

# REQUEST FOR LEGAL SERVICES

RECEIVED  
CORPORATION COUNSEL

**Date:** July 24, 2018  
**From:** Riki Hokama, Chair  
Budget and Finance Committee

2018 JUL 25 AM 7:48

TRANSMITTAL  
Memo to:

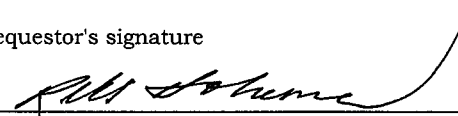
**DEPARTMENT OF THE CORPORATION COUNSEL**  
Attention: Jeffrey Ueoka, Esq.

**Subject:** FISCAL YEAR 2019 BUDGET, APPENDIX B, RATES AND FEES, FOR THE DEPARTMENT OF PARKS AND RECREATION FACILITIES (BF-158)

**Background Data:** Revise proposed bill as indicated on the attached marked-up copy. An original hardcopy is required.

**Work Requested:**  FOR APPROVAL AS TO FORM AND LEGALITY  
 OTHER:

RECEIVED  
OFFICE OF THE  
COUNTY COUNSEL  
2018 JUL 25 AM 9:00

|   |   |
|---|---|
| Requestor's signature<br><br>Riki Hokama | Contact Person<br><u>Michele Yoshimura</u><br>(Telephone Extension: 7663) |
|---|---|

- ROUTINE (WITHIN 15 WORKING DAYS)
- PRIORITY (WITHIN 10 WORKING DAYS)
- RUSH (WITHIN 5 WORKING DAYS)
- URGENT (WITHIN 3 WORKING DAYS)

SPECIFY DUE DATE (IF IMPOSED BY SPECIFIC CIRCUMSTANCES): Wednesday, July 25, 2019  
REASON: For posting on Friday, July 27, 2018 for the August 3, 2018 Council meeting.

### FOR CORPORATION COUNSEL'S RESPONSE

|                         |                                 |     |
|-------------------------|---------------------------------|-----|
| ASSIGNED TO: <u>JTU</u> | ASSIGNMENT NO. <u>2018-0310</u> | JY: |
|-------------------------|---------------------------------|-----|

TO REQUESTOR:  APPROVED  DISAPPROVED  OTHER (SEE COMMENTS BELOW)  
 RETURNING--PLEASE EXPAND AND PROVIDE DETAILS REGARDING ITEMS AS NOTED

COMMENTS (NOTE - THIS SECTION NOT TO BE USED FOR LEGAL ADVICE):  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

DEPARTMENT OF THE CORPORATION COUNSEL

Date 7/25/18

By JU

(Rev. 7/03)

bf:ltr:158acc01:mmy

Attachment

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

BILL NO. \_\_\_\_\_ (2018)

A BILL FOR AN ORDINANCE AMENDING THE FISCAL YEAR 2019  
 BUDGET FOR THE COUNTY OF MAUI AS IT PERTAINS TO  
 APPENDIX B, REVENUES – FEES, RATES, ASSESSMENTS AND TAXES,  
 DEPARTMENT OF PARKS AND RECREATION,  
 GENERAL FUND, CHARGES FOR CURRENT SERVICES,  
 SCHEDULE OF FEES AND DEPOSITS

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

SECTION 1. Ordinance No. 4861, Bill No. 57 (2018), "Fiscal Year 2019 Budget", Appendix B, "Revenues – Fees, Rates, Assessments and Taxes", is hereby amended as it pertains to the Department of Parks and Recreation, General Fund, Charges for Current Services, Schedule of Fees and Deposits, by adjusting fees, to read as follows:

"COUNTY OF MAUI  
 REVENUES - FEES, RATES, ASSESSMENTS AND TAXES

| ACCOUNT  | REVENUE SOURCE                         | FEE, RATE, ASSESSMENT OR TAX  | HRS        | COUNTY CODE                            | ORDINANCE                    |            |  |                           |  |  |  |  |                   |     |     |  |     |                              |      |     |  |     |                               |  |  |  |  |                   |      |     |  |     |                              |      |      |  |      |  |            |  |
|--|--|---|------------|--|------------------------------|------------|--|---------------------------|--|--|--|--|-------------------|-----|-----|--|-----|------------------------------|------|-----|--|-----|-------------------------------|--|--|--|--|-------------------|------|-----|--|-----|------------------------------|------|------|--|------|--|------------|--|
| <b>DEPARTMENT OF PARKS AND RECREATION<br/>GENERAL FUND</b> |  |   |            |  |                              |            |  |                           |  |  |  |  |                   |     |     |  |     |                              |      |     |  |     |                               |  |  |  |  |                   |      |     |  |     |                              |      |      |  |      |  |            |  |
| <b>CHARGES FOR CURRENT SERVICES:</b>                       |  |   |            |  |                              |            |  |                           |  |  |  |  |                   |     |     |  |     |                              |      |     |  |     |                               |  |  |  |  |                   |      |     |  |     |                              |      |      |  |      |  |            |  |
| 3436   | Fees - Camping Permit                  | <table style="margin-left: 40px;"> <tr> <td></td> <td style="text-align: center;"><b>Adult<br/>18 yrs &amp;<br/>over</b></td> <td style="text-align: center;"><b>Children<br/>under 18</b></td> <td style="text-align: center;"><b>Pet</b></td> <td></td> </tr> <tr> <td colspan="5"><b>Residents - Daily:</b></td> </tr> <tr> <td>Monday - Thursday</td> <td style="text-align: right;">\$5</td> <td style="text-align: right;">\$3</td> <td></td> <td style="text-align: right;">\$3</td> </tr> <tr> <td>Friday - Sunday and Holidays</td> <td style="text-align: right;">\$10</td> <td style="text-align: right;">\$6</td> <td></td> <td style="text-align: right;">\$6</td> </tr> <tr> <td colspan="5"><b>Non-Residents - Daily:</b></td> </tr> <tr> <td>Monday - Thursday</td> <td style="text-align: right;">\$10</td> <td style="text-align: right;">\$6</td> <td></td> <td style="text-align: right;">\$6</td> </tr> <tr> <td>Friday - Sunday and Holidays</td> <td style="text-align: right;">\$20</td> <td style="text-align: right;">\$12</td> <td></td> <td style="text-align: right;">\$12</td> </tr> </table> |            | <b>Adult<br/>18 yrs &amp;<br/>over</b> | <b>Children<br/>under 18</b> | <b>Pet</b> |  | <b>Residents - Daily:</b> |  |  |  |  | Monday - Thursday | \$5 | \$3 |  | \$3 | Friday - Sunday and Holidays | \$10 | \$6 |  | \$6 | <b>Non-Residents - Daily:</b> |  |  |  |  | Monday - Thursday | \$10 | \$6 |  | \$6 | Friday - Sunday and Holidays | \$20 | \$12 |  | \$12 |  | 13.04A.220 |  |
|  | <b>Adult<br/>18 yrs &amp;<br/>over</b> | <b>Children<br/>under 18</b>  | <b>Pet</b> |  |                              |            |  |                           |  |  |  |  |                   |     |     |  |     |                              |      |     |  |     |                               |  |  |  |  |                   |      |     |  |     |                              |      |      |  |      |  |            |  |
| <b>Residents - Daily:</b>                                  |  |   |            |  |                              |            |  |                           |  |  |  |  |                   |     |     |  |     |                              |      |     |  |     |                               |  |  |  |  |                   |      |     |  |     |                              |      |      |  |      |  |            |  |
| Monday - Thursday  | \$5                                    | \$3   |            | \$3                                    |                              |            |  |                           |  |  |  |  |                   |     |     |  |     |                              |      |     |  |     |                               |  |  |  |  |                   |      |     |  |     |                              |      |      |  |      |  |            |  |
| Friday - Sunday and Holidays                               | \$10                                   | \$6   |            | \$6                                    |                              |            |  |                           |  |  |  |  |                   |     |     |  |     |                              |      |     |  |     |                               |  |  |  |  |                   |      |     |  |     |                              |      |      |  |      |  |            |  |
| <b>Non-Residents - Daily:</b>                              |  |   |            |  |                              |            |  |                           |  |  |  |  |                   |     |     |  |     |                              |      |     |  |     |                               |  |  |  |  |                   |      |     |  |     |                              |      |      |  |      |  |            |  |
| Monday - Thursday  | \$10                                   | \$6   |            | \$6                                    |                              |            |  |                           |  |  |  |  |                   |     |     |  |     |                              |      |     |  |     |                               |  |  |  |  |                   |      |     |  |     |                              |      |      |  |      |  |            |  |
| Friday - Sunday and Holidays                               | \$20                                   | \$12  |            | \$12                                   |                              |            |  |                           |  |  |  |  |                   |     |     |  |     |                              |      |     |  |     |                               |  |  |  |  |                   |      |     |  |     |                              |      |      |  |      |  |            |  |
|  | Fee - Use of Park Facilities           | Includes Rental of Equipment<br>See Table 13.04A.100.   |            | 13.04A.100                             |                              |            |  |                           |  |  |  |  |                   |     |     |  |     |                              |      |     |  |     |                               |  |  |  |  |                   |      |     |  |     |                              |      |      |  |      |  |            |  |
| 3450   | Rental Fee – All Districts             | See Table 13.04A.100.<br><br>Application fee (non-refundable) for Special Events application requests, except for the Annual Department Sponsored Special Events..... \$25  |            | 13.04A.100                             |                              |            |  |                           |  |  |  |  |                   |     |     |  |     |                              |      |     |  |     |                               |  |  |  |  |                   |      |     |  |     |                              |      |      |  |      |  |            |  |
| 3452   | Rental Fee - Equipment                 | See Table 13.04A.130.<br><br>\$50 Key Deposit Fee – For all permits except for Government permits.<br><br>\$50 key deposit will be automatically withheld if permit holder fails to pick up their key(s) during parks permit office hours and a parks employee must distribute key(s) or open a facility.   |            | 13.04A.130<br><br>13.04A.100           |                              |            |  |                           |  |  |  |  |                   |     |     |  |     |                              |      |     |  |     |                               |  |  |  |  |                   |      |     |  |     |                              |      |      |  |      |  |            |  |

COUNTY OF MAUI  
REVENUES - FEES, RATES, ASSESSMENTS AND TAXES

| ACCOUNT | REVENUE SOURCE | FEE, RATE, ASSESSMENT OR TAX | HRS | COUNTY CODE | ORDINANCE |
|---------|----------------|------------------------------|-----|-------------|-----------|
|---------|----------------|------------------------------|-----|-------------|-----------|

**Table 13.04A.100**

**SCHEDULE OF FEES AND DEPOSITS**

|  | Fee by Permit |                 |               |                         |                     |  |                   | Custodial Deposit by Permit |   |             |  |            |
|--|---------------|-----------------|---------------|-------------------------|---------------------|--|-------------------|-----------------------------|---|-------------|--|------------|
|  | Government    | Community Class | General Use*  | Special Events          |                     |  |                   | Government                  | Department sponsored***<br>Special Events/<br>Community Class | General Use | Special Events                         |            |
|  |               |                 |               | Department sponsored*** |                     | Non-Profit/<br>Political<br>Fundraiser | Commercial**      |                             |   |             | Non-Profit/<br>Political<br>Fundraiser | Commercial |
|  |               |                 |               | Event w/o<br>Revenue    | Event w/<br>Revenue |  |                   |                             |   |             |  |            |
| <b>Gymnasiums</b>                                  | \$0           | [\$24] \$5      | [\$25] \$6    | [\$20] \$0              | [\$95] \$94         | [\$170] \$188                          | [\$520] \$625     | \$0                         | \$100   | \$150       | \$200                                  | \$400      |
| w/air conditioning (add'l flat charge)             | \$0           | [\$170] \$188   | [\$170] \$188 | [\$20] \$0              | [\$220] \$250       | [\$270] \$313                          | [\$320] \$375     |                             |   |             |  |            |
| <b>Football Stadiums</b>                           | \$0           | [\$30] \$13     | [\$70] \$63   | [\$20] \$0              | [\$220] \$250       | [\$320] \$375                          | [\$1,020] \$1,250 | \$0                         | \$250   | \$500       | \$500                                  | \$1,500    |
| w/lights (add'l flat charge 6-10 p.m.)             | \$0           | [\$70] \$63     | [\$70] \$63   | [\$20] \$0              | [\$120] \$125       | [\$170] \$188                          | [\$220] \$250     |                             |   |             |  |            |
| <b>Baseball Stadiums</b>                           | \$0           | [\$25] \$6      | [\$70] \$63   | [\$20] \$0              | [\$120] \$125       | [\$170] \$188                          | [\$520] \$625     | \$0                         | \$125   | \$250       | \$250                                  | \$750      |
| w/lights (add'l flat charge 6-10 p.m.)             | \$0           | [\$45] \$31     | [\$55] \$44   | [\$20] \$0              | [\$70] \$63         | [\$95] \$94                            | [\$170] \$188     |                             |   |             |  |            |
| <b>Amphitheaters</b>                               |               |                 |               |                         |                     |  |                   |                             |   |             |  |            |
| Keopuolani Park (w/o lights)                       | \$0           | [\$22] \$3      | [\$30] \$13   | [\$20] \$0              | [\$45] \$31         | [\$120] \$125                          | [\$320] \$375     | \$0                         | \$50  | \$100       | \$150                                  | \$500      |
| Lahaina Civic                                      | \$0           | [\$22] \$3      | [\$30] \$13   | [\$20] \$0              | [\$45] \$31         | [\$170] \$188                          | [\$420] \$500     | \$0                         | \$50  | \$100       | \$150                                  | \$500      |
| w/lights (add'l flat charge 6-10 p.m.)             | \$0           | [\$22] \$3      | [\$40] \$25   | [\$20] \$0              | [\$45] \$31         | [\$70] \$63                            | [\$120] \$125     |                             |   |             |  |            |
| <b>Swimming Pools (Up to two lanes)</b>            | \$0           | [\$22] \$3      | [\$30] \$13   | [\$20] \$0              | [\$30] \$13         | [\$120] \$125                          | [\$420] \$500     | \$0                         | \$0   | \$100       | \$150                                  | \$300      |
| <b>Community Centers: Without Air Conditioning</b> |               |                 |               |                         |                     |  |                   |                             |   |             |  |            |
| Facilities w/capacities up to 100                  | \$0           | [\$22] \$3      | [\$35] \$19   | [\$20] \$0              | [\$40] \$25         | [\$45] \$31                            | [\$200] \$225     | \$0                         | \$25  | \$125       | \$125                                  | \$250      |
| Facilities w/capacities up to 200                  | \$0           | [\$24] \$5      | [\$50] \$38   | [\$20] \$0              | [\$55] \$44         | [\$60] \$50                            | [\$380] \$450     | \$0                         | \$50  | \$175       | \$175                                  | \$300      |
| Facilities w/capacities up to 300                  | \$0           | [\$26] \$8      | [\$65] \$56   | [\$20] \$0              | [\$80] \$75         | [\$85] \$81                            | [\$560] \$675     | \$0                         | \$75  | \$225       | \$225                                  | \$450      |
| Facilities w/capacities up to 400                  | \$0           | [\$28] \$10     | [\$80] \$75   | [\$20] \$0              | [\$95] \$94         | [\$100] \$100                          | [\$740] \$900     | \$0                         | \$100   | \$275       | \$275                                  | \$600      |
| Facilities w/capacities up to 500                  | \$0           | [\$30] \$13     | [\$95] \$94   | [\$20] \$0              | [\$110] \$113       | [\$115] \$119                          | [\$920] \$1,125   | \$0                         | \$125   | \$325       | \$325                                  | \$750      |
| Facilities w/capacities over 500                   | \$0           | [\$32] \$15     | [\$120] \$125 | [\$20] \$0              | [\$135] \$144       | [\$140] \$150                          | [\$1,100] \$1,350 | \$0                         | \$150   | \$350       | \$350                                  | \$900      |
| <b>Community Centers: With Air Conditioning</b>    |               |                 |               |                         |                     |  |                   |                             |   |             |  |            |
| Facilities w/capacities up to 100                  | \$0           | [\$24] \$5      | [\$55] \$44   | [\$20] \$0              | [\$60] \$50         | [\$65] \$56                            | [\$224] \$255     | \$0                         | \$25  | \$125       | \$125                                  | \$250      |
| Facilities w/capacities up to 200                  | \$0           | [\$28] \$10     | [\$70] \$63   | [\$20] \$0              | [\$80] \$75         | [\$85] \$81                            | [\$428] \$510     | \$0                         | \$50  | \$175       | \$175                                  | \$300      |
| Facilities w/capacities up to 300                  | \$0           | [\$32] \$15     | [\$85] \$81   | [\$20] \$0              | [\$110] \$113       | [\$115] \$119                          | [\$632] \$765     | \$0                         | \$75  | \$225       | \$225                                  | \$450      |
| Facilities w/capacities up to 400                  | \$0           | [\$36] \$20     | [\$100] \$100 | [\$20] \$0              | [\$140] \$150       | [\$145] \$156                          | [\$826] \$1,008   | \$0                         | \$100   | \$275       | \$275                                  | \$600      |
| Facilities w/capacities up to 500                  | \$0           | [\$40] \$25     | [\$115] \$119 | [\$20] \$0              | [\$170] \$188       | [\$175] \$194                          | [\$1,040] \$1,275 | \$0                         | \$125   | \$325       | \$325                                  | \$750      |
| Facilities w/capacities over 500                   | \$0           | [\$44] \$30     | [\$140] \$150 | [\$20] \$0              | [\$200] \$225       | [\$205] \$231                          | [\$1,244] \$1,530 | \$0                         | \$150   | \$375       | \$375                                  | \$900      |
| <b>Pavilions w/kitchen facilities</b>              | \$0           | [\$22] \$3      | [\$50] \$38   | [\$20] \$0              | [\$55] \$44         | [\$60] \$50                            | [\$380] \$450     | \$0                         | \$50  | \$100       | \$200                                  | \$400      |
| <b>Pavilions w/o kitchen and bandstand</b>         | \$0           | [\$22] \$3      | [\$45] \$31   | [\$20] \$0              | [\$50] \$38         | [\$70] \$63                            | [\$95] \$94       | \$0                         | \$0   | \$50        | \$100                                  | \$300      |

COUNTY OF MAUI  
REVENUES - FEES, RATES, ASSESSMENTS AND TAXES

| ACCOUNT   | REVENUE SOURCE | FEE, RATE, ASSESSMENT OR TAX |                 |              |                          |                     |  | HRS                         | COUNTY CODE  | ORDINANCE   |                |  |            |
|---|----------------|------------------------------|-----------------|--------------|--------------------------|---------------------|--|-----------------------------|--|-------------|----------------|--|------------|
|   |                | Fee by Permit                |                 |              |                          |                     |  | Custodial Deposit by Permit |  |             |                |  |            |
|   |                | Government                   | Community Class | General Use* | Special Events           |                     |  | Government                  | Department sponsored****<br>Special Events/<br>Community Class | General Use | Special Events |  |            |
|   |                |                              |                 |              | Department sponsored**** |                     | Non-Profit/<br>Political<br>Fundraiser |                             |  |             | Commercial**   | Non-Profit/<br>Political<br>Fundraiser | Commercial |
|   |                |                              |                 |              | Event w/o<br>Revenue     | Event w/<br>Revenue |  |                             |  |             |                |  |            |
| Meeting Rooms w/o air conditioning                                      | \$0            | [\$22] \$3                   | [\$30] \$13     | [\$20] \$0   | [\$40] \$25              | [\$100] \$100       | [\$130] \$138                          | \$0                         | \$100  | \$150       | \$200          | \$400                                  |            |
| Meeting Rooms w/air conditioning  | \$0            | [\$24] \$5                   | [\$40] \$25     | [\$20] \$0   | [\$50] \$38              | [\$115] \$119       | [\$150] \$163                          | \$0                         | \$35   | \$50        | \$100          | \$275                                  |            |
| Ball Fields   | \$0            | [\$22] \$3                   | [\$25] \$6      | [\$20] \$0   | [\$30] \$13              | [\$70] \$63         | [\$370] \$438                          | \$0                         | \$50   | \$100       | \$100          | \$400                                  |            |
| w/lights (add'l flat charge 6-10 p.m.)                                  | \$0            | [\$22] \$3                   | [\$30] \$13     | [\$20] \$0   | [\$40] \$25              | [\$70] \$63         | [\$120] \$125                          |                             |  |             |                |  |            |
| Wrestling Room  | \$0            | [\$22] \$3                   | [\$45] \$31     | [\$20] \$0   | [\$50] \$38              | [\$110] \$113       | [\$145] \$156                          | \$0                         | \$75   | \$100       | \$200          | \$400                                  |            |
| Any park premises or recreational facilities not otherwise described in | \$0            | [\$22] \$3                   | [\$25] \$6      | [\$20] \$0   | [\$30] \$13              | [\$170] \$188       | [\$420] \$500                          | \$0                         | \$50   | \$50        | \$100          | \$300                                  |            |
| w/lights (add'l flat charge 6-10 p.m.)                                  | \$0            | [\$25] \$6                   | [\$30] \$13     | [\$20] \$0   | [\$35] \$19              | [\$70] \$63         | [\$120] \$125                          |                             |  |             |                |  |            |

|                                  | Fee by Permit |              |                          |   |                   | Custodial Deposit by Permit |              |                          |  |            |
|----------------------------------|---------------|--------------|--------------------------|---|-------------------|-----------------------------|--------------|--------------------------|--|------------|
|                                  | Government    | General Use* | Special Events           |   |                   | Government                  | General Use* | Special Events           |  |            |
|                                  |               |              | Department sponsored**** | Non-Profit/County co-sponsored/<br>Political Fundraiser | Commercial        |                             |              | Department sponsored**** | Non-Profit/ County co-sponsored/<br>Political Fundraiser | Commercial |
| <b>Small Equipment</b>           |               |              |                          |   |                   |                             |              |                          |  |            |
| Stage Platforms (each)           | \$0           | [\$30] \$13  | [\$20] \$0               | [\$35] \$19   | [\$50] \$38       | \$0                         | \$15         | \$0                      | \$15   | \$30       |
| Bleachers (each)                 | \$0           | [\$45] \$31  | [\$20] \$0               | [\$55] \$44   | [\$90] \$88       | \$0                         | \$25         | \$0                      | \$35   | \$70       |
| Picnic Tables (each)             | \$0           | [\$30] \$13  | [\$20] \$0               | [\$35] \$19   | [\$45] \$31       | \$0                         | \$15         | \$0                      | \$15   | \$25       |
| Portable Equipment w/o utilities | \$0           | [\$30] \$13  | [\$35] \$19              | [\$50] \$38   | [\$110] \$113     | \$0                         | \$25         | \$50                     | \$100  | \$200      |
| Portable Equipment w/utilities   | \$0           | [\$45] \$31  | [\$50] \$38              | [\$80] \$75   | [\$220] \$250     | \$0                         | \$50         | \$75                     | \$150  | \$300      |
| <b>Large Equipment</b>           |               |              |                          |   |                   |                             |              |                          |  |            |
| Mobile Bleachers (each)          | \$0           | n/a          | [\$195] \$219            | [\$270] \$313   | [\$520] \$625     | \$0                         | n/a          | \$250                    | \$500  | \$1,000    |
| Showmobile Stage                 | \$0           | n/a          | [\$270] \$313            | [\$520] \$625   | [\$1,020] \$1,250 | \$0                         | n/a          | \$500                    | \$1,000  | \$2,000    |
| Portable Restroom                | \$0           | n/a          | [\$270] \$313            | [\$520] \$625   | [\$1,020] \$1,250 | \$0                         | n/a          | \$500                    | \$1,000  | \$2,000    |

\*For General Use Permits, there shall be no charge for the use of parks or recreational facilities by senior citizen organizations, adult-supervised youth leagues, or persons with disabilities organizations. Partnership Leagues shall pay an annual custodial and key deposit of \$500.

\*\*For Special Event – Commercial Fees: Fees shown or 15% of gross receipts, whichever is greater.

\*\*\*For Department sponsored events that are primarily sponsored by the department, there shall not be any fees or deposits assessed.

Fee – Use of Park Facilities

“Government Permit” means a permit issued under Chapter 13.04A for an event or activity organized and conducted by the County, or another governmental unit, for which no revenue may be generated.

13.04A.030

“Community Class Permit” means lessons, instruction or classes offered to the general public and conducted by an instructor approved by the department. Class participation charges or fees are allowed within the limits established by the department. In accordance with the community class program policies and procedures, facility fees are assessed per class. A class shall not exceed two hours. Temporary refreshment [concessions in accordance with section 13.04A.140] are prohibited.

“General Use Permit” means a permit issued under Chapter 13.04A for an event or activity for which dues, registration fees, or

participation fees may not be assessed, or donations accepted; except that the term includes a permit issued under this chapter for which a youth league, ADA organization, or senior citizen organization may assess fees to offset operating expenses.

“Special Events Permit” means a permit for events, activities, fundraising activities, political fundraisers, or tournaments, determined to require a permit, but which do not meet other permit requirements.

“Department sponsored” means functions, activities, programs, or events solely sponsored by the department.

“Visiting swim team” means a swim team not from the County.

Visiting Swimming Teams

Deposit to reserve the pool, with a 90-day cancellation notice ..... \$500  
 Daily fee ..... \$4 per swimmer

Maui Invitational Basketball Tournament

Annual Rental Fee (entire 3-day tournament)....\$5,000, plus pro-rated utility costs  
 Custodial Deposit Fee.....\$1,000 per year  
 Key Deposit.....\$25 per year

License Agreement dated 12/03/2012 between County and KemperLesnik Communications, Inc. (expires 12/31/2020)

Reso. 12.65

3402 Maui Fair Alliance

User Fee.....\$2,000 per year  
 Security Deposit.....\$2,000 per year  
 Equipment Rental.....\$2,000 per year

License Agreement between County and Maui Fair Alliance (expires 12/31/2024)

3537 Adult Recreational/Leagues

Team Charge per Team per Game per Sport  
 Softball.....\$20  
 Basketball.....\$25  
 Volleyball.....\$10  
 Kickball.....\$20  
 Baseball.....\$55  
 Other Sports/Activities.....\$20

Recreation program and special events conducted by the department may assess registration, and/or participant fees as necessary to conduct the event, activity or program.

3453 PALS Program

The fee shall be as follows:

Participating PALS children that qualify for the Department of Education’s free or reduced lunch program may be eligible for a discounted fee. Discounts shall be verified by the PALS program to be deemed eligible for that current program year.

Summer Session  
 First Child.....\$160  
 First Child (reduced lunch).....\$112  
 First Child (free lunch).....\$64  
 Discounts shall be offered for more than one sibling participating simultaneously in the program as follows:  
 Second Child .....\$120  
 Second Child (reduced lunch).....\$84  
 Second Child (free lunch).....\$48  
 Third Child (or more).....\$80 per child  
 Third Child (or more) (reduced lunch).....\$56 per child  
 Third Child (or more)(free lunch).....\$32 per child

Winter Session  
 First Child.....\$40  
 First Child (reduced lunch).....\$28  
 First Child (free lunch).....\$16  
 Discounts shall be offered for more than one sibling participating simultaneously in the program as follows:  
 Second Child.....\$30

|  |                |
|--|----------------|
| Second Child (reduced lunch).....        | \$21           |
| Second Child (free lunch).....           | \$12           |
| Third Child (or more).....               | \$20 per child |
| Third Child (or more) reduced lunch..... | \$14 per child |
| Third Child (or more) (free lunch).....  | \$8 per child  |

**DEPARTMENT OF PARKS AND RECREATION  
GOLF FUND**

**CHARGES FOR CURRENT SERVICES:**

3460      Playing Fees - Green Fees - Golf      Rates - weekdays:      13.16.030

|  |              |  |
|--|--------------|--|
|  | <b>Daily</b> |  |
| Residents with Resident Card.....  | \$15         |  |
| Military.....  | \$23         |  |
| Retirees with Resident Card.....   | \$10         |  |
| Non-Maui County Hawaii Residents<br>with Hawaii Driver License or<br>Hawaii State Identification Card..... | \$23         |  |
| Non-Resident.....  | \$58         |  |
| Students of State of Hawaii through age 18.....  | \$2          |  |

|  |              |  |
|--|--------------|--|
|  | <b>Daily</b> |  |
| Residents with Resident Card.....  | \$22         |  |
| Military.....  | \$28         |  |
| Retirees with Resident Card.....   | \$14         |  |
| Non-Maui County Hawaii Residents<br>with Hawaii Driver License or<br>Hawaii State Identification Card..... | \$28         |  |
| Non-Residents.....   | \$63         |  |
| Students of State of Hawaii through age 18.....  | \$3          |  |

The nine-hole rate and twilight rate are one-half the daily rate, except for students of the State of Hawaii through age 18, who shall be charged the daily rate.

Fee Exemptions:  
Professional golfers and other golf officials who are bona fide members of the Professional Golfer's Association or Golf Course Superintendent's Association shall be exempt from paying any playing or tournament fees.

Rates - monthly:      13.16.035  
Students of State of Hawaii through age 18.....\$20

Club No Show Fee (unused pre-booked blocked time).....\$10/person

Tournament Fee.....\$18/person

Replacement Maui County Resident Card Fee.....\$5      13.16.015

13.16.032

13.16.037

**DEPARTMENT OF PARKS AND RECREATION  
SPECIAL REVENUE AND TRUST AND AGENCY FUNDS**

**MISCELLANEOUS:**

Park Assessment      The director of parks and recreation shall require each subdivider, as a condition of approval of a subdivision, to:      18.16.320

1. Provide land in perpetuity or dedicate land for park and playground purposes; or
2. Pay the County a sum of money; or
3. Provide an improvement to a park in the community plan area; or
4. Provide an equivalent combination thereof, pursuant to

subsection C of Section 18.16.320, Maui County Code.

The land provided or dedicated shall have an area of five hundred square feet for each lot or unit, in excess of three, resulting from the subdivision; provided, for residential workforce lots or units within a subdivision, the land area shall be 250 square feet for each lot or unit.

In lieu of providing land in perpetuity or dedicating land, the director of parks and recreation shall require the subdivider to:

1. Pay to the County a sum of money equal to the number of square feet that would have been required by Section 18.16.320.B.2.c multiplied by the average of the following values, determined at subdivision approval, in accordance with the most recent certified assessment for real property tax purposes in the respective community plan area where the subdivision is located:
  - a. The average value per square foot of lands classified as residential; and
  - b. The average value per square foot of lands classified as apartment.
2. Combine the payment of money with land to be provided or dedicated, on the basis of five hundred square feet per each lot or unit, in excess of three, resulting from the subdivision; provided, for residential workforce lots or units within a subdivision, the land area shall be 250 square feet for each lot or unit; or
3. Provide improvement to parks and playgrounds in the community plan area where the subdivision is located. The value of such improvements shall be at least equal to the sum of money required to be paid pursuant to this section. The estimate for the cost of the improvements provided shall be based upon cost estimates certified by an engineer licensed to practice in the State of Hawaii. For subdivisions which qualify as affordable housing or residential workforce housing projects, this park assessment fee shall be deferred for either one year from the date of final subdivision approval or until 50% of the dwelling units of the affordable housing project are sold or rented, whichever occurs first.

|   |   |            |
|---|---|------------|
| Permits: Commercial Ocean Recreational Activity | Application Fee .....\$100 processing fee, non-refundable if permits are denied   | 13.04A.310 |
|   | CORA Permit Fee .....\$1,000 per permit per park per activity, annually, for the first two permits issued per business or entity. Each permit thereafter shall be \$500 per permit per park per activity. |            |
| Fees – Maui Interscholastic League              | All fees paid for Hawaii high school athletic events shall be deposited to the Maui Interscholastic League Fees Fund.   | 3.39.030”  |

SECTION 2. Material to be repealed is bracketed. New material is underscored.

SECTION 3. For the period July 1, 2018 through August 31, 2018, the facility rates pursuant to Ordinance 4456 (2017) shall be in effect.

SECTION 4. This Ordinance shall take effect on September 1, 2018.

APPROVED AS TO FORM AND LEGALITY:

  
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JEFFREY UEOKA  
Deputy Corporation Counsel