

COUNTY COUNCIL

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As of December 13, 2017, 4:30 p.m.

Attached is a Floor Amendment that was introduced and approved (except for item 3; item 9 was approved as amended as shown on the following page) at the December 13, 2017 Special Planning Committee Meeting.

Item 9 was approved as amended as follows:

9. Amend Bill No. 2666 by amending the booklet entitled “Planning Commission Draft” dated “June, 2017,” including all Appendices (e.g., page 384, Appendix G – Action Matrix), by amending page 104, by adding new items A.7., A.8., and A.9. as follows:

“7. Support the protection, restoration, and enhancement of surface and subsurface water resources, stream habitats, and **priority** watershed areas to support: groundwater aquifer recharge; aquatic and environmental processes; riparian, scenic, recreational, and Native Hawaiian cultural resources; and constitutionally-protected Native Hawaiian traditional and customary practices.

8. Support mauka to makai streamflow, which is essential to the survival of native stream life.

9. Support mediated agreements, such as that in Waimea, to restore streamflows to **meet public trust purposes for** Wailua River, Hule‘ia River, and others, while avoiding costly litigation.”

(December 13, 2017)

FLOOR AMENDMENT

Bill No. 2666, Update to the General Plan of the County of Kauaʻi

Introduced by: COUNCILMEMBER MEL RAPOZO

AMENDMENT	PLANNING DEPARTMENT'S POSITION (<i>INFORMATIONAL ONLY</i>)
<p>1. Amend Bill No. 2666 by amending the booklet entitled “Planning Commission Draft” dated “June, 2017,” including all Appendices (e.g., page 387, Appendix G – Action Matrix), by amending page 115, item A.6. as follows:</p> <p>“[Design] When possible, encourage the design of affordable residential projects with civic spaces, shade trees, and pedestrian/bicycle amenities to enhance livability, equity, and safe transit options, especially for children.”</p>	Support
<p>2. Amend Bill No. 2666 by amending the booklet entitled “Planning Commission Draft” dated “June, 2017,” including all Appendices (e.g., page 399, Appendix G – Action Matrix), by amending page 129, item B.4. as follows:</p> <p>“[Determine] Address the feasibility and practicality of accommodating luggage, surfboards, and other large objects on County and private buses.”</p>	Support
<p>3. Amend Bill No. 2666 by amending the booklet entitled “Planning Commission Draft” dated “June, 2017,” including all Appendices, by amending Figure 5-1 (Kauaʻi Land Use Map) (page 225), Figure 5-3 (Hanapēpē-ʻEleʻele Land Use Map) (page 229), and Figure 5-4 (South Kauaʻi Land Use Map) (page 231) as attached (See Attachment 1) to remove all reference to “provisional agriculture” and “provisional resort” and return the designated areas to “agriculture.”</p>	Does not support

PROPOSALS FROM MĀLAMA MĀHĀ‘ULEPŪ

<p>4. Amend Bill No. 2666 by amending the booklet entitled “Planning Commission Draft” dated “June, 2017,” including all Appendices (e.g., page 393, Appendix G – Action Matrix), by amending page 176, by adding a new item A.9. as follows:</p> <p style="padding-left: 40px;"><u>“Preserve Māhā‘ulepū, a wahi pana, where scenic landmarks, natural resources, archaeological sites (including Waiopili Heiau), and burials are found along with subsistence fishing and gathering, agriculture, research and education, and recreation.”</u></p>	<p>No position</p>
<p>5. Amend Bill No. 2666 by amending the booklet entitled “Planning Commission Draft” dated “June, 2017,” including all Appendices (e.g., page 424, Appendix G – Action Matrix), by amending page 177, by adding a new item D.6. as follows:</p> <p style="padding-left: 40px;"><u>“Commence a collaborative planning effort to explore options that would make it possible to preserve the irreplaceable natural and cultural resources of Māhā‘ulepū and to sustain the special experiences of this place.”</u></p>	<p>Support</p>
<p>6. Amend Bill No. 2666 by amending the booklet entitled “Planning Commission Draft” dated “June, 2017,” including all Appendices, by amending page 209, by delating items A.4. and A.5. (with appropriate renumbering as needed) as follows:</p> <p style="padding-left: 40px;">“4. Explore options for permanent public access to privately owned areas, such as the Māhā‘ulepū coastline. Consider use of conservation easements and other tools.</p> <p style="padding-left: 40px;">5. Manage access where necessary to preserve Māhā‘ulepū’s natural and cultural resources and to ensure public safety. Consider providing a comfort station and visitor education resources on the rich natural and cultural heritage of the area.”</p>	<p>Does not support</p>

PROPOSALS FROM DR. MEHANA BLAICH VAUGHAN (11/27/2017)

<p>7. Amend Bill No. 2666 by amending the booklet entitled “Planning Commission Draft” dated “June, 2017,” including all Appendices, by amending page 44 as follows:</p> <p>“The health of our island is the health of our community, and it starts with protecting our watersheds. . . . Traditional approaches of land use and resource management promote our sense of place and also make environmental sense when seeking options that balance our growing community and the need to maintain healthy watersheds. <u>Though current estimates show water withdrawals under maximum sustainable yield for much of the county, and though Kaua‘i is not a regulated groundwater area, there are increasing concerns and questions regarding future availability of both surface and groundwater. This plan will need to be adapted to reflect updated projections in light of climate change and increasing evidence that groundwater withdrawals may reduce stream flow and vice versa. Water conservation and reuse, and stream restoration are key measures to ensure sustainable water supply on our island in future.</u>”</p>	<p>Support</p>
<p>8. Amend Bill No. 2666 by amending the booklet entitled “Planning Commission Draft” dated “June, 2017,” including all Appendices, by amending page 97 as follows:</p> <p><u>“Water is held in trust by the state, for the benefit of the people. Public trust purposes, which receive priority over private commercial uses, include domestic uses, Native Hawaiian and traditional and customary rights, appurtenant rights, environmental protection, and reservations for the Department of Hawaiian Home Lands.</u> Effective watershed management requires both landscape-scale conservation and site-specific mitigation all while balancing human uses with resource protection.”</p>	<p>Support</p>
<p>9. Amend Bill No. 2666 by amending the booklet entitled “Planning Commission Draft” dated “June, 2017,” including all Appendices (e.g., page 384, Appendix G – Action Matrix), by amending page 104, by adding new items A.7., A.8., and</p>	<p>Does not support</p>

<p>A.9. as follows:</p> <p><u>“7. Support the protection, restoration, and enhancement of surface and subsurface water resources, stream habitats, and priority watershed areas to support: groundwater aquifer recharge; aquatic and environmental processes; riparian, scenic, recreational, and Native Hawaiian cultural resources; and constitutionally-protected Native Hawaiian traditional and customary practices.</u></p> <p><u>8. Support mauka to makai streamflow, which is essential to the survival of native stream life.</u></p> <p><u>9. Support mediated agreements, such as that in Waimea, to restore streamflows to Wailua River, Hule‘ia River, and others, while avoiding costly litigation.”</u></p>	
<p>10. Amend Bill No. 2666 by amending the booklet entitled “Planning Commission Draft” dated “June, 2017,” including all Appendices (e.g., page 421, Appendix G – Action Matrix), by amending page 151, by adding a new item D.4., as follows:</p> <p><u>“4. Encourage expansion of programs and legislation supporting septic systems in place of cesspools located within 200 feet of a shoreline, perennial stream, or wetland.”</u></p>	Support

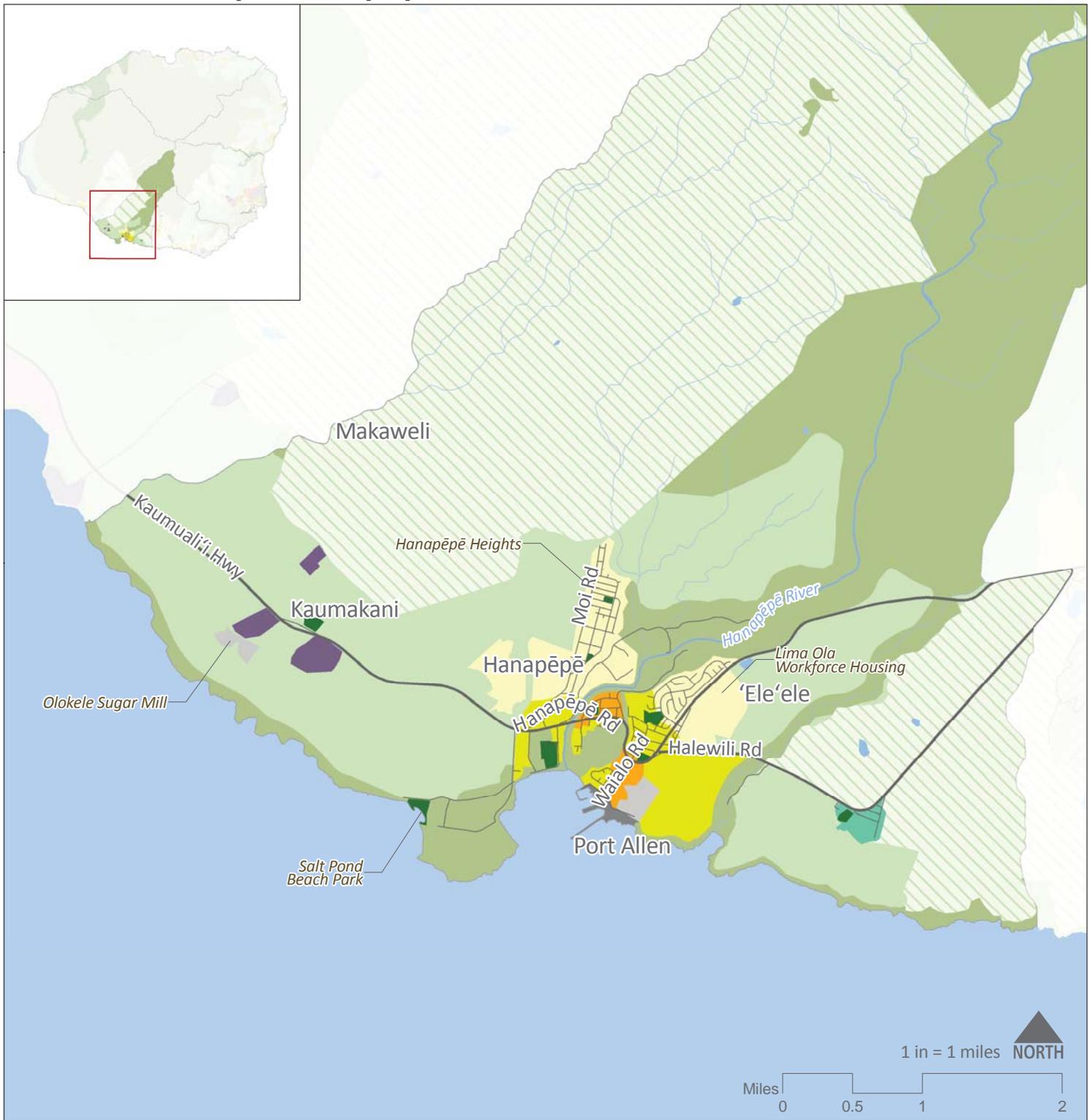
11. If any provision that is amended is also found elsewhere, such language is hereby amended to provide consistency.

12. If more than one amendment to a same section is adopted on this date, all amendments shall take effect to the extent there is no conflict. If there is a conflict, the latest amendment shall be controlling.

(Material to be deleted is bracketed. New material to be added is underscored.)

V:\AMENDMENTS\2017\GENERAL PLAN UPDATE Bill No. 2666 (12-13-2017)\MR Floor Amendment\Bill 2666 (General Plan Update) FA for MR_dmc.docx

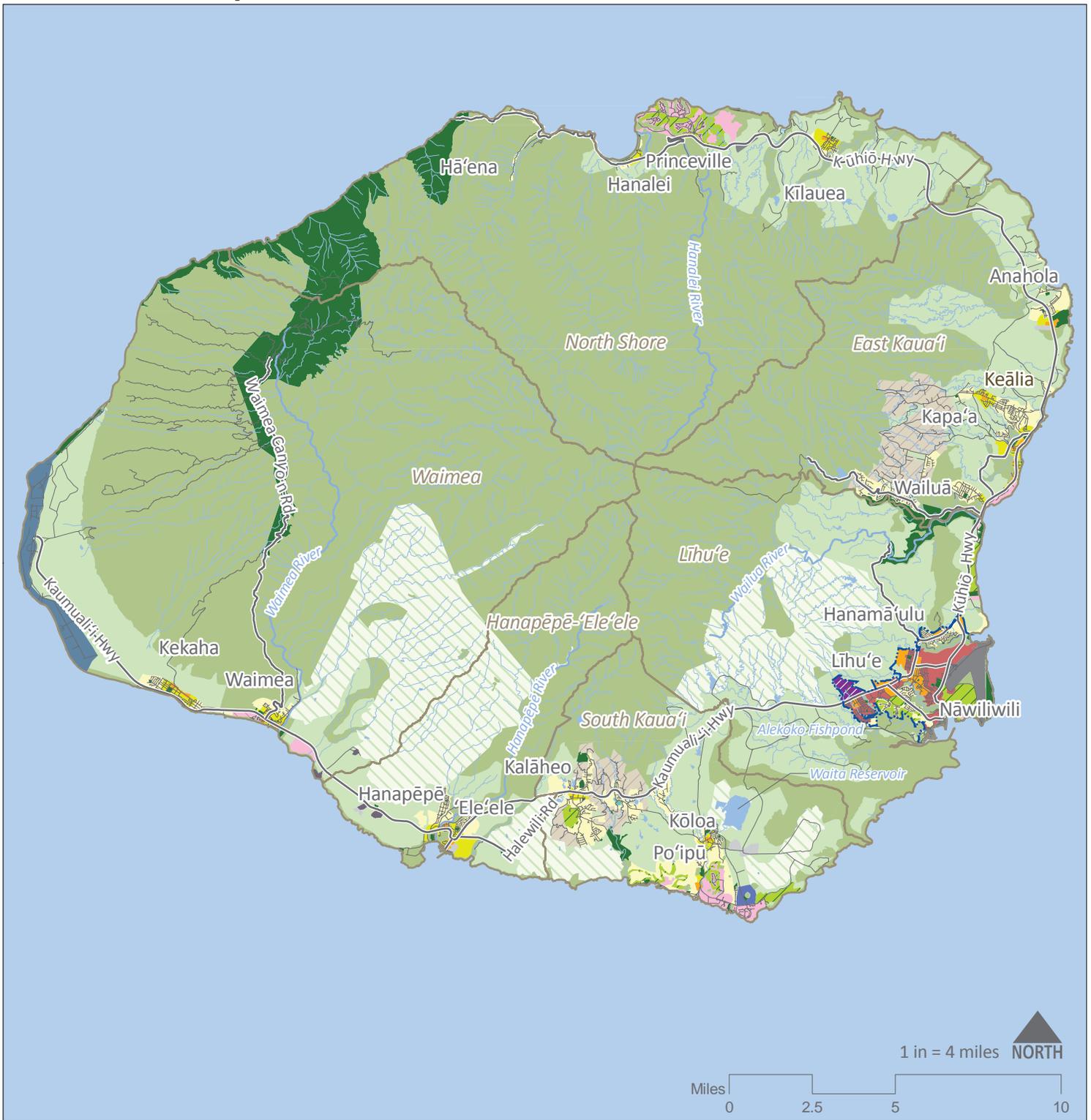
Land Use Map - Hanapēpē, 'Ele'ele



- | | | |
|----------------------------|-----------------------|----------------|
| Planning District Boundary | Parks and Recreation | Industrial |
| Major Roads | Golf Course | Transportation |
| Roads | Homestead | Military |
| Streams | Residential Community | |
| Reservoirs | Neighborhood Center | |
| Natural | Neighborhood General | |
| Agricultural | Resort | |
| Agricultural (IAL) | Plantation Camp | |

APPROVED, EXCEPT ITEM 3; ITEM 9 APPROVED AS AMENDED (12-13-2017)

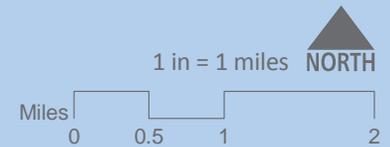
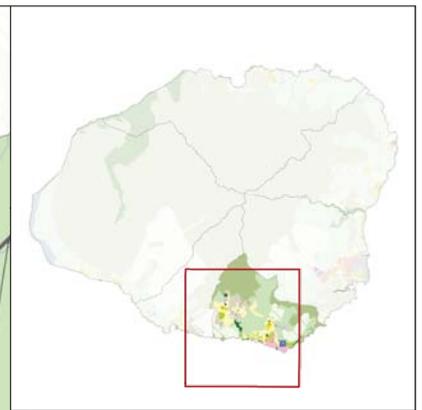
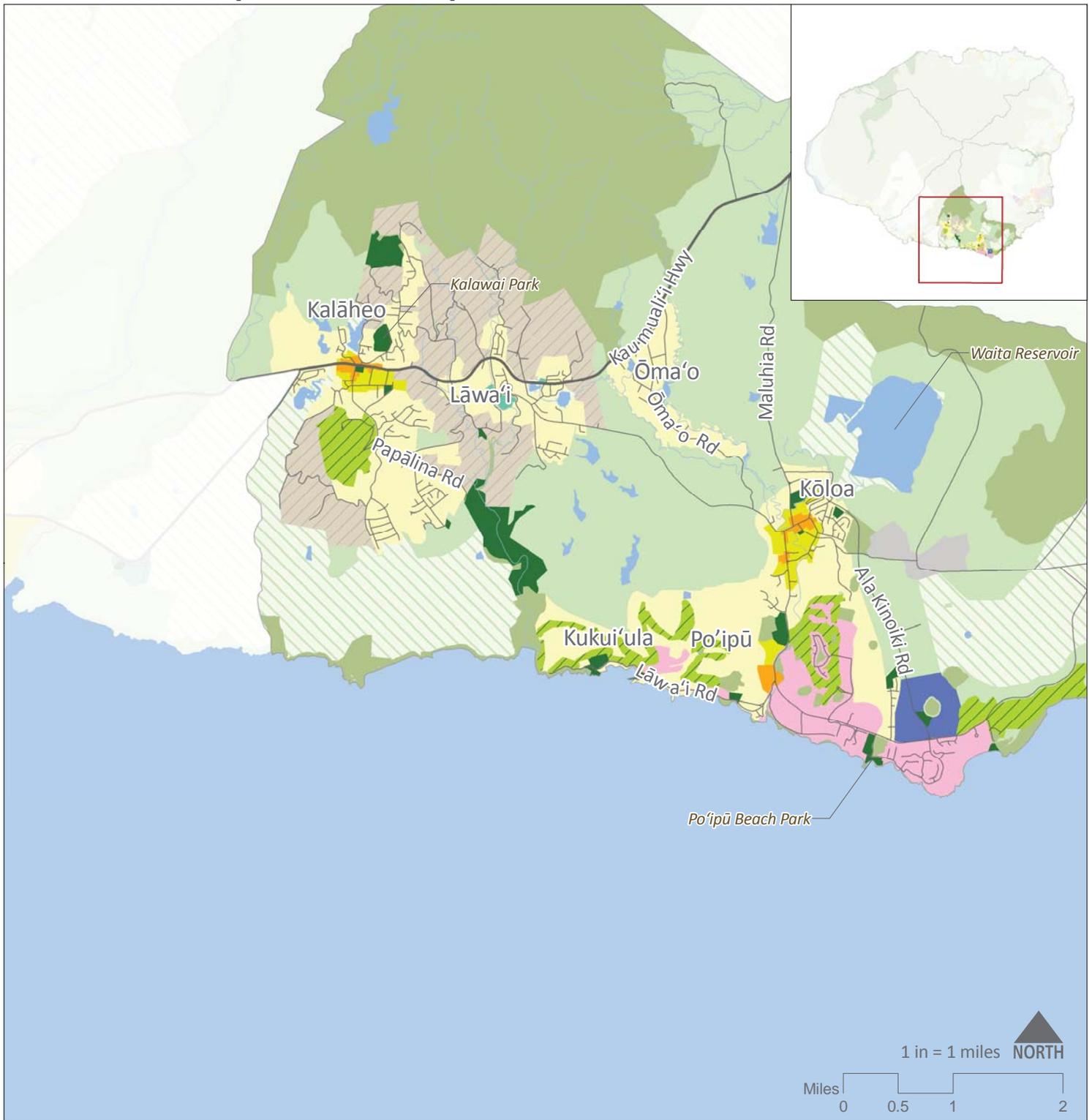
Land Use Map - Kaua'i



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|----------------------------|-----------------------|---|
| Planning District Boundary | Parks and Recreation | Resort |
| Major Roads | Golf Course | Provisional Resort (Pending Community Plan Process) |
| Roads | Homestead | University Zone |
| Streams | Residential Community | Plantation Camp |
| Reservoirs | Urban Center | Industrial |
| Urban Edge Boundary | Neighborhood Center | Transportation |
| Natural | Neighborhood General | Military |
| Agricultural (IAL) | Airport | |
| | Small Town | |

APPROVED, EXCEPT ITEM 3, BY ITEM 9 APPROVED AS AMENDED (12-13-2017)

Land Use Map - Kōloa, Po'ipū, Kalāheo



- | | | |
|----------------------------|-----------------------|----------------|
| Planning District Boundary | Parks and Recreation | Resort |
| Major Roads | Golf Course | Industrial |
| Roads | Homestead | Transportation |
| Streams | Residential Community | Military |
| Reservoirs | Neighborhood Center | |
| Natural | Neighborhood General | |
| Agricultural | Large Town | |
| Agricultural (IAL) | Small Town | |

APPROVED, EXCEPT ITEM 3; ITEM 9 APPROVED AS AMENDED (12-13-2017)