authorized and directed to establish, mark and designate individual parking meter spaces or individual parking spaces for the parking of a single vehicle therein of appropriate size in public off-street parking facilities. In all facilities where public monthly parking is authorized, the director shall allocate to vehicles displaying a valid carpool parking program permit an appropriate number of designated carpool parking spaces at preferential locations, provided that such designated carpool spaces shall not be to the detriment of daytime, short-term parkers and disabled persons parking. For any off-street parking facility under the director's control or supervision, the director shall give priority on any waiting list for permits for monthly parking spaces to vehicles with valid carpool parking program permits.

(Sec. 15-23.1, R.O. 1978 (1987 Supp. to 1983 Ed.); Am. Ord. 94-61)

**Sec. 15-23.2 Metered parking facilities.**

The following time limits, parking fees, and other regulations shall be applicable to the parking facilities listed:

Facility	Parking Limit (No. of Hours)	Fee Rate	Special Hours	Other
Bishop-Kukui (Area 2)	3	\$1.50/Hour		
Kuhio-Kaiolu	5	\$1.50/Hour		
HPD	2	\$1.50/Hour		Director of transportation services to designate areas and post time limits on meters or signs.
Kailua	5 and 3	\$.75/Hour		Director of transportation services to designate areas and post time limits on meters or signs.
Kailua Elderly	5 and 3	\$.75/Hour		Director of transportation services to designate areas and post time limits on meters or signs.
Kaimuki 2 (Koko Head Ave/12th Ave)	2	\$.75/Hour		Director of transportation services to designate areas and post time limits on meters or signs.
Civic Center	3	\$1.50/Hour		
Salt Lake	2 12 (max.)	\$.50/2 Hours \$.10/Hour		Time limits, not to exceed the maximum, to be fixed by director of transportation services and posted on meters or signs.

Palace Square (Honolulu Post Office)	1	\$1.50/Hour		Time limits, not to exceed the maximum, to be fixed by director of transportation services and posted on meters or signs.
Wahiawa	1	None		Director of transportation services to designate areas and post time limits on meters or signs.

(Sec. 15-23.2, R.O. 1978 (1987 Supp. to 1983 Ed.); Am. Ord. 89-48, 89-58, 89-78, 90-98, 91-13, 91-72, 92-24; Added by Ord. 94-61; Am. Ord. 97-06, 04-21, 04-32, 06-49, 12-13, 15-3)

**Sec. 15-23.2A Attendant parking facilities.**

(a) The following time limits, parking fees, and other regulations shall be applicable to the parking facilities listed:

Facility	Primary Period Hours/Rates	Secondary Period Hours/Rates	Public Monthly Rate	Lost Ticket Charge	Business Validation	Other
Alii Place (Alakea-Richards: Area 4a)	Monday-Friday 6 a.m.-5 p.m. \$.75/half-hour first 2 hours, \$1.50/half-hour thereafter	Monday-Friday 5 p.m.-midnight, Sat., Sun., holidays 6 a.m.-midnight \$.50/half-hour, maximum \$3.00	\$155.00	\$21.00	At primary rates, as may be adjusted.	Carpool parking program authorized. Early bird all-day parking authorized.
Harbor Court (Kaahumanu: Area 6)	Monday-Friday 6 a.m.-5 p.m. \$.75/half-hour first 2 hours, \$1.50/half-hour thereafter	Monday-Friday 5 p.m.-midnight, Sat., Sun., holidays 6 a.m.-midnight \$.50/half-hour, maximum \$3.00	\$140.00	\$21.00	At primary rates, as may be adjusted.	Carpool parking program authorized. Early bird all-day parking authorized.
Marin Tower (Maunakea-Smith: Area 3) (applicable only to 258 parking stalls that are reserved for city use as public parking)	Monday-Friday 6 a.m.-5 p.m. \$.75/half-hour first 2 hours, \$1.50/half-hour thereafter	Monday-Friday 5 p.m.-midnight, Sat., Sun., holidays 6 a.m.-midnight \$.50/half-hour, maximum \$3.00	\$125.00	\$21.00	At primary rates, as may be adjusted.	Carpool parking program authorized. Early bird all-day parking authorized.

Facility	Primary Period Hours/Rates	Secondary Period Hours/Rates	Public Monthly Rate	Lost Ticket Charge	Business Validation	Other
Kukui Plaza	Monday-Friday, except holidays 6 a.m.-5 p.m. \$.75/half-hour first 2 hours, \$1.50/half-hour thereafter	Monday-Friday 5 p.m.-midnight, Sat., Sun., holidays 6 a.m.-midnight \$.50/half-hour, maximum \$3.00	\$100.00	\$21.00	At primary rates, as may be adjusted.	Carpool parking program authorized. Early bird all-day parking authorized. Low-moderate income resident rate: \$40/month.
Hale Pauahi	Monday-Friday except holidays 6 a.m.-5 p.m. \$.75/half-hour first 2 hours, \$1.50/half-hour thereafter	Monday-Friday 5 p.m.-midnight, Sat., Sun., holidays 6 a.m.-midnight \$.50/half-hour, maximum \$3.00	\$90.00	\$21.00	At primary rates, as may be adjusted.	Carpool parking program authorized. Early bird all-day parking authorized. Commercial tenant rate: \$90/month. Below-market unit resident rate: \$40/month. Market unit resident rate: \$60/month. River-Pauahi resident rate: \$40/month. Pauahi Kupuna Hale resident rate: \$10/month.
Harbor Village (River-Nimitz)	Monday-Friday 6 a.m.-5 p.m.	Monday-Friday 5 p.m.-midnight,	\$125.00	\$21.00	At primary rates, as may	Carpool parking program authorized.

(applicable only to 76 parking stalls that are reserved for city use as public parking)	\$.75/half-hour first 2 hours, \$1.50/half-hour thereafter	Sat., Sun., holidays 6 a.m.-midnight \$.50/half-hour, maximum \$3.00			be adjusted.	Early bird all-day parking authorized.
Chinatown Gateway Plaza (Bethel-Hotel) (applicable only to 80 parking stalls that are reserved for city use as public parking)	Monday-Friday 6 a.m. - 5 p.m. \$.75/half-hour first 2 hours, \$1.50/half-hour thereafter	Monday-Friday 5 p.m.-midnight, Sat., Sun., holidays 6 a.m.-midnight \$.50/half-hour, maximum \$3.00	\$150.00	\$21.00	At primary rates, as may be adjusted.	Carpool parking program authorized. Early bird all-day parking authorized.
Kekaulike Courtyards (Kekaulike Area 7)	Monday-Friday except holidays 6 a.m.-5 p.m. \$.75/half-hour first 2 hours, \$1.50/half-hour thereafter	Monday-Friday 5 p.m.-midnight, Sat., Sun., holidays 6 a.m.-midnight \$.50/half-hour, maximum \$3.00	\$125.00	\$21.00	At primary rates, as may be adjusted.	Carpool parking program authorized. Early bird all-day parking authorized. Commercial tenant rate: \$125/month. Low-moderate income resident rate: \$40/month. Gap group income resident rate: \$60/month. Market unit resident rate: \$80/month.
Smith-Beretania	Monday-Friday 6 a.m.-5 p.m. \$.75/half-hour first 2 hours \$1.50/half-hour thereafter	Monday-Friday 5 p.m.-midnight, Sat., Sun., holidays 6 a.m.-midnight \$.50/half-hour maximum \$3.00	\$125.00	\$21.00	At primary rates as may be adjusted.	Carpool parking program authorized. Early bird all-day parking authorized.

Facility	Primary Period Hours/Rates	Secondary Period Hours/Rates	Public Monthly Rate	Lost Ticket Charge	Business Validation	Other
Kaimuki 1 (12th Ave/11th Ave)	Monday-Friday except holidays 5 a.m. - 11 p.m. \$.75/hour first 2 hours, and \$1.50/hour thereafter. First 20 minutes free.	Sat., Sun., holidays 6 a.m. - midnight \$.75/hour	\$125.00	\$21.00	At primary rates, as may be adjusted.	
Kapalama Hale adjacent parking facility (TMK 1-5-15-16)	Monday-Friday except holidays 6 a.m. - 6 p.m. \$2.00/half-hour.  With validation, \$.75/half -hour first four hours, and \$2.00/half-hour thereafter.	None	None	\$21.00	Validation by City only.	Carpool parking program authorized.

- (b) The director of transportation services shall determine the occupancy rate of the facilities listed in subsection (a) on a semiannual basis. If the occupancy rate equals or exceeds 90 percent of the facility's capacity, the primary and secondary parking rates shall be increased by 15 cents per half-hour for the first two hours, and 30 cents per half-hour thereafter, provided that in no event shall the rates exceed three dollars per hour for the first two hours and four dollars and 50 cents per hour thereafter. If the occupancy rate decreases by 20 percent over the occupancy rate for the immediately preceding period of six months, the primary and secondary parking rates shall be decreased by 15 cents per half-hour for the first two hours and 30 cents per half-hour thereafter, provided that in no event shall the rates be reduced below the rates specified in subsection (a). For the purposes of this subsection, "occupancy rate" shall mean the ratio, over a given time period, between the portion of the time vehicles were parked in a facility's parking spaces versus the total available space hours. Any change in the rates shall become effective 30 days after its establishment by the director. At least seven

- days prior to the effective date, the director shall post a notice of the change at the affected parking facility.
- (c) The director of transportation services shall designate appropriate portions of each facility listed in subsection (a) for the parking, free of charge, of bicycles, motorcycles, motor scooters, and mopeds, as defined in HRS Section 291C-1.
  - (d) The director of transportation services may establish a carpool parking program where authorized in subsection (a) and set monthly carpool parking rates which shall be no more than 70 percent of the public monthly rate established for each facility. In any facility where monthly carpool parking is authorized by this section, no less than 50 percent of spaces set aside for the public monthly parking program shall be allocated for the carpool parking program; provided that the director may reduce the percent of carpool parking stalls upon the director's findings that the demand for such spaces is less than 50 percent. Carpool spaces shall be in preferential locations and a valid carpool parking program permit shall be required for all vehicles parked in the designated carpool parking spaces or paying carpool parking rates.
  - (e) The director of transportation services may establish an all-day early bird parking program where authorized in subsection (a) and set the all-day fee to be charged therefor; provided that in no event shall the early bird parking program be implemented to the detriment of daytime, short-term parkers nor shall such programs be implemented at any facility unless carpool spaces have been designated and offered at reduced parking rates as required in subsection (d). In any facility that the director of transportation services implements all-day early bird parking, the director shall offer all-day early bird carpool parking at a reduced rate which shall be no more than 70 percent of the daily all-day rate.
  - (f) Commercial tenants and residents of city projects applying for authorization to use designated parking stalls therein shall be certified by the department of facility maintenance; provided, however, that the foregoing shall not apply to commercial tenants and residents of the Marin Tower (Maunakea-Smith: Area 3), Harbor Village (River-Nimitz) and Chinatown Gateway Plaza (Bethel-Hotel) properties.
  - (g) When an ordinance increasing parking fees for monthly tenants of any city attendant parking facility is enacted, the department of facility maintenance shall immediately post signs at the affected facility notifying all monthly tenants of the increase. No increase on monthly parking rates shall be collected until 90 days after the signs have been posted.

(Added by Ord. 94-61; Am. Ord. 97-06, 04-21, 04-32, 04-40, 06-49, 12-13, 16-32)

#### **Sec. 15-23.2B Unclaimed vehicles.**

When any vehicle not belonging to a commercial or residential tenant is not called for at closing time, such vehicle shall not be delivered to the owner or driver thereof until such time as the parking facility is again open for business and a charge of one dollar, together with the charges hereinabove specified remaining unpaid, shall have been paid by such owner or driver. Further, should the owner or driver fail to claim or call for such vehicle within 24 hours after the parking facility is again open for business, the chief of police shall remove or cause to be removed such vehicle from the parking facility, and the owner or driver thereof shall be liable for all reasonable expenses incurred by such removal, as well as the charges herein specified. In no event shall the City and County of Honolulu be responsible for any claim by reason of loss, theft or conversion of, or for any damage or injury to, a vehicle parked in the parking facility.

(Added by Ord. 94-61)

#### **Sec. 15-23.2C Special transit service vehicles.**

When a special transit service vehicle parks in a public off-street parking facility to load or unload a mobility handicapped passenger, there shall be no charge for the first 15 minutes; provided that the waiver of charge shall not be applicable when a concession agreement applicable to the public off-street parking facility prohibits the waiver.

(Added by Ord. 94-61)

#### **Sec. 15-23.2D Review and amendment of parking rates and terms.**

Every three years beginning no later than July 1, 1995, the director of transportation services shall review the rates charged and applicable parking terms of all municipal off-street parking facilities as to their consistency with city transportation policies, appropriateness with respect to adjacent land uses, and comparability with private parking rates. The director shall prepare and submit to the city council for its consideration any recommended amendments to the prevailing parking rates and applicable terms in the form of a bill for an ordinance.

(Added by Ord. 94-61)

#### **Sec. 15-23.3 Business hours.**

Except as otherwise specifically provided, all public off-street parking facilities shall be open for business seven days per week, 24 hours per day. Notwithstanding the foregoing provisions, whenever any special event or occurrence shall require extra parking spaces in the downtown area, the director of transportation services is

authorized to extend the business hours of any "Class D" and "Class F" facility, including opening for business on any Sunday or holiday.

(Sec. 15-23.3, R.O. 1978 (1983 Ed.))

**Sec. 15-23.4 Signs.**

Appropriate signs indicating the parking charges, as well as the hours that such facility is open for business, shall be installed and maintained at each public off-street parking facility.

(Sec. 15-23.4, R.O. 1978 (1983 Ed.))

**Sec. 15-23.5 Use of revenues.**

- (a) All revenues derived from the operation and use of the public off-street parking facilities, other than the Harbor Village (River-Nimitz), Chinatown Gateway Plaza (Bethel-Hotel), Marin Tower (Maunakea-Smith: Area 3) and Hale Pauahi parking facilities, shall be collected and deposited as prescribed in Section 15-22.9, and such revenues shall be used as prescribed in Section 15-22.10. All revenues derived from lessee operation and use of each of the leased parking facilities at the Harbor Village (River-Nimitz), Chinatown Gateway Plaza (Bethel-Hotel) and Marin Tower (Maunakea-Smith: Area 3) projects shall inure to the benefit of the lessee of the parking facility, in accordance with the terms of the governing lease with the city.
- (b) Upon the execution of a long-term lease by the city of the Harbor Village (River-Nimitz) and/or Chinatown Gateway Plaza (Bethel-Hotel) projects, including their parking facilities, all proceeds payable at lease inception and allocated to parking under the terms of the lease for each of said projects shall be deposited into the housing development special fund.
- (c) All revenues derived from the operation and use of the Hale Pauahi parking facility shall be deposited into the rental assistance fund as prescribed in Section 6-45.2.
- (d) Upon the execution of a long-term lease by the city of the Marin Tower (Maunakea-Smith: Area 3) project, including its parking facilities, all proceeds payable at lease inception and allocated to parking under the terms of the lease shall be deposited as prescribed in Section 15-22.9.
- (e) All revenues derived from the operation and use of the joint traffic management center parking garage shall be deposited into the bus transportation fund.

(Sec. 15-23.5, R.O. 1978 (1987 Supp. to 1983 Ed.); Am. Ord. 91-13, 12-13, 12-36)

**Sec. 15-23.6 Violations.**

No person shall violate the following provisions:

- (a) Refuse or fail to pay the parking charges specified in Section 15-23.2;
- (b) Park any vehicle, except one which is not called for at closing time, in a public off-street parking facility when not open for business;
- (c) Park any vehicle across any line or marking of a parking space or in such position that the vehicle is not entirely within the area designated by such lines or markings;
- (d) Tamper with or damage any vehicle other than the person's own parked in a public off-street parking facility;
- (e) Park any vehicle for the purpose of washing, cleaning, greasing or repairing such vehicle, except repairs necessitated by an emergency;
- (f) Except as provided in Section 15-23.7, display for sale, or sell, goods or merchandise;
- (g) Travel at a speed in excess of 10 miles per hour;
- (h) Disregard any official direction, instruction or restriction indicated by or on official signs posted therein.

(Sec. 15-23.6, R.O. 1978 (1983 Ed.); Am. Ord. 90-77, 92-121)

**Sec. 15-23.7 Permitted commercial use of public off-street parking facilities by the city-sponsored People's Open Market program.**

- (a) The department of transportation services may issue a permit, at no cost, to the department of parks and recreation to conduct the People's Open Market program in those municipal off-street surface parking facilities located in residential neighborhoods not zoned for business, commercial, or industrial use, under the following guidelines:
  - (1) No one facility may be used more frequently than once a week;
  - (2) The facility may be used for no more than four hours on any one day and may only be used between the hours of eight a.m. and four p.m.;
  - (3) The department must first find that the facility is one which generally has space available during the hours for which the permit is issued and that the public off-street parking needs of the surrounding residential community will not be adversely affected by issuance of the permit; and
  - (4) The persons in charge of the People's Open Market program shall ensure that the facility is left in a clean and sanitary condition following its use.
- (b) The permit shall state the day(s) and hour(s) during which it is in effect and may include other reasonable