

AN ORDINANCE AMENDING CHAPTER 14, ARTICLE 1, OF THE HAWAI'I COUNTY CODE 1983 (2016 EDITION, AS AMENDED), RELATING TO ALCOHOLIC BEVERAGES.

BE IT ORDAINED BY THE COUNCIL OF THE COUNTY OF HAWAI'I:

SECTION 1. Chapter 14, article 1, section 14-1, of the Hawai'i County Code 1983 (2016 Edition, as amended) is amended to read as follows:

“Section 14-1. Intoxicating liquors prohibited in certain public places.

- (a) No person shall drink, offer to drink, or display in public view in the following public areas or buildings located thereon, any intoxicating liquors, whether in a bottle, jug, container or otherwise:
- (1) Public highways and public rights-of-way, public sidewalks, public breakwaters and public seawalls, except seawalls in parks where drinking is not prohibited;
 - (2) Public parking lots, which for the purposes of this section shall mean the entire area within any County-owned or operated off-street parking lot or facility, including but not limited to parking and loading stalls, designated parking areas within County parks, landscaping strips, stairwells and pedestrian passageways, internal roadways, and roadways for ingress to and egress from such parking lot or facility;
 - (3) Public school grounds and buildings;
 - (4) Public areas or buildings contiguous to all public school grounds and buildings, except as provided herein;
 - (5) Public parks, except parks enumerated in section 14-2, on which children's playground equipment, such as slides, jungle gyms, seesaws and swings are located;
 - (6) That certain portion of parcel 24 consisting of some twenty-seven thousand ninety-nine square feet, more or less, being a portion of the property designated upon the tax maps of the Third Taxation Division as Tax Map Key No. (3)1-5-2-24, and located in Pāhoa, District of Puna, County and State of Hawai'i;
 - (7) South Hilo:
 - (A) Ainaola Park;
 - (B) Clem Akina Park;
 - (C) Ahualani Park;
 - (D) All public areas, except Coconut Island, located on the Waiākea Peninsula, makai of Kamehameha Avenue-Kalaniana'ole Avenue from the Wailoa River estuary to the site of the former Reeds Bay Restaurant (TMK Nos. 2-1-06:11, 12, 19, and 20);
 - (E) Drag Strip, Hilo;

- (F) Kalākaua Park;
- (G) Kaūmana Caves;
- (H) Keikiland;
- (I) Lanakila Center;
- (J) Lincoln Park;
- (K) Lōkahi Park;
- (L) Mo'ōheau Park;
- (M) Pana'ewa Park;
- (N) Honoli'i Beach Park;
- (O) Richardson Park and Center;
- (P) Skeet and Trap Range;
- (Q) Waiākea Recreation Center;
- (R) Waiākea-Waena Playground;
- (S) Waiolama Canal Archery/Jogging Area;
- (T) Zoo, Pana'ewa Rainforest;
- (U) All cemeteries;
- (V) All swimming pools;
- (W) All tennis courts (except Edith Kanakaole);
- (X) Bakers Beach;
- (Y) Hualani Park;
- (Z) Mohouli Park;
- (AA) Wai'olena and Wai'uli Beach Parks, portion located between the pavilions and the west end of the seawall beginning at a point four-tenths of a mile west of Leleiwi Street and extending three hundred twelve feet in the westerly direction[-];

(AB) James Kealoha Beach Park.

- (8) North/South Kona:
 - (A) Kailua Playground;
 - (B) Ku'emanu Heiau;
 - (C) Kailua Park, except as provided in section 14-2(a)(2)(F);
 - (D) All swimming pools;
 - (E) All tennis courts;
 - (F) Higashihara Park;
 - (G) Hillcrest Park;
 - (H) Kona Scenic Park;
 - (I) La'aloa Bay Beach Park.
- (9) Ka'ū:
 - (A) Pāhala School Ground;
 - (B) All swimming pools;
 - (C) All tennis courts.
- (10) Puna:
 - (A) Glenwood Park;
 - (B) Kalapana Playground;
 - (C) All swimming pools;
 - (D) All tennis courts.

- (11) North Hilo/Hāmākua:
 - (A) Laupāhoehoe Playground;
 - (B) All swimming pools;
 - (C) All tennis courts;
 - (D) Waipi‘o Lookout.
- (12) North/South Kohala:
 - (A) Church Row;
 - (B) All swimming pools;
 - (C) All tennis courts;
 - (D) Waikoloa Highway Park;
 - (E) Spencer Beach Park.”

SECTION 2. Chapter 14, article 1, section 14-2.2, of the Hawai‘i County Code 1983 (2016 Edition, as amended) is amended to read as follows:

“Section 14-2.2. Intoxicating liquors allowed between the hours of 10:00 a.m. and 10:00 p.m.

- (a) Persons may drink intoxicating liquors in the following public areas or buildings located thereon between the hours of 10:00 a.m. and 10:00 p.m.:
 - (1) South Hilo:
 - (A) Carlsmith Park;
 - (B) Hilo Senior Center;
 - ~~[(C)]~~ James Kealoha Beach Park;
 - ~~[(D)]~~[(C)] Kolekole Beach Park;
 - ~~[(E)]~~[(D)] Wai‘olena and Wai‘uli Beach Parks, except a portion located between the pavilions and the west end of the seawall beginning at a point four-tenths of a mile west of Leleiwi Street and extending three hundred twelve feet in the westerly direction;
 - ~~[(F)]~~[(E)] Onekahakaha Beach Park.
 - (2) North/South Kona:
 - (A) Hōnaunau Boat Ramp;
 - (B) Ho‘okena Beach Park;
 - (C) Manini Point;
 - (D) Miloli‘i Beach Park;
 - (E) Nāpō‘opo‘o Beach Park;
 - (F) Oneo Park.
 - (3) Ka‘ū:
 - (A) Punalu‘u Beach Park;
 - (B) Whittington Beach Park.
 - (4) Puna:
 - (A) Harry K. Brown Park;
 - (B) Kaimū Beach Park.

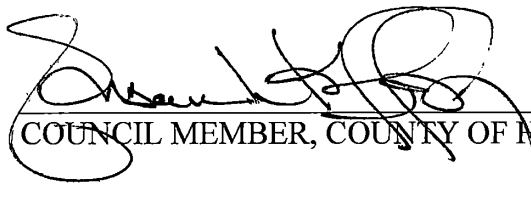
- (5) North Hilo/Hamakua:
 - (A) Kukuihaele Social Hall;
 - (B) Laupāhoehoe Beach Park;
 - (C) Waikaumalo Park.
- (6) North/South Kohala:
 - (A) Kapa‘a Beach Park;
 - (B) Kēōkea Beach Park;
 - (C) Māhukona Beach Park;
 - (D) Māhukona Boat Ramp.”

SECTION 3. Material to be repealed is bracketed and stricken. New material is underscored. In printing this ordinance, the brackets, bracketed and stricken material, and underscoring need not be included.

SECTION 4. Severability. If any provision of this ordinance, or the application thereof to any person or circumstance, is held invalid, the invalidity does not affect other provisions or applications of the ordinance that can be given effect without the invalid provision or application, and to this end the provisions of this ordinance are severable.

SECTION 5. This ordinance shall take effect upon its approval.

INTRODUCED BY:



 COUNCIL MEMBER, COUNTY OF HAWAI‘I

_____, Hawai‘i
 Date of Introduction:
 Date of 1st Reading:
 Date of 2nd Reading:
 Effective Date:

REFERENCE Comm. 332