

DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT,
AND TOURISM

BARBERS POINT NAVAL AIR STATION
REDEVELOPMENT COMMISSION

Adoption of Chapter 15-200
Hawaii Administrative Rules

May 18, 2000

SUMMARY

Chapter 15-200, Hawaii Administrative Rules,
entitled "Rules for Health and Safety within the
Kalaeloa Community Development District", is adopted.

HAWAII ADMINISTRATIVE RULES

TITLE 15

DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT, AND
TOURISM

SUBTITLE 15

BARBERS POINT NAVAL AIR STATION REDEVELOPMENT
COMMISSION

CHAPTER 200

RULES FOR HEALTH AND SAFETY WITHIN THE KALAELOA
COMMUNITY DEVELOPMENT DISTRICT

Subchapter 1 General Provisions

§15-200-1 Purpose
§15-200-2 Definitions

Subchapter 2 Enforcement

§15-200-3 Penalties
§15-200-4 Enforcement
§15-200-5 Speed limits
§15-200-6 Closing of areas
§15-200-7 Parking

SUBCHAPTER 15

GENERAL PROVISIONS

§15-200-1 Purpose. The purpose of this chapter is to govern the use and protection of all lands and historical and natural resources that are under the jurisdiction of the Barbers Point Naval Air Station Redevelopment Commission and to provide for health and safety within the Kalaeloa Community Development District. [Eff _____] (Auth: HRS §§206G-4, 206G-7) (Imp: HRS §206G-1)

§15-200-2 Definitions. As used in this chapter, unless a different meaning clearly appears from the context:

"Abandoned property" means any and all property, including personal property, items, materials, equipment, fixtures, motor vehicles, or vessels that have been left unattended on land within the Kalaeloa Community Development District for a continuous period of more than twenty-four hours without the written permission of the commission or its authorized representative.

"Authorized representative" means any person authorized by the Barbers Point Naval Air Station redevelopment commission to act for the commission including the chairperson, executive director, and other staff members duly constituted in writing.

"Chairperson" means the chairperson of the Barbers Point Naval Air Station redevelopment commission.

"Commission" means the Barbers Point Naval Air Station redevelopment commission.

"Guard" means any person hired or contracted by the commission to monitor vehicular traffic at the Fort Barrett/Enterprise and Geiger Road gates leading into or out of the Kalaeloa Community Development District.

"Motor vehicle" means a motor vehicle of any type, including, but not limited to, automobiles, trucks, go-carts, motorcycles, motor scooters, mopeds, and dune buggies whether the vehicle is licensed or unlicensed.

"Premises" means any lands within the Kalaeloa Community Development District. [Eff]
(Auth: HRS §206G-2) (Imp: HRS §206G-2)

SUBCHAPTER 2

ENFORCEMENT

§15-200-3 Penalties. Any person who violates any provision of this chapter shall be liable for restoration or restitution of any damages to public or private property, and shall also be subject to the confiscation of any tools and equipment used in the violation and of any plants, objects, or artifacts removed illegally from the premises. [Eff] (Auth: HRS §§206G-4, 206G-7) (Imp: HRS §§206G-4, 206G-7)

§15-200-4 Enforcement. (a) The Kalaeloa Community Development District is located within the City and County of Honolulu. The Honolulu Police Department is authorized to enforce the laws, ordinances, and rules of the State of Hawaii, City and County of Honolulu, and the commission within the Kalaeloa Community Development District.

(b) Guards may be placed at the two entry gates to the Kalaeloa Community Development District to monitor vehicular traffic. [Eff _____] (Auth: HRS §§206G-4, 206G-7) (Imp: HRS §§206G-4, 206G-7)

§15-200-5 Speed limits. Unless otherwise posted, the maximum speed for motor vehicles within the Kalaeloa Community Development District shall be twenty-five miles per hour. The speed limit may be thirty-five miles per hour in certain areas that were specifically designated for such speeds by the United States Navy and which speed limit may be maintained by the commission in its discretion. Persons who operate vehicles at speeds in excess of the maximum speed limit shall be subject to citation by the Honolulu Police Department. [Eff _____] (Auth: HRS §§206G-4, 206G-7) (Imp: HRS §§206G-4, 206G-7)

§15-200-6 Closing of areas. (a) The commission or its authorized representative may establish a reasonable schedule for visiting hours for all or portions of the premises of the Kalaeloa Community Development District. The commission or its authorized representative may close or restrict the public use of all or any portion of the premises when deemed necessary for the protection of the area or the safety and welfare of persons or property, by the posting of appropriate signs indicating the extent and scope of closure. All persons shall observe and abide by the officially posted signs designating closed areas and visiting hours.

(b) Motor vehicles left unattended in closed areas may be impounded by the commission or its authorized representative at any time.

(c) All impounded motor vehicles shall be towed to a place of storage. Towing, storage, and other related costs shall be assessed. [Eff _____] (Auth: HRS §§206G-4, 206G-7) (Imp: HRS §§206G-4, 206G-7)

§15-200-7 Parking. (a) No person shall park or stand motor vehicles except on roads and parking areas laid out, designed, or provided for parking. All persons shall observe the official traffic signs wherever posted restricting the parking, stopping, or standing of motor vehicles.

(b) No person shall park motor vehicles in designated handicapped stalls without a current disabled person's placard displayed in that motor vehicle.

(c) No person shall park motor vehicles beyond the time limit indicated by the posting of appropriate signs.

(d) In the event that a motor vehicle is parked in a manner that interferes with the safe or orderly management of the premises, or is parked in violation of any provision of this section, it may be impounded by the commission or its authorized representative at any time.

(e) All impounded motor vehicles shall be towed to a place of storage. Towing, storage and other related costs shall be assessed. [Eff]
(Auth: HRS §§206G-4, 206G-7) (Imp: HRS §§206G-4, 206G-7)

DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT, AND
TOURISM

Barbers Point Naval Air Station Redevelopment
Commission

Chapter 15-200, Hawaii Administrative Rules, on the Summary Page dated May 18, 2000, was adopted on May 18, 2000, following a public hearing held on May 3, 2000, after public notice was given in the Hawaii State & County Public Notices (HS&CPN) on March 27, 2000.

The adoption of chapter 15-200 shall take effect ten days after filing with the Office of the Lieutenant Governor.

Seiji F. Naya, Director
Department of Business,
Economic Development, &
Tourism

APPROVED:

Benjamin J. Cayetano
Governor
State of Hawaii

Dated: _____

APPROVED AS TO FORM:

Deputy Attorney General

Filed