

COUNCIL OF THE COUNTY OF MAUI

ECONOMIC DEVELOPMENT, ENERGY, AGRICULTURE, AND RECREATION COMMITTEE

July 8, 2014

Committee
Report No. _____

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

Chair and Members:

Your Economic Development, Energy, Agriculture, and Recreation Committee, having met on June 17, 2014, makes reference to County Communication 14-59, from Councilmember Donald G. Couch, Jr., transmitting a proposed bill entitled "A BILL FOR AN ORDINANCE AMENDING SECTION 13.04.044, MAUI COUNTY CODE, TO PROHIBIT CONSUMPTION OF ALCOHOL AT KAMAOLE BEACH PARK II".

The purpose of the proposed bill is to make unlawful the consumption of any intoxicating liquor within the boundaries of Kamaole Beach Park II, located at 2550 South Kihei Road, Kihei, Maui, Hawaii, except as otherwise authorized by permit, license, lease, or concession.

Your Committee notes alcohol is currently prohibited in some County parks in response to complaints from park users and to create a healthy and inviting environment for youth, residents, and visitors.

The Deputy Director of Parks and Recreation stated the Department supports the proposed alcohol prohibition. A representative of the Department of Police also offered comments in support of the proposed bill and stated that calls for service have decreased in the area since alcohol prohibitions went into effect at other nearby County parks.

Your Committee voted 6-0 to recommend passage of the proposed bill on first reading and filing of the communication. Committee Chair Guzman and members Baisa, Cochran, Crivello, Victorino, and White voted "aye". Committee Vice-Chair Carroll was excused.

Your Economic Development, Energy, Agriculture, and Recreation Committee
RECOMMENDS the following:

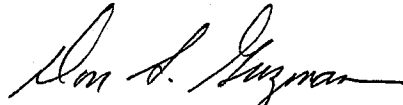
COUNCIL OF THE COUNTY OF MAUI
**ECONOMIC DEVELOPMENT, ENERGY,
AGRICULTURE, AND RECREATION
COMMITTEE**

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1. That Bill _____ (2014), attached hereto, entitled "A BILL FOR AN ORDINANCE AMENDING SECTION 13.04.044, MAUI COUNTY CODE, TO PROHIBIT CONSUMPTION OF ALCOHOL AT KAMAOLE BEACH PARK IP", be PASSED ON FIRST READING and be ORDERED TO PRINT; and
2. That County Communication 14-59 be FILED.

This report is submitted in accordance with Rule 8 of the Rules of the Council.



DON S. GUZMAN, Chair

ORDINANCE NO. _____

BILL NO. _____ (2014)

A BILL FOR AN ORDINANCE AMENDING SECTION 13.04.044, MAUI COUNTY CODE,
TO PROHIBIT CONSUMPTION OF ALCOHOL AT KAMAOLE BEACH PARK II

BE IT ORDAINED BY THE PEOPLE OF THE COUNTY OF MAUI:

SECTION 1. Section 13.04.044, Maui County Code, is amended to read as follows:

“13.04.044 Alcohol prohibition for certain parks. Except as otherwise authorized by permit, license, lease, or concession issued in accordance with this code, it is unlawful for any person to consume any intoxicating liquor while within the boundaries of the following parks:

1. Kalama Park, located at 1900 South Kihei Road, Kihei, Maui, Hawaii, and Cove Park, located at 2120 Iliili Road, Kihei, Maui, Hawaii. The land comprising Kalama Park and Cove Park is identified in State Executive Order No. 854, as amended by State Executive Order No. 1184, as the land set aside for public park purposes, to be under the control and management of the County of Maui;

2. South Maui Community Park, located at 1501 Liloa Drive, Kihei, Maui, Hawaii;

3. Keopuolani Park, provided that this prohibition shall not apply to the Maui Arts & Cultural Center;

4. Kamehameha Iki Park and Maluuluolele Park, located in Lahaina, Maui, Hawaii;

5. Honokowai Beach Park, located on Lower Honoapiilani Road, Lahaina, Maui, Hawaii, and identified in State Executive Order No. 2029 as the public land set aside to be under the control and management of the County of Maui, and further identified as tax map key number (2) 4-4-001:046, and further comprising tax map key number (2) 4-4-001:047;

6. Charley Young Park, located at 2200 South Kihei Road, Kihei, Maui, Hawaii, and identified in State Executive Order No. 3344 as the land set aside for public right-of-way and beach purposes to be under the control and management of the County of Maui; [and]

7. Kamaole Beach Park I, located at 2400 South Kihei Road, Kihei, Maui, Hawaii, and identified in State Executive Order No. 822 as the public land set aside for Kamaole Beach Park and to be under the control and management of the County of Maui[.]; and

8. Kamaole Beach Park II, located at 2550 South Kihei Road, Kihei, Maui, Hawaii, and identified in State Executive Order No. 822 as the public land

set aside for Kamaole Beach Park and to be under the control and management of the County of Maui.

SECTION 2. Material to be repealed is bracketed. New material is underscored. In printing this bill, the County Clerk need not include the brackets, bracketed material or the underscoring.

SECTION 3. This ordinance shall take effect upon its approval.

APPROVED AS TO FORM AND LEGALITY:



JEFFREY UEOKA

Department of the Corporation Counsel
County of Maui