

**OFFICE OF THE MAYOR  
CITY AND COUNTY OF HONOLULU**

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RICK BLANGIARDI  
MAYOR

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DEPUTY MANAGING DIRECTOR

August 23, 2021

**OFFICE OF THE MAYOR  
CITY AND COUNTY OF HONOLULU  
EMERGENCY ORDER NO. 2021-10  
(COVID-19 [Novel Coronavirus])**

**FIRST AMENDMENT TO THE ORDER IMPLEMENTING TIER 5 OF  
HONOLULU'S POST COVID-19 VACCINE FRAMEWORK**

By the authority vested in me as Mayor of the City and County of Honolulu (the “City”) pursuant to Revised Charter of the City and County of Honolulu 1973 (2017 Edition), as amended; the Revised Ordinances of the City and County of Honolulu 1990, as amended; the Hawai‘i Revised Statutes, as amended (“**Haw. Rev. Stat.**”), the Constitution, and laws of the State of Hawai‘i, I, RICK BLANGIARDI, hereby issue this amendment to the Order Implementing Tier 5 of Honolulu’s Post COVID-19 Vaccine Framework (as amended) (the “**Order**”) to further address the emergency initially declared via proclamation on March 4, 2020, and the Fifteenth Proclamation of Emergency or Disaster (COVID-19 [Novel Coronavirus]) executed concurrently with this Order.

**I. AMENDMENTS TO THE ORDER**

**A. Acknowledgment of Governor Ige’s Executive Order No. 21-05**

Certain amendments were made by operation of law to the Order via Hawai‘i Governor David Y. Ige’s Executive Order No. 21-05, issued August 10, 2021 (available at [https://governor.hawaii.gov/wp-content/uploads/2021/08/2108048-ATG\\_Executive-Order-No.-21-05-distribution-signed.pdf](https://governor.hawaii.gov/wp-content/uploads/2021/08/2108048-ATG_Executive-Order-No.-21-05-distribution-signed.pdf)) (“**GOV’s Executive Order**”). These amendments to the Order implementing state-wide restrictions on social gatherings (10 indoors/25 outdoors), high risk activities (e.g., restaurants, bars, gyms), and requiring “professional events” expecting more than 50 attendees to “notify and consult with the appropriate county agency reasonably prior to the event” are hereby acknowledged and continue in effect. However, “professional events” are further restricted by this amendment.

## **B. Amendment to the duration of the Order**

The Order's current effective period is from July 8, 2021 through September 5, 2021. The Order is amended to be effective from August 23, 2021 through October 22, 2021, unless terminated or superseded by another order or operation of law.

## **C. Amendments with limited effective period**

Effective August 25, 2021 through September 21, 2021, the Order is further amended as follows:

1. The following categories of "Designated Businesses and Operations" listed and defined via Exhibit A of the Order are prohibited from operating:
  31. **Structured static events**
  32. **Wedding event operators**
  34. **Social Establishments<sup>1</sup>**
  35. **Indoor Events**
  36. **Outdoor Events I**
  37. **Outdoor Events II**
  39. **Public Competitions**
2. The Outdoor Events III category (e.g., pop-up farmer's markets, craft fairs, etc. that are essentially retail in nature) may continue to operate; however, all entertainment (such as live music, dancing, or other similar entertainment activity that may draw crowds to a certain area of the event) is prohibited at events held pursuant to this category.
3. All death related events covered under section II.F.23. of the Order ("Funeral, mortuary, cremation, burial, cemetery, and related services") shall be limited to ten (10) persons indoors and twenty-five (25) persons outdoors.
4. The "Public and private golf courses" category (Item 4. in Exhibit A of the Order) may continue to operate under the current Phase 4 of PGA/Aloha Section guidelines; however, no tournaments (over twenty-five (25) competitors) are allowed.

## **II. BASIS FOR THIS AMENDMENT**

Delta, a highly contagious SARS-CoV-2 virus strain, has resulted in spiking COVID-19 case numbers around the world and in the United States of America, and continues to spread at an alarming rate in our City. As of August 22, 2021, the City has averaged 451 new COVID-19 cases per day (which includes inmate COVID-19 positive cases in State prisons) over the last seven (7) days with a 9.4% positivity rate of COVID-19 tests performed over the same time

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<sup>1</sup> Businesses were already prohibited from operating as Social Establishments by GOV's Executive Order.

period. 6,228 COVID-19 positive cases remain “active.” Since the beginning of the pandemic, the City has had a total of 39,692 COVID-19 cases, 3,095 COVID-19 related hospitalizations, and 433 COVID-19 related deaths. As of August 20, 2021 at least 1,820,414 COVID-19 vaccinations have been administered across the State (with over 1,296,303 of those administered within the City). Hospitals within the City have little to no remaining capacity: 286 individuals are currently hospitalized and 48 individuals are in intensive care unit beds due to COVID-19. The City’s COVID-19 related fatality rate (death/number of cases) is presently at 1.1%.

The Delta variant of the SARS-CoV-2 virus has changed the course of the pandemic in the City urgently, such that the COVID-19 continues to endanger the health, safety, and welfare of the people of Hawai‘i and requires the immediate and serious attention, effort, and sacrifice of all people in the City to avert unmanageable strains on our healthcare system and other catastrophic impacts to the City. It is critical to slow virus transmission as much as possible to protect the most vulnerable and to prevent the health care system from being overwhelmed, while also allowing access to basic life necessities and economic recovery. One proven way to slow the transmission is to limit interactions among people, especially in connection with mass gatherings/large events. These amendments help preserve critical healthcare capacity in the City while allowing essential and safe business and community activities and functions to continue.

Despite the success of the City and State’s mitigation and vaccination efforts, based on recent events surrounding the sudden rise of COVID-19 cases as a result of the Delta variant, hospitalizations, and deaths, and the strong recommendation from the State’s Department of Health and other experts consulted, these amendments are necessary.


### III. EFFECT OF THE AMENDMENT

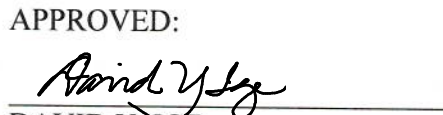
Except as expressly modified by this amendment, the Order remains in full force and effect.

### IV. PROMULGATION/POSTING

This Order shall be posted on the City website as soon as practicable in one or more appropriate places, and shall remain posted while in effect.

  
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RICK BLANGIARDI  
Mayor  
City and County of Honolulu

APPROVED:  
  
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DANA M.O. VIOLA  
Corporation Counsel  
City and County of Honolulu

APPROVED:  
  
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DAVID Y. IGE  
Governor  
State of Hawai‘i