

NOTICE OF PUBLICATION AND NOTICE OF PUBLIC HEARING

Notice is hereby given that the Kaua'i County Council will hold a public hearing on Wednesday, June 28, 2023, at 8:30 a.m., or soon thereafter, at the Council Chambers, 4396 Rice Street, Room 201, Historic County Building, Lihue, on the following:

Bill No. 2899

A BILL FOR AN ORDINANCE AMENDING CHAPTER 8, KAUA'I COUNTY CODE 1987, AS AMENDED, RELATING TO ZONING DESIGNATION IN PUHI, KAUA'I (*University of Hawai'i Community Colleges, Kaua'i Community College, Applicant*) (ZA-2023-3)

This Bill proposes to amend Chapter 8, Kaua'i County Code 1987, as amended, relating to zoning designation of the Kaua'i Community College Campus identified as Tax Map Key Nos. (4)-4-007:001 (Portion), (4) 3-4-007:002, and (4) 3-4-007:003, as shown on Zoning Map ZM-P400, from County-zoned "Open District (O)" and "Agriculture District (A)" to "University District (UNV)." The applicant is University of Hawai'i Community Colleges, Kaua'i Community College.

Any person may testify at the public hearing, and at any Council and Committee Meeting (at which time any Bill may be amended). Meeting notices and full-text Bills are available at least six (6) days in advance at the Office of the County Clerk, Council Services Division and kauai.gov/webcastmeetings. Written testimony may be submitted via counciltestimony@kauai.gov, mail, or fax. For further information, please call (808) 241-4188.

CERTIFICATE OF THE COUNTY CLERK

I hereby certify that the Kaua'i County Council passed on first reading and ordered to print Bill No. 2899 during the May 31, 2023 Council Meeting, by the following vote:

AYES:	Carvalho, Cowden, DeCosta, Kagawa, Kualii, Rapozo	TOTAL – 6,
NOES:	None	TOTAL – 0,
EXCUSED & NOT VOTING:	Bulosan	TOTAL – 1,
RECUSED & NOT VOTING:	None	TOTAL – 0.

Lihue, Hawai'i	/s/ Jade K. Fountain-Tanigawa
June 1, 2023	County Clerk, County of Kaua'i

NOTE: IF YOU NEED AN AUXILIARY AID/SERVICE, OTHER ACCOMMODATION DUE TO A DISABILITY, OR AN INTERPRETER FOR NON-ENGLISH SPEAKING PERSONS, PLEASE CONTACT THE OFFICE OF THE COUNTY CLERK, COUNCIL SERVICES DIVISION AT (808) 241-4188 OR COKCOUNCIL@KAUAI.GOV AS SOON AS POSSIBLE. REQUESTS MADE AS EARLY AS POSSIBLE WILL ALLOW ADEQUATE TIME TO FULFILL YOUR REQUEST.

UPON REQUEST, THIS NOTICE IS AVAILABLE IN ALTERNATE FORMATS SUCH AS LARGE PRINT, BRAILLE, OR ELECTRONIC COPY.

(One publication – The Garden Island – June 7, 2023)

**A BILL FOR AN ORDINANCE AMENDING CHAPTER 8,
KAUA'I COUNTY CODE 1987, AS AMENDED,
RELATING TO ZONING DESIGNATION IN PUHI, KAUA'I**

(University of Hawai'i Community Colleges, Kaua'i Community College, Applicant)
(ZA-2023-3)

BE IT ORDAINED BY THE COUNCIL OF THE COUNTY OF KAUA'I, STATE OF HAWAII:

SECTION 1. Findings and Purpose. The University District (UNV) zoning aims to accommodate areas of land that are utilized for university and campus-related uses and facilities. Given the vital role that the Kaua'i Community College plays in providing Kaua'i's community with higher education, the 2018 Kaua'i General Plan designated the parcels owned by the Kaua'i Community College within the University District.

The purpose of this Ordinance is to amend the Zoning Map ZM-P400 to change the County zoning of the Kaua'i Community College Campus (Tax Map Key Nos. (4)-4-007:001 (Portion), (4) 3-4-007:002, and (4) 3-4-007:003) from "Open District (O)" and "Agriculture District (A)" to "University District (UNV)."

SECTION 2. The zoning designation for that certain area in Puhi, Kaua'i, identified as Tax Map Key Nos. (4) 3-4-007:001 (Portion), (4) 3-4-007:002, and (4) 3-4-007:003 as shown on the Zoning Map ZM-P400 and on the map attached hereto and incorporated herein as "Exhibit 1" and incorporating herein the metes and bounds description identified in "Exhibit 2," is hereby amended from the County Zoned "Open District (O)" and "Agriculture District (A)" to "University District (UNV)."

SECTION 3. The Planning Department is directed to note the change on the official Zoning Map on file with the Commission. All applicable provisions of the Comprehensive Zoning Ordinance shall apply to the area rezoned herein.

SECTION 4. If any provision of this Ordinance or application thereof to any person or circumstance is held invalid, the invalidity does not affect the other provisions or applications of this Ordinance that can be given effect without the invalid provision or application, and to this end, the provisions of this Ordinance are severable.

SECTION 5. Ordinance material to be repealed is bracketed. New Ordinance material is underscored. When revising, compiling, or printing this Ordinance for inclusion in the Kaua'i County Code 1987, as amended, the brackets, bracketed material, and underscoring shall not be included.

SECTION 6. This Ordinance shall take effect upon its approval.

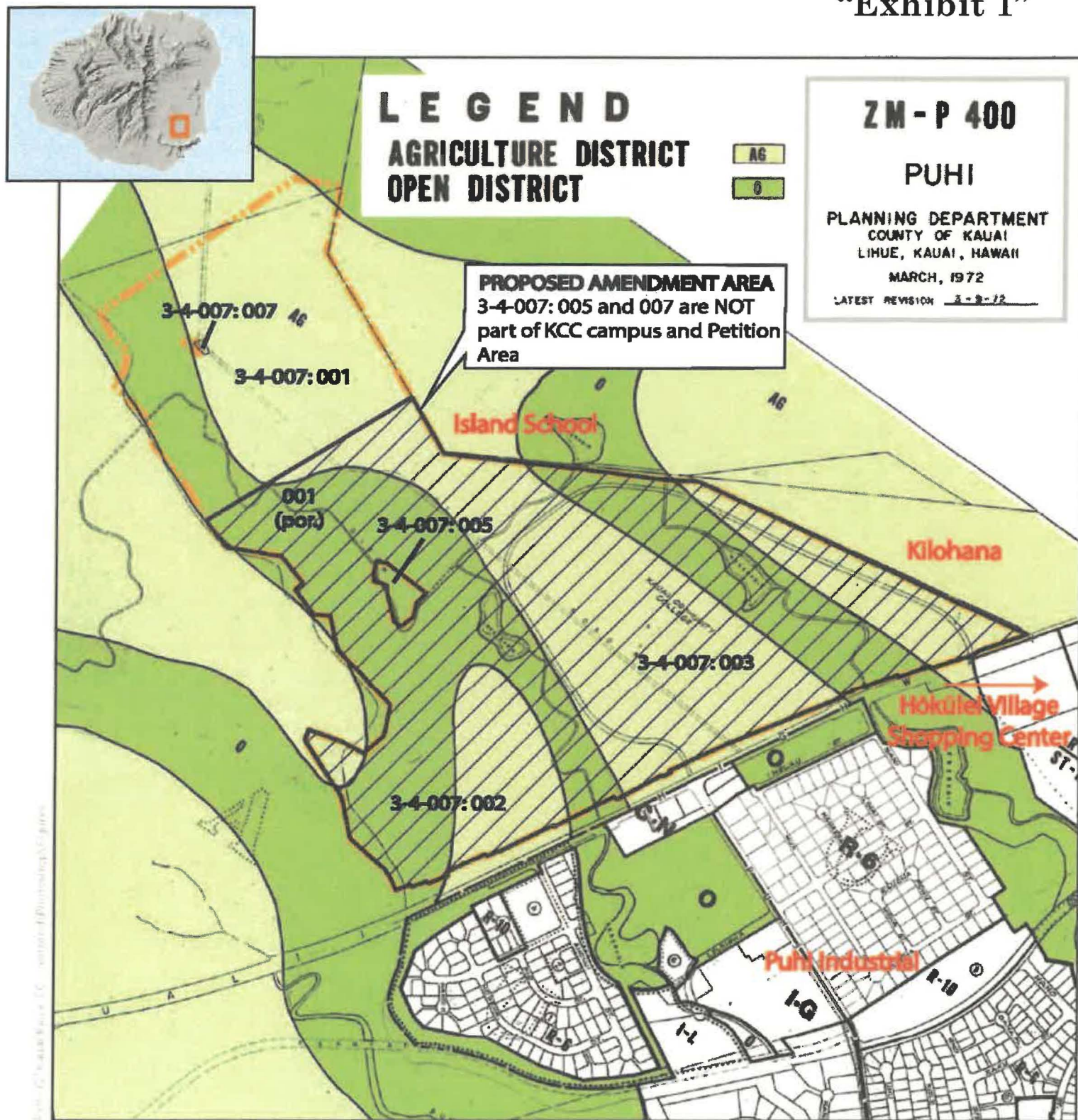
Introduced by: /s/ BERNARD P. CARVALHO, JR.
(By Request)

DATE OF INTRODUCTION

May 31, 2023

Lihu'e, Kaua'i, Hawai'i

V:\BILLS\2022-2024 TERM\Bill No. 2899 - (amended) ZA-2023-3 - UH Kauai Community College
AAO_ss.docx



LOCATION MAP SHOWING
 PROPOSED AMENDMENT to ZONING MAP ZM-P400
 from
 AGRICULTURE DISTRICT (A) and OPEN (O)
 to
 UNIVERSITY DISTRICT (UNV)
 TAX MAP KEY: (4) 3-4-007:001 (portion), 3-4-007:002,
 and 3-4-007:003
 PUHI, KAUAʻI, HAWAIIʻI

Legend



Proposed Amendment Area includes
 Parcel 001 (por.), 002, and 003



Kauai Community College

North



Linear Scale (feet)



PROPOSED KAUAI COMMUNITY COLLEGE URBAN DISTRICT BOUNDARY AMENDMENT

LOT A

Being a portion of Kauai Community College and being also portions of Lots 445-A-1 and 445-A-3 (Map 51) and Lot 1409 (Map 118) of Land Court Application 1087

Situate at Lihue, Puna, Kauai, Hawaii

Beginning at the Southeast corner of this parcel of land and on the Northwest side of Kaumualii Highway Widening (Federal Aid Project No. STP-05-1(26)), the coordinates of said point of beginning referred to Government Survey Triangulation Station “KILOHANA” being 9,084.69 feet South and 14,090.25 feet East and running by azimuths measured clockwise from true South:

1. 71° 58' 189.91 feet along the Northwest side of Kaumualii Highway Widening (Federal Aid Project No. STP-050-1(26));
2. Thence along same, on a curve to the left with a radius of 1,065.00 feet, the chord azimuth and distance being:

 67° 38' 20" 160.73 feet;
3. 71° 03' 260.31 feet along same;
4. 161° 03' 13.00 feet along a jog on the Northwest side of Kaumualii Highway Widening (Federal Aid Project No. STP-050-1(26));
5. 71° 03' 200.00 feet along the Northwest side of Kaumualii Highway Widening (Federal Aid Project No. STP-050-1(26));
6. 161° 03' 5.00 feet along a jog on the Northwest side of Kaumualii Highway Widening (Federal Aid Project No. STP-050-1(26));
7. 71° 03' 280.00 feet along the Northwest side of Kaumualii Highway Widening (Federal Aid Project No. STP-050-1(26));

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|-----|---|---|
| 8. | 341° 03' | 10.00 feet along a jog on the Northwest side of Kaumualii Highway Widening (Federal Aid Project No. STP-050-1(26)); |
| 9. | 71° 03' | 60.00 feet along the Northwest side of Kaumualii Highway Widening (Federal Aid Project No. STP-050-1(26)); |
| 10. | 341° 03' | 15.80 feet along a jog on the Northwest side of Kaumualii Highway Widening (Federal Aid Project No. STP-050-1(26)); |
| 11. | Thence along the Northwest side of Kaumualii Highway Widening (Federal Aid Project No. STP-050-1(26)), on a curve to the left with a radius of 6,070.00 feet, the chord azimuth and distance being: | |
| | 67° 06' 05" | 639.18 feet; |
| 12. | 64° 05' | 438.58 feet along same; |
| 13. | 334° 05' | 5.00 feet along a jog on the Northwest side of Kaumualii Highway Widening (Federal Aid Project No. STP-050-1(26)); |
| 14. | 59° 15' | 88.53 feet along the Northwest side of Kaumualii Highway Widening (Federal Aid Project No. STP-050-1(26)); |
| 15. | 82° 00' | 24.25 feet along same; |
| 16. | 64° 05' | 230.00 feet along same; |
| 17. | 154° 05' | 25.00 feet along a jog on the Northwest side of Kaumualii Highway Widening (Federal Aid Project No. STP-050-1(26)); |
| 18. | 64° 05' | 409.17 feet along the Northwest side of Kaumualii Highway Widening (Federal Aid Project No. STP-050-1(26)); |

19. 154° 05' 15.00 feet along a jog on the Northwest side of Kaumualii Highway Widening (Federal Aid Project No. STP-050-1(26));
20. 64° 05' 326.69 feet along the Northwest side of Kaumualii Highway Widening (Federal Aid Project No. STP-050-1(26));
21. Thence along same, on a curve to the right with a radius of 9,395.00 feet, the chord azimuth and distance being:
64° 14' 49.19.feet;
22. 154° 23' 15.00 feet along a jog on the Northwest side of Kaumualii Highway Widening (Federal Aid Project No. STP-050-1(26));
23. Thence along the Northwest side of Kaumualii Highway Widening (Federal Aid Project No. STP-050-1(26)), on a curve to the right with a radius of 9,380.00 feet, the chord azimuth and distance being:
64° 40' 30" 95.50 feet;
24. 154° 58' 15.00 feet along a jog on the Northwest side of Kaumualii Highway Widening (Federal Aid Project No. STP-050-1(26));
25. Thence along the Northwest side of Kaumualii Highway Widening (Federal Aid Project No. STP-050-1(26)), on a curve to the right with a radius of 9,365.00 feet, the chord azimuth and distance being:
65° 39' 223.38 feet;
26. 336° 20' 45.00 feet along a jog on the Northwest side of Kaumualii Highway Widening (Federal Aid Project No. STP-050-1(26));

27. Thence along the Northwest side of Kaumualii Highway Widening (Federal Aid Project No. STP-050-1(26)), on a curve to the right with a radius of 9,410.00 feet, the chord azimuth and distance being:
- 66° 50' 164.23 feet;
28. 157° 20' 30.00 feet along a jog on the Northwest side of Kaumualii Highway Widening (Federal Aid Project No. STP-050-1(26));
29. Thence along the Northwest side of Kaumualii Highway Widening (Federal Aid Project No. STP-050-1(26)), on a curve to the right with a radius of 9,380.00 feet, the chord azimuth and distance being:
- 67° 34' 76.40 feet;
30. 157° 48' 20.00 feet along a jog on the Northwest side of Kaumualii Highway Widening (Federal Aid Project No. STP-050-1(26));
31. Thence along the Northwest side of Kaumualii Highway Widening (Federal Aid Project No. STP-050-1(26)), on a curve to the right with a radius of 9,360.00 feet, the chord azimuth and distance being:
- 67° 58' 48.5" 58.86 feet;
32. 157° 04' 28.59 feet along Lot 1556-A (Map 172) of Land Court Application 1087;
33. 144° 41' 76.00 feet along same;
34. 130° 29' 264.30 feet along same;
35. 164° 41' 30" 267.60 feet along same;
36. 146° 05' 365.00 feet along same;
37. 172° 36' 68.43 feet along same;

38.	281° 58'	140.50 feet along same;
39.	289° 18'	132.70 feet along same;
40.	307° 58'	92.15 feet along same;
41.	224° 17'	168.00 feet along same;
42.	195° 13'	181.75 feet along same;
43.	145° 00'	147.20 feet along same;
44.	129° 48'	176.40 feet along same;
45.	136° 05'	138.50 feet along same;
46.	164° 46'	185.80 feet along same;
47.	113° 39'	129.80 feet along same;
48.	147° 03'	117.00 feet along same;
49.	182° 08'	84.80 feet along same;
50.	146° 53'	139.00 feet along same;
51.	98° 02'	133.40 feet along same;
52.	105° 30'	190.65 feet along same;
53.	124° 00'	80.25 feet along same;
54.	145° 54'	157.56 feet along same;
55.	239° 00'	559.22 feet along remainder of Lot 1409 (Map 118);
56.	270° 51'	17.28 feet along Lot 1408 (Map 118) of Land Court Application 1087;
57.	180° 51'	10.74 feet along same;

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| 58. 239° 00' | 783.57 feet along remainder of Lot 1409 (Map 118) of Land Court Application 1087; |
| 59. 329° 00' | 363.48 feet along Grant 188, Apana 1 to W.L. Lee along remainder of R. P. 4478, L.C. Aw. 7713, Ap. 2, Part 2 to V. Kamamalu; |
| 60. 275° 28' | 1,444.00 feet along same; |
| 61. 294° 07' 30" | 2,169.10 feet along same; |
| 62. 307° 51' | 37.20 feet along same; |
| 63. 308° 33' | 3.58 feet along same to the point of beginning and containing a GROSS AREA of 149.617 Acres, and a NET AREA of 148.370 Acres after deducting 1.247 Acres of Lot 445-A-4 (Map 51) of Land Court Application 1087. |

January 27, 2014
Honolulu, Hawaii

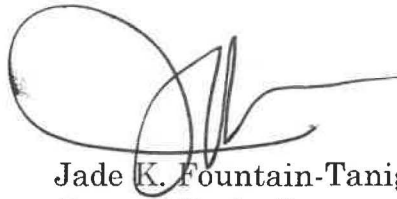
Wilfred Y. K. Chin
Licensed Professional Land Surveyor
Certificate Number 3499
License Expires April 30, 2014

CERTIFICATE OF THE COUNTY CLERK

I hereby certify that heretofore attached is a true and correct copy of Bill No. 2899, which was passed on first reading and ordered to print by the Council of the County of Kaua'i at its meeting held on May 31, 2023, by the following vote:

FOR PASSAGE:	Carvalho, Cowden, DeCosta, Kagawa, Kuali'i, Rapozo	TOTAL – 6,
AGAINST PASSAGE:	None	TOTAL – 0,
EXCUSED & NOT VOTING:	Bulosan	TOTAL – 1,
RECUSED & NOT VOTING:	None	TOTAL – 0.

Līhu'e, Hawai'i
June 1, 2023



Jade K. Fountain-Tanigawa
County Clerk, County of Kaua'i