

Permit Contract

Department of Parks & Recreation - Permit Office

700 Halia Nakoia St Unit 2
 Wailuku, HI 96793
 Phone: (808) 270-7389
 FAX: --
 Email: --

Permit #9024825, Pending approval

May 29, 2020 10:48 AM
 Expires May 19, 2022



Company: Maui Adult Baseball League
 122 Lanakila Place
 Kihei, HI 96753

Agent: Mike Abercrombie

Customer Type: Organization / Individual
 Prepared By: Kanoe Agcaolili

Home: (570) 772-2113

Charges	Taxes	Discounts	Total Charges	Deposits	Deposit Taxes	Total Payments	Refunds	Balance
\$378.00	\$0	\$0	\$378.00	\$400.00	\$0	\$0	\$0	\$778.00

RESERVATIONS

Event	Resource	Center	Notes
2020 TRI-FALL Maui Adult Baseball League Games (MULTI) Type: Game Attend/Qty: 40	Eddie Tam Baseball Field #5	Eddie Tam Memorial Complex 931 Makawao Avenue Makawao, HI, US 96768 (808) 572-8122	Justin Costa Field
Days Requested	Event Begins	Duration	Event Ends
Day	Date		Date
Sunday	Aug 2, 2020	9:00 AM 9 hours	Aug 2, 2020 6:00 PM
Sunday	Aug 9, 2020	9:00 AM 9 hours	Aug 9, 2020 6:00 PM
Sunday	Aug 16, 2020	9:00 AM 9 hours	Aug 16, 2020 6:00 PM
Sunday	Aug 23, 2020	9:00 AM 9 hours	Aug 23, 2020 6:00 PM
Sunday	Aug 30, 2020	9:00 AM 9 hours	Aug 30, 2020 6:00 PM
Summary	Notes		
Total Number of Dates: 5 Total Time: 45 hours	***PLEASE NOTE: Should public health safety measures be required, this permit may be subject to change and/or cancellation at any time based on current Public Health Emergency Rules and national CDC Guidelines. Due to the nature of tri-annual scheduling, dates, times, or locations may be different than requested. Please update your schedules and/leagues accordingly.***		

RESERVATIONS

Event	Resource	Center	Notes
2020 TRI-FALL Maui Adult Baseball League Games (MULTI)	Maui High School Park Baseball Field #1	Maui High School Park South Papa Avenue and Molokai Hema Street	Maui High Varsity Baseball Field

Type: Game Attend/Qty: 40		Kahului, HI, US 96732 (808) 270-7389			
Days Requested		Event Begins	Duration	Event Ends	
Day	Date			Date	Time
Sunday	Sep 6, 2020	9:00 AM	9 hours	Sep 6, 2020	6:00 PM
Sunday	Sep 13, 2020	9:00 AM	9 hours	Sep 13, 2020	6:00 PM
Sunday	Sep 20, 2020	9:00 AM	9 hours	Sep 20, 2020	6:00 PM
Sunday	Sep 27, 2020	9:00 AM	9 hours	Sep 27, 2020	6:00 PM
Summary		Notes			
Total Number of Dates: 4 Total Time: 36 hours	***PLEASE NOTE: Should public health safety measures be required, this permit may be subject to change and/or cancellation at any time based on current Public Health Emergency Rules and national CDC Guidelines. Due to the nature of tri-annual scheduling, dates, times, or locations may be different than requested. Please update your schedules and/leagues accordingly.***				

RESERVATIONS

2020 TRI-FALL Maui Adult Baseball League Games (MULTI) Type: Game Attend/Qty: 40		Eddie Tam Baseball Field #5	Eddie Tam Memorial Complex 931 Makawao Avenue Makawao, HI, US 96768 (808) 572-8122	Justin Costa Field	
Days Requested		Event Begins	Duration	Event Ends	
Day	Date			Date	Time
Sunday	Oct 4, 2020	9:00 AM	9 hours	Oct 4, 2020	6:00 PM
Sunday	Oct 11, 2020	9:00 AM	9 hours	Oct 11, 2020	6:00 PM
Sunday	Oct 18, 2020	9:00 AM	9 hours	Oct 18, 2020	6:00 PM
Sunday	Oct 25, 2020	9:00 AM	9 hours	Oct 25, 2020	6:00 PM
Summary		Notes			
Total Number of Dates: 4 Total Time: 36 hours	***PLEASE NOTE: Should public health safety measures be required, this permit may be subject to change and/or cancellation at any time based on current Public Health Emergency Rules and national CDC Guidelines. Due to the nature of tri-annual scheduling, dates, times, or locations may be different than requested. Please update your schedules and/leagues accordingly.***				

RESERVATIONS

2020 TRI-FALL Maui Adult Baseball League Games (MULTI) Type: Game Attend/Qty: 40		Maui High School Park Baseball Field #1	Maui High School Park South Papa Avenue and Molokai Hema Street Kahului, HI, US 96732 (808) 270-7389	Maui High Varsity Baseball Field	
Days Requested		Event Begins	Duration	Event Ends	
Day	Date			Date	Time
Sunday	Nov 1, 2020	9:00 AM	9 hours	Nov 1, 2020	6:00 PM
Sunday	Nov 8, 2020	9:00 AM	9 hours	Nov 8, 2020	6:00 PM
Sunday	Nov 15, 2020	9:00 AM	9 hours	Nov 15, 2020	6:00 PM
Sunday	Nov 22, 2020	9:00 AM	9 hours	Nov 22, 2020	6:00 PM

Sunday	Nov 29, 2020	9:00 AM	9 hours	Nov 29, 2020	6:00 PM
Summary		Notes			
Total Number of Dates: 5	***PLEASE NOTE: Should public health safety measures be required, this permit may be subject to change and/or cancellation at any time based on current Public Health Emergency Rules and national CDC Guidelines.				
Total Time: 45 hours	Due to the nature of tri-annual scheduling, dates, times, or locations may be different than requested. Please update your schedules and/leagues accordingly.***				

RESERVATIONS

Event		Resource		Center		Notes
2020 TRI-FALL Maui Adult Baseball League Games (MULTI) Type: Game Attend/Qty: 40		Eddie Tam Baseball Field #5		Eddie Tam Memorial Complex 931 Makawao Avenue Makawao, HI, US 96768 (808) 572-8122		Justin Costa Field
Days Requested		Event Begins	Duration	Event Ends		
Day	Date			Date	Time	
Sunday	Dec 6, 2020	9:00 AM	9 hours	Dec 6, 2020	6:00 PM	
Sunday	Dec 13, 2020	9:00 AM	9 hours	Dec 13, 2020	6:00 PM	
Sunday	Dec 20, 2020	9:00 AM	9 hours	Dec 20, 2020	6:00 PM	
Summary		Notes				
Total Number of Dates: 3	***PLEASE NOTE: Should public health safety measures be required, this permit may be subject to change and/or cancellation at any time based on current Public Health Emergency Rules and national CDC Guidelines.					
Total Time: 27 hours	Due to the nature of tri-annual scheduling, dates, times, or locations may be different than requested. Please update your schedules and/leagues accordingly.***					

RESERVATIONS

Event		Resource		Center		Notes
2020 TRI-FALL Maui Adult Baseball League Games (MULTI) Type: Game Attend/Qty: 40		Lahaina Rec Center Baseball Field #6		Lahaina Recreation Complex 245 Shaw Street Lahaina, HI, US 96761 +1 (808) 661-4685		--
Days Requested		Event Begins	Duration	Event Ends		
Day	Date			Date	Time	
Sunday	Aug 2, 2020	9:00 AM	9 hours	Aug 2, 2020	6:00 PM	
Sunday	Aug 9, 2020	9:00 AM	9 hours	Aug 9, 2020	6:00 PM	
Sunday	Aug 16, 2020	9:00 AM	9 hours	Aug 16, 2020	6:00 PM	
Sunday	Aug 23, 2020	9:00 AM	9 hours	Aug 23, 2020	6:00 PM	
Sunday	Aug 30, 2020	9:00 AM	9 hours	Aug 30, 2020	6:00 PM	
Sunday	Sep 6, 2020	9:00 AM	9 hours	Sep 6, 2020	6:00 PM	
Sunday	Sep 13, 2020	9:00 AM	9 hours	Sep 13, 2020	6:00 PM	
Sunday	Sep 20, 2020	9:00 AM	9 hours	Sep 20, 2020	6:00 PM	
Sunday	Sep 27, 2020	9:00 AM	9 hours	Sep 27, 2020	6:00 PM	
Sunday	Oct 4, 2020	9:00 AM	9 hours	Oct 4, 2020	6:00 PM	
Sunday	Oct 11, 2020	9:00 AM	9 hours	Oct 11, 2020	6:00 PM	
Sunday	Oct 18, 2020	9:00 AM	9 hours	Oct 18, 2020	6:00 PM	

Sunday	Oct 25, 2020	9:00 AM	9 hours	Oct 25, 2020	6:00 PM
Sunday	Nov 1, 2020	9:00 AM	9 hours	Nov 1, 2020	6:00 PM
Sunday	Nov 8, 2020	9:00 AM	9 hours	Nov 8, 2020	6:00 PM
Sunday	Nov 15, 2020	9:00 AM	9 hours	Nov 15, 2020	6:00 PM
Sunday	Nov 22, 2020	9:00 AM	9 hours	Nov 22, 2020	6:00 PM
Sunday	Nov 29, 2020	9:00 AM	9 hours	Nov 29, 2020	6:00 PM
Sunday	Dec 6, 2020	9:00 AM	9 hours	Dec 6, 2020	6:00 PM
Sunday	Dec 13, 2020	9:00 AM	9 hours	Dec 13, 2020	6:00 PM
Sunday	Dec 20, 2020	9:00 AM	9 hours	Dec 20, 2020	6:00 PM
Summary			Notes		
Total Number of Dates: 21	***PLEASE NOTE: Should public health safety measures be required, this permit may be subject to change and/or cancellation at any time based on current Public Health Emergency Rules and national CDC Guidelines.				
Total Time: 189 hours	Due to the nature of tri-annual scheduling, dates, times, or locations may be different than requested. Please update your schedules and/leagues accordingly.***				

▼ RESERVATIONS

Event	Resource	Center	Notes		
2020 TRI-FALL Maui Adult Baseball League Games (MULTI) Type: Game Attend/Qty: 40	Kalama Park Senior Baseball Field #4	Kalama Park Complex 1900 South Kihei Road Kihei, HI, US 96753 (808) 879-4533	Maui County Code Section 13.04.044-Alcohol Prohibition for Kalama Park: Except as otherwise authorized by permit, license, lease or concession issued in accordance with this code, it is unlawful for any person to consume any intoxicating liquor while within the park boundaries. Pavilion, Park, Basketball Courts, Tennis Courts, Playground, Restroom		
Days Requested		Event Begins	Duration	Event Ends	
Day	Date			Date	Time
Sunday	Aug 2, 2020	9:00 AM	9 hours	Aug 2, 2020	6:00 PM
Sunday	Aug 9, 2020	9:00 AM	9 hours	Aug 9, 2020	6:00 PM
Sunday	Aug 16, 2020	9:00 AM	9 hours	Aug 16, 2020	6:00 PM
Sunday	Aug 23, 2020	9:00 AM	9 hours	Aug 23, 2020	6:00 PM
Sunday	Aug 30, 2020	9:00 AM	9 hours	Aug 30, 2020	6:00 PM
Sunday	Sep 6, 2020	9:00 AM	9 hours	Sep 6, 2020	6:00 PM
Sunday	Sep 13, 2020	9:00 AM	9 hours	Sep 13, 2020	6:00 PM
Sunday	Sep 20, 2020	9:00 AM	9 hours	Sep 20, 2020	6:00 PM
Sunday	Sep 27, 2020	9:00 AM	9 hours	Sep 27, 2020	6:00 PM
Sunday	Oct 4, 2020	9:00 AM	9 hours	Oct 4, 2020	6:00 PM
Sunday	Oct 11, 2020	9:00 AM	9 hours	Oct 11, 2020	6:00 PM
Sunday	Oct 18, 2020	9:00 AM	9 hours	Oct 18, 2020	6:00 PM
Sunday	Oct 25, 2020	9:00 AM	9 hours	Oct 25, 2020	6:00 PM
Sunday	Nov 1, 2020	9:00 AM	9 hours	Nov 1, 2020	6:00 PM
Sunday	Nov 8, 2020	9:00 AM	9 hours	Nov 8, 2020	6:00 PM
Sunday	Nov 15, 2020	9:00 AM	9 hours	Nov 15, 2020	6:00 PM
Sunday	Nov 22, 2020	9:00 AM	9 hours	Nov 22, 2020	6:00 PM
Sunday	Nov 29, 2020	9:00 AM	9 hours	Nov 29, 2020	6:00 PM
Sunday	Dec 6, 2020	9:00 AM	9 hours	Dec 6, 2020	6:00 PM

Sunday	Dec 13, 2020	9:00 AM	9 hours	Dec 13, 2020	6:00 PM
Sunday	Dec 20, 2020	9:00 AM	9 hours	Dec 20, 2020	6:00 PM

Summary	Notes
Total Number of Dates: 21 Total Time: 189 hours	***PLEASE NOTE: Should public health safety measures be required, this permit may be subject to change and/or cancellation at any time based on current Public Health Emergency Rules and national CDC Guidelines. Due to the nature of tri-annual scheduling, dates, times, or locations may be different than requested. Please update your schedules and/leagues accordingly.***

CHARGES

Description	Event / Resource	Unit Fee	Units	Tax	Charge
Org/Ind Ball Field Rental Fee	2020 TRI-FALL Maui Adult Baseball League Games (MULTI) Maui High School Park Baseball Field #1	\$6.00	4.00	--	\$24.00
Org/Ind Ball Field Rental Fee	2020 TRI-FALL Maui Adult Baseball League Games (MULTI) Maui High School Park Baseball Field #1	\$6.00	5.00	--	\$30.00
Org/Ind Ball Field Rental Fee	2020 TRI-FALL Maui Adult Baseball League Games (MULTI) Eddie Tam Baseball Field #5	\$6.00	5.00	--	\$30.00
Org/Ind Ball Field Rental Fee	2020 TRI-FALL Maui Adult Baseball League Games (MULTI) Eddie Tam Baseball Field #5	\$6.00	4.00	--	\$24.00
Org/Ind Ball Field Rental Fee	2020 TRI-FALL Maui Adult Baseball League Games (MULTI) Eddie Tam Baseball Field #5	\$6.00	3.00	--	\$18.00
Org/Ind Ball Field Rental Fee	2020 TRI-FALL Maui Adult Baseball League Games (MULTI) Lahaina Rec Center Baseball Field #6	\$6.00	21.00	--	\$126.00
Org/Ind Ball Field Rental Fee	2020 TRI-FALL Maui Adult Baseball League Games (MULTI) Kalama Park Senior Baseball Field #4	\$6.00	21.00	--	\$126.00

DEPOSITS

Deposit Charge	Event / Resource	Charge	Tax	Amount paid	Refunds	Balance
Org/Ind Ball Field Custodial Deposit	2020 TRI-FALL Maui Adult Baseball League Games (MULTI) Maui High School Park Baseball Field #1	\$100.00	\$0	\$0	\$0	\$100.00
Org/Ind Ball Field Custodial Deposit	2020 TRI-FALL Maui Adult Baseball League Games (MULTI) Eddie Tam Baseball Field #5	\$100.00	\$0	\$0	\$0	\$100.00
Org/Ind Ball Field Custodial Deposit	2020 TRI-FALL Maui Adult Baseball League Games (MULTI) Lahaina Rec Center Baseball Field #6	\$100.00	\$0	\$0	\$0	\$100.00
Org/Ind Ball Field Custodial Deposit	2020 TRI-FALL Maui Adult Baseball League Games (MULTI) Kalama Park Senior Baseball Field #4	\$100.00	\$0	\$0	\$0	\$100.00

WORKFLOW STAGES

Description	Status	Event
Recreation - East Maui	In process (email sent)	2020 TRI-FALL Maui Adult Baseball League Games (MULTI)
District Permits East	Waiting for other	2020 TRI-FALL Maui Adult Baseball League Games (MULTI)
Recreation - Central Maui	In process (email sent)	2020 TRI-FALL Maui Adult Baseball League Games (MULTI)
District Permits Central	Waiting for other	2020 TRI-FALL Maui Adult Baseball League Games (MULTI)
Recreation - Central Maui	In process (email sent)	2020 TRI-FALL Maui Adult Baseball League Games (MULTI)
District Permits Central	Waiting for other	2020 TRI-FALL Maui Adult Baseball League Games (MULTI)
Recreation - West Maui	In process (email sent)	2020 TRI-FALL Maui Adult Baseball League Games (MULTI)
District Permits West	Waiting for other	2020 TRI-FALL Maui Adult Baseball League Games (MULTI)
Recreation - South Maui	In process (email sent)	2020 TRI-FALL Maui Adult Baseball League Games (MULTI)
District Permits South	Waiting for other	2020 TRI-FALL Maui Adult Baseball League Games (MULTI)

WAIVERS

General Waivers

Due Date: Aug 2, 2020

GENERAL PROHIBITIONS:

Within the limit of any park or within any recreational facility, it is unlawful for any person to:

1. Throw or dispose of any refuse or any waste material except in a receptacle designated for such purpose.
2. Destroy, break, injure, deface, alter, damage, mutilate or remove in any manner the following:
 - a. Any public structure, sign, equipment, monument, plumbing fixture, wall, fence, railing, gate, lock, device or other property in any park or recreational facility.
 - b. Any shrub, fern, turf, plant, flower, or other vegetation in any park or recreational facility.
 - c. Any tree in any park or recreational facility without express authorization from the Department of Parks and Recreation.
3. Discharge firearms, air rifles, or spring guns, except at a range established and regulated for that specific purpose.
4. Allow any animal to enter or remain within any park except as provided in subsection D of the Maui County Code 13.04A.070.
5. Bring animals into recreational facilities, excluding outdoor pavilions, except for guide, signal/hearing, and service dogs, as defined in section 6.05.010 of the Maui County Code.
6. Establish feral animal colonies.
7. Bring into or possess commercial shopping carts, whether attended or not.
8. Defecate or urinate on the grounds or improvements of any park or recreational facility, except in properly functioning toilets or urinals in public restrooms.
9. Engage in smoking or the use of tobacco products.
10. Abandon, store, or leave personal property unattended in any pavilion, dugout, bathroom, or other structure. Unattended personal property remaining within a park or recreational facility after operating hours is subject to collection and removal by the Department of Parks and Recreation.
11. Abandon any vehicle for a period in excess of twenty-four hours. Abandoned vehicles or those illegally parked within a park or recreation facility may be subject to towing.
12. Sleep or lie on picnic tables, or place personal bedding on picnic tables.
13. Conduct any rummage or second-hand item sales.

Except as otherwise authorized by permit, license, lease, or contract issued in accordance with the Maui County Code, within the limit of any park or within any recreational facility, it is unlawful for any person to:

1. Be present during designated closed hours for that park or recreational facility, or between the hours of 10:00 pm and 6:00 am, or when closed to the public pursuant to section 13.04A.040(B)(1).
2. Distribute, post, or place any commercial handbill, circular, notice, or other advertising material.
3. Wash, polish, or condition any boat, canoe, raft, or other vessel.
4. Store, repair, or condition any boat, canoe, raft, or other vessel.
5. Park or operate any vehicle on grassed or sand areas with the exception of a personal mobility device.
6. Use or operate loudspeakers.
7. Dance on any gymnasium floor.
8. Engage in archery.
9. Kindle, build, maintain, or use any fire other than in a grill or hibachi.
10. Display or set off fireworks.
11. Engage in commercial activity, including catering or other commercial food distribution.
12. Provide classes, lessons, teaching, or any instruction.
13. Bring into, possess, or dispose of any human or animal remains.
14. Feed any animal or animals, or stage any food or water for any animal or animals, except as provided in subsection D of the Maui County Code 13.4A.070.
15. Manage feral animal colonies. Any colony management authorized by permit, license, lease, or contract issued in accordance with 13.04A of the Maui County Code must be designed to reduce and eliminate the colony.
16. Engage in vending, or conduct a commercial activity, including distribution, within a park or recreational facility except as expressly authorized by a lease, concession contract, or permit. This includes:
 - a. Selling or offering to sell any article or service of any value.
 - b. Displaying goods, or descriptions or depictions of goods or services, with the intent to engage any member of the public in a transaction for the sale of any good or service.
 - c. Performing or engaging in any act with the intent or expectation of receiving payment therefor from any person.
 - d. Accepting any consideration in exchange for an article or service of any value.
17. Consume any intoxicating liquor:
 - a. Between the hours of 10:00 pm and 6:00 am
 - b. At any time in any public restroom
 - c. Within a 1, 500 foot radius of the boundary of any public or private preschool, kindergarten, elementary, intermediate, middle, secondary, or high school, or youth center, between the hours of 6:00 am and 10:00 pm, except on weekends, State and County holidays.

ALCOHOL PROHIBITION:

Applicable to: Kalama Park, South Maui Community Park, Keopuolani Park, Kamehameha Iki Park, Malu Ulu O Lele Park, Honokowai Beach Park, Charley Young Park, Kamaole Beach Park I, Kamaole Beach Park II and Waiale Park.

Except as otherwise authorized by permit, license, lease, or concession issued in accordance with the Maui County Code, it is unlawful for any person to consume any intoxicating liquor, as defined in section 281-1, Hawaii Revised Statutes, while within the boundaries of the park, provided that this prohibition shall not prohibit the consumption of intoxicating liquor at the Maui arts and cultural center. Failure to comply will result in forfeiture of Custodial Deposit and affect future permit applications.

REFUSE DISPOSAL:

Failure by permittees to satisfactorily clean or restore any park or recreational facility shall result in forfeiture of the custodial deposit. All trash, garbage, rubbish, and refuse material shall be placed in designated receptacles provided by the department within a recreation facility or in designated receptacles provided by the permittee as a requirement for their respective event permit.

SIGNAGE:

Banners and signage for permitted events, first approved by the department, may be placed in approved locations no more than seven days before a permitted event and shall be removed the day the event ends. Signage that does not comply shall be removed and may be disposed of by the Department of Parks and

Recreation (DPR). DPR shall not be responsible for any event signage damaged or removed by others. Signs and banners shall not be nailed, stapled, thumb-tacked, anchored or taped to trees or buildings or hung over permanent signs. Any signs and banners staked into the ground or tied between trees must not cause any damage. All sponsorship banners posted at events shall be displayed for viewing by the event participants only.

SOUND LEVEL POLICY:

Permitted events may affect the neighborhood in which the facility is located. We ask for your cooperation in keeping noise at a reasonable level. Your activity, including the amplified sound, must stop promptly at 10:00 pm. Failure to comply may result in one or both of the following:

1. The power source to the sound equipment will be turned off and the County will not be responsible for any damage to the equipment.
2. The Custodial Deposit may be forfeited.

DEPOSITS:

Custodial, key and equipment deposits, as set forth by the annual budget ordinance, shall be refunded to the permit holder provided the permit holder fully complies with deposit requirements as follows:

1. Custodial Deposit ? Custodial deposits shall serve as security for cleaning and restoring the permitted property to its pre-use condition. They shall be forfeited to the Department of Parks and Recreation (DPR) if cleaning and restoration is not completed within the time provided by the permit. Any cost in excess of the deposit to clean or restore the facility, due to a permittee's failure to do so, may be recovered by DPR through any legal means available.
2. Key Deposit ? It is not the responsibility of DPR to call the permittee to pick up keys. Automatic forfeiture of the key deposit will occur for failure to pick up key(s) during open permit office hours in which a parks employee is called out to distribute key(s) or open a facility. The key deposit will also be forfeited to DPR in the event that keys are not returned to the department within two business days after termination of the permitted event or activity. If it is necessary for a recreational facility to be re-keyed, any excess cost that exceeds the key deposit shall be recovered by DPR through any legal means available.
3. Equipment Deposit ? Equipment deposits shall serve as security for equipment rented from DPR. In the case of damages, the deposit will be forfeited to DPR and any excess cost to replace the damaged equipment shall be recovered through any legal means available.

CHECK ACCEPTANCE POLICY:

Checks will be accepted for rental, custodial and key deposits no later than 14 days prior to the reservation date and must adhere to the payment deadlines as indicated on Table 2 in 13.04A.100 of the Maui County Code. Checks should be made payable to the County of Maui and must be for the exact amount due. The applicant's name, address and account number must be imprinted on the check. No post-dated, stale or second/third party checks will be accepted. A \$30.00 returned check fee will be charged on any check not honored by the bank for any reason. Failure to make payment on a returned check and on the returned check fee will result in the cancellation of the reservation and future reservations will be denied.

POLICY RELATING TO ACCOMMODATIONS FOR PARTICIPANTS WITH DISABILITIES IN ACTIVITIES, SPORTS LEAGUES AND ORGANIZATIONS AT COUNTY PARKS AND FACILITIES:

It is the policy of the County of Maui Department of Parks and Recreation to ensure equal access for all participants using County parks, community centers, swimming pools, tennis courts, athletic fields, stadiums and other recreational areas and shall comply with the American with Disabilities Act. 35.130 by providing effective communication and/or program modification for participants with disabilities.

CANCELLATION POLICY:

Failure to use the facility as permitted denies other potential users the opportunity to use the venue and shall result in forfeiture of the custodial deposit(s) and the rental fee(s). In addition, a cancellation fee, equivalent to the custodial deposit(s), shall be assessed for failure to provide written notice of cancellation before the scheduled event, or in advance of the dates indicated as follows:

1. Camping Permit ? Prior to the first day of use
2. Community Class Permit ? 7 days prior to use
3. General Use Permits ? 7 days prior to use

4. Special Event Permit

- a. Department Sponsored ? 7 days prior to use
- b. Non-profit or Political Fundraiser ? 21 days prior to use
- c. Commercial Event ? 30 days prior to use

SEVERE WEATHER OR OTHER EMERGENCY CANCELLATION POLICY:

The activation of the action to suspend all permits and programs will take place when the County of Maui Emergency Management Agency, Governor, Mayor, Director or Deputy Director of the Department of Parks and Recreation (DPR) declares "A WARNING" for a pending incident, be it hurricane, tsunami or other natural event that normally affords the county twenty-four (24) hours of notification. All fields, gyms, community centers and other facilities owned and maintained by DPR may be closed. All events scheduled at DPR facilities will be cancelled if a facility is officially closed. The facility will be re-opened only after select DPR personnel have inspected and deemed the facility to be safe for use by the community.

In the event of an earthquake, fire, or other emergency situation that requires a staging area or shelter, the cancellation of permits and programs will be declared as a result of the decision made by the DPR Director or Deputy Director, the Mayor or the Governor. At the point of notification to the permittee of the facility, the permittee will cease their event/activity.

DPR will make every effort to give advance notice of the cancellation of any event, or the closure of any DPR facility, due to severe or inclement weather or emergency. However, DPR reserves the right to cancel any event or close any facility without prior notice when it is in the best interest of the health and safety of the public due to severe or inclement weather or other emergencies. Upon application, all permit applicants acknowledge that rescheduling of a facility will be accommodated if possible, or a refund will be provided.

PERMIT REVOCATION & FUTURE DENIAL:

Failure to adhere to any applicable federal, state or county laws may result in permit revocation or the denial of future permit applications. This includes, but is not limited to the prohibitions listed above, the Rules Relating to the Administration of Parks and Recreational Facilities and Permits for the Use of Parks and Recreational Facilities and those described in the Maui County Code sections 13.04A.070 and 13.04A.080

RELEASE, ACKNOWLEDGEMENT AND INDEMNIFICATION:

I, the undersigned, also known as the Permittee, having been granted permission by the COUNTY OF MAUI to use the facility as permitted on the permit, also known as Facility, for the event to be held on the date(s) as stated on abovementioned permit, do hereby agree for itself, its agent and assigns as follows: Permittee shall defend, indemnify, and hold the COUNTY OF MAUI, its departments and employees from and against all loss, liability, claims, and demands for injury or damage, including but not limited to claims for property damage, personal injury or wrongful death, arising out of, or in connection with, said usage of the abovementioned Facility and shall reimburse the COUNTY OF MAUI, for its costs and expenses, including reasonable attorney fees, in connection with any defense of any such claim. Permittee further agrees that in case the COUNTY OF MAUI shall without any fault on its part be made party of any litigation commenced by or against the undersigned, then it will defend the COUNTY OF MAUI in any such litigation and will pay all costs and expenses, including attorney fees, should any such costs and expenses be incurred by or imposed on the COUNTY OF MAUI by, or in connection with, such litigation.

Permittee acknowledges all defects in said facility, if any, and assumes any and all risks that may arise from the use of the Facility.

Permittee shall repair or cause to be repaired all damage, if any, to the Facility.

I have read and accept all the terms and conditions of this permit and do hereby agree to follow all rules and regulations set forth by the COUNTY OF MAUI and the STATE OF HAWAII.

Waiver Signed

Terms & Conditions: This agreement, when signed by the applicant and a representative of the County of Maui, constitutes a contractual

agreement binding both parties to certain obligations. The applicant agrees to observe and obey all County of Maui's rules and regulations. In addition, it shall be the responsibility of the applicant to pay the required fees at the time of reservation. Custodial deposits shall be refundable after the activity upon determination by the department that the cleaning and restoration of the facilities or park have been satisfactorily performed.

Cancellation Policy: Notice of cancellation shall be given in person, or by returning the permit not less than _____ calendar days prior to a scheduled usage of parks/facility; if no notice is given, there shall be a cancellation fee charged equal to _____ of the custodial deposit.