

FIRST AMENDMENT ACTIVITIES

First Amendment activities requiring the use of a City park include expressive activities involving speech or conduct, the principal object of which is the expression, dissemination, or communication by verbal, visual, literary, or auditory means of political, religious, philosophical, or ideological opinions, views, or ideas and for which no fee is charged or required as a condition of participation in or attendance at such activity.

Permit requirement:

A park use permit is required when the First Amendment activity:

- Will be held at the Ala Moana Regional Park or Kapiolani Park **and** the activity will involve 150 or more people; **or**
- Will be held at a park other than Ala Moana Regional Park or Kapiolani Park **and** the activity will involve 75 or more people **or**
- the applicant desires to reserve or have exclusive use of a park or park facility (no minimum number of people).

How to Get a Permit:

- First, call the park and inquire whether the park will be available on your requested dates and times.

- Next, if a permit is required, complete and submit an "Application for Use of Park Facilities" form no later than three (3) working days before the event. If such request for a park use permit is due to a spontaneous event occasioned by news or affairs coming into public knowledge within forty-eight (48) hours, applicant shall provide written notice to the City at least twenty-four (24) hours or as soon as practicable prior to such event. The form can be obtained at any park or at the Parks Permits Office at 650 South King Street, Honolulu, Hawaii 96813. After your form has been received and processed you will be notified to pick up your permit at the Parks Permit Office.

- Deposits are not required for First Amendment activities so long as the applicant for a park use permit self-certifies that the applicant is unable to pay for the deposit.

Permit Conditions:

- The permit may contain such restrictions which are consistent with the protection and use of particular recreation facilities or park areas for the purpose for which it is established. It may also contain limitations on the equipment used and the time and area at which the event is allowed. However, the restrictions imposed shall be reasonable and not unduly restrict the applicant's ability to express views or engage in First Amendment activities.

- Permittee shall use its best efforts to supervise and control the event to prevent injury or damage; and maintain the premises during the use, including removal and disposal of debris and refuse. Upon expiration of the permit, permittee shall use its best efforts to promptly return the premises in as good condition as received, reasonable wear and tear excepted.

- Revised Ordinances Section 10-1.3(a)(8) governing the playing of musical instruments shall not apply to First Amendment activities.

- The Department of Parks and Recreation shall have the authority to revoke a permit upon reasonable notification and the opportunity to cure a violation of the conditions or standards for issuance as set forth in Revised Ordinances Chapter 10 and the rules promulgated thereunder.