

HCP Committee

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To: HCP Committee
Cc: Lisa Almeida; Lisa Sakumoto; Marci Sato
Subject: HCP-37, HCP-44 and HCP-45
Attachments: Parks and Recreation Powerpoint_HCP 37_44_45.pdf

Aloha Chair Kama,

Attached is our Department's presentation relating to the subject agenda items. Please let me know if you have any questions.

Thank you!

Karla

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Our Mission: "Provide safe, satisfying and cost effective recreational opportunities for the residents of and visitors to Maui County."



Department of Parks & Recreation

Human Concerns and Parks Committee
HCP-37, HCP-44, HCP-45

To provide safe, satisfying and cost effective recreational opportunities for the residents of and visitors to Maui County.

Department of Parks & Recreation

CORA

► CORA

► What is CORA?

- Commercial Ocean Recreational Activity permits
- County of Maui and State of Hawaii permitting processes and jurisdictions.
 - County of Maui issues CORA permits annually for beach park properties under the control and management of the Department of Parks and Recreation
 - State of Hawaii issues Commercial Use Permits (CUP) for nearshore waters under the control and management of the Department of Land and Natural Resources - Division of Boating and Ocean Recreation

► Brief History of CORA as managed by DPR

- Ordinance 3143 in 2003 (repealing 5.24)
- 2006 Commercial Ocean Recreational Study

Department of Parks & Recreation

2006 CORA Study

- ▶ Scope - 17 beach parks
- ▶ Based on funding allowing for the intensive analysis needed to develop a sound foundation for formulating the Draft Administrative Rules
- ▶ Outcome:
 - ▶ Proposed administrative rules
 - ▶ Capacities
 - ▶ Permit procedures
 - ▶ Prohibited areas and activities
 - ▶ Parks enforcement program

Department of Parks & Recreation (2021) Commercial Ocean Recreational Beach Parks Study

SCOPE OF CONSULTANT SERVICES

The goals of the project are to:

- ▶ Describe the current state of the CORA industry including history and key events;
- ▶ Conduct an assessment of the CORA industry;
- ▶ Identify, document, incorporate, and utilize legislation and/or regulations pertinent to the operation of CORA on, over, through County owned or managed properties;
- ▶ Align assessment with the 2006 CORA Study, focusing on the twelve (12) County parks not included in the 2006 Study, to evaluate, and ensure consistent methodology across both studies wherever appropriate;
- ▶ Recommend policies, actions, and where appropriate, possible amendments to existing regulations;
- ▶ Conduct community outreach activities through a virtual platform (unless otherwise identified) that is conducive to the needs of attendees and requirements of the meeting.

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CORA Permits

- ▶ Permits issued annually
 - ▶ Permits not to exceed 12 months.
- ▶ Processing follows administrative rules §102-10
- ▶ Prohibited Parks:
 - ▶ 11 Parks total - Baldwin Beach Park, Cove Park, Ho'okipa 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 parking area adjacent to South Kihei Road), Launiupoko Beach Park, Puamana Beach Park, Hanakao'o Beach Park, and Wahikuli Beach Park
- ▶ Capacities: Instructor/Student Ratios, Total Student limits. (example on next slide)

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Example of Park Specific Regulations by Community Plan Area

§10-102-30 Kihei-Makena community plan area.
The following requirements and conditions shall apply to CORA activities conducted in the Kihei-Makena community plan area beach parks identified in the table below.

NUMBER OF PERMITS ¹						PERMITTED HOURS			
Swimming	Surfing	Windsurfing	Kayaking	SCUBA	Snorkeling	Monday thru Friday	Saturday	Sunday	Holidays

	NUMBER OF PERMITS ¹						PERMITTED HOURS			
	Swimming	Surfing	Windsurfing	Kayaking	SCUBA	Snorkeling	Monday thru Friday	Saturday	Sunday	Holidays
Kalama Beach Park ²										
Keawakapu Beach Access										
Keawakapu Beach Access										
Mai Poina Oe Iau Beach										
Palauea Beach Park										
Polo Beach Park ³										
Poolenalena Beach Park										
Ulua/Mokapu Beach Park ³		4			2		7AM – 8PM	7AM – 12PM	No	No
Wailea Beach Park ³		3			3		7AM – 8PM	7AM – 12PM	No	No
Waipulani Beach Park	1		1	1			9AM – 5PM	9AM – 5PM	No	No
Kalama Beach Park ²	6	4					7AM – 3:30PM	7AM – 12PM	No	No

¹ See §10-102-7.

² Pursuant to section 13.04A.290, Maui County Code, CORA operations are prohibited in the southern portion of Kalama Beach Park (the section of Kalama Beach Park from the sand beach at Cove Park to the southern most parking area adjacent to South Kihei Road).

³ Scuba equipment left in the beach parks while activity patrons are in ocean waters shall be limited to one tank per person and one container (less than twenty gallons in capacity) per group. All additional equipment shall be stored in the CORA operator's vehicle.

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Surfing Permits

SURFING		
LOCATION	COMPANY	DISTRICT
Kalama Beach Park (North End)	Beach Club Maui, Inc. dba Maui Beach Club	South
Kalama Beach Park (North End)	Big Kahuna Adventures Hawaii, LLC	South
Kalama Beach Park (North End)	Club Maui Beach Service, Inc.	South
Kalama Beach Park (North End)	KRS Investments, LLC dba South Pacific Kayaks	South
Kalama Beach Park (North End)	Maui Beach Boys	South
Kalama Beach Park (North End)	Maui Sports Unlimited	South
Kalama Beach Park (North End)	Private Kayak Tours dba Surf Shack	South
Kalama Beach Park (North End)	Third Reef Inc. dba Maui Waveriders	South
Kalama Beach Park (North End)	Ultra Dive Inc.	South
Kalama Beach Park (North End)	Wailea Watersports, LLC	South
Kamehameha Iki Park	Club Maui Beach Service, Inc.	West
Kamehameha Iki Park	Opelu Surf School	West
Ukumehame Beach Park	Hawaiian Sailboarding Techniques, Inc.	West
Ukumehame Beach Park	KRS Investments, LLC dba South Pacific Kayaks	West
Ukumehame Beach Park	Maui Beach Boys	West
Ukumehame Beach Park	Beach Club Maui, Inc. dba Maui Beach Club	West
Ukumehame Beach Park	Maui Surfer Girls, Inc.	West
Ukumehame Beach Park	Private Kayak Tours dba Surf Shack	West
Wailea Beach Park	Beach Club Maui, Inc. dba Maui Beach Club	South
Wailea Beach Park	My Splash, LLC	South
Wailea Beach Park	Private Kayak Tours dba Surf Shack	South

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Scuba Permits

SCUBA		
LOCATION	COMPANY	DISTRICT
Keawekapu Beach II Park	Bob's Maui Dive Shop	South
Keawekapu Beach II Park	Maui Under Sea Adventures, Inc.	South
Keawekapu Beach II Park	R&D Domingo Inc. dba Maui Dream Dive Co.	South
Palauea Beach Park	Bob's Maui Dive Shop	South
Palauea Beach Park	R&D Domingo Inc. dba Maui Dream Dive Co.	South
Papalaua Wayside Beach Park	Extended Horizons	West
Papalaua Wayside Beach Park	Reef Encounters, Inc.	West
Polo Beach Park	R&D Domingo Inc. dba Maui Dream Dive Co.	South
Polo Beach Park	Ultra Dive Inc.	South
Ulua-Mokapu Beach Park	Kihei Scuba Services, LLC	South
Ulua-Mokapu Beach Park	Molokini Divers, Inc. dba Scuba Shack	South
Ulua-Mokapu Beach Park	R&D Domingo Inc. dba Maui Dream Dive Co.	South
Ulua-Mokapu Beach Park	Reef Encounters, Inc.	South
Ulua-Mokapu Beach Park	Bob's Maui Dive Shop	South
Wailea Beach Park	R&D Domingo Inc. dba Maui Dream Dive Co.	South

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Snorkeling and Windsurfing Permits

SNORKELING		
LOCATION	COMPANY	DISTRICT
Ulua-Mokapu Beach Park	Kihei Scuba Services, LLC	South
WINDSURFING		
LOCATION	COMPANY	DISTRICT
Kanaha Beach Park	KRS Investments, LLC dba South Pacific Kayaks	Central
Kanaha Beach Park	Hawaiian Sailboarding Techniques, Inc.	Central
Kanaha Beach Park	Maui Sports Unlimited	Central

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Kitesurfing Permits

KITESURFING		
LOCATION	COMPANY	DISTRICT
Kanaha Beach Park	Hawaiian Sailboarding Techniques, Inc.	Central
Kanaha Beach Park	Action Sports Maui, LLC	Central
Kanaha Beach Park	Kiteboarding School of Maui	Central
Kanaha Beach Park	KRS Investments, LLC dba South Pacific Kayaks	Central
Kanaha Beach Park	Maui Kiteboarding Lessons LTD	Central
Kanaha Beach Park	Maui Sports Unlimited	Central
Kanaha Beach Park	My Splash, LLC	Central

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Kayaking Permits

KAYAKING		
LOCATION	COMPANY	DISTRICT
D.T. Fleming Beach Park	Island Adventure Tours, LLC dba Kelii's Kayak Tours	West
D.T. Fleming Beach Park	Maui Kayaks, Inc.	West
Kalama Beach Park (North End)	Big Kahuna Adventures Hawaii, LLC	South
Kalama Beach Park (North End)	KRS Investments, LLC dba South Pacific Kayaks	South
Papalaua Wayside Park	KRS Investments, LLC dba South Pacific Kayaks	West
Papalaua Wayside Park	Maui Kayaks, Inc.	West
Polo Beach Park	Private Kayak Tours dba Surf Shack	South
Polo Beach Park	Ultra Dive Inc.	South
Poolenalena Park	Island Adventure Tours, LLC dba Kelii's Kayak Tours	South
Poolenalena Park	KRS Investments, LLC dba South Pacific Kayaks	South
Ukumehame Beach Park	Island Adventure Tours, LLC dba Kelii's Kayak Tours	West
Ukumehame Beach Park	KRS Investments, LLC dba South Pacific Kayaks	West
Ukumehame Beach Park	Beach Club Maui, Inc. dba Maui Beach Club	West
Ulua-Mokapu Beach Park	KRS Investments, LLC dba South Pacific Kayaks	South
Wailea Beach Park	Island Adventure Tours, LLC dba Kelii's Kayak Tours	South
Wailea Beach Park	Beach Club Maui, Inc. dba Maui Beach Club	South
Wailea Beach Park	Private Kayak Tours dba Surf Shack	South

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Permit Management & Enforcement

- ▶ The Permits and Enforcement section works together to address management of permits and the daily monitoring of CORA operations in the field.
- ▶ Complaint patterns have shown some seasonality, as well as fluctuations with the pandemic. We range from busy times of up to 6 complaint calls/emails per week down to an average of 1 call per week.

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Legislative Changes and Administrative Rules

- ▶ Last legislative amendment was with the addition of Wahikuli Beach Park to the Prohibitions listed in 13.04A.290.
- ▶ There are some housekeeping items that could be addressed in section 13.04A.290.
- ▶ Upon completion of the current CORA study, there may be some changes recommended for both the current ordinance and administrative rules.

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OPACA Training Program

- ▶ OPACA - Ocean/Environmental Protection and Cultural Awareness training program
- ▶ Requirement per the administrative rules Subchapter 5.
- ▶ Definition per §10-102-4 administrative rules:
 - ▶ *“...an educational program that is approved by the department, which is designed to promote environmental and cultural awareness among CORA operators and patrons. At a minimum, the training program is to provide operators with information on coral reef sensitivity to human impacts, the social and environmental responsibility of the ocean recreational industry, and the historical background to ocean recreation in Hawaii.”*

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OPACA Training Program

- ▶ Reinstated the program in FY 2022.
- ▶ Highlighted reef and environmental concerns presented by Edwin Lindsey III.
- ▶ Highlighted cultural history of ocean activities in Hawaii by Hōkūao Pellegrino.
- ▶ Incorporated Ocean Safety for review of emergency resources and safety best practices.

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MAHALO!!