On August 5, 2021, Governor David Y. Ige issued an Emergency Proclamation, which continued the suspension of Hawai‘i Revised Statutes (HRS) Chapter 92, relating to Public Agency Meetings and Records (also known as the Sunshine Law) as it pertained to the COVID-19 Response. HRS Chapter 92 was suspended to the extent necessary to enable boards to conduct business in-person or through remote technology without any board members or members of the public physically present in the same location.

The meetings of the Kaua‘i Planning Commission will be conducted as follows until further notice:

- Meetings will be publicly noticed pursuant to HRS Chapter 92.
- In-person meetings will be closed to the public to be consistent with social distancing practices.
- Planning Commissioners, Planning Department Staff, parties to agenda items, and resource individuals may appear via the ZOOM remote technology.
- The meeting will be live streamed and also available as an archived meeting after completion at www.kauai.gov/Webcast-Meetings. Please note video production services or enhancements will not be available.
- Written testimony may be submitted on any agenda item and submitted to planningdepartment@kauai.gov or mailed to the Kauai County Planning Department 4444 Rice Street, Ste A473, Lihue, Hawaii 96766. Written testimony received by the Planning Department at least 24 hours prior to the meeting will be distributed to all Planning Commissioners prior to the meeting. Any testimony received after this time and up to the start of the meeting will be summarized by the Clerk of the Commission during the meeting and added to the record thereafter.
- Oral testimony will be taken during the public hearing portion of the meeting via Zoom remote technology platform. Anyone interested in providing oral testimony shall provide a request to the Planning Department at least 24 hours prior to the meeting by emailing planningdepartment@kauai.gov or by calling (808) 241-4050. Any request shall include your name, telephone number, E-mail address, and the specific agenda item(s) that you will be testifying on. Requests will not be allowed after that time. You will then be prompted to register for the meeting to receive the meeting link that is unique to each registrant that cannot be shared.
  - It shall be the responsibility of the testifier to join the meeting through the Zoom link provided via E-mail to provide their oral testimony. In addition, it shall be the responsibility of the testifier to ensure that the Zoom software is downloaded and operational prior to the meeting.
  - All testifier audio and video will be disabled until it is your turn to testify.
  - Per the Planning Commission’s and Chairs practice, there is three-minute time limit per testifier.
  - If there are temporary technical glitches during your turn to testify, we may have to move on to the next person due to time constraints; we appreciate your understanding.
  - After oral testimony has been taken, members of the public should continue watching the meeting via the live stream link found at www.kauai.gov/Webcast-Meetings.
- If any major and insurmountable technical difficulties are encountered during the meetings, the Planning Commission will continue all matters and reconvene at the next scheduled Planning Commission Meeting.
- Minutes of meetings will be completed pursuant to HRS Chapter 92 and posted to the Planning Commission’s website upon completion and approval.
PLANNING COMMISSION TELECONFERENCE MEETING NOTICE
AND AGENDA
Tuesday, September 28, 2021
9:00 a.m. or shortly thereafter

Webcast Link: https://www.kauai.gov/Webcast-Meetings

A. CALL TO ORDER

B. ROLL CALL

C. APPROVAL OF AGENDA

D. MINUTES of the meeting(s) of the Planning Commission

1. January 12, 2021

E. RECEIPT OF ITEMS FOR THE RECORD

F. HEARINGS AND PUBLIC COMMENT The Planning Commission will accept written testimony for any agenda item herein. Written testimony indicating your 1) name, and if applicable, your position/title and organization you are representing, and 2) the agenda item that you are providing comment on, may be submitted in writing to planningdepartment@kauai.gov or mailed to the County of Kaua‘i Planning Department, 4444 Rice Street, Suite 473, Lihu‘e, Hawai‘i 96766. Written testimony received by the Planning Department before 9:00 a.m. on Monday, September 27, 2021, will be distributed to all Planning Commissioners prior to the meeting. Written testimony received after 9:00 a.m. on Monday, September 27, 2021, will be summarized by the Clerk of the Commission during the meeting and added to the record thereafter.

Oral testimony will be taken at the beginning of the meeting on any agenda item via the Zoom remote technology platform and it shall be the responsibility of the testifier to ensure that the Zoom software is downloaded prior to the meeting. Requests to provide oral testimony must be made at least 24 hours prior to the meeting by emailing planningdepartment@kauai.gov or by calling (808) 241-4050. Any request shall include your name, telephone number, E-mail address, and the specific agenda item(s) that you will be testifying on. Requests will not be allowed after that time. You will then be prompted to register for the meeting to receive the meeting link that is unique to each registrant that cannot be shared. After oral testimony has been taken, members of the public should continue watching the meeting via the live stream link found at www.kauai.gov/webcastmeetings.

1. Continued Agency Hearing
2. **New Agency Hearing**

   a. CLASS IV ZONING PERMIT (Z-IV-2022-2) and USE PERMIT (U-2022-2) to allow renovations to the existing building to convert commercial retail and office spaces into residential units on a parcel in Hanapepe Town, situated on the mauka side of Hanapepe Road, approximately 550 feet north of the Hanapepe Road/Hana Road intersection, further identified as 3731 Hanapepe Road, Tax Map Key: (4) 1-9-004:015 and containing a total area of 6,808 square feet = John & Elizabeth Von Kruensteirn [Director’s Report Received, 9/14/2021.]

3. **Continued Public Hearing**

4. **New Public Hearing**

5. **All remaining public testimony pursuant to HRS 92 (Sunshine Law)**

G. **CONSENT CALENDAR**

1. **Status Reports**

   a. 2021 status report regarding Class IV Zoning Permit Z-IV-2015-8, Project Development Use Permit*/ PDU-2015-7, Variance Permit V-2015-1, and Special Management Area Use Permit SMA(U)-2015-6 at Tax Map Key 4-1-003:004 (por.), 005, 007, 011, and 017 and 4-1-005:014 and 017 (the “permits”), with approval conditions as set forth in letter dated December 31, 2018 from the Planning Commission of the County of Kaua‘i (the “Conditions”) with Coco Palms Hui LLC, as Applicant (“Applicant”).

   1. Letter (9/7/2021) from Jaelyn Decena.
   2. Letter (9/7/2021) from Peleke Flores.
   3. Letter (9/7/2021) from Alfonso Murillo.
   4. Letter (9/7/2021) from Regina Gregory.
   5. Letter (9/7/2021) from Dr. Robert Zelkovsky.
   7. Letter (9/7/2021) from Ruta Jordans
   8. Letter (9/7/2021) from Cere Buntin.
   9. Letter (9/7/2021) from Wayne Williams.
   10. Letter (9/7/2021) from B.A. McClintock.
   11. Letter (9/7/2021) from Jennifer Stevens.
   13. Letter (9/7/2021) from Malia Locey.
   15. Letter (9/7/2021) from Alicia Morrier.
   16. Letter (9/7/2021) from Thomas Nooney.
   17. Letter (9/7/2021) from Amber.
   18. Letter (9/7/2021) from Nicole Hyde.
   19. Letter (9/7/2021) from Danielle Guion.
20. Letter (9/7/2021) from Mira Walker.
22. Letter (9/7/2021) from Dana Keawe.
23. Letter (9/7/2021) from Toni Auld Yardley.
24. Letter (9/7/2021) from Leslie Larsen.
25. Letter (9/7/2021) from Joan Lander.
30. Letter (9/8/2021) from Roger Harris.
32. Letter (9/8/2021) from Joan Levy.
34. Letter (9/8/2021) from Ed Altman.
41. Letter (9/8/2021) from Patricia Fallbeck.
42. Letter (9/8/2021) from May Lu Kelley.
44. Letter (9/8/2021) from Rachel Nelson.
45. Letter (9/9/2021) from Terri.
46. Letter (9/9/2021) from Keoki Raymond.
47. Letter (9/9/2021) from Bob and Rosemary Lehady.
48. Letter (9/9/2021) from Dorothy Bekeart.
49. Letter (9/9/2021) from Dana Bekeart.
50. Letter (9/9/2021) from Peggy Kemp.
51. Letter (9/9/2021) from Diane Fairclough.
52. Letter (9/9/2021) from Cherie Kinchloe.
53. Letter (9/9/2021) from Christyn Alcones.
54. Letter (9/9/2021) from Malia Everette.
55. Letter (9/9/2021) from Bill Parker.
56. Letter (9/10/2021) from Barry Snyder.
57. Letter (9/10/2021) from Karen Anderson.
58. Letter (9/10/2021) from Fred Dente.
60. Letter (9/10/2021) from Fred Dente.
61. Letter (9/12/2021) to Fred Dente from Fern Holland.
63. Letter (9/12/2021) from Laura Ramirez and the Bettencourt Family.
64. Letter (9/12/2021) from Emmaleah Stauber.
65. Letter (9/12/2021) from Patti Valentine.
67. Letter (9/14/2021) from Irena.
68. Letter (9/14/2021) from John W. Kaohelauii.
69. Letter (9/14/2021) from Meredith Cross.
70. Letter (9/15/2021) from Bonnie Rasmussen.
71. Letter (9/15/2021) from Laurel Brier.
72. Letter (9/17/2021) from Gary Hudson.
73. Letter (9/17/2021) from Michal Stover.
74. Letter (9/18/2021) from E.J. Hands.

**H. EXECUTIVE SESSION**

EXECUTIVE SESSION: The Commission may go into executive session on an agenda item for one of the permitted purposes listed in Section 92-5(a) Hawai‘i Revised Statutes (“H.R.S.”), without noticing the executive session on the agenda where the executive session was not anticipated in advance. HRS Section 92-7(a). The executive session may only be held, however, upon an affirmative vote of two-thirds of the members present, which must also be the majority of the members to which the board is entitled. HRS Section 92-4. The reason for holding the executive session shall be publicly announced.

**I. GENERAL BUSINESS MATTERS**

**J. COMMUNICATION**

**K. COMMITTEE REPORTS**

**L. UNFINISHED BUSINESS (For Action)**

**M. NEW BUSINESS**

1. For Action – See Agenda F for Project Descriptions

**N. ANNOUNCEMENTS**

1. Topics for Future Meetings

2. The following regularly scheduled Planning Commission meeting will be held at 9:00 a.m., or shortly thereafter, on October 26, 2021. The Planning Commission anticipates meeting via teleconference, but will announce its intended meeting method via an agenda electronically posted at least six days prior to the meeting date.

**O. ADJOURNMENT**

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 BOARDS & COMMISSIONS AT (808) 241-4917 OR ASEGRET@KAUAIGOV AS SOON AS POSSIBLE. REQUESTS MADE AS EARLY AS POSSIBLE WILL ALLOW ADEQUATE TIME TO FULFILL YOUR REQUEST.
Pursuant to Section 8-27.8 (6) of the Kaua‘i County Code (1987), as amended, the following shoreline setback determinations by the Director are disclosed for purposes of public notification.

September 28, 2021

SHORELINE SETBACK DETERMINATIONS

<table>
<thead>
<tr>
<th>Application No.</th>
<th>Name of Applicant(s)</th>
<th>Property I.D. (Tax Map Key)</th>
<th>Location</th>
<th>Development/Reasons</th>
</tr>
</thead>
<tbody>
<tr>
<td>SSD-2022-4</td>
<td>Scot and Lynn Johnson</td>
<td>(4) 5-6-004:014</td>
<td>Hanalei</td>
<td>Roof and roof rafter repair/ Unsubstantial improvement</td>
</tr>
<tr>
<td>SSD-2022-5</td>
<td>Jay Leopold</td>
<td>(4) 5-8-009:053</td>
<td>Hanalei</td>
<td>Interior renovation, bathroom. / Unsubstantial improvement</td>
</tr>
<tr>
<td>SSD-2022-6</td>
<td>Greg and Denise Safko</td>
<td>(4) 5-2-007:002 CPR Unit 2</td>
<td>Kīlauea</td>
<td>Deck additions/ Rocky shore. Elevated cliff, required shoreline setback 100ft., 195 ft. setback proposed</td>
</tr>
<tr>
<td>SSD-2022-7</td>
<td>Steve J. and Peggy R. Palazzola</td>
<td>(4) 5-4-012:011 CPR Unit 29</td>
<td>Princeville</td>
<td>Kitchen, bathroom renovations, interior renovations (interior closet)/ High elevated cliff, required shoreline setback 100ft., proposed setback more than 230 ft.</td>
</tr>
<tr>
<td>SSD-2022-8</td>
<td>Deborah Manoogian, REV. TR</td>
<td>(4) 5-5-005:018</td>
<td>Hanalei</td>
<td>Demo and rebuilding of a single family dwelling / Accreting shoreline, required setback 91 ft, proposed setback 163 ft.</td>
</tr>
</tbody>
</table>