

**Bernard P. Carvalho, Jr.**  
Mayor



**Wallace G. Rezendes, Jr.**  
Managing Director

**OFFICE OF THE MAYOR**  
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OFFICE OF THE MAYOR  
COUNTY OF KAUA'I

### **THIRD SUPPLEMENTARY EMERGENCY PROCLAMATION**

By the authority vested in me as Mayor by the Constitution and laws of the State of Hawai'i and Charter and laws of the County of Kaua'i, in order to provide relief for disaster damages, losses, and suffering, and to protect the health, safety, and welfare of the people, I, BERNARD P. CARVALHO, JR., Mayor of the County of Kaua'i, hereby determine, designate, and proclaim as follows:

WHEREAS, pursuant to section 127A-14, Hawai'i Revised Statutes, the Mayor determined by Emergency Proclamation on April 14, 2018, that an emergency or disaster had occurred, or there was an imminent danger or threat of an emergency or disaster;

WHEREAS, pursuant to section 127A-14, Hawai'i Revised Statutes, the Mayor determined by Supplementary Emergency Proclamations on April 22, 2018, and May 23, 2018 that it had become necessary to supplement the Emergency Proclamation of April 14, 2018, relating to heavy rains and flooding in the County of Kaua'i;

WHEREAS, pursuant to Chapter 127A, Hawai'i Revised Statutes, the Mayor is authorized to exercise all enumerated powers set forth in 127A, Hawai'i Revised Statutes, pertaining to emergency management;

WHEREAS, Chapter 127A, Hawai'i Revised Statutes shall be liberally construed to effectuate its purposes including but not limited to address emergencies, provide for emergency management, and to perform emergency management functions; and

WHEREAS, it has become necessary to supplement my previous Emergency Proclamations of April 14, 2018, April 22, 2018, and May 23, 2018 relating to heavy rains and flooding in the County of Kaua'i, to provide for the restoration, renovation, replacement, or reconstruction of county facilities and county property damaged or lost as result of the disaster event;

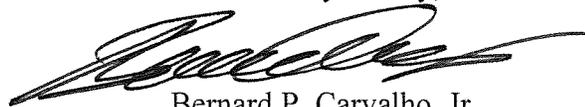
NOW, THEREFORE, I, BERNARD P. CARVALHO, JR., Mayor of the County of Kaua'i, hereby determine that an emergency or disaster contemplated by section 127A-14, Hawai'i Revised Statutes, continues to threaten the County of Kaua'i and do hereby proclaim the

County of Kaua'i to be a disaster area for the purpose of implementing the emergency management functions as allowed by law and continue and extend my Emergency Proclamations of April 14, 2018, April 22, 2018, and May 23, 2018 relating to heavy rains and flooding in order to provide for further emergency management and emergency management functions and hereby authorize and invoke the following measures under the Hawai'i Revised Statutes:

- A. Section 127A-12, Hawai'i Revised Statutes, emergency management powers, and all powers enumerated thereunder.
- B. Section 127A-13(b), Hawai'i Revised Statutes, additional powers in an emergency period, including but not limited to:
  - (1) The suspension of any county permitting requirements in order to relieve hardships and inequities, or obstructions to the public health, safety, or welfare in order to implement emergency management functions and provide for the restoration, renovation, replacement, or reconstruction of county facilities and county property damaged or lost as result of the disaster event; and
  - (2) The suspension of any county permitting requirements that relate to the restoration, renovation, replacement, or reconstruction of county facilities and county property damaged or lost as result of the disaster event which impede or tend to impede or be detrimental to the expeditious and efficient execution of, or to conflict with, emergency functions, including laws which by this chapter specifically are made applicable to emergency personnel.

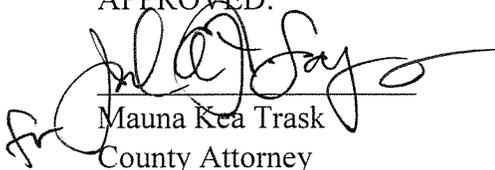
I FURTHER DECLARE that all the provisions of my Emergency Proclamation of April 14, 2018, and my Supplemental Emergency Proclamations of April 22, 2018 and May 23, 2018, as well as all emergency rules promulgated pursuant thereto, including the provisions and applicability of section 127A-30, Hawai'i Revised Statutes, shall remain in full force and effect and are hereby included in the provisions of this Third Supplementary Emergency Proclamation and the disaster relief or emergency period shall now continue until terminated sixty days after this day or by a separate proclamation, whichever occurs first. Notwithstanding the termination of a disaster relief or emergency period, any contracts, agreements, procurements, programs, or employment of personnel entered into, started, amended, or continued by reason of the provisions of these proclamations shall continue.

Done at the County of Kaua'i  
This 11<sup>th</sup> day of July, 2018



Bernard P. Carvalho, Jr.,  
Mayor, County of Kaua'i

APPROVED:



Mauna Kea Trask  
County Attorney