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OFFICE OF
COUNTY CLERK
UNTY OF KAUA'I

NOTICE OF PUBLICATION AND NOTICE OF PUBLIC HEARING

Notice is hereby given that the Council of the County of Kaua'i will hold a public hearing on Wednesday, February 20, 2019, 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:

Bill No. 2733

A BILL FOR AN ORDINANCE AMENDING ZONING DESIGNATION IN KAPAHI, KAUA'I *(Baird Family Limited Partnership, Applicant) (ZA-2018-1)*

This Bill proposes to amend Zoning Map ZM-500 and a portion of property (approximately 1.98 acres), identified as Tax Map Key No. (4) 4-4-013:002, from County-zoned "Open District" to "Agriculture District," subject to the condition stated in the Bill. The applicant is Baird Family Limited Partnership.

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 its 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. 2733 was passed on first reading and ordered to print by the Council of the County of Kaua'i at its meeting held on January 23, 2019, by the following vote:

AYES: Brun, Cowden, Evslin, Kagawa, Kuali'i, Kaneshiro	TOTAL – 6,
NOES: None	TOTAL – 0,
EXCUSED & NOT VOTING: Chock	TOTAL – 1.
RECUSED & NOT VOTING: None	TOTAL – 0.

Līhu'e, Hawai'i
January 24, 2019

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

NOTE: SPECIAL ACCOMMODATIONS AND SIGN LANGUAGE INTERPRETER AND INTERPRETERS FOR NON-ENGLISH SPEAKING PERSONS ARE AVAILABLE UPON REQUEST FIVE (5) DAYS PRIOR TO THE MEETING DATE, TO THE COUNTY CLERK, 4396 RICE STREET, SUITE 209, LĪHU'E, KAUA'I, HAWAI'I, 96766. TELEPHONE NO. (808) 241-4188. FACSIMILE NO. (808) 241-6349.

(One publication – The Garden Island – January 29, 2019)

ORDINANCE NO. _____ BILL NO. 2733

A BILL FOR AN ORDINANCE AMENDING ZONING DESIGNATION IN KAPAHI, KAUA'I

(Baird Family Limited Partnership, Applicant) (ZA-2018-1)

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

SECTION 1. The zoning designation for that certain area in Kapahi, Kaua'i, identified as Tax Map Key: (4) 4-4-013:002 as shown on Zoning Map ZM-500 and on the map attached hereto and incorporated herein as Exhibit ZA-2018-1, is hereby amended from County Zoned "Open District (O)" to "Agriculture District (A)," subject to the following conditions:

1. Due to the topography of the area, there shall be no structure or building established within the proposed setback line. This restriction shall be included in the covenants.

SECTION 2. The Planning Department is directed to note the change on the official Zoning Map on file with the County of Kaua'i Planning Commission. All applicable provisions of the Comprehensive Zoning Ordinance shall apply to the area rezoned herein.

SECTION 3. Severability Clause. If any provision of this Article or the application thereof to any person or circumstance is held invalid, the validity of the remainder of this Article and the application of such provisions to other persons or circumstances shall not be affected thereby.

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

Introduced by:

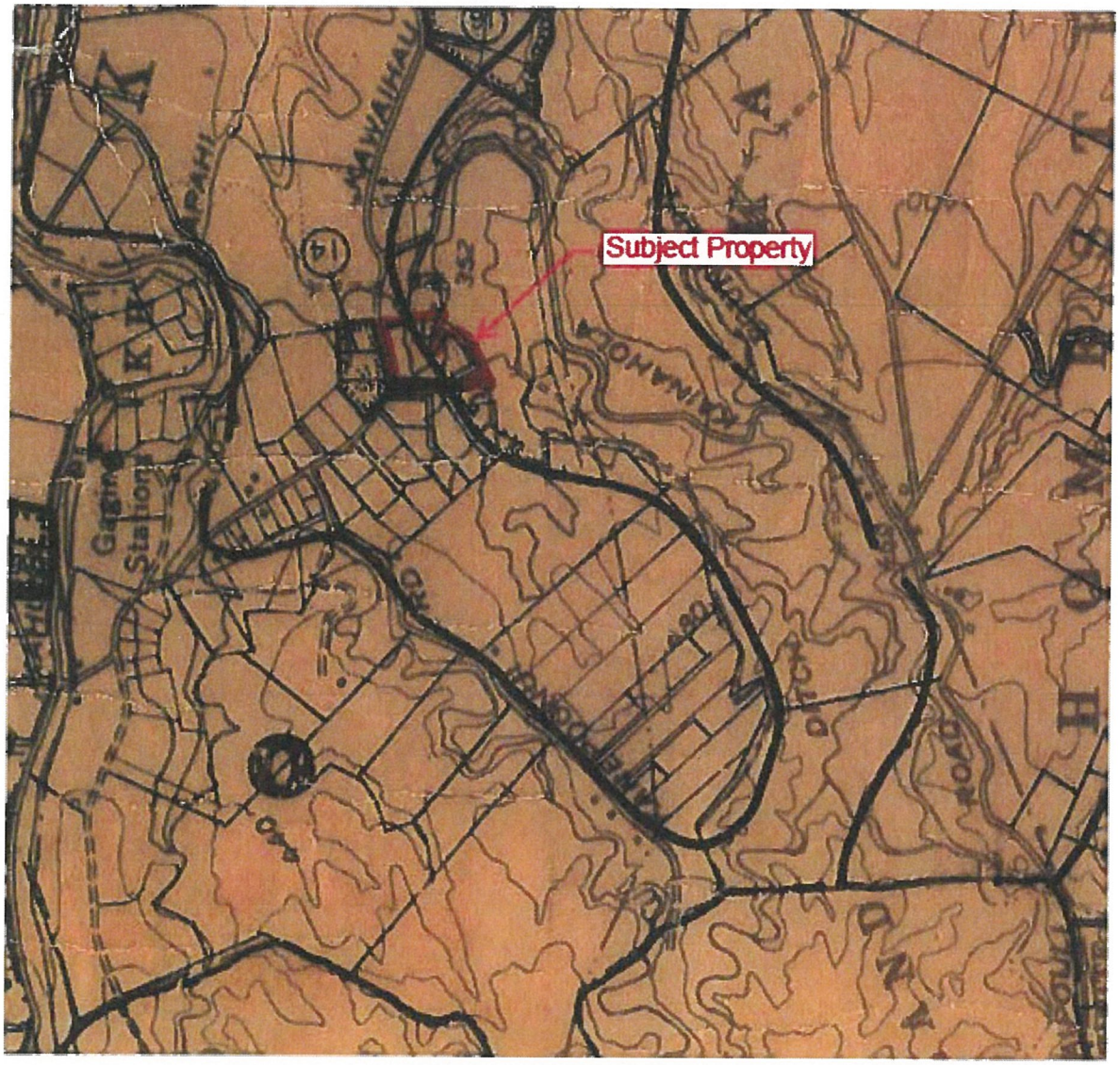
MASON K. CHOCK
(By Request)

DATE OF INTRODUCTION:

January 23, 2019

Līhu'e, Kaua'i, Hawai'i

V:\BILLS\2018-2020 TERM\Zoning Amendment ZA-2018-1 Kapahi (MC) CT:aa



Location Map Showing

Proposed amendment to Zoning Map ZM-500
From
Open District (O)
To
Agriculture District (A)
TMK: 4-4-013:002

Kapahi, Kauai

ZA-2018-1

Baird Family Limited Partnership

CERTIFICATE OF THE COUNTY CLERK

I hereby certify that heretofore attached is a true and correct copy of Bill No. 2733, which was passed on first reading and ordered to print by the Council of the County of Kaua'i at its meeting held on January 23, 2019, by the following vote:

FOR PASSAGE:	Brun, Cowden, Evslin, Kagawa, Kuali'i, Kaneshiro	TOTAL – 6,
AGAINST PASSAGE:	None	TOTAL – 0,
EXCUSED & NOT VOTING:	Chock	TOTAL – 1,
RECUSED & NOT VOTING:	None	TOTAL – 0.

Līhu'e, Hawai'i
January 24, 2019

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