

COUNCIL OF THE COUNTY OF MAUI

PARKS AND AGRICULTURE COMMITTEE

March 5, 2004

Committee
Report No.

04-45

Honorable Chair and Members
of the County Council
County of Maui
Wailuku, Maui, Hawaii

Chair and Members:

Your Parks and Agriculture Committee, having met on February 19, 2004, makes reference to County Communication No. 04-39, from the Director of Parks and Recreation, transmitting a proposed resolution entitled "AUTHORIZING THE USE OF THE HOOKIPA BEACH PARK BY THE PROFESSIONAL WINDSURFERS ASSOCIATION".

The purpose of the proposed resolution is to authorize use of Hookipa Beach Park from March 29 through April 5, 2004 by the Professional Windsurfers Association (PWA).

Your Committee notes that pursuant to Section 13.04.130B of the Maui County Code (Code), use permits for Type V activities at any park or recreational facility shall not be issued for more than three consecutive days unless authorized by Council resolution. Your Committee further notes that Section 13.04.020 of the Code defines a Type V activity as "an activity organized and sponsored by a person or entity for the purpose of carrying on a profit-making enterprise".

At its meeting, your Committee met with the Deputy Director of Parks and Recreation and a Deputy Corporation Counsel.

There was no public testimony.

The Deputy Director of Parks and Recreation informed your Committee that the PWA is requesting use of Hookipa Beach Park for its first annual PWA Hawaii Pro Windsurfing Contest. He stated that requirements of the use permit include, but is not limited to, cleaning the site during and after the event. In addition, the Deputy Director explained that the State requires that the organization provide water safety service before the promoter is issued an ocean recreation permit. This service is required before an event and usually includes the hiring of off-duty fire or lifeguard personnel.

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The Deputy Director stated that the Department's policy is to keep two weekends available for public use before and after a professional or Type V event, and one weekend available before and after an amateur or non-Type V event.

After a brief discussion, your Committee voted to recommend adoption of the proposed resolution and filing of the communication.

Your Parks and Agriculture Committee RECOMMENDS the following:

1. That Resolution No. _____, attached hereto, entitled "AUTHORIZING THE USE OF THE HOOKIPA BEACH PARK BY THE PROFESSIONAL WINDSURFERS ASSOCIATION", be ADOPTED; and
2. That County Communication No. 04-39 be FILED.

Adoption of this report is respectfully requested.

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