

NOTICE OF PUBLICATION AND NOTICE OF PUBLIC HEARING

OFFICE OF  
THE COUNTY CLERK  
COUNTY OF KAUAI

Notice is hereby given that the Council of the County of Kaua'i will hold a public hearing on Wednesday, October 23, 2019, at 1:30 p.m., or soon thereafter, at the Council Chambers, 4396 Rice Street, Room 201, Historic County Building, Lihu'e, on the following:

Bill No. 2742

A BILL FOR AN ORDINANCE AMENDING CHAPTER 6, ARTICLE 9, KAUAI COUNTY CODE 1987, AS AMENDED, RELATING TO THE HOUSING DEVELOPMENT FUND

This Bill proposes to amend Chapter 6, Kaua'i County Code 1987, as amended, by amending Section 6-9.4, Appropriations, to allow for expenditures from the Housing Development Fund for efforts associated with the Department of Water's Facilities Reserve Charge (FRC) for Additional Rental Units (ARUs) certified as affordable by the Housing Agency.

Bill No. 2742 is part of a package of six (6) proposals (along with Bill No. 2740, Bill No. 2741, Bill No. 2743, Bill No. 2744, and Bill No. 2745) intended to incentivize the development of Additional Rental Units (ARUs).

All interested persons who wish to present their comments may do so at the public hearing. Written testimony prior to the hearing would be appreciated. Written testimony can be submitted to the Office of the County Clerk, Council Services Division by mail, facsimile, or via E-mail to counciltestimony@kauai.gov. Copies of the Bill are available at the Office of the County Clerk, Council Services Division.

(The Council Committee or Council may amend this Bill at their subsequent meetings. Meeting notices are posted at least six (6) days in advance at the County Clerk's Office and the public may also testify at any of these meetings.)

CERTIFICATE OF THE COUNTY CLERK

I hereby certify that the foregoing Bill No. 2742 was passed on first reading and ordered to print by the Council of the County of Kaua'i at its meeting held on September 25, 2019, by the following vote:

AYES: Brun, Chock, Cowden, Evslin, Kaneshiro	TOTAL – 5,
NOES: None	TOTAL – 0,
EXCUSED & NOT VOTING: Kagawa, Kualii	TOTAL – 2,
RECUSED & NOT VOTING: None	TOTAL – 0.

Lihu'e, Hawai'i  
September 25, 2019

/s/ Jade K. Fountain-Tanigawa  
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 – October 2, 2019)

**A BILL FOR AN ORDINANCE AMENDING CHAPTER 6,  
ARTICLE 9, KAUA'I COUNTY CODE 1987, AS AMENDED,  
RELATING TO THE HOUSING DEVELOPMENT FUND**

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

SECTION 1. Chapter 6, Article 9, Kaua'i County Code 1987, as amended, is hereby amended by amending Sec. 6-9.4, Appropriations, to read as follows:

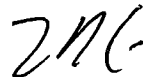
“Appropriations for expenditures from the housing development fund shall be pursuant to ordinance and limited to government affordable and workforce housing projects developed by or in conjunction with the Kaua'i County Housing Agency which shall include plans, land acquisition, onsite, offsite, and building construction, interim construction financing, administrative project costs, buybacks, efforts associated with the Department of Water Facilities Reserve Charge for additional rental units certified as affordable by the Housing Agency, and other related government affordable and workforce housing expenditures as authorized by the Council. When possible, appropriation from the development trust account shall be for an affordable, workforce, or employee housing project that is located within the same real property tax zone as the development that generated the in-lieu fees.”

SECTION 2. If any provision of this Ordinance or the application thereof to any person or circumstance is held invalid, the invalidity does not affect other provisions or applications of the Ordinance which can be given effect without the invalid provision or application, and to this end, the provisions of this Ordinance are severable.

SECTION 3. New material is underscored. When revising, compiling, or printing this Ordinance for inclusion in the Kaua'i County Code 1987, as amended, the underscoring need not be included.

SECTION 5. This Ordinance shall take upon its approval.

Introduced by:



LUKE A. EVSLIN



MASON K. CHOCK

DATE OF INTRODUCTION:

**September 25, 2019**

Līhu'e, Kaua'i, Hawaii

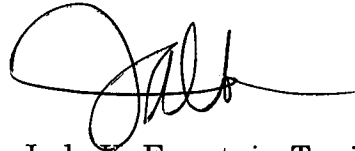
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CERTIFICATE OF THE COUNTY CLERK

I hereby certify that heretofore attached is a true and correct copy of Bill No. 2742, which was passed on first reading and ordered to print by the Council of the County of Kaua'i at its meeting held on September 25, 2019, by the following vote:

FOR PASSAGE:	Brun, Chock, Cowden, Evslin, Kaneshiro	TOTAL – 5,
AGAINST PASSAGE:	None	TOTAL – 0,
EXCUSED & NOT VOTING:	Kagawa, Kualii	TOTAL – 2,
RECUSED & NOT VOTING:	None	TOTAL – 0.

Lihu'e, Hawai'i  
September 25, 2019



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