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COUNTY COUNCIL
COUNTY OF MAUI
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WAILUKU, MAUI, HAWAII 96793
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April 24, 2019

RECEIVED
2019 APR 24 PM 5:14
OFFICE OF THE
COUNTY CLERK

The Honorable Kelly T. King
Council Chair
County of Maui
Wailuku, Hawaii 96793

Dear Chair King:

SUBJECT: **PROHIBITING COMMERCIAL OCEAN
RECREATIONAL ACTIVITY AT HANAKAO`O BEACH
PARK** (PAF 19-182)

May I request the attached proposed bill, entitled "A BILL FOR AN ORDINANCE AMENDING SECTION 13.04A.290, MAUI COUNTY CODE, TO PROHIBIT COMMERCIAL OCEAN RECREATIONAL ACTIVITY AT HANAKAO`O BEACH PARK," be placed on the next Council meeting agenda.

Sincerely,

A handwritten signature in cursive script, reading "Tamara Paltin".

TAMARA PALTIN
Councilmember

paf:cmn:19-182c

Attachment

COUNTY COMMUNICATION NO. 19-195

ORDINANCE NO. _____

BILL NO. _____ (2019)

A BILL FOR AN ORDINANCE AMENDING SECTION 13.04A.290, MAUI
COUNTY CODE, TO PROHIBIT COMMERCIAL OCEAN RECREATIONAL
ACTIVITY AT HANAKAO`O BEACH PARK

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

SECTION 1. The purpose of this ordinance is to amend section 13.04A.290, Maui County Code, to prohibit commercial ocean recreational activity at Hanakao`o Beach Park, Lahaina, Maui, Hawaii, also known as "Canoe Beach," because commercial ocean recreational activity has proven to be increasingly incompatible with the growing need to house recreational and cultural canoe activities at the beach park.

According to Subsection 13.04A.330(A), Maui County Code, existing commercial ocean recreational activity permits may be issued for up to one year before expiring automatically. The prohibition will allow existing permit holders to continue their operation at Hanakao`o Beach Park until those permits expire.

SECTION 2. Section 13.04A.290, Maui County Code, is amended to read as follows:

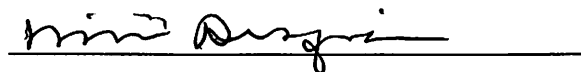
"13.04A.290 Prohibitions. Commercial ocean recreational activity is prohibited at Baldwin Beach Park, Cove Park, Hookipa Beach Park, Kamaole Beach Park I, Kamaole Beach Park II, Kamaole Beach Park III, the southern portion of Kalama Park (the section of Kalama Park from the sand beach at Cove Park to the [southern most] southernmost parking area adjacent to South Kihei Road), Launiupoko Beach Park, [and] Puamana Beach Park[.], and Hanakao`o Beach Park."

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. A holder of a valid commercial ocean recreational activity permit issued for Hanakao`o Beach Park pursuant to Article VII of Chapter 13.04A, Maui County Code, as of the effective date of this ordinance, may continue to operate until the permit expires, provided the permit holder is in compliance with permit requirements.

SECTION 5. This ordinance shall take effect upon its approval.

APPROVED AS TO FORM AND LEGALITY:

A handwritten signature in black ink, appearing to read "Mimi Dugri", is written over a horizontal line.

Department of the Corporation Counsel
County of Maui

paf:cmn:19-182a
LF 2019-0706