

NOTICE OF PUBLICATION AND NOTICE OF PUBLIC HEARING

20 FEB 20 P3:2

Notice is hereby given that the Council of the County of Kaua'i will hold a public hearing on Wednesday, March 25, 2020, at 1:30 p.m., or soon thereafter, at the Council Chambers, 4396 Rice Street, Room 201, Historic County Building, Līhu'e, on the following:

OFFICE OF  
COUNTY CLERK  
COUNTY OF KAUAI

Bill No. 2755

A BILL FOR AN ORDINANCE AMENDING SECTION 8-4.3(a), KAUAI COUNTY CODE 1987, AS AMENDED, RELATING TO DEVELOPMENT STANDARDS FOR RESIDENTIAL STRUCTURES NOT INVOLVING THE SUBDIVISION OF LAND (*Kaua'i County Council, Applicant*) (ZA-2020-5)

This Bill proposes to amend Section 8-4.3(a), Kaua'i County Code 1987, as amended, relating to Residential Development Standards For Residential Structures Not Involving The Subdivision Of Land, to remove the minimum lot requirements in the Residential District. Currently, the minimal parcel area on which two (2) or more single family dwelling units developed shall be twelve thousand (12,000) square feet, and two (2) or more multiple family dwelling units developed shall be ten thousand (10,000) square feet; this bill is intended to remove these requirements.

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. 2755 was passed on first reading and ordered to print by the Council of the County of Kaua'i at its meeting held on February 19, 2020, by the following vote:

AYES: Brun, Chock, Cowden, Evslin, Kagawa, Kualii, Kaneshiro	TOTAL - 7,
NOES: None	TOTAL - 0,
EXCUSED & NOT VOTING: None	TOTAL - 0,
RECUSED & NOT VOTING: None	TOTAL - 0.

Līhu'e, Hawai'i  
February 20, 2020

/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 – February 26, 2020)

**A BILL FOR AN ORDINANCE AMENDING SECTION 8-4.3(a),  
KAUAI COUNTY CODE 1987, AS AMENDED,  
RELATING TO DEVELOPMENT STANDARDS FOR RESIDENTIAL  
STRUCTURES NOT INVOLVING THE SUBDIVISION OF LAND**

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BE IT ORDAINED BY THE COUNCIL OF THE COUNTY OF KAUAI, STATE OF HAWAII:

SECTION 1. Chapter 8, Kauai County Code 1987, as amended, is hereby amended by amending Subsection 8-4.3(a) as follows:

“(a) Parcel Area. The parcel area required for single family detached dwelling units shall be calculated in accordance with the density and acreage limitations in the particular Residential Density District, as provided in Sec. 8-4.2, except that, one (1) single family detached dwelling unit may be constructed on any legal lot or parcel of record as of August 17, 1972, even if the lot or parcel is smaller than is required in the density district in which the lot or parcel is located.

[(2) Subject to the density and acreage limitations in the particular Residential Density District, as provided in Sec. 8-4.2, the minimum parcel area on which two (2) or more attached single family dwellings may be developed shall be twelve thousand (12,000) square feet.

(3) Subject to the density and acreage limitations in the particular Residential Density District, as provided in Sec. 8-4.2, the minimum parcel area on which two (2) or more multiple family dwelling units may be developed shall be ten thousand (10,000) square feet.]”

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. Ordinance material to be repealed is bracketed. New material is underscored. When revising, compiling, or printing this Ordinance for inclusion in the Kauai County Code 1987, as amended, the brackets, bracketed material, and underscoring need not be included.

SECTION 4. This Ordinance shall take effect upon its approval.

Introduced by:



LUKE A. EVSLIN

DATE OF INTRODUCTION:

**February 19, 2020**

Līhu'e, Kaua'i, Hawai'i

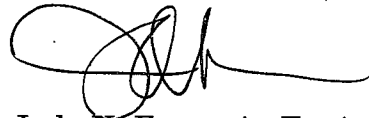
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CERTIFICATE OF THE COUNTY CLERK

I hereby certify that heretofore attached is a true and correct copy of Bill No. 2755, which was passed on first reading and ordered to print by the Council of the County of Kaua'i at its meeting held on February 19, 2020, by the following vote:

FOR PASSAGE:	Brun, Chock, Cowden, Evslin, Kagawa, Kualii, Kaneshiro	TOTAL - 7,
AGAINST PASSAGE:	None	TOTAL - 0,
EXCUSED & NOT VOTING:	None	TOTAL - 0,
RECUSED & NOT VOTING:	None	TOTAL - 0.

Lihu'e, Hawai'i  
February 20, 2020



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