

## **Chapter 15**

### **PARKS AND RECREATION**

#### **Article 1. General Provisions.**

- Section 15-1. Purpose of chapter.
- Section 15-2. Applicability and scope of chapter.
- Section 15-3. Definitions.
- Section 15-4. Animal or agricultural use of public land restricted.
- Section 15-5. Special rules for Kahalu‘u Park, North Kona.
- Section 15-6. Removal of beach composition from certain parks; penalty.
- Section 15-7. Penalty.

#### **Article 2. Restrictions and Prohibitions.**

##### **Division 1. Park Areas.**

- Section 15-8. Visiting hours; closing areas.
- Section 15-9. Disorderly conduct prohibited; defined.
- Section 15-10. Explosives and fireworks prohibited; exception.
- Section 15-11. False reports prohibited.
- Section 15-12. Weapons restricted.
- Section 15-13. Regulation of fires.
- Section 15-14. Fishing regulations.
- Section 15-15. Gambling prohibited.
- Section 15-16. Person under the influence of alcohol or drugs.
- Section 15-17. Returning lost property.
- Section 15-18. Abandoned property prohibited; impoundment.
- Section 15-19. Use of audio devices restricted; permits; authorization.
- Section 15-20. Begging, hitchhiking and soliciting; exceptions.
- Section 15-21. Solicitation regulated.
- Section 15-22. Permission required for television and motion pictures.
- Section 15-23. Permission required for installation of commemoratives.
- Section 15-24. Nuisances prohibited.
- Section 15-25. Residence in park area restricted.
- Section 15-26. Parking restricted.

##### **Division 2. Recreation and Park Areas.**

- Section 15-27. Permission required for advertising and signs in park areas.
- Section 15-28. Prohibited activities in recreational areas.
- Section 15-29. Injury or damage report required.
- Section 15-30. Sanitation and refuse regulations.
- Section 15-31. Skating and skateboards restricted.
- Section 15-32. Swimming, bathing, surfing and use of flotation devices.
- Section 15-33. Tampering with vehicle or vessel.
- Section 15-34. Boating in swimming areas prohibited.

**Article 3. Public Meetings and Assemblies.**

- Section 15-35. Public assemblies and meetings; permit required; exception.
- Section 15-36. Permits for special events required; conditions.
- Section 15-37. Application for permit; filing.
- Section 15-38. Permit issuance; denial; conditions.

**Article 4. Camping.**

- Section 15-39. Camping and trailer areas.
- Section 15-40. Maps of camping areas.
- Section 15-41. Director to establish time limits.
- Section 15-42. Regulations governing camping areas.
- Section 15-43. Camping permit required; issuance; denial.
- Section 15-44. Time limits.
- Section 15-45. Assigned camping spaces.
- Section 15-46. Camping permit; minors.
- Section 15-47. Cancellation of permits.
- Section 15-48. Display of permit.

**Article 5. Picnics.**

- Section 15-49. Director to establish locations and time limit.
- Section 15-50. Picnic permit; reserved spaces.
- Section 15-51. Hours of use.
- Section 15-52. Picnic permit; minors; hours.
- Section 15-53. Display of permit.
- Section 15-54. Use of portable engines or motors restricted.

**Article 6. Credit Against User Fees for Private Improvements to Parks and Recreational Facilities.**

- Section 15-55. Purpose.
- Section 15-56. Procedure.
- Section 15-57. Duties of director.
- Section 15-58. Limitation on application of credit.
- Section 15-59. Application of credit against user fees.
- Section 15-60. Restoration of credits.

**Article 7. Veterans Advisory Committee.**

- Section 15-61. Organization.
- Section 15-62. Membership and tenure.
- Section 15-63. Meetings of the committee.
- Section 15-64. Powers and duties of the committee.

### **Article 8. Naming of Facilities.**

- Section 15-65. Purpose.
- Section 15-66. Definitions.
- Section 15-67. Naming of recreational facilities.
- Section 15-68. Procedure for naming parks and recreational facilities.
- Section 15-68.1. Parks and recreational facility schedule.

### **Article 9. Farmers Markets.**

- Section 15-69. Intent.
- Section 15-70. Director to establish time limits.
- Section 15-71. Site map.
- Section 15-72. Designated areas.
- Section 15-73. Permit; fee.

### **Article 10. Municipal Golf Course Funds.**

- Section 15-74. Creation.
- Section 15-75. Purpose.
- Section 15-76. Administration.

This page intentionally left blank.

**Chapter 15****PARKS AND RECREATION****Article 1. General Provisions.****Section 15-1. Purpose of chapter.**

The purposes of this chapter are:

- (1) Preservation of the beauty of Hawai‘i, its way of life and its Aloha spirit;
- (2) Moral, physical and economic well-being of the citizens and residents of the County;
- (3) Utilization of land resources in the County in an intelligent and reasonable manner based on the capabilities and characteristics of the soil, its physical surroundings, climate, and the needs of the people in the County together with any other relevant and material considerations;
- (4) Establishment of recreational and cultural facilities that will provide healthful, educational, and aesthetic advantages for the people in the County and its visitors, and for the orderly and progressive development of such facilities to accommodate the expanding and diversified needs of the people; and
- (5) Protection and enhancement of the scenic and historic resources of the area.

(1975 C.C., c. 3, art. 1, sec. 1.1.)

**Section 15-2. Applicability and scope of chapter.**

- (a) This chapter shall apply to all County parks and recreational areas.
- (b) The provisions in this chapter, including provisions for the imposition upon any person of the penalties by fine or imprisonment for any violation of this chapter, are not to be construed to exclude the operation of applicable State statutes or other County ordinances. In the case of conflict with other County ordinances, the stricter ordinance may apply.
- (c) The director, or the director’s authorized representative, shall implement and administer the provisions of this chapter.

(1975 C.C., c. 3, art. 1, sec. 1.2; Am. 2001, Ord. No. 01-3, sec. 1.)

**Section 15-3. Definitions.**

As used in this chapter:

- (1) “Authorized person” means any person authorized to enforce the provisions of this chapter.
- (2) “Camper” means any person who remains in a park area between the hours of 11:00 p.m. and 6:00 a.m.
- (3) “Camping” means the act of remaining in any park area between the hours of 11:00 p.m. and 6:00 a.m.
- (4) “Department” means the department of parks and recreation.
- (5) “Director” means the director of the department of parks and recreation.
- (6) “Park area” means all County-owned or controlled areas administered by the County.
- (7) “Recreational area” means all beach parks, and all other park areas administered by the department primarily for the purpose of public recreation.
- (8) “Picnicking” means an outing by one or more persons who consume or intend to consume food while within the boundaries of a public premises under the jurisdiction of the department of parks and recreation, but who do not remain or intend to remain on the premises past the hour of 11:00 p.m. If the outing is past the hour of 11:00 p.m., it shall be known as camping and shall be governed by those provisions relating to camping.

- (9) “Picnicker” means any person on an outing, who consumes or intends to consume foodstuffs while within the boundaries of a public premises under the jurisdiction of the department of parks and recreation, but who does not remain or intend to remain upon the premises past the hour of 11:00 p.m. If any person remains past the hour of 11:00 p.m., the person shall be known as a camper and shall be governed by those provisions relating to camping.

(1975 C.C., c. 3, art. 1, sec. 1.3; Am. 1979, Ord. No. 479, sec. 1; Am. 1987, Ord. No. 87-130, sec. 2.)

**Section 15-4. Animal or agricultural use of public land restricted.**

The running at large, herding, driving across, or grazing of animals of any kind on the public lands of an area, or the use of such lands for agricultural purposes, is permitted only under a valid lease, contract, or special use permit issued by the County or pursuant to law.

(1975 C.C., c. 3, art. 1, sec. 3.7.)

**Section 15-5. Special rules for Kahalu‘u Park, North Kona.**

Camping and the use of trailers or other camper units are prohibited at Kahalu‘u Park.

(1975 C.C., c. 3, art. 1, sec. 4.1.)

**Section 15-6. Removal of beach composition from certain parks; penalty.**

Except as otherwise provided by law, no unauthorized person shall remove sand, coral, rocks, soil, or other beach composition from any County beach park.

(1975 C.C., c. 3, art. 7, sec. 4.2; Am. 1978, Ord. No. 340, sec. 1; Am. 2001, Ord. No. 01-3, sec. 2.)

**Section 15-7. Penalty.**

Any person convicted of violating any provision contained in this chapter shall be punished by a fine not exceeding \$1,000 or by imprisonment not to exceed thirty days, or both, and shall be adjudged to pay all costs of the proceedings. In addition to the penalties provided herein, the County may recover for damages to its property, the measure of which shall be the cost of repairing, replacing, or rebuilding the property injured or destroyed.

(1975 C.C., c. 3, art. 1, sec. 1.4; Am. 1986, Ord. No. 86-100, sec. 2; Am. 2007, Ord. No. 07-2, sec. 2.)

**Article 2. Restrictions and Prohibitions.**

**Division 1. Park Areas.**

**Section 15-8. Visiting hours; closing areas.**

The director may establish a reasonable schedule of visiting hours for all or portions of a park area and close or restrict the public use of all or any portion of a park area, when necessary for the protection of the area or the safety and welfare of persons or property by the posting of appropriate signs indicating the extent and scope of closure. All persons shall observe and abide by the officially posted signs and designating closed areas and visiting hours.

(1975 C.C., c. 3, art. 1, sec. 2.5.)

**Section 15-9. Disorderly conduct prohibited; defined.**

(a) Disorderly conduct is prohibited.

(b) A person is guilty of disorderly conduct if, with purpose to cause public inconvenience, annoyance or alarm, or recklessly creating a risk thereof, the person shall:

- (1) Engage in fighting or in threatening, violent, or tumultuous behavior;

- (2) Make unreasonable noise or offensively coarse utterance, gesture, or display, or address abusive language to any person present; or
- (3) Create a hazardous or physically offensive condition by any act which serves no legitimate purpose of the actor.

(1975 C.C., c. 3, art. 1, sec. 2.6.)

**Section 15-10. Explosives and fireworks prohibited; exception.**

- (a) The use or possession of explosives is prohibited except upon written permission of the director. Any authorized use or possession of explosives shall conform with all applicable Federal, State, and County laws.
- (b) The use or possession of fireworks and firecrackers is prohibited, except upon written permission of the director.

(1975 C.C., c. 3, art. 1, sec. 2.8.)

**Section 15-11. False reports prohibited.**

The giving of any false or fictitious report or other information to any authorized person investigating an accident or any violation of law or regulations is prohibited.

(1975 C.C., c. 3, art. 1, sec. 2.9.)

**Section 15-12. Weapons restricted.**

In recreational areas the use and possession of all firearms or other implements designed to discharge missiles, which are capable of destroying animal life, shall conform with all applicable Federal, State and County laws. Such firearms or other implements shall not be used in a manner so as to endanger persons or property. The possession of loaded firearms or other implements, except by law enforcement officers, in developed, populated, or concentrated use areas is prohibited.

(1975 C.C., c. 3, art. 1, sec. 2.10.)

**Section 15-13. Regulation of fires.**

- (a) The kindling of any fire is permitted only:
  - (1) In designated camping and picnicking grounds when the fire is confined in a fireplace provided for the use of visitors, in grills, or in locations marked by the director; or
  - (2) In other locations, including backcountry, wilderness, and remote sections of the park areas when a written permit has been secured from the director;
  - (3) In portions of the park areas designated by the director where fires may be kindled without a written permit. Portions of the park areas so designated shall be marked on a map which shall be available for public inspection in the office of the department of parks and recreation; or
  - (4) In stoves or lanterns using gasoline, propane, butane gas or other fuels.
- (b) Fires must be kindled in such manner that no tree, shrub, grass, or other inflammable or combustible matter will be set on fire or caused to be set on fire.
- (c) When no longer needed, the fire shall be completely extinguished. Leaving a fire unattended is prohibited.
- (d) Throwing or dropping a lighted cigarette, cigar, pipe heel, match, or other burning material is prohibited.

(1975 C.C., c. 3, art. 1, sec. 2.11.)

**Section 15-14. Fishing regulations.**

- (a) In addition to the restrictions set forth in subsections (b) and (c) herein, fishing shall be in accordance with the laws and regulations of the State, and such laws and regulations which are now or may be in effect are hereby adopted and made a part of this chapter.

- (b) Use of the following are prohibited in the gathering and collection for any purpose of fish, crustaceans or mollusks from any body of water located in any park area owned or controlled by the County, including, but not limited to, the pond at Lili‘uokalani Park, Richardson Ocean Park, and Kahalu‘u Beach Park:
- (1) Cross nets;
  - (2) Throw nets;
  - (3) Spears;
  - (4) Bows and arrows;
  - (5) Chemicals;
  - (6) Explosives;
  - (7) Electrical devices;
  - (8) All types of nets which measure more than three feet at the widest span.
- (c) No aquatic life taken from waters within park areas shall be sold or offered for sale.  
(1975 C.C., c. 3, art. 1, sec. 2.12; Am. 1987, Ord. No. 87-74, sec. 1.)

**Section 15-15. Gambling prohibited.**

Gambling in any form, or the operation of gambling devices, whether for merchandise or otherwise, is prohibited.  
(1975 C.C., c. 3, art. 1, sec. 2.13.)

**Section 15-16. Person under the influence of alcohol or drugs.**

Entering or remaining in a park area when manifestly under the influence of alcohol, narcotics or other drugs, to a degree that may endanger oneself or other persons or property, or unreasonably annoy persons in the vicinity is prohibited.  
(1975 C.C., c. 3, art. 1, sec. 2.14.)

**Section 15-17. Returning lost property.**

All lost articles shall be deposited by the finder at the office of the director or at the nearest police station, leaving the finder’s name and address.  
(1975 C.C., c. 3, art. 1, sec. 2.15.)

**Section 15-18. Abandoned property prohibited; impoundment.**

- (a) No person shall abandon any vehicle or other personal property. Any abandoned property shall be subject to removal and impoundment by the director or the police to be dealt with according to law.
- (b) Leaving any vehicle or other personal property unattended after 11:00 p.m. and before 7:00 a.m., without prior permission of the director shall be considered abandoned and is prohibited. Any property so left shall be subject to impoundment by the director or the police. In the event unattended abandoned property interferes with the safe and orderly management of the park area, it shall be subject to impoundment by the director at any time.  
(1975 C.C., c. 3, art. 1, sec. 2.1; Am. 2001, Ord. No. 01-3, sec. 3.)

**Section 15-19. Use of audio devices restricted; permits; authorization.**

- (a) The operation or use of any audio devices including radios, television sets, musical instruments, and noise producing devices such as electric generating plants, or other equipment driven by motors or engines in such a manner and at such times so as to unreasonably annoy persons in campgrounds, picnic areas, or at other public places or gathering is prohibited.
- (b) The operation or use of public address systems, whether fixed, portable, or vehicle mounted, on lands, waters, and highways, is prohibited except when such use or operation is in connection with public gatherings or special events for which permits have been issued.

- (c) The installation of aerials or other special radio, telephone, or television equipment is prohibited unless authorized by the director.  
(1975 C.C., c. 3, art. 1, sec. 2.2.)

**Section 15-20. Begging, hitchhiking and soliciting; exceptions.**

- (a) Begging is prohibited.  
(b) Hitchhiking or the soliciting of transportation is prohibited.  
(c) Commercial soliciting of any kind without a permit is prohibited; provided, that this section shall not apply to transactions with authorized concessionaires.  
(1975 C.C., c. 3, art. 1, sec. 2.3.)

**Section 15-21. Solicitation regulated.**

Engaging in or soliciting any business in park areas, except in accordance with the provisions of a permit, contract, or other written agreement with the County is prohibited.  
(1975 C.C., c. 3, art. 1, sec. 3.2.)

**Section 15-22. Permission required for television and motion pictures.**

Before any motion picture may be filmed or any television production or sound track may be made, which involves the use of professional casts, settings, or crews, by any person other than bona fide newsreel or news television personnel, written permission must first be obtained from the director.  
(1975 C.C., c. 3, art. 1, sec. 3.3.)

**Section 15-23. Permission required for installation of commemoratives.**

The installation of any monument, memorial, tablet, or other commemorative installation in a park area without permission of the director is prohibited.  
(1975 C.C., c. 3, art. 1, sec. 3.4.)

**Section 15-24. Nuisances prohibited.**

The creation or maintenance of a nuisance in a County park area is prohibited.  
(1975 C.C., c. 3, art. 1, sec. 3.5.)

**Section 15-25. Residence in park area restricted.**

Residing in park areas is prohibited, except in accordance with a permit or other written agreement with the County authorizing such use, or by employees of the department of parks and recreation.  
(1975 C.C., c. 3, art. 1, sec. 3.6.)

**Section 15-26. Parking restricted.**

No unauthorized vehicle shall be driven upon or parked within a park area except on roads and parking areas laid out and provided for public use. Parking of motor vehicles shall be in places designated by appropriate signs and within stalls as they may be provided.  
(1975 C.C., c. 3, art. 1, sec. 2.26.)

**Division 2. Recreation and Park Areas.**

**Section 15-27. Permission required for advertising and signs in park areas.**

- (a) Commercial notices or advertisements shall not be displayed, posted or distributed on county lands within a park area unless prior written permission has been given by the director. Such permission may be granted by the director under any of the following circumstances:

- (1) If the notice or advertisement is of goods, services or facilities available within the park area and such notices and advertisements are found by the director to be desirable and necessary for the convenience and guidance of the public; or
  - (2) If a sign is temporary in nature and is exhibited only during the time the event is actually occurring, provided that a payment is made to the County of Hawai'i as established by administrative rules.
- (b) Permanent signs.
- (1) The Council, by resolution, may allow a permanent sign in a county park which displays the name and/or logo of any company or organization that sponsors, constructs or donates the permanent sign for the purpose of displaying future and current public events in exchange for the construction of the permanent sign and/or for advertising purposes. The permanent sign shall comply with Chapter 3, Hawai'i County Code.
  - (2) Permanent signs are allowed in the Ho'olulu Complex only.
- (c) Notwithstanding any provision to the contrary, the director may allow any type of commercial advertising on golf scorecards.
- (1975 C.C., c. 3, art. 1, sec. 3.1; Am. 1987, Ord. No. 87-11, sec. 2; Am. 1995, Ord. No. 95-145, sec. 1.)

**Section 15-28. Prohibited activities in recreational areas.**

The following activities are prohibited in recreational areas:

- (1) The intentional or wanton destruction, defacement or removal of any natural feature or nonrenewable natural resource.
  - (2) The intentional or wanton possession, destruction, injury, defacement, removal, or disturbance, in any manner of any public building, sign, equipment, monument, marker, or other structure, or of any relic, artifact, ruin, or historic or prehistoric feature or of any other similar public property.
  - (3) Gathering or collecting for personal use, reasonable quantities of natural products of a renewable nature, including, but not limited to, seashells, fruits, berries, driftwood, and marine deposits of natural origin, and the gathering or collecting of such products for the purpose of sale.
  - (4) The destroying, digging, removing, or possessing of any tree, shrub, or other plant.
  - (5) The gathering or collecting of small quantities of pebbles or small rocks by hand for personal use is permitted. The collection of such objects for the purpose of sale is prohibited.
- (1975 C.C., c. 3, art. 1, sec. 2.18.)

**Section 15-29. Injury or damage report required.**

All incidents resulting in injury to persons or damage to property must be reported by the person or persons involved as soon as possible to the director. This report does not relieve persons from the responsibility of making any other accident reports which may be required under State or County law.

(1975 C.C., c. 3, art. 1, sec. 2.20.)

**Section 15-30. Sanitation and refuse regulations.**

- (a) All garbage, papers, cans, bottles, waste materials, and rubbish of any kind must be burned in authorized fires or disposed of only at points or places designated for the disposal thereof, or removed from the area. All noncombustible waste materials shall be deposited only in places designated for the disposal of such materials or removed from the area. Removal of refuse or garbage from refuse containers and removal or relocation of such containers, except by authorized persons, are prohibited.
- (b) Draining or dumping refuse or wastes from any trailer or other vehicle except in places or receptacles provided for such use is prohibited.
- (c) Cleaning food or washing clothing or articles of household use is permitted only in designated areas.
- (d) Polluting or contaminating in any manner any watershed, water supplies, or water used for drinking purposes is prohibited.

- (e) Fish entrails or other inedible parts of fish may be disposed of into salt waters except within two hundred feet of boat docks or swimming areas but shall not be thrown into fresh waters or onto park area lands in areas of public concentration.
  - (f) Depositing any body waste in or on any portion of any comfort station or other public structure except into fixtures provided for that purpose is prohibited. Placing any bottle, can, cloth, rag, metal, wood, or stone substances in any of the plumbing fixtures in such station or structure is prohibited. All comfort stations shall be used in a clean, sanitary, and orderly manner.
  - (g) Urinating or defecating other than at the place provided therefor is prohibited, except in backcountry, wilderness, or other remote areas.
  - (h) Using government refuse containers or other refuse facilities for dumping household or commercial garbage or trash brought as such from private property is prohibited.
- (1975 C.C., c. 3, art. 1, sec. 2.21.)

**Section 15-31. Skating and skateboards restricted.**

The use of roller skates and skateboards is prohibited except in locations designated by the director by the posting of appropriate signs.

(1975 C.C., c. 3, art. 1, sec. 2.22.)

**Section 15-32. Swimming, bathing, surfing and use of flotation devices.**

- (a) Swimming and bathing are permitted except in waters and at times where such activities are prohibited in the interest of public health or safety, which excepted waters shall be designated by the posted signs.
- (b) The director may prohibit the use of flotation devices within designated swimming areas by the posting of appropriate signs.
- (c) The use of surfboards and similar devices is prohibited within the limits of designated swimming beaches.

(1975 C.C., c. 3, art. 1, sec. 2.24.)

**Section 15-33. Tampering with vehicle or vessel.**

Tampering or attempting to tamper with any vehicle, vessel, or other equipment which is not lawfully in one's possession or control, or entering or going upon, moving or manipulating any of the parts or components of any vehicle, vessel, or other equipment or starting or setting the same in motion, except under such lawful possession or control is prohibited.

(1975 C.C., c. 3, art. 1, sec. 2.25.)

**Section 15-34. Boating in swimming areas prohibited.**

No vessel, including but not limited to, boat, motorboat, houseboat, rowboat, powerboat, jet boat, sailboat, fishing boat, towboat, scow, flatboat, cruiser, motor vessels, ship barge, tug, floating cabana, party boat, charter boat, ferryboat, canoe, raft or any buoyant device permitting or capable of free flotation, shall be operated or anchored within the swimming areas of all beach parks.

(1975 C.C., c. 3, art. 1, sec. 2.27.)

**Article 3. Public Meetings and Assemblies.**

**Section 15-35. Public assemblies and meetings; permit required; exception.**

- (a) Public meetings, assemblies, gatherings, demonstrations, parades, and other public expressions of views are permitted within park areas on lands which are open to the general public, provided a permit therefor has been issued by the director.

- (b) The provisions of the section shall not apply to students when constituting a part of their educational activities and under the immediate direction and supervision of the proper school authorities or to any government agency within the scope of its functions.  
(1975 C.C., c. 3, art. 1, sec. 2.19.)

**Section 15-36. Permits for special events required; conditions.**

- (a) Sports events, pageants, re-enactments, regattas, entertainments, and the like, characterized as public spectator attractions, are prohibited unless written permission therefor has been given by the director. Such permits may be issued only after a finding that the issue of the permit will not be inconsistent with the purposes for which the area is established and maintained, and will cause the minimum possible interference with use of the area by the general public.
- (b) The permit may contain such reasonable conditions and restrictions as to duration and area occupied as are necessary for protection of the area and public use thereof.  
(1975 C.C., c. 3, art. 1, sec. 2.23.)

**Section 15-37. Application for permit; filing.**

- (a) Applications for a permit shall be filed with the director not less than twenty days nor more than one hundred eighty days before the date on which it is proposed to conduct any such activity.
- (b) The application shall state:
- (1) The name of the person or organization proposing to conduct such activity;
  - (2) If the activity is proposed to be conducted for, on behalf of, or by an organization, the name, address, and telephone number of headquarters of the organization, and of the authorized agent of such organization;
  - (3) The name, address, and telephone number of the person who will be the chairman of such activity and who will be responsible for its conduct;
  - (4) The name, address, and telephone number of the person or organization to whom the permit is to be issued;
  - (5) The date when such activity is to be conducted;
  - (6) The park or portion thereof for which such permit is desired;
  - (7) An estimate of the anticipated attendance;
  - (8) The hours when such activity will start and terminate;
  - (9) If the activity is designed to be held by, and on behalf of or for, any person other than the applicant, the applicant for such permit shall file with the director a communication in writing from the person proposing to hold such activity, authorizing the applicant to apply for the permit on that person's behalf; and
  - (10) A statement of equipment and facilities to be used in connection with the activity.
- (1975 C.C., c. 3, art. 1, sec. 2.19.)

**Section 15-38. Permit issuance; denial; conditions.**

- (a) The director shall issue a permit on proper application unless:
- (1) A prior application for the same time and place has been made which has been or will be granted;
  - (2) The event will present a clear and present danger to the public health or safety; or
  - (3) The event is of such nature or duration that it cannot reasonably be accommodated in the particular park area applied for.
- (b) The permit may contain such conditions as are reasonably consistent with protection and use of the park area for the purposes for which it is maintained. It may also contain reasonable limitations on the time and area within which the event is permitted.  
(1975 C.C., c. 3, art. 1, sec. 2.19.)

### **Article 4. Camping.**

#### **Section 15-39. Camping and trailer areas.**

Camping and the use of trailers or other camper units are only permitted as follows:

- (1) At Laupāhoehoe Beach Park, Kolekole Beach Park, Isaac Hale Memorial Park,\* Punalu‘u Black Sand Beach Park, Whittington Beach Park, Miloli‘i Beach Park, Ho‘okena Beach Park, Mahukona Park, Kapaa Park, and Samuel Spencer Beach Park,\* the use of trailers or other camper units are permitted on any suitable place other than picnic or lawn areas. The camper shall give due regard to the rights and convenience of other users of the park, shall not obstruct any roadway or pathway, and shall not monopolize any facility intended for the use of all users of the park.
- (2) At Samuel Spencer Beach Park,\* camping is permitted in two camping areas known as areas “A” and “B.” Area “A” is mauka of the large pavilion between the Hapuna boundary of the park and the outdoor courts. Area “B” is between the north side restroom and the central restroom.

(1975 C.C., c. 3, art. 1, sec. 2.4; Am. 2001. Ord. 01-3, sec. 4.)

\* **Editor’s Notes:** Samuel Spencer Beach Park was renamed “Spencer Park at ‘Ōhai‘ula Beach” pursuant to Ordinance 03-135.  
Isaac Hale Memorial Park was renamed “Isaac Kepo‘okalani Hale Beach Park” pursuant to Ordinance 08-35.

#### **Section 15-40. Maps of camping areas.**

The areas described in section 15-39 are outlined in red on the maps marked Exhibit A for Samuel Spencer Beach Park,\* and by reference made a part of this chapter. Copies of these maps are kept on file and are available for public inspection in the office of the department of parks and recreation.

(1975 C.C., c. 3, art. 1, sec. 2.4; Am. 2001. Ord. 01-3, sec. 5.)

\* **Editor’s Note:** Samuel Spencer Beach Park was renamed “Spencer Park at ‘Ōhai‘ula Beach” pursuant to Ordinance 03-135.

#### **Section 15-41. Director to establish time limits.**

The director may establish limitations on the length of time persons may camp within a park area, either in a single period or in combined separate periods. Such limitations shall be posted at campgrounds or other appropriate locations.

(1975 C.C., c. 3, art. 1, sec. 2.4.)

#### **Section 15-42. Regulations governing camping areas.**

- (a) The installation of permanent camping facilities is prohibited.
- (b) The digging or leveling of the ground at any campsite is prohibited, except with the permission of the director.
- (c) Camping equipment must be completely removed and the sites cleaned before departure.
- (d) Camping within twenty-five feet of any water hydrant, main road, or well-defined water course, except upon the direction of the director is prohibited.
- (e) Quiet shall be maintained in all campgrounds between the hours of 11:00 p.m. and 6:00 a.m.
- (f) The gathering of wood for use as fuel in campgrounds or picnic areas shall be limited to dead material on the ground, except where such gathering is prohibited by the director by the posting of appropriate signs.

(1975 C.C., c. 3, art. 1, sec. 2.4; Am. 1987, Ord. No. 87-131, sec. 2.)

#### **Section 15-43. Camping permit required; issuance; denial.**

- (a) Any person eighteen years of age or older, representing such person or such person’s family, a group, organization, or association wishing to camp at a designated camping area shall be required to obtain a camping permit authorizing the use of the grounds and facilities for camping purposes.

- (b) These permits may be obtained from the administrative office of the department of parks and recreation in Hilo or from any official of the department designated by the department to issue such permits. Each permit will reserve the use of the desired camping area for the stated date requested. The means of requesting for camping permits and receiving confirmation of the same can be done either through a direct visit to the above office or designated authority or by means of telephone or through the mail.
- (c) All permits shall be issued on a first-come, first-served basis but may be denied any person, group, organization or association when the use of the desired camping area may be dangerous to the campers or unreasonably inconvenient to the department such as:
  - (1) When the group is of an extraordinarily large size;
  - (2) When severe weather conditions are threatening;
  - (3) When there are inadequate facilities to meet the immediate needs of the camper or campers; or
  - (4) When repairs or improvements are being made to develop the campsite.

(1975 C.C., c. 3, art. 1, sec. 2.4.)

**Section 15-44. Time limits.**

No person shall be allowed to remain at any one specific camping area for a period longer than one week during the months of June through August and for a period not longer than two weeks during the other nine months of the year unless special permission is granted to extend the stay by the director. A camping period for the use of pavilions and sheds in camping areas is limited to three days and two nights' duration throughout the year unless special permission is granted by the director to extend the time limit.

(1975 C.C., c. 3, art. 1, sec. 2.4.)

**Section 15-45. Assigned camping spaces.**

The department may apportion and delineate the space within the camping area for the exclusive use of any person granted a permit to utilize the area; but the area shall not be less than forty square feet nor more than eighty square feet per person.

(1975 C.C., c. 3, art. 1, sec. 2.4.)

**Section 15-46. Camping permit; minors.**

All responsible persons eighteen years of age or older shall be allowed to secure a permit on their own to camp in any of the campsites. All minors below the age of eighteen shall be allowed to camp in the camping area provided that they will be under the direct supervision of a responsible adult for every ten minors. All minors from the same family accompanied by at least one of their parents shall be allowed to camp, regardless of the ratio of supervision between parent and children.

(1975 C.C., c. 3, art. 1, sec. 2.4.)

**Section 15-47. Cancellation of permits.**

Permits shall be automatically cancelled if they are not picked up or if the department is not notified of final verification of usage by the requesting party within forty-eight hours of actual usage. The department also reserves the right to terminate camping privileges, aside from natural causes, for the following reasons:

- (1) Tampering with or injuring signs, posters, markers, plants and other ornamental artifacts in the area;
- (2) Abuse of and physical damage to any building or other facility in the area;
- (3) Unnecessary and excessive littering of the area;
- (4) Common nuisance and disorderly behavior;
- (5) Being uncontrollably under the influence of liquor; and
- (6) For the violation of any other provision covered in this chapter.

(1975 C.C., c. 3, art. 1, sec. 2.4.)

**Section 15-48. Display of permit.**

The holder of a camping permit shall, upon request, show the permit to any law enforcement officer, park caretaker or any personnel of the department.  
(1975 C.C., c. 3, art. 1, sec. 2.4.)

**Article 5. Picnics.****Section 15-49. Director to establish locations and time limit.**

In recreational areas picnicking is permitted except in those locations designated by the director by the posting of appropriate signs. The director may also establish reasonable limitations on the length of time any person may use any picnicking facility by the posting of appropriate signs when such limitations are necessary for the accommodation of the visiting public.  
(1975 C.C., c. 3, art. 1, sec. 2.16.)

**Section 15-50. Picnic permit; reserved spaces.**

- (a) Any group larger than fifteen members shall be allowed to reserve specified space and facilities within a public picnic area by obtaining a picnic permit from the administrative office of the department of parks and recreation in Hilo or from any official designated by the department to issue such permits. Each permit shall reserve the space or facility in the desired picnic area for use on the stated date requested. The means of requesting for a picnic permit and receiving confirmation of the same can be done by a direct visit to the above office or designated authority or by telephone or through the mail.
- (b) All permits shall be issued on a first-come, first-served basis but may be denied to any person when the use of the desired picnic area may be dangerous to the picnickers or unreasonably inconvenient to the department such as:
- (1) When the group is of an extraordinarily large size;
  - (2) When severe weather conditions are threatening;
  - (3) When there are inadequate facilities to meet the needs of the picnicker or picnickers; or
  - (4) When repairs or improvements are being made to develop the picnic area.
- (1975 C.C., c. 3, art. 1, sec. 2.16.)

**Section 15-51. Hours of use.**

Permits for use of picnic areas shall be granted on requests for any particular day between the hours of 6:00 a.m. and 11:00 p.m. An earlier starting time may be granted by the department to accommodate special functions. Requests for use of pavilions and shed facilities within picnic areas shall be for the same duration as above.  
(1975 C.C., c. 3, art. 1, sec. 2.16; Am. 1987, Ord. No. 87-132, sec. 2.)

**Section 15-52. Picnic permit; minors; hours.**

All persons eighteen years or older shall be allowed to secure a permit on their own to reserve space in any of the picnic areas for their group. All minors below the age of eighteen shall be allowed to picnic in the picnic areas on their own if the adult who secures the permit for them will be responsible for them and also provided that their picnicking is done during the normal daylight hours of 6:00 a.m. to 6:00 p.m. Minors staying beyond 6:00 p.m. shall be under the supervision of adults on the same ten minors to one adult ratio as is required in camping. All minors from the same family, who are accompanied by at least one of their parents, shall be allowed to remain in the picnic area past the 6:00 p.m. deadline regardless of the ratio of supervision between parent and children.  
(1975 C.C., c. 3, art. 1, sec. 2.16.)

**Section 15-53. Display of permit.**

The holder of a picnic permit shall, upon request, show the permit to any law enforcement officer, park caretaker, or any personnel of the department.  
(1975 C.C., c. 3, art. 1, sec. 2.16.)

**Section 15-54. Use of portable engines or motors restricted.**

The operation or use of a portable motor-driven electric generating plant, pump or other equipment driven by a portable engine or motor outside any developed or public use area without written permission from the director, is prohibited. The director may issue a permit for the use if the director determines that the applicant has submitted satisfactory justification for the use of such equipment, that natural resources will not be impaired, and that no undue interference with public enjoyment of the park area will result.  
(1975 C.C., c. 3, art. 1, sec. 2.17.)

**Article 6. Credit Against User Fees for Private Improvements to Parks and Recreational Facilities.****Section 15-55. Purpose.**

Private citizens and civic groups wish to make improvements to County parks and recreational facilities to enable the general public to benefit from those improvements and wish to make such improvements by advancing the cost of improvements from their own funds.

Budgetary constraints limit the County in making improvements which the department of parks and recreation wishes to make to its parks and recreational facilities.

The council wishes to provide a means by which private citizens and civic groups may be encouraged to make such improvements with the approval of the department of parks and recreation.

The council wishes to provide a means by which such private citizens or civic groups may, after donating the completed improvements to the County for the use and benefit of the general public, receive a setoff against certain user fees imposed by the department of parks and recreation for the use of the facility at which the improvements are made.

(1979, Ord. No. 455.)

**Section 15-56. Procedure.**

A credit against user fees of the department of parks and recreation may be allowed as provided in this section. In order to receive a credit under the provisions of this section, the following procedure shall be followed:

- (a) Persons proposing to make any improvement at their expense to real property of the County used for or set aside for recreational purposes shall submit to the department of parks and recreation, a written proposal with attached plans and description of the proposed improvement together with an itemized list of those anticipated expenses that the persons wish to use in computing any credit against future user fees of the department.
- (b) After receipt of the written proposal, the director shall review the proposal. On review, the director will decide whether the proposal is in the public interest and is consistent with the goals and priorities of the director's department. Among the factors that the director may consider are future maintenance costs of the improvement, the demand for the improvement, the ability of the director's department to provide alternative facilities with equivalent improvements.
- (c) The director may require further information and plans and, with mutual consent of the person making the proposal, may alter the proposal. The original proposal with any alterations made by mutual consent shall constitute the final proposal.

- (d) After the director reviews the final proposal, the director may reject the proposal or authorize the proposal.

(1979, Ord. No. 455, sec. 1.)

**Section 15-57. Duties of director.**

Upon authorization of the proposal, the director shall:

- (a) Allow entry on the land for construction of improvements upon such terms and conditions as the director finds necessary for protecting the public health, safety and welfare or the convenience of operation of the department of parks and recreation. If the work is not done in accordance with the terms and conditions imposed, the director may halt construction and terminate the work. In such event, there shall be no credit allowed against user fees for any such work.
- (b) Require compliance with all applicable rules, regulations, ordinances, statutes and other laws. Obtain all permits, including building, plumbing, electrical and construction permits, which are required by County, State or Federal laws.
- (c) Set a dollar amount to be credited against user fees of the department of parks and recreation which are incurred for the facility on which the improvements will be located.
- (d) Compute the amount of credit by allowing:
  - (1) Reasonable expenses paid out for materials actually used in construction of the improvement.
  - (2) Reasonable expenses paid out for use of equipment used in construction of the improvement.
  - (3) Reasonable expenses paid out for labor used in construction of the improvement.
  - (4) Proof of expenditures made may be by receipt or affidavit or any other means which satisfies the director that such expenditures were made.
- (e) Require the persons proposing the improvement to submit a written document offering the improvement as constructed for dedication to the County before allowing any credit against user fees.

(1979, Ord. No. 455, sec. 1.)

**Section 15-58. Limitation on application of credit.**

- (a) The amount of credit allowed in section 15-57 shall be applied only as a credit against user fees otherwise payable for the facility on which the improvements will be located.
- (b) No credit shall be allowed against user fees incurred more than twenty years after the date that the improvement is accepted by the County.
- (c) The credit may not be assigned or transferred to any other person.
- (d) The credit shall not be used in lieu of any fee or charge not a user fee, including security or clearing deposits or fees, nor shall the credit be used in lieu of any requirement of insurance or surety.

(1979, Ord. No. 455, sec. 1.)

**Section 15-59. Application of credit against user fees.**

Subject to the limitations in section 15-58, the department of parks and recreation shall apply against user fees, incurred by a person allowed credit under this section, the amount of credit in dollars specified by that person, provided, that the amount of credit used shall not exceed the credits of that person nor shall it exceed the amount of applicable user fee. The application of such credit to reduce user fees shall reduce the amount of credits remaining to that person by a dollar amount equal to the reduction in user fees.

(1979, Ord. No. 455, sec. 1.)

**Section 15-60. Restoration of credits.**

Credits applied under section 15-59 above may be restored by the department of parks and recreation under the same terms and conditions applicable for refund of users fees, provided that no cash payment shall be made by or on account of a restoration of credit authorized by this provision.

On or before January 1, 1980, any person, who has made improvements on County land before July 16, 1979 and which improvements have not been accepted for dedication by the council, may apply to the director for credit in the manner prescribed above. The director shall allow a credit only if such improvements are in dedicable condition and only upon submission of a written document offering the improvement as constructed for dedication to the County. The director shall compute the credit as provided above. (1979, Ord. No. 455, sec. 1.)

### **Article 7. Veterans Advisory Committee.**

#### **Section 15-61. Organization.**

The veterans advisory committee shall be composed of sixteen members, who shall be appointed by the mayor, confirmed by the council, and may be removed by the mayor with the approval of the council. In addition, the Hawai‘i Island Veterans Services Counselor of the Office of Veterans Services (Department of Defense of the State of Hawai‘i) and the Director of the Department of Parks and Recreation, or their designated representatives, shall serve as ex-officio members of the committee, without the power to vote. (1986, Ord. No. 86-123, sec. 2; Am. 1990, Ord. No. 90-5, sec. 2; Am. 1994, Ord. 94-21, sec. 1; Am. 2002, Ord. No. 02-117, sec. 2; Am. 2006, Ord. No. 06-159, sec. 1.)

#### **Section 15-62. Membership and tenure.**

- (a) The members shall serve staggered terms of five years.
  - (b) The membership of the committee shall include one representative each from the American Legion, Big Island National Guard Retirees Association, Big Island Retired Military Association, Club 100, Disabled American Veterans, Hawai‘i Island Veterans Memorial, Inc., 442nd Veterans Association, Hilo Interpreters Club, Hawai‘i Island Women Veterans Association, Veterans of Foreign Wars, the Veterans of the Vietnam War, the Military Order of the Purple Heart, the Korean War Veterans Organization and the Camp Tarawa Detachment #1255 of the Marine Corps League. The committee shall also include three at-large members.
  - (c) Initially, two members shall be appointed for a term of one year, two members shall be appointed for a term of two years, three members shall be appointed for a term of three years, three members shall be appointed for a term of four years, and three members shall be appointed for a term of five years.
  - (d) Any vacancy on the committee shall be filled for the remainder of the unexpired term, but members whose terms have expired may continue to serve until their successors have been appointed and confirmed.
  - (e) Members shall be eligible to succeed themselves for an additional term, provided that no member shall serve on the committee for more than two consecutive terms.
- (1986, Ord. No. 86-123, sec. 2; Am. 1990, Ord. No. 90-5, sec. 3; Am. 1994, Ord. 94-21, sec. 1; Am. 1996, Ord. No. 96-124, sec. 1; Am. 1997, Ord. No. 97-125, sec. 1; Am. 2002, Ord. No. 02-117, sec. 2; Am. 2006, Ord. No. 06-159, sec. 2; Am. 2007, Ord. No. 07-53, sec. 2.)

#### **Section 15-63. Meetings of the committee.**

There shall be a chairman and vice-chairman of the committee who shall be elected biennially by the members from their membership. The meetings of the committee shall be called at the discretion of the chairman or at the request of the majority of the members of the committee with the time and place to be determined by the chairman. (1986, Ord. No. 86-123, sec. 2; Am. 1994, Ord. 94-21, sec. 1.)

**Section 15-64. Powers and duties of the committee.**

It shall be the duty of the committee to act in an advisory capacity to the mayor and the council concerning all matters pertaining to the operation, management, and maintenance of the veterans cemeteries in the County. At the request of the mayor or the council, the committee shall discuss and make recommendations on other veterans-related issues. The committee may recommend such rules and regulations as it may deem necessary for the enhancement and proper management of the veterans cemeteries, or for the orderly transaction of matters referred to it.

(1986, Ord. No. 86-123, sec. 2; Am. 1994, Ord. 94-21, sec. 1.)

**Article 8. Naming of Facilities.****Section 15-65. Purpose.**

The council wishes to establish systematic guidelines to be used in the naming of County parks and recreational facilities.

(1987, Ord. No. 87-134, sec. 1.)

**Section 15-66. Definitions.**

As used in this article:

- (1) "Aesthetic areas" shall include scenic and historic sites, ponds and waterfalls.
- (2) "Open areas" shall include parks, playgrounds, fields and totlots.
- (3) "Recreational facilities" means all County facilities classified herein as aesthetic areas, open areas, special interest areas, and structures.
- (4) "Special interest areas" shall include tennis courts, golf courses, zoos, botanical gardens, equestrian center and rodeo arenas, archery ranges, rifle and skeet ranges, drag strips and other raceways, and any other facility operated or owned by the County of Hawai'i which has as its purpose the recreation, entertainment or leisure activity of members of the public as either participants or spectators.
- (5) "Structures" shall include gymnasiums, community centers, senior centers, cultural centers, pavilions, covered arenas and courts, stadiums, theaters, and any other construction which is under the administration of the department of parks and recreation of the County.

(1987, Ord. No. 87-134, sec. 1.)

**Section 15-67. Naming of recreational facilities.**

(a) The names of all recreational facilities shall be designated in accordance with requirements set forth herein:

- (1) Aesthetic areas.

Any aesthetic area shall:

- (A) Retain any existing name which has been historically accepted through common usage; or
- (B) Be named, preferably in the Hawaiian language, in a manner which describes significant features or the geographic location of said aesthetic area.

- (2) Open areas.

Any open area shall:

- (A) Be named for its neighborhood, community, region, district or other identifying geographical location; or
- (B) Be named for a former member of the Hawaiian monarchy; or
- (C) Be named or re-named for a person or persons alive or deceased, who meet one or more of the following criteria:

- (i) The person has contributed significantly to the recreational programs in the community in which the open area is located;
  - (ii) The person has achieved significant recognition on the national or international level;
  - (iii) The person has been honored for service with the armed forces of the United States of America; or
  - (iv) The person has accomplished significant achievements in other fields of endeavor which have been of benefit to other persons.
- (D) Where the use of a geographical name as described in subsection (2)(A) would lead to duplication of an already existing name of a recreational facility, the facility shall be named after the primary street which it abuts, or be given a name in the Hawaiian language which describes its site.
- (3) Special interest areas.  
Any special interest area shall:
- (A) Be named for its neighborhood, community, region, district, or other identifying geographic location; or
  - (B) Where use of a geographical name as described in subsection (3)(A) would lead to duplication of an already existing name of a recreational facility, the facility shall be named after the primary street which it abuts, or be given a name in the Hawaiian language which describes its site.
- (4) Structures.  
Any structure shall:
- (A) Be named for its neighborhood, community, region, district, or other identifying geographic location; or
  - (B) Be named or re-named for a person or persons alive or deceased, who meet one or more of the following criteria:
    - (i) The person has contributed significantly to the recreational programs in the community in which the structure is located;
    - (ii) The person has achieved significant recognition on the national or international level;
    - (iii) The person has been honored for service with the armed forces of the United States of America; or
    - (iv) The person has accomplished significant achievements in other fields of endeavor which have been of benefit to other persons.
- (b) Where the name of any person or persons is proposed as the name for an open area or structure, pursuant to subsection (2)(C) or (4)(B), the following information shall be included in the proposal:
- (1) The full name of the person;
  - (2) The date of birth and, if appropriate, the date of the death of the person;
  - (3) The current or last residence of the person, including street address, town, and district;
  - (4) Association, if any, of the person with the open area or structure to be named; and
  - (5) A brief biography of the person, including all data relevant to the commemorative naming.
- (1987, Ord. No. 87-134, sec. 1; Am. 2005, Ord. No. 05-45, sec. 2.)

**Section 15-68. Procedure for naming parks and recreational facilities.**

All parks and recreational facilities shall be named by ordinance and included within Schedule 15-68.1 of the Hawai‘i County Code.

(1987, Ord. No. 87-134, sec. 1; Am. 2000, Ord. No. 00-15, sec. 1.)

**Section 15-68.1. Parks and recreational facility schedule.****Parks**Hilo/Hāmākua

Afook-Chinen Civic Auditorium  
Āhualani Park  
‘Āinakō Park  
‘Āinaola Park  
Aunty Sally Kaleohano’s Lū‘au Hale  
Bakers Beach  
Carlsmith Beach Park  
Charles “Sparky” Kawamoto Swim Stadium  
Clem Akina Park  
East Hawai‘i Cultural Center  
Edith Kanakaole Multi-purpose Stadium  
Francis F.C. Wong Stadium  
Frank M. Santos Park  
Gilbert Carvalho Park  
Haina Park  
Hakalau Veterans Park  
Hilo Armory  
Hilo Bayfront Soccerfields  
Hilo Bayfront Beach  
Hilo Drag Strip  
Hilo Municipal Golf Course  
Hilo Pōmaika‘i Senior Center  
Hilo Skeet Range  
Honoka‘a Park  
Honoka‘a Rodeo Arena  
Honoka‘a Swimming Pool  
Honoli‘i Beach Park  
Honomū Park  
Ho‘olulu Complex  
Hualani Park  
James Kealoha Beach Park  
Kaiwiki Park  
Kalākaua Park  
Kamanā Senior Center  
Kanakea Pond  
Kaūmana Caves  
Kaūmana Lani Park  
Keikiland Playground  
Kolekole Gulch Park  
Kūhiō Kalaniana‘ole Park  
Kukuihaele Park  
Kula‘imano Park

Laupāhoehoe Point Beach Park  
 Laupāhoehoe Senior Center  
 Laupāhoehoe Swimming Pool  
 Leleiwi Beach Park  
 Liholiho Garden  
 Lili‘uokalani Gardens  
 Lincoln Park  
     (1) Dr. Ruth E. Oda Playground  
 Lōkahi Park  
 Mālama Park  
 Mohouli Park  
 Mokuola Island  
 Mo‘oheau Park  
 NAS Swimming Pool  
 Onekahakaha Beach Park  
     (1) Uncle David K. Calles, Sr. Horseshoe Courts  
 ‘Ō‘ōkala Park  
 Pa‘auilo Park  
 Pana‘ewa Equestrian Center  
 Pana‘ewa Park  
 Pana‘ewa Rainforest Zoo and Gardens  
 Pāpa‘aloha Park  
 Pepe‘ekeo Community Center  
 Princess Abigail Wahīka‘ahu‘ula Kawanānakoā Center  
 Reeds Bay Beach Park  
 Richardson Ocean Park  
 University Heights Park  
 Waiākea Recreation Center  
 Waiākea-Uka Park  
     (1) Stanley Costales Waiākea-Uka Gym  
 Waiākea Waena Park  
 Waikaumalo Park  
 Wainaku Gym  
 Wainaku Playground  
 Wai‘olena Beach Park  
 Waipi‘o Community Park  
 Waipi‘o Look Out  
 Wai‘uli Beach Park  
 Walter C.K. Victor Baseball Complex

Ka‘ū

Kahuku Park  
 Na‘alehu Park  
 Pāhala Ballfield  
 Pāhala Community Center  
 Pāhala Swimming Pool  
 Pāhala Tennis and Basketball Courts  
 Punalu‘u Black Sand Beach Park  
 Waiohinu Park  
 Whittington Beach Park

Kohala

Kamehameha Park  
Kapa‘a Beach Park  
Keōkea Beach Park  
Lily Yoshimatsu Senior Center  
Mahukona Beach Park  
Mahukona Wharf  
North Kohala Senior Center  
North Kohala Veterans Field  
Spencer Park at ‘Ōhai‘ula Beach  
    (1) Samuel Mahuka Spencer Pavilion  
Waikoloa Community Park  
Waikoloa Neighborhood Park  
Waimea Church Row Park  
Waimea Park

Kona

Arthur C. Greenwell Park  
Clarence Lum Won Park  
Hale Hālāwai  
Harold H. Higashihara Park  
Hōnaunau Boat Ramp  
Hōnaunau Rodeo Arena  
Ho‘okena Beach Park  
Kahalu‘u Beach Park  
Kailua Park  
Kailua Playground  
Kekuaokalani Gymnasium  
Kona Hillcrest Park  
Kona Imin Center  
Kona Waena Swimming Pool  
Ku‘emanu Heiau  
La‘aloa Bay Beach Park  
Magic Sands Beach Park  
Miloli‘i Beach Park  
Nākamalei Playground  
Old Kona Airport Park  
Pāhoehoe Beach Park  
Sgt. Rodney J. T. Yano Memorial Hall  
Wai‘aha Beach Park  
William Charles Lunalilo Playground

Puna

‘Āhalanui Park/Maunakea Pond  
A.J. Watt Gym  
Glenwood Park  
Hawaiian Beaches Park

Isaac Kepo‘okalani Hale Beach Park  
 Kahakai Park  
 Kea‘au Community Center  
 Kurtistown Park  
 Mt. View Park  
 Pāhoa Aquatic Center  
 Pāhoa Neighborhood Facility  
 Herbert Shipman Park  
 Volcano Park

**Cemeteries**

Hilo/Hāmākua

‘Alae Cemetery  
 Veterans Cemetery No. 1  
 Veterans Cemetery No. 2  
 Waiākea Uka Cemetery  
 Kihalani Cemetery (Laupāhoehoe)  
 Kainehe Cemetery (Kūka‘iau)  
 Pa‘alaea Cemetery (Honoka‘a)  
 Kukuihaele Cemetery

Ka‘ū

Na‘alehu Cemetery

North/South Kohala

Kahei Cemetery  
 Waimea Cemetery

Kona

West Hawai‘i Veterans Cemetery-Pu‘u Ho‘omaha O Na Po‘e Koa O Hawai‘i Komohana  
 Hienaloli Cemetery (Keōpū)  
 (2000, Ord. No. 00-15, sec. 2; Ord. No. 00-66, sec. 2; Ord. No. 00-113, secs. 1 and 2; Am. 2002, Ord. No. 02-58, sec. 2; Am. 2003, Ord. No. 03-99, sec. 2; Am. 2003, Ord. No. 03-135, sec. 2; Am. 2004, Ord. No. 04-79, sec. 2; Am. 2005, Ord. No. 05-40, sec. 2; Am. 2005, Ord. No. 05-96, sec. 2; Am. 2006, Ord. No. 06-127, sec. 2; Am. 2006, Ord. No. 06-149, sec. 3; Am. 2007, Ord. No. 07-22, sec. 4; Am. 2008, Ord. No. 08-7, sec. 5, Am. 2008, Ord. No. 08-22, sec. 2; Am. 2008, Ord. No. 08-35, sec. 2; Am. 2008, Ord. No. 08-121, sec. 2; Am. 2008, Ord. No. 08-142, sec. 2; Am. 2009, Ord. No. 09-32, sec. 3.)

**Article 9. Farmers Markets.**

**Section 15-69. Intent.**

It is the intent of this article to allow for the establishment of farmers markets at various County parks and facilities. Farmers markets will offer the general public the opportunity to buy and sell homegrown and homemade products and wares.

(1993, Ord. No. 93-97, sec. 1.)

**Section 15-70. Director to establish time limits.**

The director may establish reasonable limitations on the duration and frequency of any farmers market activities that may be allowed.

(1993, Ord. No. 93-97, sec. 1.)

**Section 15-71. Site map.**

The department may apportion and/or delineate the area within the County park as the facility where the farmers market activity is allowed. The department shall provide a map of the farmers market site clearly delineating all farmers market spaces reserved for the exclusive use of any person granted a permit.

(1993, Ord. No. 93-97, sec. 1.)

**Section 15-72. Designated areas.**

The following are authorized designated areas:

- (a) Waimea.
- (b) Kona.
- (c) Honokaa County Park Complex.

(1993, Ord. No. 93-97, sec. 1.)

**Section 15-73. Permit; fee.**

- (a) All responsible persons, eighteen years of age or older, shall be allowed to secure a permit on their own to sell their products and wares grown, produced or made on the island of Hawai'i in any of the designated farmers market sites subject to policies, rules and regulations established by the director. Permits shall be issued on a first-come, first-served basis and shall be based upon a fee of \$5 per day. Each permit shall identify the permittee, the specific market space and site and the date(s) of said permit.
- (b) No permit shall be issued for more than five consecutive days, nor shall any person be granted a permit for more than fifteen days in any given calendar month. The holder of a farmers market permit shall, upon request, show the permit to any law enforcement officer, park caretaker, or any personnel of the department or any administrator or manager contracted by the department therefor.
- (c) Permit fees may be used by the department to enter into a purchase of services contract with a nonprofit organization for the administration and management of a farmers market program and/or site.

(1993, Ord. No. 93-97, sec. 1.)

**Article 10. Municipal Golf Course Funds.****Section 15-74. Creation.**

There is created and established special funds to be known as the "municipal golf course funds."

(1995, Ord. No. 95-53, sec. 1.)

**Section 15-75. Purpose.**

All income generated from each municipal golf course shall be deposited into its respective, individual municipal golf course fund to be expended by the department solely for the operation, maintenance and improvement of that particular municipal golf course.

(1995, Ord. No. 95-53, sec. 1.)

**Section 15-76. Administration.**

The director shall be responsible for the administration of all municipal golf course funds in accordance with prescribed laws and procedures applicable to the expenditure of county funds.

(1995, Ord. No. 95-53, sec. 1.)