



**OFFICE OF THE MAYOR  
THE COUNTY OF KAUAI**

**DEREK S. K. KAWAKAMI, MAYOR  
MICHAEL A. DAHLIG, MANAGING DIRECTOR**

**Mayor's Emergency Rule #1 (MODIFIED)**

Pursuant to HRS §127A-12(a)(5)(D), §127A-12(b)(13), §127A-12(c)(12), §127A-25, HRS § 264- 1.5 and HRS § 264-62 access to the Lumaha'i-Wainiha-Hā'ena Area will be limited to:

1. Residents (no visitors); provided that visitors who have verified reservations with a vacation rental holding a valid non-conforming use certificate may access the area;
2. County/State/Federal governmental employees and verified governmental contractors;
3. Employees and volunteers for the following types of NGOs:
  - a. Utility providers;
  - b. Recognized humanitarian/disaster response and recovery entities;
  - c. Insurance industry - Serving verified residents/property owners;
  - d. Residential or infrastructure construction/repair contractors – Serving verified residents/property owners;
  - e. Area businesses and non-profits engaged by County/State/Federal government in response/recovery operations; and
  - f. Other NGO entities, as approved or requested by the County of Kaua'i, State of Hawai'i or the federal government.
4. Vehicles with a GVWR of 8 Tons (16,000 lbs.) and under, with DOT-authorized exceptions for appropriate emergency response vehicles.
5. Violation of this rule is a misdemeanor, subject to penalty per HRS §127A-29.

**Penalty per §127A-29:**

Any person violating any rule of the governor or mayor prescribed and promulgated pursuant to this chapter and having the force and effect of law, shall, if it shall be so stated in the rule, be guilty of a misdemeanor. Upon conviction, the person shall be fined not more than \$5,000, or imprisoned not more than one year, or both.



Any person who intentionally, knowingly, or recklessly destroys, damages, or loses any shelter, protective device, or warning or signal device, shall if the same was installed or constructed by the United States, the State, or a county, or is the property of the United States, the State, or a county, be fined the cost of replacement, or imprisoned not more than one year, or both. The governor or mayor, may, by rule, make further provisions for the protection from misuse of shelters, protective devices, or warning and signal devices.

**Term:** Effective April 29, 2018, through June 28, 2019, subject to modification.



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Derek S.K. Kawakami