

MAR 12 2021

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# SENATE RESOLUTION

REQUESTING THE CITY AND COUNTY OF HONOLULU TO INCLUDE IN THE  
PENALTY FOR PARK CLOSURE OFFENSES A MANDATORY THIRTY-DAY  
BAN.

1 WHEREAS, the City and County of Honolulu enforces a range  
2 of ordinances relating to the use of public parks; and  
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4 WHEREAS, these ordinances are necessary to ensure orderly  
5 administration of the City's green spaces and maintain the  
6 availability of public parks for use by the general public; and  
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8 WHEREAS, entering or remaining in a public park during the  
9 hours that a park is closed, as indicated by signage posted on  
10 the park's premises, is a violation of section 10-1.2(a)(12) of  
11 the Revised Ordinances of Honolulu (park closure ordinance); and  
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13 WHEREAS, a violation of the park closure ordinance is a  
14 petty misdemeanor offense under section 10-1.6(d)(1), Revised  
15 Ordinances of Honolulu, and punishable by a fine of up to \$500,  
16 imprisonment of up to thirty days, or both; and  
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18 WHEREAS, the penalty for a park closure offense does not  
19 include a mandatory ban from subsequent use of the park; and  
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21 WHEREAS, many persons who violate the park closure  
22 ordinance ultimately return to the same park and commit the same  
23 offense; and  
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25 WHEREAS, instituting a mandatory ban that prohibits an  
26 offender from using the park for a thirty-day period after  
27 citation or arrest would deter and reduce future violations;  
28 now, therefore,  
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30 BE IT RESOLVED by the Senate of the Thirty-first  
31 Legislature of the State of Hawaii, Regular Session of 2021,  
32 that the City and County of Honolulu is requested to amend the  
33 Revised Ordinances of Honolulu to require that a person who is  
34 cited or arrested for violating the park closure ordinance be  
35 banned from using the park for a period of thirty days after the



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1 date of citation or arrest, as applicable; provided that the ban  
2 shall be enforced against the person twenty-four hours a day,  
3 seven days per week; provided further that a person who violates  
4 the thirty-day ban shall be subject to arrest under the park  
5 closure ordinance or under the trespass laws of the State, as  
6 applicable; and

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8 BE IT FURTHER RESOLVED that certified copies of this  
9 Resolution be transmitted to the Mayor of the City and County of  
10 Honolulu; Director of Parks and Recreation of the City and  
11 County of Honolulu; and Chair of the Honolulu City Council.

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14 OFFERED BY: Kurt Ferrella

