

State Of Hawaii
DEPARTMENT OF LAND AND NATURAL RESOURCES
Division of State Parks
Honolulu, Hawaii
April 11, 2008

Board of Land and Natural Resources
State of Hawaii
Honolulu, Hawaii

SUBJECT: Request for a Special Use Permit from the Friends of Donald Ikeda to use the Large Pavilion at the Wailoa River State Recreation Area in Hilo, Hawaii, for a Political Fundraiser.

The Friends of Donald Ikeda (Committee) is requesting the use of the large pavilion at the Wailoa River State Recreation Area (Event Site) to hold a political fundraiser (Event) on Thursday, August 21, 2008 (Exhibit A).

The proposed Special Use Permit will be for August 21, 2008 only. The Committee will pre-sell the tickets for the fundraiser. However, they would also like to have tickets available for sale at the door as well as to accept donations during the Event.

The Event, estimated to be attended by 300 supporters, will be from 5:00 p.m. to 7:00 p.m.

The submittal was sent to the Office of Hawaiian Affairs for their review. No comments were received.

RECOMMENDATION:

That the Board approve the issuance of a Special Use Permit to the Friends of Donald Ikeda to hold a political fundraiser (Event) at the large pavilion at the Wailoa River State Recreation Area (Event Site) in accordance with the representations above-mentioned and subject to the following conditions whereby the Permittee shall:

1. be allowed to sell tickets on the day of the Event and to accept contributions during the Event; provided, that the sale of alcoholic beverages is prohibited;
2. provide security for the Event to prevent, among other things, the possession and use of illegal drugs;
3. obtain all necessary County of Hawaii and State of Hawaii permits;

4. procure and maintain, at its own cost and expense, in full force and effect throughout the term of this Special Use permit, commercial general liability insurance, in an amount of at least \$1,000,000.00 for each occurrence and \$2,000,000.00 aggregate, with an insurance company or companies licensed to do business in the State of Hawaii. The policy or policies of insurance shall name the State of Hawaii as an additional insured. The insurance shall cover the entire Event Site, including all grounds and all roadways or sidewalks on or adjacent to the Event Site in the use or control of the Permittee;
5. operate food service in compliance with all applicable State Department of Health rules and regulations and the Fire Code of the County of Hawaii;
6. waive any and all claims they may have against the State of Hawaii and its respective officers, agents and employees, and agrees to defend, hold harmless and indemnify the State of Hawaii and its respective officers, agents and employees from any suits, actions and claims arising out of and in any way connected with the activities permitted under the permit;
7. not obstruct or unreasonably interfere with the general public in their normal use of the Wailoa River State Recreation Area;
8. be liable for repairs, replacement and/or payment for any damages incurred at the Event Site during the period of this permit;
9. pay the appropriate large pavilion rental fee together with an applicable refundable deposit and a \$100 per day commercial rental fee;
10. be responsible for clean up of the Event Site at the conclusion of the Event to the satisfaction of the Department;
11. provide supplies (i.e. toilet paper, soap, etc.) in the restrooms as needed, and shall monitor and clean the restroom on an hourly basis during the hours of the Event;
12. direct parking and traffic flow for the Event if required;
13. have the Event held within the confines of the large pavilion;
14. complete its Event, including clean up and vacate the Event Site prior to 12:00 midnight;

15. comply with any other conditions that may be imposed by the Department, the Board of Land and Natural Resources, the Chairperson and/or rule revisions adopted prior to the commencement of the Event.

Respectfully submitted,



Daniel S. Quinn
State Parks Administrator

APPROVED FOR SUBMITTAL:



LAURA H. THIELEN, Chairperson