

CITY AND COUNTY OF HONOLULU
DEPARTMENT OF PARKS AND RECREATION

Pursuant to and by virtue of the authority set forth in Chapter 91, Hawaii Revised Statutes and City Ordinance No. 86-136, the Director of Parks and Recreation of the City and County of Honolulu, subject to the approval of the Mayor of the City and County of Honolulu, hereby adopts the following rules and regulations governing the construction and operation of canoe shelters on City park property.

RULES AND REGULATIONS GOVERNING
THE CONSTRUCTION AND OPERATION OF
CANOE SHELTERS ON CITY PARK
PROPERTIES

SECTION 1. Applicability and Scope

1. These rules and regulations apply to all organizations storing their canoes in canoe shelters on City park properties.
2. If any provision in these rules and regulations, or the application of such provision is held to be invalid, the remaining portions of these rules and regulations or the application of said portions shall not be affected.

SECTION 2. Definitions

1. "Canoe Organization" shall mean a bonafide canoe club or canoe association.
2. "Department" shall mean the Department of Parks and Recreation, City and County of Honolulu.
3. "Director" shall mean the Director of the Department of Parks and Recreation.
4. "Canoe Shelter" shall mean a structure used as a storage facility for outrigger canoes.
5. "Private Parties" shall mean any individual or organization outside of government.

SECTION 3. General conditions for the construction and operation of canoe shelters built on City park property.

1. Canoe shelters shall be constructed only on selected City park properties and only after the construction plans and the exact locations have been approved by the Department.
2. Private parties desiring to construct canoe shelters on City park property shall furnish all necessary materials, equipment, and labor to complete the project and shall donate the completed facility to the City and County of Honolulu, which shall retain the right to control the operation of the canoe shelter.
3. Private parties shall complete and submit a Declaration of Gift form to the Department for approval and acceptance by the Mayor and the City Council.
4. No more than 20,000 square feet, or 10 percent, whichever is less, of any City park shall be utilized for canoe shelters unless approved by the City Council,

and canoe shelters shall be situated so as not to impede public access and use of the park property.

5. Canoe associations shall determine a fair and equitable arrangement for the assignment of canoe storage spaces in each canoe shelter.
6. Canoe associations shall furnish the Parks Permit Section with a listing of canoe storage space assignments for each canoe shelter, as follows:
7. --canoe club
 - number of canoes stored
8. Permits to store canoes in a canoe shelter shall be issued to canoe clubs by the Parks Permit Section only after approval by the respective canoe association. The permit shall identify each canoe stored by:
9. --type (koa or fiberglass)
 - color
 - identification number
 - club affiliation
10. Permit to store canoes shall be on an annual basis and canoe clubs shall apply for renewal through their canoe association. Canoe clubs that are permitted to store canoes must have membership that is open to the general public.
11. Canoe shelters shall be open, on a space available basis, to other canoe clubs who are not members of any canoe association.
12. Canoe associations shall be responsible to see that the canoe clubs using the canoe shelters maintain them properly by keeping them clean and free of litter and that acts of vandalism be reported immediately to the Honolulu Police Department and the Department of Parks and Recreation.
13. Canoe associations shall also be responsible for controlling the distribution of keys to their canoe clubs to ensure that only authorized personnel possess keys to the canoe shelters.
14. The City shall have the right to enter the canoe shelters at any time for the purpose of examining the state of cleanliness, repair, and condition of the areas used by canoe clubs, and for determining whether the canoe shelters are being used properly by the canoe clubs.
15. Canoe clubs failing to maintain their areas in a clean and sanitary condition or using the canoe shelter for illegal or prohibited purposes shall not be allowed further use of canoe shelters.
16. Only active canoe clubs may be allowed to store their canoes in canoe shelters. Canoe associations shall determine the active/inactive status of their respective canoe clubs. Inactivity shall be considered grounds for removal and reassignment of the canoe storage space to other canoe clubs.
17. Canoes belonging to private individuals may not be allowed storage in canoe shelters.
18. Canoe clubs shall have the option to execute a "Waiver and Assumption of Liability" form which will be furnished by the Department (See Attachment) or present comprehensive general liability insurance coverage in which the combined limit of liability for bodily injury and property damage is a minimum \$300,000 per occurrence. The insurance certificate shall name the

- City and County of Honolulu, its officers and employees, as additional insured, and a copy shall be filed with the Parks Permit Section.
19. Except as authorized by permit, and subject to the terms and conditions imposed by the Department, it shall be unlawful for any person or club to repair or condition any canoe on City park property.
 20. Canoe trailers shall be parked only in designated areas surrounding the halaus. Canoe trailers may not be parked in paved parking stalls, unless trailer parking stalls have been specifically provided, as at Pokai Bay Beach Park.
 21. Driving or parking vehicles on grass shall be prohibited.
 22. Except as authorized by permit, there shall be no selling, soliciting, advertising, or promoting on City park property. Commercial sponsors of canoe events may be allowed to display their names with the following conditions:
 - a. Signs, banners, and brochures must include the event. No commercial company shall be allowed to display its name on a sign which does not identify the event being sponsored.
 - b. Where multiple commercial sponsors are involved, only the top three sponsors of the event shall be allowed to display its name at the event.
 - c. The sponsor for the event shall be identified on the Park Use Permit.
 23. Canoe associations shall see that canoe clubs comply with these rules and regulations. The Department shall, upon request by the canoe associations, provide enforcement assistance through the Parks Police Detail.

ADOPTED this 29th day of March, 1988 by the Director of Parks and Recreation, City and County of Honolulu, State of Hawaii.

HIRAM K. KAMAKA, Director
Department of Parks and Recreation
City and County of Honolulu

APPROVED AS TO FORM AND LEGALITY:

Deputy Corporation/Counsel

Approved this 25th day of
April, 1988.

/s/ Frank F. Fasi
FRANK F. FASI, Mayor
City and County of Honolulu

CERTIFICATION

I, HIRAM K. KAMAKA, in my capacity as Director of Parks and Recreation, City and County of Honolulu, do hereby certify that the foregoing is a full, true, and correct copy of the Rules and Regulations Governing the Construction and Operation of Canoe Shelters on City Park Properties, which was adopted on March 29, 1988, following a public hearing held on March 22, 1988, after public notice was given on February 28, 1988, in the Honolulu Advertiser and Star Bulletin.

Recreation

HIRAM K. KAMAKA, Director
Department of Parks and

City and County of Honolulu

Received this day of
APR 27 1988, 1998.

RAYMOND PUA, City Clerk