

ORDINANCE NO. \_\_\_\_\_

BILL NO. \_\_\_\_\_

**A BILL FOR AN ORDINANCE TO AMEND CHAPTER 19,  
KAUAI COUNTY CODE 1987, AS AMENDED, RELATING TO  
PUBLIC PARKS AND RECREATION**

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BE IT ORDAINED BY THE COUNCIL OF THE COUNTY OF KAUAI, STATE OF HAWAII:

SECTION 1. Chapter 19, Article 1, Section 19-1.4 of the Kaua'i County Code 1987, as amended, is hereby amended as follows:

**"Sec. 19-1.4 General Prohibitions Applicable To All Parks And Recreation Facilities.**

- (a) No person at a park or recreation facility shall:
  - (1) Abandon any vehicle or other personal property.
  - (2) Leave any vehicle or other personal property unattended for longer than twenty-four (24) hours.
  - (3) Operate or use any audio devices including radios, television sets, musical instruments or noise-producing devices such as electric generators, or other equipment driven by motors or engines, in such a manner and at such times that produces unreasonable noise as defined in HRS Chapter 711-1101, unless authorized by the Director or his designated representative on a permit.
  - (4) Use utilities and appurtenances for non-recreational, commercial, or other activities, unless authorized by the Director or his designated representative on a permit.
  - (5) Install aerial or other special radio, telephone, or television equipment, unless authorized by the County Engineer or his designated representative on a permit.
  - (6) Operate or use public address systems, whether fixed, portable or mounted on a vehicle, unless authorized by the Director or his designated representative on a permit.
  - (7) Disturb or interfere with any other person occupying an area, or participating in any authorized activity.
  - (8) Lead or let loose any dogs or other domestic animals, unless authorized by the Director or his designated representative on a permit.
  - (9) Use, carry or possess firearms and weapons of any description, except for bows and arrows for archery competitions and air rifles for air rifle competitions when authorized by the Director or his designated representative on a permit.

(10) Drive or park motorized vehicles, including dune buggies, motorcycles, minicycles, and scooters, or ride horses, except on designated roads and parking areas, unless authorized by the County Engineer or his designated representative by signage or on a permit.

(11) Mark, deface, or remove any natural feature or natural resources.

(12) Destroy, injure, deface or remove in any manner any public building, sign, equipment, monument, marker or other structure.

(13) Destroy, dig or remove tree, shrub or other plant, unless authorized by the County Engineer or his designated representative on a permit.

(14) Construct or erect any building or structure of whatever kind, whether permanent or temporary in character, unless authorized by the County Engineer or his designated representative on a permit, except for a pre-fab and manufactured quick tent no larger than 20 feet x 20 feet for an event or gathering.

(15) Start a fire except within designated grills, portable grills, and fireplaces. No fire shall be left unattended and all fires shall be fully extinguished after use.

(16) Throw or drop a lighted cigarette, cigar, pipe heel, match or other burning material, except to start a fire within designated grills, portable grills, and fireplaces as allows in paragraph 15.

(17) Use roller skates, roller blades, skateboards, or bicycles except in designated areas authorized by the County Engineer or his designated representative through signage.

(18) Dance on any gymnasium floor while wearing shoes, provided that dancing with shoes shall be permitted if a protective covering over the floor is used.

(19) Dispose litter in other than designated trash receptacles.

(20) Possess or consume any intoxicating liquor between the hours of 11:00 P.M. and 6:00 A.M., provided that this section shall not apply to campers with valid camping permits.

(21) Operate or use air-horns, unless authorized by the Director or his designated representative on a permit, or to start or end events or races. As used herein, air-horn means a device intended to produce a sound signal by means of compressed air or gas or exhaust gas.

(b) Entering or remaining in a park area when [manifestly] obviously 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.

(c) County Employees authorized by the County Engineer or the Director shall have the authority to issue citations and charges for any violations of the provisions of this Section.

(d) Any person convicted of violating any provision of this Section or as the same may be amended or supplemented, shall be punished by a fine not exceeding \$500.00 nor less than \$15.00. In addition, the County shall have the right to avail itself of any civil remedy appropriate under the circumstances.

[(e) Expiration. Section 19-1.4(a)(20) is hereby repealed 18 months after its enactment.]”

SECTION 2. If any provision of this Ordinance, or application thereof to any person or circumstance is held invalid, the invalidity does not affect other provisions or applications of the Ordinance which can be given effect without the invalid provision or application, and to this end the provisions of this Ordinance are severable.

SECTION 3. Ordinance material to be repealed is bracketed. New Ordinance material is underscored. When revising, compiling, or printing this ordinance for inclusion in the Kawai'i County Code 1987, the brackets, bracketed material and underscoring need not be included.

SECTION 4. This Ordinance shall take effect upon its approval.

Introduced by:

  
Derek S. K. Kawakami

DATE OF INTRODUCTION:

Lihue, Kawai'i, Hawai'i