

**COUNCIL OF THE COUNTY OF MAUI**

**WATER AUTHORITY, SOCIAL SERVICES,  
AND PARKS COMMITTEE**

October 11, 2024

**Committee  
Report No. \_\_\_\_\_**

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

Chair and Members:

Your Water Authority, Social Services, and Parks Committee, having met on September 23, 2024, makes reference to Bill 117 (2024), entitled “A BILL FOR AN ORDINANCE AMENDING CHAPTER 13.04A, MAUI COUNTY CODE, RELATING TO A SPECIAL EVENT PERMIT EXEMPTION FOR MAUI COUNTY LEGACY FESTIVALS.”

Bill 117’s purpose is to amend Chapter 13.04A, Maui County Code, to exempt Maui County legacy festivals from requiring a special event permit to use a County park or recreational facility for more than five consecutive days.

Bill 117 also defines “Maui County legacy festival” as a “festival that has been held in the County for at least 15 consecutive calendar years and that takes place around the same time of the year at the same or a nearby park or recreation facility.” Further, the festival must be held every calendar year after attaining legacy status, except that the status may be maintained if the consecutive-year streak is broken because of an epidemic, pandemic, disaster, catastrophe, or restrictions imposed by governmental authorities.

By correspondence dated August 28, 2024, the Department of the Corporation Counsel transmitted a proposed CD1 version of Bill 117, approved as to form and legality.

A representative of the Department of Parks and Recreation said the five-consecutive-day limit for permits was necessary to balance the volume of permit applications received but expressed support for

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# WATER AUTHORITY, SOCIAL SERVICES, AND PARKS COMMITTEE

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exempting Maui County legacy festivals from applying for a special event permit every year.

Your Committee noted that Bill 117 is modeled after the City and County of Honolulu’s definition of “Waikiki Legacy Parades and Activities,” which covers parades or activities held in the Waikiki special district annually for at least 15 consecutive calendar years.

The Department representative said that Festivals of Aloha Hāna is the only event that meets the Maui County legacy festival definition.

Your Committee expressed support in streamlining the permitting process for long-standing events in Maui County.

Your Committee voted 8-0 to recommend passage of Bill 117, CD1 (2024), on first reading. Committee Chair Sinenci, Vice-Chair Johnson, and members Cook, Kama, Paltin, Rawlins-Fernandez, Sugimura, and U‘u-Hodgins voted “aye.” Committee member Lee was excused.

Your Water Authority, Social Services, and Parks Committee **RECOMMENDS** that Bill 117, CD1 (2024), as revised herein and attached hereto, entitled “A BILL FOR AN ORDINANCE AMENDING CHAPTER 13.04A, MAUI COUNTY CODE, RELATING TO A SPECIAL EVENT PERMIT EXEMPTION FOR MAUI COUNTY LEGACY FESTIVALS,” be **PASSED ON FIRST READING** and be **ORDERED TO PRINT**.

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



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SHANE M. SINENCI, Chair

ORDINANCE NO. \_\_\_\_\_

BILL NO. 117, CD1 (2024)

A BILL FOR AN ORDINANCE AMENDING CHAPTER 13.04A, MAUI COUNTY CODE, RELATING TO A SPECIAL EVENT PERMIT EXEMPTION FOR MAUI COUNTY LEGACY FESTIVALS

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

SECTION 1. This Ordinance's purpose is to exempt long-running festivals in Maui County from requiring Council authorization for a Special Event Permit to use a park or recreational facility for more than five consecutive days.

SECTION 2. Section 13.04A.100, Maui County Code, is amended by amending subsection D to read as follows:

"D. Duration. Other than Maui County legacy festivals and leagues, permits [shall] **must** not exceed five consecutive days, unless authorized by the council[.] **by resolution.** For purposes of this subsection, "Maui County legacy festival" means a festival that has been held in the County for at least 15 consecutive calendar years and takes place around the same time of the year at the same or a nearby park or recreation facility. To maintain legacy status, the festival must be held every calendar year after attaining legacy status, except that a festival may maintain legacy status if the consecutive-year streak is broken because of an event beyond the festival organizers' reasonable control, including an epidemic, pandemic, disaster, catastrophe, or restrictions imposed by governmental authorities."

SECTION 3. Material to be repealed is bracketed. New material is underscored. In printing this bill, the County Clerk need not include the brackets, the bracketed material, or the underscoring.

SECTION 4. This Ordinance takes effect on approval.

APPROVED AS TO FORM AND LEGALITY:



SELINA R. PANNELL

Department of the Corporation Counsel

County of Maui

LF 2023-1040

wassp:misc:014abill01:clm

INTRODUCED BY:

A handwritten signature in black ink, appearing to read "Shane M. Sinenci". The signature is written in a cursive style with a prominent initial 'S'.

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SHANE M. SINENCI