

MINUTES

PLANNING COMMITTEE

October 21, 2020

A meeting of the Planning Committee of the Council of the County of Kaua'i, State of Hawai'i, was called to order by Mason K. Chock, Chair, at the Council Chambers, 4396 Rice Street, Suite 201, Lihu'e, Kaua'i, on Wednesday, October 21, 2020, at 8:45 a.m., after which the following Members answered the call of the roll:

Honorable Felicia Cowden
Honorable Luke A. Evslin (*via remote technology*)
Honorable Ross Kagawa
Honorable KipuKai Kuali'i
Honorable Mason K. Chock
Honorable Arryl Kaneshiro, Ex-Officio Member

Excused: Honorable Arthur Brun*, Ex-Officio Member

Minutes of the October 7, 2020 Planning Committee Meeting.

Upon motion duly made by Councilmember Kuali'i, seconded by Councilmember Cowden, and unanimously carried, the Minutes of the October 7, 2020 Planning Committee Meeting was approved.

The Committee proceeded on its agenda items as follows:

Bill No. 2797 A BILL FOR AN ORDINANCE ESTABLISHING REGULATIONS, PROCEDURES, ZONING, DEVELOPMENT PLANS, AND FUTURE GROWTH AREAS FOR THE HANAPĒPĒ-ELE'ELE PLANNING DISTRICT AND THE WAIMEA-KEKAHA PLANNING DISTRICT IN CHAPTER 10, KAUAI COUNTY CODE 1987, AS AMENDED, AND ESTABLISHING EXCEPTIONS, MODIFICATIONS, AND ADDITIONS TO CHAPTER 8 AND CHAPTER 9, KAUAI COUNTY CODE 1987, AS AMENDED, AND AMENDING ZONING MAPS ZM-K100 (KEKAHA), ZM-W100 (WAIMEA), AND ZM-H200 (HANAPĒPĒ) (WEST KAUAI COMMUNITY PLAN) (ZA-2020-07) (This item was Deferred with amendments made to the West Kaua'i Community Plan booklet only.)

Councilmember Kualii moved to approve Bill No. 2797, seconded by Councilmember Cowden.

Committee Chair Chock: At this time, I will suspend the rules so that we can take public testimony. We have testifiers this morning-there are a few on the list. The first speaker is Howard Greene. For everyone online testifying this morning, and Mr. Greene if you have never testified, we have a timing system. If you can see the lights, they are green, orange, and red. Green will signify when you are able to start, and you will have up to six (6) minutes. Thirty (30) seconds before your time is up, the light will turn orange, and red when your time is completed. Do you have any questions? I would like to ask that you state your name for the record and you may begin.

There being no objections, the rules were suspended to take public testimony.

HOWARD GREENE (*via remote technology*): My name is Howard Greene. I am providing testimony in support of Bill No. 2797 regarding the West Kaua'i Community Plan (Plan) and all of the associated Bills relating to that, which are in front of you. I am testifying as a member of the Focus Group of the Plan. I was asked by former Mayor Bernard P. Carvalho, Jr. to serve as a Focus Group member based on my environmental management background. I believe we started this process in early 2018 and I would like to say that the Planning Department did a tremendous job with their outreach, press releases, website, getting the word out on the Westside, through coconut wireless, et cetera. The Planning Department did a great job regarding outreach. I believe that the communities' comments and ideas were well-documented. No matter how farfetched, they were documented and vetted, and it was a very interactive process. If you have taken the time to look at the appendices in the Plan, you are able to see that all the comments and ideas were documented and responded to in a very detailed fashion. The constant follow-up by the Planning Department's staff was tremendous in ensuring that everything was captured correctly. I feel that they did a good job. Every square inch of the communities' questions were covered. I feel that nothing was left out regarding housing, infrastructure, sea level rise, legacy sugar lands, and mills. In the last twenty (20) years, we transitioned from agricultural to a tourism-based economy. What the current and future populations of these areas will look like regarding jobs, the quality of the jobs, Pacific Missile Range Facility, Barking Sands (PMRF), Kōke'e State Park, the rubbish dump was addressed, the island of Ni'ihau, et cetera. Their maps and geographic information system (GIS) work...if you look at the Plan and all their work, it is incredible. There are various phases that they went through, but I am not going into all of them. Some examples are: the discovery phase, the small group meetings, focus group meetings, open houses, along with the Sea Grant community, vulnerability assessments, which were all included. In addition, they explored ideas to further gain the communities' interest, such as walking through the communities, art poster contests, historic photograph contests, youth essay

contests...they basically dug deep and got the community involved. I would like to thank them for doing that. In closing, I would like to say that West Kaua'i has a unique environment. The Plan will hopefully keep it that way. I would like to thank the Planning Department for all their hard work. Thank you.

Committee Chair Chock: Thank you, Mr. Greene. Next on the list is Tiani Kajiwarra. Ms. Kajiwarra, are you there?

TIANI KAJIWARA (*via remote technology*): Yes, I am here.

Committee Chair Chock: Good morning.

Ms. Kajiwarra: *Aloha mai kākou*, I would like to start with my deepest *aloha* and *mahalo* to all of the Councilmembers, especially Committee Chair Chock, Councilmember Cowden, and Councilmember Evslin, the Planning Department, Ka'āina, Leanora (Lea), and Marie, the Kekaha "uncles," Mr. Ayudan, Mr. Iguchi, and Mr. Agena. I, along with other members of our newly formed *hui Kū Kona A Ola*, have never been involved in a process like this. However, we knew that we could not sit back and watch as plans were being made for our future and the future of our *keiki*, many of whom do not even understand any of this. It has been a humbling experience and I applaud everyone mentioned above for being leaders in our community. I am submitting testimony on behalf of myself and my *'ohana* who has resided in Waimea for generations. When the time came to purchase a home, of course I chose Waimea, because my roots run deep through this *'āina*, and I could not imagine raising children anywhere else. The people, the environment, the history, the blood, sweat, and the tears of all those who have come before us, is the reason why I remain in Waimea, why I fight for Waimea, and I am against some of the changes that the Plan is proposing. I know and I am related to a lot of people on the Westside. From what I have observed within the past six (6) weeks since starting this process, is that like me, they knew little to nothing of what was going on. I attended the big meeting at the Waimea Theater, which was one (1) of the only meetings that I could fit into my work schedule. I was informed, voiced my opinion, and I never heard back from anyone thereafter. If that was the case for others, that is the reason why our Westside community felt that they have also been left in the dark. We, the *hui Kū Kona A Ola*, have taken it upon ourselves to start reaching out to the community, get input, and have come back with over six hundred (600) signatures of people who want to get informed, educated, and eventually involved with something that will impact not only them, but their children. Yesterday, we put out a survey on Google Formss and received over four hundred sixty (460) responses online. We also went door-to-door to collect over one hundred (100) responses on the issue of a deferral as well as certain oppositions pertaining to the Plan. It was sent to the Council this morning. In this document, you will find several community members who proposed a deferral and oppose a lot of the proposals found in the Plan. I originally proposed a minimum six-month deferral to start a process that would

involve our community, the people who are affected. However, I am aware of other *hui* who will be impacted by this Plan who are against this amount of time, therefore, I am requesting a two-month compromise. I understand that the public outreach process has been ongoing for the past two (2) years, but it is evident that majority of the community were not involved. Again, we were able to get over four hundred sixty (460) signatures overnight, and over four hundred (400) surveys were received in a day; yet it was mentioned that only one thousand (1,000) people shared input throughout this two-year public outreach process. I am sure that you are all aware that you serve at least twenty (20) times that number on the Westside. I am asking that you do what we pay you for; serve us, help us, work with us, and give us more time. I would like to end with "*I ali'i nō ke ali'i i ke kānaka*," "A chief is a chief because of the people who serve him." It was often used as a reminder to a chief to consider his people. *Mahalo*.

Committee Chair Chock:

Mahalo. Next up is Stevenette Lee.

STEVENETTE "COOKIE" LEE (*via remote technology*): *Aloha*, good morning. My name is Stevenette Lee, "Cookie" to everyone in the community. My husband has been in Waimea Valley for his entire life. He has not stepped out of Waimea Valley to live anywhere else. He refuses to pass the Waimea Bridge and the Waimea Dairy to find a home. This is his *'āina*. His family has been here for generations, he does not like what is happening right now, and he was not informed. I would like to thank all of you for trying to help us and reaching out, as well as the Planning Commission and the Planning Department. Our problem is that we were not informed about the open houses. Even then, that was a surprise. For us, our problem is that we do not want what is happening here. We would like to see a six-month deferral on this Plan. We are willing to compromise, but I do not see any reason to compromise unless you are able to show us a good reason with people and numbers that tell us that we need to move forward with this Plan. I went down the road to every neighbor that I know. I am talking about "old time" neighbors that have been here for generations who have no idea what I was talking about. They do not know what we are talking about, so they do not know what is happening. The next thing that you are going to tell them, "Oh, there is a walking path up there." "In my back yard, baby?" "Yes auntie, right up there on the berm." "No, they are not able to do that." "Yes auntie, they are going to do that." "Oh." You then go to the next house and auntie is saying, "What do you mean they are going to make a bike path up here? Who is coming up here?" This is for "our" people, we live here. This is not a tourist destination and we do not want it to become a "tourist" destination. We do not want people in our neighborhood that do not live here. We choose to live here, and if they choose to live here, this is how we live, and without the tourists being here. I can see if people are up to see Menehune Bridge and Menehune Ditch. I would like to say that it has not been maintained. When I moved here forty (40) years ago from Honolulu, I saw that ditch, it was beautiful and maintained. It started leaking and everyone in the neighborhood started calling the County. The County decided that

the best fix was to cover it and so they covered a portion of it. Okay, good, it did not leak for a while. It started leaking again and the same neighbors called in again. It has yet to be fixed and it has been over twenty (20) years. The only time the swinging bridge is maintained is when it washes out during a storm. If this is the kind of maintenance that is going to happen with the new development that you have in this Plan, it does not make any sense to me. You build something, you should maintain it. If you have a house, you are not going to let it fall around your ears. You need to maintain everything fronting Waimea Town. That word that you use “revitalize;” you need to “renew” it. Do not build something new, but fix what we have, fix it the way it is supposed to be, and keep the people here that is here. The visitors will come. If they want to come, they are going to come, but it will be the type of visitors who want to see how we really live, and not how you want us to live. I am sorry, I got emotional and mad. I am upset. I need to state that everyone in the County tried to help. However, what they did during the outreach, it did not reach the people. It did not reach the older generation, and they have no idea what is going on in Waimea Valley. That is my *mana’o*. My children will be here in twenty (20) years. I want them to have what we see and what they grew up with—taro fields and playing in the river. I do not want a cement crossing that is washed out and the County is not able to maintain this area. Thank you for your time.

Committee Chair Chock: Thank you very much. Next up is Kauakea Mata.

KAUAKEA MATA (*via remote technology*): Aloha.

Committee Chair Chock: Aloha.

Ms. Mata: Aloha mai kākou. My name is Kauakea Mata. On behalf of myself, my *‘ohana*, Kū Kona A Ola, and our West Kaua‘i community supporters, I would like to *mahalo* all of you. We have been coming back for the past six (6) weeks and you folks continue to listen. *Mahalo* to the Planning Department, Ka‘āina and his team, for taking the task of implementing the process of the Plan. By acknowledging and willing to work with our *hui* to ensure that we are being informed of the process that you have all completed, and for addressing any concerns that we may have either via E-mail, via Zoom, and/or on some occasions in person. I would like to also *mahalo* the County Councilmembers for listening, supporting, and acknowledging the concerns of our community; not just ours, but reaching out to other small groups on the Westside, and getting guidance from them as well regarding this matter. Councilmember Evslin and Councilmember Cowden, *mahalo* for reaching out and meeting with us face-to-face, hearing, and being present with us. Councilmember Kagawa, *mahalo* for all your support, for speaking up for us, and on our behalf during the October 7th meeting. For us, it is a big deal when someone stands up for us, especially for our *‘āina*, where we are from, and for us that are from the Westside. This is something that we are trying to achieve as young Westside

citizens. *Mahalo*. Committee Chair Chock, *mahalo* for connecting and reaching out to us, sharing mana'o, and guiding us through this process the best that you are able. Also, taking into consideration everything that is happening around it. We recognize all of you during this difficult task. We know that you all of you have a difficult decision to make today. Again, *mahalo*. As all of you know, we are Kū Kona A Ola. In the last six-weeks, we have been able to organize and have been diligently working to educate and activate our West Kaua'i community. To date, we have been able to gain support of nearly one thousand (1,000) of our West Kaua'i community members via face-to-face meetings. We have met with small organized groups on the Westside such as E Ola Mau Na Leo o Kekaha, Po'ai Wai Ola—which is responsible for the return of the water to the Waimea River. We met and heard *mana'o* from our community members, which include the "Kekaha uncles" on multiple occasions. We met with the Planning Department on a few occasions. We also met personally with County Councilmembers. After meeting with everyone, we feel that we still did not have enough time to coordinate meetings with larger groups of community members. Through this process, we want to ensure that we provide all of you with the voice that is diverse and encompasses the true voices of not only individuals that have already participated...four hundred eighty-two (482) members that have been documented on the data provided on the westkauaiplan.org site, but from all the voices from West Kaua'i. We also recognize that finance, budget, and election is a pressing issue for finalizing this Plan; in addition to other initiatives put forth by other community members. However, we do not believe that ethically these things should matter or impact are primarily going to be solved by the 'āina and as people of this place. We, as Kū Kona A Ola, are here for the long haul. We are willing to put in as much time needed to expand the foundation of the pillars and outlining the future of West Kaua'i for our people. Please know that each of our members are connected in our community. We have been raised in these Westside communities and we are invested in ensuring that everything outlined in this Plan is in the best interests of our people and our community. We are requesting for a six-month deferral and oppose Bill No. 2797 through Bill No. 2802 in its entirety as we do not want the Plan to be approved without specific amendments and narrative being addressed and supported amongst our community members. We can assure you that during this time, the West Kaua'i will be activated, engaged, and be ready to *holomua*. *Mahalo* to all of you. Ultimately, *mahalo* to those who have reached out, provided guidance, met with our *hui*, and who are waiting in the wings to be activated. Please know that as a resident of Waimea, my family like Ms. Kajiwaras have been there for many generations, our roots run deep. Kū Kona A Ola has communicated to some of your County Councilmembers and the Planning Department that we are always willing to work with them, we are always willing to make a compromise, and we recognize that we are not the only voice and that time would ensure that we are able to hear everyone's voice. For that, *mahalo* and we hope to continue working with all of you. *A hui hou*.

Committee Chair Chock:

Mahalo. Next, we have Peleke Flores.

PELEKE FLORES (*via remote techonolgy*):

Aloha.

Committee Chair Chock:

Aloha.

Mr. Flores: *Aloha* Councilmembers, Ka‘āina, the Planning Department, and all our community members online. *Mahalo* for giving us this time to speak again. My name is Peleke Flores and I am from Waimea, Kaua‘i. I am a member of Kū Kona A Ola. I have participated in almost every workshop in Hanapēpē and Waimea regarding the Plan alongside my *wahine* and our five (5) *keiki*. At that time, they were eight (8) years old and under. *Mahalo* to the Planning Department for all of their hard work, time, and the process. I have also mentioned this to the Planning Department that I believe the process was great, but personally, I did not feel that our attendance and community participation was well represented. There was barely twenty to thirty people who attended the workshops in Hanapēpē and Waimea. At that time, I participated the best that I could, but in the end, I feel that there were not very many people. Even then, I tried to reach out to people to tell them to join in and attend. We would like to defer any decisions made to the Plan for a minimum of two (2) months with a maximum of six (6) months, so that we are able to continue our connections to the community and getting the word out. We have been talking to a lot of people from Kekaha to Hanapēpē, including the Hui Hana Pa‘akai o Hanapēpē, the “uncles” in Kekaha, community members, walking house to house, Kaina Makua and his group, et cetera. People are waking up and wanting to participate. The recent count of community members is approximately five hundred twenty-seven (527). Ms. Kajiware has recent data that she will be submitting via Google Formss and responses. That is my *kāhea*, my call out, to defer a minimum of two (2) months and maximum of six (6) months to be able to continue connecting with our community, getting the word out, and working with the Planning Department. *Mahalo* Ka‘āina for reaching out and spending time with us, and to the Councilmembers who have connected to us on this issue. To all of the community members that are listening, I hope that you folks engage with us to keep pushing through. *Mahalo nui ia ‘oukou a pau, aloha.*

Committee Chair Chock:

Mahalo. Next is Jamie Tia Koerte.

JAMIE TIA KOERTE (*via remote technology*): *Aloha.* Can you folks hear me?

Committee Chair Chock:

Yes. Good morning.

Ms. Koerte: *Mahalo, kala mai,* I am in the middle of class this morning. Good morning, my name is Tia Koerte. I would like to echo today the voices of Kū Kona A Ola. As you folks have heard, yesterday, we administered a survey to the West Kaua‘i community regarding the approval of the Plan. I would like to share data as of fifteen (15) minutes ago. Four hundred fifty-four (454)

responders agreed to opposing the final approval of this Plan, four hundred twenty (420) have requested a six-month deferral, and there was a range of approximately two hundred seventy-seven (277) to four hundred fifty (450) agreements regarding specific opposition to amendments included within the existing Plan. As we continue to inform and activate, we anticipate that this number will grow into the rest of the day and/or weeks. For this reason, I strongly echo the voices of the West Kaua'i community as well as Kū Kona A Ola in opposing the final approval of Bill No. 2797 and the Plan, requesting a deferral of this vote for a minimum of six (6) months. This will allow our community to enhance and truly be able to contribute to the final version of the Plan. With that said, I would like to *mahalo* Ka'āina and the Planning Department for all their hard work. This is not to negate the work that has already been put in. In the last six (6) weeks, reaching to our group and others trying to come to a compromise that is appropriate at this time. Committee Chair Chock, your outreach and guidance has truly been invaluable for us and we really appreciate it. Councilmember Kagawa, with you speaking out on October 7th, really helped to validate as a Westside community member, that it is important for us to speak out if there is anything within the Plan that is questionable. Last, but certainly not least, the "uncles" out here in Kekaha, for helping to facilitate several conversations between our group and the Planning Department and County Council. Mr. Iguchi, Mr. Ayudan, and Mr. Agena, the *mana'o* that has been shared is extremely respected and valued. I need to get back to class, but I wanted to keep this short and sweet. Your consideration of this is truly appreciated. *Mahalo nui.*

Committee Chair Chock: *Mahalo, Ms. Koerte. Next is Kaina Makua.*

KAINA MAKUA (*via remote technology*): *Aloha kakahiaka ia kākou.*

Councilmembers: *Aloha.*

Mr. Makua: *Mahalo keia hui ana, mahalo no ka ae ana ia makou, i'au no ho'i, i ka hāpai ana i kekahi mana'o. O makou ka hui Kū Kona A Ola. He no mana'o no ko makou. Oia.* Good morning, everyone. Councilmembers, I would like to *mahalo* you folks for having us today. My name is Kaina Makua. I am part of Kū Kona A Ola, which is a group we recently formed on the Westside. To the Planning Department, Ka'āina, *mahalo* for putting together the Plan. We truly appreciate it as our members have previously stated. We are fine with disagreeing and agreeing to disagree. What I am hearing from a lot of our members is for compromise. It is obvious that we do not want anything less than six (6) months. We want this deferred for six (6) months. It is obvious, we are going to be straightforward, and tell you that this is what we want. We feel that we deserve this. However, we are willing to compromise and ask for a two-month deferral and that you give us until December. We have accumulated over one thousand (1,000) people from our community who have voiced their opinion whether it was verbally, written testimony, Google Forms, social media, et cetera, they have all come to us. We feel

that it is our *kuleana* to *hāpai* our Westside community. With that being said, we are willing to work with Ka‘āina and the Planning Department to smooth out a lot of the bumps that we will feel exists. I would like to reiterate what Ms. Kajiwarra said: “*I ali‘i nō ke ali‘i i ke kānaka.*” In the story of Umi-a-Līloa, there was an *ali‘i* by the name of Hākau. I will not say that Hākau was a bad person, but a lot of people on Hawai‘i Island did not care for what he was doing and got rid of him. Listen to the people. If our voices are heard...if we can get our community to say, “Okay, we want all of this,” we will be in approval. We want to give them the chance to be heard. All we want is to be heard. We can agree to disagree, but we *mahalo* you folks for doing the work that you have been doing. I would like to personally *mahalo* Uncle Buddy, Uncle Dennis, and Uncle Garrett, for instilling your guidance and wise words. Committee Chair Chock and Councilmember Kagawa, I *mahalo* the both of you for keeping us in the loop and guiding us on this path. To everyone else who listened, *hui mai, hui mai, ola. Mahalo.*

Committee Chair Chock: Mr. Makua, I need clarification regarding something you said. I understand that the testimony received is asking for a six-month deferral but compromising to a two-month deferral. Regarding the Council making that decision today, it would be in my interest to understand what goal is. For instance, we had amendments in the last six (6) weeks that we pushed forward from the group and other outlined communities. I am trying to get a good understanding. On here, the compromise is asking for a two-month deferral, but it is really because there are other pressing issues at the Hanapēpē Salt Pond, Brownfields, Airport Facilities, et cetera. I do not want a request for a two-month deferral only for the pressing issues, especially if we are not able to accomplish what we need to for Waimea. I need a clearer understanding of what we can discuss at the table regarding what we are trying to accomplish. I understand that we got the community activated and things are moving forward.

Mr. Makua: Do I have six (6) more minutes?

Committee Chair Chock: No, you can answer the question.

Mr. Makua: We made a *kāhea*, *kani ka pū* four (4) times, and we have over one thousand (1,000) people. This is a two-year process. If you give us two (2) months, that is our compromise. We obviously feel that we deserve six (6) months. Within that two (2) months, I will guarantee that will have over one thousand plus (1,000+) people to let their voices be heard. If their voices say, “pass it,” we will agree, because it is a *kākou* effort. We are not trying to dictate how the Westside is going to be done. That is not our goal. We want the community to speak. I will guarantee that if you give us until the end of December, we will have the voice of the community.

Committee Chair Chock: Okay, fair enough, *mahalo*.

Mr. Makua:

Mahalo.

Committee Chair Chock:

Next on the list is Kukona Makua.

KUKONA MAKUA, ILIAU MAKUA, AND KAHIAU MAKUA (*via remote technology*): *Mahalo* to the County Council and the Planning Department for all your hard work. My name is Kukona, I am eight (8) years old, and I live in Waimea. My name is Iliau, I am ten (10) years old, and I live in Waimea. I am Kahiau Makua, I am thirteen (13) years old, and I live in Waimea. We do not want the Plan to be approved. In twenty (20) years, I will be here. I do not want the hotel because if the hotel is built then more people are going to come to this side. In twenty (20) years, I will be here. I do not want a hotel because a lot of tourists are going to come here, it will be crowded, and we already have enough people. In twenty (20) years, I will be here. I do not want a hotel to be built because I do not want the Westside to look like the North, East, and Southside. This is Waimea—not Kapa‘a, not Līhu‘e, and not Kōloa. *Mahalo* for having us.

Committee Chair Chock: *Mahalo ka leo o nā keiki.* Iliau Makua, did you have anything else to add? You were next on the list, but I am guessing that was your testimony. Did you have something else that you would like to add? Okay, *mahalo*, thank you. Next on the list is Lorraine Parongao.

LORRAINE PARONGAO (*via remote technology*): Hi everyone, I am also in the middle of class, *kala mai*. I am Lorraine Parongao from Kaumakani, Kaua‘i. *Mahalo* for the opportunity to be heard. This will be short and simple. My ‘ohana and I would like the chance to be heard and to help contribute to the Plan. We oppose the voting of the Plan and request a minimum six-month deferral. *Mahalo* for your time.

Committee Chair Chock: *Mahalo.* Next is Malia Chun. That will conclude the testifiers on my list. Malia, are you there?

MALIA CHUN (*via remote technology*): *Aloha mai kākou.* Councilmembers and the Planning Department, *mahalo nui*. I know that it has been a very long, drawn-out process for all of you. We appreciate all the time that you have invested in our community in creating this Plan. I am sharing this testimony to strongly urge the Planning Department to defer Bill No. 2797 and the approval of the Plan for another six (6) months. It sounds like it could possibly be two (2) months. I urge the Planning Department to use this extended period to meet with the West Kaua‘i community members to clearly explain how and why specific proposals are being made, and how and why some were recently amended. Give citizens the opportunity to thoroughly understand and discuss the plans that were proposed. I know the deferral seems like a reactive process given the efforts of the Planning Department for the last few years. However, it is clear from the testimony that was

provided that an important demographic was missing from this process. That demographic is the Makua generation. I know, and I attended several of the planning meetings. It is difficult beyond a workday to make time to meet and be part of such an important process. The Makua generation and the *kūpuna* who do not have access to social media outlets to constantly inform them on the planning process. The two-month to six-month deferral will help us to be proactive in catalyzing that missing demographic. It is an opportunity for the Planning Department and County Council to clarify and engage with a group of *kama'āina* who are stepping forward and really represent that Makua generation whose children will be impacted the most regarding this Plan. On behalf of our *keiki*, we urge you to please allow us this time and we thank you so much for your consideration. *Mahalo nui.*

Committee Chair Chock: *Mahalo.* Okay, is there anyone else wishing to testify? I will call the meeting back to order.

There being no further testimony, the meeting was called back to order, and proceeded as follows:

Committee Chair Chock: This item will come up later in the day, we will recess at this time.

There being no objections, the meeting recessed at 9:25 a.m.

The Committee reconvened at 11:55 a.m. and proceeded as follows:

Committee Chair Chock: I would like to reconvene the Planning Committee. We are currently on Bill No. 2797. Committee Members, we have four (4) amendments to introduce: two (2) by Councilmember Evslin and two (2) by Councilmember Cowden. All these amendments have been vetted with the Planning Department and have their support for passage. After the amendments are introduced, I would like to come back to the discussion on deferral or not, and the options moving forward. At this time, if there are no objections, I would like to ask Councilmember Evslin to move forward on the first amendment.

Councilmember Evslin moved to amend Bill No. 2797, as circulated, and as shown in the Floor Amendment, which is attached hereto as Attachment 1, seconded by Councilmember Kagawa.

Councilmember Evslin: Ka'āina, Marie, or Committee Chair Chock, would you like to share information about the amendment?

There being no objections, the rules were suspended.

MARIE WILLIAMS, Long-Range Planner: I am sorry Councilmember Evslin, which amendment are you referring to?

Councilmember Evslin: We are starting with Kū Kona A Ola.

Committee Chair Chock: Yes, thank you.

Ms. Williams: This is an amendment package submitted by the *hui*. We, the Planning Department, would like to thank them for reading thoroughly through the Waimea Town Plan section. They reviewed the goals and objectives related to the land use of the policy and reviewing the other sections connected to the circulation, shared spaces, and heritage resources. We reviewed everything and felt that we were able to support many of the words, changes, clarification of language, and the emphasis on certain aspects that the *hui* felt was important. In some cases, we proposed technical amendments to be consistent with the County documents such as the County's roadway, designs, and standards. There are quite a few—there are at least ten (10) or eleven (11) pages of amendments. I do not speak for the *hui*. If you have any questions about the amendments, I can try to answer them.

Committee Chair Chock: If I may, Councilmember Evslin, I would like to mention some of the highlights. First, the bigger amendment being introduced addresses the interest of Kū Kona A Ola. It was in response to their request that the Planning Department put this together to create a feedback loop moving forward if this Plan is passed to allow not only this group, but others from the Westside community to reengage to come up with additional amendments that might be in their interests. That is the first one on page 1. There are quite a few pages. If you want to take your time to review it, and if you have any questions on it. From my perspective, many of these were wordsmithing. Councilmember Cowden.

Councilmember Cowden: On page 6, number 14, 2. It says, "Carefully manage visitor impacts to Waimea Town so its unique, small-town character is protected"—and that is very clear. Page 6, number 14, a. "Future resort development may only occur in the area designated 'resort' on the town plan and is required to retain the size and scale of the Waimea Plantation Cottages." Is this saying that they are not able to add the extra sixty (60) acres of one-unit per acre for the provisional resort element? Is that what this means?

Committee Chair Chock: No. I will let the Planning Department respond to this. As you can see, this amendment eliminates verbiage and it is made clear where the designation is occurring versus the entire Waimea Town.

Councilmember Cowden: Okay.

Committee Chair Chock: Are there any additional comments from the Planning Department?

Ms. Williams: Yes. The existing draft states what is previewed or currently exists within the provisional resort area adjacent to the Waimea Plantation Cottages area for resorts. That change is in the existing draft of the Plan. This language clarifies that any future resort development could only occur in that specific area and that there is no intention for a resort expansion to occur outside of that. For example, this is to clarify that we do not want all of Waimea Town to be in the Visitor Destination Area (VDA)—the language is meant to clarify this.

Councilmember Cowden: Thank you.

Committee Chair Chock: Are there any further questions regarding these amendments? They are straightforward. Councilmember Evslin.

Councilmember Evslin: I have a clarification. as Councilmember Cowden alluded to the RR-1 component, that language is in there specifying the RR-1. This would be a separate section.

Committee Chair Chock: Correct.

Councilmember Evslin: This would be ordinarily tailored.

Committee Chair Chock: Correct. Are there any further questions?

Councilmember Evslin: There are two (2) things that stand out to me that I feel is worth mentioning. There is a lot of emphasis in these amendments that restoring and maintaining the existing bathrooms, which seems to be important to the community. Also, support for transitional housing for those experiencing homelessness is important to highlight.

Committee Chair Chock: Yes. Thank you. Councilmember Cowden.

Councilmember Cowden: Page 8, 19, c., it takes out the word revitalize and says, "Support and promote private landowners to revitalize the Waimea Mill site as a central location for commerce." Who owns that site right now? I called and looked into this one (1) year ago. The person who owned this was from Los Angeles who did not return any of my calls.

Committee Chair Chock: I will let the Planning Director respond to this.

Ms. Williams: I believe the Waimea Mill is owned by Kikīaola Land Co., Ltd.

Councilmember Cowden: Okay. I am sorry, I was thinking Kekaha. Disregard, thank you.

Committee Chair Chock: It states “revitalizing.”

Councilmember Cowden: Yes. I am sorry, I was thinking Kekaha.

Committee Chair Chock: Are there any further questions regarding these amendments? Councilmember Cowden.

Councilmember Cowden: Page 9, Regarding Science, Technology, Engineering, Arts, and Mathematics (STEAM) and Science, Technology, Resilience, Engineering, Arts, and Mathematics (STREAM) readiness which is an acronym for...

Committee Chair Chock: Science, Technology, Engineering, Arts, and Mathematics. It was Science, Technology, Engineering, and Mathematics (STEM), it became STEAM, and now it is STREAM.

Councilmember Cowden: This is regarding schools, is that correct? When we are adding STREAM, it says, “such as through the Pacific Missile Range Facility (PMRF), agricultural companies, the University of Hawai‘i. Existing non-profits such as Kaua‘i Community Science Center,” are we talking about nonprofit organizations?

Committee Chair Chock: Yes. Some of these nonprofit organizations were already included in the current draft. There has been some added that is within the economic development section.

Councilmember Cowden: Who are Kumano I Ka Ala and IWI Kua?

Committee Chair Chock: I would broadly mention that they were some of the people that were on the call testifying this morning.

Councilmember Cowden: Okay.

Committee Chair Chock: Are there any further questions? If not, I will move forward with the vote. I want to ensure that you are comfortable with this.

There being no objections, the meeting was called back to order, and proceeded as follows:

Committee Chair Chock: Is there any final discussion on this amendment?

The motion to amend Bill No. 2797, as circulated, and as shown in the Floor Amendment, which is attached hereto as Attachment 1 was then put, and unanimously carried.

Committee Chair Chock: Motion passes. We will introduce the next amendment, which is for the Hanapēpē-‘Ele‘ele Community Association introduced by Councilmember Evslin.

Councilmember Evslin moved to amend Bill No. 2797, as circulated, and as shown in the Floor Amendment, which is attached hereto as Attachment 2, seconded by Councilmember Kagawa.

Councilmember Evslin: Marie, do you mind explaining this amendment?

There being no objections, the rules were suspended.

Ms. Williams: Yes. This floor amendment section is from testimony provided by the Hanapēpē-‘Ele‘ele Community Association. I would like to thank Jean Souza, Wayne Souza, and the rest of their group for participating in the Community Plan process. Prior to the Community Plan, they were very active in the General Plan. We have been closely working with them on the land use policy for this area. This is not only wordsmithing, but adding new ideas and articulating them for the town. We support the amendments proposed. The first amendment adds to the vision for the town. There is new action to develop a multipurpose facility in Hanapēpē to serve as an emergency and/or evacuation shelter. This is a concept that I checked in with the Kaua‘i Emergency Management Agency (KEMA) if they would support this; and of course, they support the addition of shelters, but the issue is funding. An action like this can help to open up the way to grants and looking for other creative ways of funding a facility such as this. Also added is clarification on this concept that the Hanapēpē Salt Pond beach park is an important park for the Westside community. We know that there will be sea level rise impacts in the area. The idea being proposed by the Hanapēpē-‘Ele‘ele Community Association is to plan now for the existing park to shrink in size due to sea-level rise by reserving some of the additional state land that surrounds the existing park. By doing this, the park will expand so that there can be more recreational area when sea level rise occurs. There is a little more detail put into the transportation and circulation concepts for the highway running through Hanapēpē Town clarifying that the Kona Road intersection is a trouble spot. We consulted with the Hawai‘i Department of Transportation (HDOT) and our transportation consultant. They did a transportation analysis and traffic counts for the entire region prior to us starting the Plan. I believe that the initial proposal was to recommend that HDOT install a

signalize intersection at Kona Road. However, there are certain engineering thresholds that need to be met before a signalized intersection can be considered. Our traffic consultant confirmed that the thresholds have not been met. Therefore, it makes sense to adapt a left turn lane or a merge lane for the vehicles that are turning left out of Kona Road onto the highway. We clarified that in the section also. Finally, we addressed the lack of sewer connection in Hanapēpē Valley. The partnership action is to explore how feasible sewer connection would be to the homes in Hanapēpē Valley.

Committee Chair Chock: Thank you. Are there any questions regarding the proposed amendments for the Hanapēpē-‘Ele‘ele Community Association?

There being no objections, the meeting was called back to order, and proceeded as follows:

Committee Chair Chock: Okay. If there is no further discussion, we will take a vote.

The motion to amend Bill No. 2797, as circulated, and as shown in the Floor Amendment, which is attached hereto as Attachment 2 was then put, and unanimously carried.

Committee Chair Chock: Motion passes. Councilmember Cowden, you have two (2) amendments regarding cemeteries and Department of Hawaiian Home Lands (DHHL).

Councilmember Cowden: Yes. I do.

Councilmember Cowden moved to amend Bill No. 2797, as circulated, and as shown in the Floor Amendment, which is attached hereto as Attachment 3, seconded by Councilmember Kagawa.

Councilmember Cowden: Can we start with the Heritage Resources. This is intended to basically clarify the maps and the discussion of which cemeteries are existing. As you can see, there are several in the different communities. I would like to thank the Planning Department for putting this together. I put this amendment in and I would like to say what motivated me to do this is because I go into these cemeteries. I spoke to people in there regarding concerns. The Parks & Recreation staff that take care of these cemeteries, they have individually expressed that interest more than a few times. When we see the conflict that comes up when there is development or sale issues around cemetery parcels especially because many of the crosses are made from wood. I am not sure if they will transition to stone? Trees will eventually grow up or over this area and we would not even know the

cemetery exists. Having it logged out and mapped seems prudent, and I would like to thank the Planning Department for the work that they have done on this.

Committee Chair Chock: Are there any questions on these amendments. If not, we will take a vote.

The motion to amend Bill No. 2797, as circulated, and as shown in the Floor Amendment, which is attached hereto as Attachment 3 was then put, and unanimously carried.

Committee Chair Chock: Motion passes. Councilmember Cowden, you have one (1) more amendment regarding DHHL.

Councilmember Evslin moved to amend Bill No. 2797, as circulated, and as shown in the Floor Amendment, which is attached hereto as Attachment 4, seconded by Councilmember Kagawa.

Councilmember Cowden: Yes, DHHL. In our last Committee Meeting, I had an amendment that added the DHHL plan for Hanapēpē. In meeting with the community groups, some of whom testified today, and some of whom are concerned about the plan. They are holding out their final opinion regarding everything, but they were supportive of a DHHL plan, but asked why Pu'u 'Ōpae Kuleana Homestead Settlement Plan was not in there. I am including it based on that comment. The caveat that is very different between this and Hanapēpē is that this is still in process. It has not been completely vetted by DHHL Commissions. There is a little difference, but I feel that we can begin to include the idea of having it in here. I unofficially spoke with the Native Hawaiian Legal Corporation and they did not see anything wrong with the DHHL plan. I did not talk to the DHHL Commission. I can ask the Planning Department if they saw challenges regarding this not being a completed process for the Pu'u 'Ōpae Kuleana Homestead Settlement Plan?

There being no objections, the rules are suspended.

Ms. Williams: No, there is language in the floor amendment that states the plan will undergo review and approval in 2021.

Councilmember Cowden: Yes.

Ms. Williams: Therefore, that addresses the fact that it is possible the plan might change. Right now, it does makes sense to discuss the plan.

Councilmember Cowden: Thank you. I felt good about that, too. In the event it does not get approved, you can always take it off the online version, right? Okay. I am good with this.

Councilmember Chock: Councilmember Evslin, do you have a question?

Councilmember Evslin: This is for discussion.

Councilmember Chock: Are there any further questions for the Planning Department?

There being no objections, the meeting was called back to order, and proceeded as follows:

Committee Chair Chock: Councilmember Evslin, you may proceed with your discussion.

Councilmember Evslin: I would like to thank Councilmember Cowden. I meant to say this during the cemetery amendment. This is an issue that has not been brought to my attention until you talked about this a few times on the floor within the last year. I appreciate all your focus on this, and it certainly seems appropriate for this new Plan as well as the DHHL Master Plan. Thank you for your work.

Committee Chair Chock: Thank you. Is there any final discussion regarding this amendment? If not, I would like to also thank you for the work you did.

The motion to amend Bill No. 2797, as circulated, and as shown in the Floor Amendment, which is attached hereto as Attachment 4 was then put, and unanimously carried.

Committee Chair Chock: Members, I would like to lay out the options we have before us. As you heard today from the testifiers, there is a request for a minimum two-month deferral. I will share a little on the backstory of where we are with this. I have been working with this newly-formed group. The Westside community, in general, is encouraged by the fact that we have people in the community who are interested to speak up. It has been supported around this table. The question is, what is the group's specific interest in the outcome of the Plan? At this point, I am not sure if that is clear. However, since we have started, we have been able to pass a significant amount of amendments in the last few weeks. I feel that the options are either: 1) to defer, as requested, for a minimum two (2) to three (3) months, which would take us into January to allow this group to continue; 2) we can approve this today and move it out of Committee and into Council; or 3) we have the opportunity for a two-week deferral to allow the Planning Department to gain a clear understanding of what the group's intentions are and the amendments they would like to see. To me, what we have so far is wordsmithing in nature and few substantial amendments have come forth—all of which have been passed by this Council. If we are to extend longer than two (2) weeks, as the Committee Chair, I question this to what end? I certainly do not want to be here in two (2) weeks or six (6) months addressing if this is an opposition of the Plan or not. I want tangible work. My recommendation is to do an exploration with this group and the Planning Department to find out what direction they want to take. The amendments are

already there to allow the implementation of that feedback to occur. I want to put on the table the fact that the delay in this Plan has some implications to the outlying communities that are within the Plan and not just the Waimea community. I am going to ask the Planning Director to speak to those implications. I believe within the next two (2) weeks, if we decide on a two-week deferral, it will give us time to reconnect with those communities. I have heard back from a few this morning on their position. Planning Director, can you shed light on the implications of the options that we have?

There being no objections, the rules were suspended.

KA'ĀINA S. HULL, Planning Director: Yes. Committee Chair Chock and Councilmembers, I appreciate the action you folks took on the floor amendments. Over the course of the past six (6) weeks, we have worked on a fair amount of amendments. At the same time, there has not been much controversy on the policies being proposed, per se. Apart from more discussion regarding the resort development or expansion and special treatment coastal edge, there have not been any partisan fight over certain policies. It has been relatively mellow, and I appreciate the work that we have been able to do with you folks. What has emerged as Committee Chair Chock is talking about is the biggest point is this *hui* of Westside community members have a risen during the last part of the Plan and is asking for more time. You folks just took action on one (1) of the amendments that allows a specific mechanism for the Department and/or a community group such as Kū Kona A Ola, E Ola Mau Na Leo o Kekaha, or any group to come back and work for specific amendments within the Plan from the onset. That is there should the group want to work for several more months and come back either to the Council for specific amendments or to work with the Planning Department to go the Planning Commission for amendments. That feedback loop is in there. Concerning further delays of the Plan, ultimately, it is the County Council's discretion. I need to share that there are time sensitive issues that delaying the Plan will have implications on which Committee Chair Chock is referring to. When going through the Plan...you cannot stop life in its tracks and say, "Life will not continue until we get this new Plan." That would be wonderful, but that is not life. Life progresses and things happen. The Plan is attempting to address the time-sensitive issues: there is an application that the Planning Department has for the expansion of the Burns Field Airport Facilities. That has been submitted to the Department. It has been submitted in the manner that is requesting and implies as a right to be done without a public hearing. The Department is pushing back on that knowing that the salt makers, the cultural practitioners in the area, and the neighbors should be consulted via public hearing process. We have laid that out in one of specific policies in this Plan through the Special Treatment Public Facilities District proposing to overlay on airport airstrip. If that amendment and ordinance were in place, it would be with a snap of a finger that I could trigger a public hearing for that proposal. It is not in place, and right now there is a discussion going right now between the Department and the HDOT Airports Division as to whether or not we have to review it ministerial and without a public hearing. Secondly, you have the Waimea Plantation Camp houses. As you folks are all aware, for the last several years, they are in serious disrepair and are in need of either repair or full demolition and rebuild. Under the

current Zoning Ordinance regime, that is not able to happen because they are non-conforming structures. That repair or rebuild is not able to happen. The proposal in the Plan allows for the demolition, rebuild, or repair of those structures to happen in perpetuity. Lastly, there is an application that community members are working on for the Environmental Protection Agency (EPA) Brownfields Grant for the Kekaha Mill. I believe you received testimony particularly germane towards that. Majority of the grant being laid out is hinging on the policies reflected within this Plan. If this Plan is not adopted in the short term, I will not say that it will stop that application from happening, but it could impact a possible negative outcome from the application to the EPA. That grant application is in the near term. There are timeline implications. I am not able to put those on the shelf and say, "Nothing will be affected without a delay or deferral." I feel that the Department agrees with Committee Chair Chock. For now, if we can agree to a two-week deferral unless the Council is looking for a longer deferral in order to allow further discussions to happen with the *hui* that has arisen to allay concerns. We do not want some of the other areas to lose out should a long deferral happen. Should a long deferral happen, whether it is today or in two (2) weeks, the Department would also request that there be certain parameters under which the community outreach and dialogue happens for this deferral to happen. Honestly, the group that has been testifying is well-intentioned, deeply rooted in West Kaua'i, and comes from a valid and genuine standpoint. At the same time, some of the documents they submitted was done through Google surveys. To do a planning process through surveys on social media contacts...from a methodology standpoint, it is not entirely appropriate. If so, we would do our plans via referendum on the voting ballot. There needs to be an actual engagement of dialogue from community members, as well as framing the contingencies, zoning, capital improvement projects, and other agency plans in order to get and digest themes that resonate throughout the community members. The Department would strongly encourage you folks to gear towards if you are looking at more than a two- to six-month deferral. I ask that you give us some protection to ensure that the planning process does not continue via referendum, but through dialogue and discussion that is actual and honest. With that being said, there are serious timeline reservations that the Department has concerning deferral of this Plan. We strongly encourage that the Council look at the feedback loop that we provided for this *hui* and other community organizations to come back at a later time after the Plan has been adopted.

Committee Chair Chock: Thank you, Ka'āina. There are questions emerging. I have two (2) and I will share them with you. These are specific to the hardline dates regarding the implications you mentioned. If we deferred this for two (2) weeks, do you think that would give sufficient time to engage with the community group Ku Kona I a Ola to determine the process specifically, so it has the kind of process as you mentioned, to be intact to be successful?

Mr. Hull: With a two-week deferral, it will allow us to lay out the principles should they request a longer deferral. I can only hope—as I am not able to guarantee that myself—the Department, and the overall Administration is able to come to an agreement with them. The two (2) weeks will allow time for that discussion to happen.

Committee Chair Chock: Thank you. Councilmember Cowden.

Councilmember Cowden: I know that it is best to pass all these Bills at once. I am wondering if we can move some of them forward. For example, the Kaumakani area and the Kaumakani Plantation Camp. When looking at those houses, some of the houses are in desperate need of repair and we need to fix the houses before they are gone. I am wondering if we can approve that and the overlay area for the Kekaha Mill. Are we able to approve small sections so that they are not denied?

Mr. Hull: Councilmember Cowden, that is a good question. For the Kekaha Mill, no. The Kekaha Mill is not a specific and separate ordinance. It is imbedded entirely within the Plan. For the separate ordinances like the Plantation Camp ordinance or the Burns Field Airport Facilities ordinance, in theory, yes, you can separate them, because they are separate actions of the Council and it is listed separately on your agenda. All of these Bills are intimate and tied into the policies within the Plan. If you adopt ordinances without the Plan, technically, from a legislative standpoint, it would be challenging. There is no policy in place backing up why it was adopted. Should the Plan receive longer than a six-month deferral, there is an option that this will be adopted as-is. The other option is those policies could be drastically changed and run counter to the ordinances if we got the ordinances ahead of time. The last option is the entire Plan is never adopted—there is no agreement. That is a serious concern coming in with a new Council who has not been fully prepped. If the entire Plan dies in the next Council and these ordinances were adopted, they are not pinned to a “specific policy” long-range plan, which will become a challenge. To answer your question, no, you are not able to separate the ordinances from the Plan currently.

Councilmember Cowden: Thank you for your clarification.

Committee Chair Chock: Members, are there any further questions on this?

Councilmember Kagawa: Ka‘āina, I know that the Mayor has requested a two-week deferral in order to talk to the group. When we pass an amendment, it gives them time to come up with specific amendments...when the amendment was passed to satisfy their need to have more time. Has the group been educated on that amendment and the importance of passage on this Bill affects the Burns Field Airport Facilities? I want to include stronger language to remove that facility. The Burns Field Airport Facility is recreational, and to me it does not have the amenities to have a functional heliport. If this is delayed, we could possibly have an expansion of the heliport with fencing that implies it will be permanent for a longer period. I want to satisfy everyone on the Westside. Has the group been informed of our time constraints because this affects other projects? I know that is also important to them as they are close allies with the salt makers. Have they been educated or is today the day that we are educating them on this?

Mr. Hull: Thank you, Councilmember Kagawa. They were given the language for the amendment that you just acted on concerning a feedback loop for them to come back and amend and/or work with the Council or the Department to update certain policies. For me, I have not individually myself apprised their members of the timeline issues. I have been talking about it with (Inaudible) and community members in Kekaha, but I did not have time to specifically address them. I was on a Zoom call with them until ten o'clock at night, I was getting tired, I was about to push "end," it was late at night. If the two-week deferral is proposed, it would allow us to further educate them about the time-sensitivity of the Plan.

Committee Chair Chock: Councilmember Kagawa, I am also able to speak to that, too. With the amendment that we are talking about, we presented it to the group this past week. They were happy and agreed that was a good step forward. We were not able to get a response from them if they were satisfied. We did not learn of their approach to oppose and ask for a six-month deferral. Essentially, what happened is I started calling around. I called E Ola Mau Na Leo o Kekaha and I said, "Hey, do you folks agree with deferring this?" They took a neutral stance on it. I also called Hui Hana Pa'akai o Hanapēpē, and they were not in agreement. The group originally requested a six-month deferral and that request went down to two (2) months. I believe that was the compromise they were referencing. Our next meeting is in three (3) weeks. It will be a step in the right direction in order to gain clarity along with where the other outlying communities are, which include Kaumakani, Kekaha, 'Ele'ele, and Hanapēpē. Are there any further questions? Councilmember Cowden.

Councilmember Cowden: My question is for you and Ka'āina. If I am hearing this correctly, if we defer this until the next meeting, I am wondering if you can speak to the group. For me, what I want to know is what are the substantial changes that they are most concerned about? I have not been able to hear what the changes were. We received some concerns, and thank you to the Planning Department for correcting some of them. One (1) of the concerns was not wanting a bike path up Waimea Valley. We learned that there will be no bike path. That was a misunderstanding. If these are misunderstandings and we can quickly identify and remove them, that would be good. If so, in three (3) weeks we can have an idea to narrow down and focus on the things that really needs work...if there is a critical issue.

Committee Chair Chock: Thank you.

Councilmember Cowden: To me, I would like to know that before we push this out further.

Committee Chair Chock: Me, too. Upon meeting with the group, my first question was, "What is the goal?" That continues to be my question. While I appreciate the amendments that came forward, it has not been significant. My personal assessment being that I do not feel I received the answer, particularly there are fundamental differences or disagreements with the data that is being used to

drive the overall outcome of the Plan, the growth projections as well as the sea level rise projections. That is only my assumption. My suggestion would be that the Planning Department reach out to the group to gain a clear understanding on the outcome for the Council to make a good decision on whether this Bill will be passed or deferred.

Councilmember Cowden: I feel good about that decision. I want to let the Planning Department know that I really love the adaptation that you put for the introduction, which was quite an improvement. I like the Kū Kona A Ola amendment where it is not only for this group, but other groups. This might be a good model for other communities. Change is always needed when we have a static plan that is ten (10) to fifteen (15) years old. The Plan has gotten better because of the involvement of this community group being engaged. These improvements have been made quickly. In three (3) weeks, I would like to hear the actionable plan.

Committee Chair Chock: Me, too. Planning Director, do you have a response to that question that was posed?

Mr. Hull: Yes. Councilmember Cowden, we agree with this and that is what we have been asking for. We have been asking, "What are the substantial changes?" I know the *hui* is asking for more time to activate and engage the community. I will convey this to them if you folks allow us the opportunity. We need tangible dialogue and discussion. Although surveys give a certain sense of sentiment within the community...without framing the overall background for the policies established, it is hard to get a concrete and solid response to a policy. The *hui* may want to have a discussion with their community members regarding policies, but right now, as stated numerous times, we are still waiting. We have not seen much aside from the resort discussion and the special treatment coastal edge discussion. I will say that theme came from the group. The Department has been clear with the *hui* regarding why we are supporting those proposals. If there is a Councilmember that agrees that the resort should not be expanded to the area that is being recommended or that the special treatment coastal edge district should not be created, it is certainly the power of this body or a Member to make a motion to remove them.

There being no objections, the meeting was called back to order, and proceeded as follows:

Councilmember Cowden: It was deferred today, but I asked for a briefing on the Act 73, Session Laws of Hawai'i, 2020. It is my hope that conversation will resume in the next three (3) weeks because I wanted that to feather into this conversation. Solid waste is important for the Westside. Whether it is other places to be processing recoverable materials, recyclables, or how we deal with Act 73. We need to look at that and I feel it is important in this discussion.

Committee Chair Chock: Are there any further questions or suggestions on how they would like to move forward? Councilmember Kagawa.

Councilmember Kagawa: The amendment means a lot to me. This means, if the amendment passes, we do not want to hold up action against the heliport and the salt maker, to resolve a longstanding problem with the Hawaiian culture in Hanapēpē. I do not want to hold up this action as it has already been too long. The amendment assures me that the issue is not over. This group has been heard and they will be heard. This group is made up of educators, volunteers, farmers...it is a hardworking group of young people that we encourage to voice their opinion. They have been heard loud and clear. I am certain that the Planning Department, the Mayor, and the next Council will continue to work with them on any amendments, that is clear. Moving forward, I would like to see us not jeopardizing the actions on the heliport. If this Bill passes, we need to find a way to communicate to the group that this is not over and do not give up on the process. During this process, you have won, your voices have and will continue to be heard. It is a good opportunity for the Mayor to get involved. If so, it will be a win-win situation. The three-week deferral is okay with me. I want to ensure that we are not jeopardizing the action of the State coming for the fencing or expansion. If the Plan needs to move forward in order to stop that, I want to move forward. I apologize if the group is disappointed in my decision. We need to juggle and ensure that we take care of what we need to take care of. Thank you.

Committee Chair Chock: Is there any further discussion before I entertain a motion?

Councilmember Cowden: I am attached to the Kekaha Sugar Mill being able to be decontaminated.

Committee Chair Chock: Councilmember Kualī'i.

Councilmember Kualī'i: It is obvious that the Hui Hana Pa'akai o Hanapēpē at the Hanapēpē Salt Pond is very important to me. I should have caught this earlier, but I noticed in the amendment that it lists all of the groups and it does not list Hui Hana Pa'akai o Hanapēpē or the two (2) homestead associations in Kekaha. If we defer this for the next three (3) weeks, I will most likely submit an amendment to include the missing groups. I would like to add that we should take advantage of the next three (3) weeks—yourself as Committee Chair and the Mayor to see if Kū Kona A Ola has any further amendments that we are able to consider. In hearing the time sensitivity of this, we should be prepared to act in three (3) weeks.

Committee Chair Chock: Councilmember Evslin.

Councilmember Evslin: Thank you, Committee Chair Chock. I fully support the three-week deferral. I feel that it is important to listen. There has been

a lot of work over the last month with good amendments that came through. I want to recognize the Planning Department. I feel as if I continuously say this, but they are rock stars with community outreach. They do a better job with outreach than anyone else in the state. They have done a good job over the last few years and they are continuing to a good job with this group. At the same time, recognizing if there is a group that feels that they have been somewhat disenfranchised throughout this process it is important for us to do what we can to listen over the next weeks to see if there is room for improvement in other areas. I support the deferral and I do not want to jeopardize any of the issues that Ka'āina mentioned as far as the time limits for this component. I am weary of long-term deferrals. However, three-weeks is a no-brainer for me.

Committee Chair Chock: Thank you. Is there any further discussion?
I will entertain a motion to defer to the November 12th meeting.

Councilmember Kagawa moved to defer Bill No. 2797, seconded by Councilmember Kualii.

Committee Chair Chock: Roll call on the deferral.

The motion to defer Bill No. 2797 was then put, and carried by the following vote:

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

Committee Chair Chock: The deferral passes. Clerk, can we defer the rest of the items.

Bill No. 2798 A BILL FOR AN ORDINANCE AMENDING “KAUA'I KĀKOU – KAUAI COUNTY GENERAL PLAN” (2018) LAND USE MAPS AND OTHER PROVISIONS RELATING TO THE WEST KAUAI COMMUNITY PLAN (ZA-2020-08) **(This item was Deferred.)**

(No registered speakers requested to testify regarding this agenda item.)

Councilmember Kualii moved to defer Bill No. 2798, seconded by Councilmember Cowden, and unanimously carried.

Bill No. 2799 A BILL FOR AN ORDINANCE AMENDING CHAPTER 8, KAUAI COUNTY CODE 1987, AS AMENDED, BY

ESTABLISHING A NEW SPECIAL TREATMENT COASTAL EDGE (ST-CE) DISTRICT AND AMENDING ZONING MAPS ZM-K100 (KEKAHA), ZM-W100 (WAIMEA), ZM-200, AND ZM-H200 (HANAPĒPĒ) (ZA-2020-09) **(This item was Deferred.)**

(No registered speakers requested to testify regarding this agenda item.)

Councilmember Kualii moved to defer Bill No. 2799, seconded by Councilmember Kagawa, and unanimously carried.

Bill No. 2800, Draft 1 A BILL FOR AN ORDINANCE AMENDING CHAPTER 8, KAUAI COUNTY CODE 1987, AS AMENDED, BY ESTABLISHING A NEW PLANTATION CAMP (PC) DISTRICT AND AMENDING ZONING MAP ZM-200 (ZA-2020-10) **(This item was Deferred.)**

(No registered speakers requested to testify regarding this agenda item.)

Councilmember Kualii moved to defer Bill No. 2800, Draft 1, seconded by Councilmember Kagawa, and unanimously carried.

Bill No. 2801 A BILL FOR AN ORDINANCE TO OVERLAY THE SPECIAL TREATMENT PUBLIC FACILITIES DISTRICT (ST-P) ON A PORTION OF ZONING MAP ZM-H200 (HANAPĒPĒ) (ZA-2020-11) **(This item was Deferred.)**

(No registered speakers requested to testify regarding this agenda item.)

Councilmember Kualii moved to defer Bill No. 2801, seconded by Councilmember Cowden, and unanimously carried.

Bill No. 2802 A BILL FOR AN ORDINANCE AMENDING ZONING MAP ZM-200 (ZA-2020-12) **(This item was Deferred.)**

(No registered speakers requested to testify regarding this agenda item.)

Councilmember Kualii moved to defer Bill No. 2802, seconded by Councilmember Cowden, and unanimously carried.

Committee Chair Chock: That completes the business of the Planning Committee, the Planning Committee is adjourned.

There being no further business, the meeting was adjourned at 12:48 p.m.

Respectfully submitted,



KarLyn Sukehira
Council Services Assistant I

APPROVED at the Committee Meeting held on November 12, 2020:



MASON K. CHOCK
Chair, PL Committee

*Beginning with the March 11, 2020 Council Meeting and until further notice, Councilmember Arthur Brun will not be present due to U.S. v. Arthur Brun et al., Cr. No. 20-00024-DKW (United States District Court), and therefore will be noted as excused (i.e., not present).

(October 21, 2020)

FLOOR AMENDMENT

Relating to Amendments to the West Kaua'i Community Plan booklet entitled "Planning Commission Draft" dated May 26, 2020 including all Appendices, as referenced in Bill No. 2797, A Bill For An Ordinance Establishing Regulations, Procedures, Zoning, Development Plans, And Future Growth Areas For The Hanapēpē-'Ele'ele Planning District And The Waimea-Kekaha Planning District In Chapter 10, Kaua'i County Code 1987, As Amended, And Establishing Exceptions, Modifications, And Additions To Chapter 8 And Chapter 9, Kaua'i County Code 1987, As Amended, And Amending Zoning Maps ZM-K100 (Kekaha), ZM-W100 (Waimea), And ZM-H200 (Hanapēpē) (West Kaua'i Community Plan) (ZA-2020-07)

Introduced by: LUKE A. EVSLIN, Councilmember (By Request)

AMENDMENT – KŪ KONA A OLA

(All supported by the Planning Department)

1. Amend Bill No. 2797 by amending the West Kaua'i Community Plan booklet entitled "Planning Commission Draft" dated May 26, 2020 including all Appendices, by amending page 103, Part V: Implementation, A. Overview, as follows:

"A. Overview

The West Kaua'i Community Plan will guide development and help coordinate capital infrastructure over the long term.

. . . These are described in the "Zoning Amendment Overview" below. Infrastructure and facility planning are primarily mid- to long-range actions, including those capital improvement projects that will require additional planning and funding.

The General Plan (2018) implemented a feedback loop where community input is continually used in the planning process. In concert with the General Plan, the West Kaua'i Community Plan is adaptable and responsive through an outreach program that empowers the community to evaluate policies and needed changes. Therefore, the County shall immediately develop an outreach program to work with existing community organizations and interested individuals to provide awareness of the plan and recommend needed amendments as desired by the community. These community groups include but are not limited to: E Ola Mau, Kū Kona A Ola, Hanapēpē-'Ele'ele Community Association, Hanapēpē Economic Alliance, and West Kaua'i Professionals Association. The Planning Department shall report on the outreach program, as well as desired amendments and policy refinement, to the Planning Commission on an annual basis."

2. Amend Bill No. 2797 by amending the West Kaua'i Community Plan booklet entitled "Planning Commission Draft" dated May 26, 2020 including all Appendices, by amending page 61, Waimea Town Plan, Goals and Objectives, as follows:

"Community Design

1. Meet the housing needs of the Waimea community[.], including those who are homeless or at risk of becoming homeless.

...

f. Support development of transitional housing for those experiencing homelessness, with a focus on local families who are homeless or at risk of becoming homeless."

3. Amend Bill No. 2797 by amending the West Kaua'i Community Plan booklet entitled "Planning Commission Draft" dated May 26, 2020 including all Appendices, by amending page 62, Waimea Town Plan, Goals and Objectives, as follows:

"Community Design

...

2. Protect and enhance the historic main street.

...

b. Rezone to enable [investment and] community-envisioned development on the Waimea Mill Site."

4. Amend Bill No. 2797 by amending the West Kaua'i Community Plan booklet entitled "Planning Commission Draft" dated May 26, 2020 including all Appendices, by amending page 62, Waimea Town Plan, Goals and Objectives, as follows:

"Community Design

...

2. Protect and enhance the historic main street.

...

c. Encourage programming of more activities and events as Hofgaard Park. Provide additional facility improvements[.] , improved advertising, and more cultural activities."

5. Amend Bill No. 2797 by amending the West Kaua'i Community Plan booklet entitled "Planning Commission Draft" dated May 26, 2020 including all Appendices, by amending page 62, Waimea Town Plan, Goals and Objectives, as follows:

"Community Design

...

2. Protect and enhance the historic main street.

...

- d. [Install new, clean public restrooms in the town that is visible and centrally located such as Hofgaard Park or the area behind the Waimea Fire Station.] Increase signage and print materials that identify public restrooms throughout Waimea Town.

- e. If needed, install a new small-footprint public restroom in a central location. The exact location should be determined by consulting with residents and business owners."

6. Amend Bill No. 2797 by amending the West Kaua'i Community Plan booklet entitled "Planning Commission Draft" dated May 26, 2020 including all Appendices, by amending page 62, Waimea Town Plan, Goals and Objectives, with any corrected renumbering needed, as follows:

"Community Design

...

3. Reduce congestion and improve safety for all roadway users.

- a. Improve traffic control at the intersection of Kaumuali'i Highway at Waimea Canyon Road.

- b. Provide or implement safe roadway solutions to maintain safe traffic conditions during peak traffic times (e.g., 2:30 p.m. to 4:30 p.m., community events)."

7. Amend Bill No. 2797 by amending the West Kaua'i Community Plan booklet entitled "Planning Commission Draft" dated May 26, 2020 including all Appendices, by amending page 62, Waimea Town Plan, Goals and Objectives, with any corrected renumbering needed, as follows:

"Community Design

...

3. Reduce congestion and improve safety for all roadway users.

...

- b. Develop a connected walking route through the town.

- c. Enhance the current walking route (sidewalk) in Waimea by enhancing surrounding landscape (e.g., plants, sprinklers)."

8. Amend Bill No. 2797 by amending the West Kaua'i Community Plan booklet entitled "Planning Commission Draft" dated May 26, 2020 including all Appendices, by amending page 62, Waimea Town Plan, Goals and Objectives, with any corrected renumbering needed, as follows:

"Community Design

...

3. Reduce congestion and improve safety for all roadway users.

...

- d. Provide bicycle and pedestrian facilities on Kahakai and Menehune Roads.

e. Provide traffic-calming solutions, such as signs, signals, markings, and other devices for bicyclists and pedestrians, on Kahakai and Menehune Roads."

9. Amend Bill No. 2797 by amending the West Kaua'i Community Plan booklet entitled "Planning Commission Draft" dated May 26, 2020 including all Appendices, by amending page 63, Waimea Town Plan, Goals and Objectives, with any corrected renumbering needed, as follows:

"Resiliency

...

2. Address concerns pertaining to the Waimea River, levee maintenance, and nuisance flooding.

...

- d. Evaluate and address flooding hazards related to Menehune Ditch.

e. Consider a konohiki system whereby landowners abutting Menehune Ditch maintain waterflow regularly."

10. Amend Bill No. 2797 by amending the West Kaua'i Community Plan booklet entitled "Planning Commission Draft" dated May 26, 2020 including all Appendices, by amending page 63, Waimea Town Plan, Goals and Objectives, with any corrected renumbering needed, as follows:

"Resiliency

...

2. Address concerns pertaining to the Waimea River, levee maintenance, and nuisance flooding.

...

- e. Repair and maintain flap and sluice gates and maintain drainage ditches to prevent flooding in surrounding neighborhoods."

11. Amend Bill No. 2797 by amending the West Kaua'i Community Plan booklet entitled "Planning Commission Draft" dated May 26, 2020 including all Appendices, by amending page 64, Waimea Town Plan, Goals and Objectives, as follows:

"Shared Spaces

1. Improve and expand recreational facilities.

...

c. Support use of Waimea State Recreational Pier by enhancing and improving public restrooms and installing [public restrooms and showers,] barbecue grills[,] and pavilions. [Utilize] Encourage use of the parking lot to support a "park-once-and-walk" environment in town."

12. Amend Bill No. 2797 by amending the West Kaua'i Community Plan booklet entitled "Planning Commission Draft" dated May 26, 2020 including all Appendices, by amending page 64, Waimea Town Plan, Goals and Objectives, as follows:

"Shared Spaces

1. Improve and expand recreational facilities.

...

f. Add a pavilion [or "pocket park" in the area behind the fire station.] at Ching Park."

13. Amend Bill No. 2797 by amending the West Kaua'i Community Plan booklet entitled "Planning Commission Draft" dated May 26, 2020 including all Appendices, by amending pages 64-65, Waimea Town Plan, Goals and Objectives, as follows:

"Heritage Resources

1. Promote Waimea as a historic town.

...

c. Update and maintain the inventory of historic properties, including churches, cemeteries, and bridges, and identify properties for nomination to the Hawai'i and National Registers of Historic Places."

14. Amend Bill No. 2797 by amending the West Kaua'i Community Plan booklet entitled "Planning Commission Draft" dated May 26, 2020 including all Appendices, by amending page 65, Waimea Town Plan, Goals and Objectives, with any corrected renumbering needed, as follows:

"Economic Development

...

[2. Distinguish Waimea as a unique visitor destination that offers visitors an authentic experience.

a. Expand overnight visitor accommodation units in Waimea Town similar in nature to the Waimea Plantation Cottages.]

2. Carefully manage visitor impacts to Waimea Town so its unique, small-town character is protected.

a. Future resort development may only occur in the area designated "resort" on the town plan and is required to retain the size and scale of the Waimea Plantation Cottages.

b. Resort expansion outside the designated resort area is not desired."

15. Amend Bill No. 2797 by amending the West Kaua'i Community Plan booklet entitled "Planning Commission Draft" dated May 26, 2020 including all Appendices, by amending page 65, Waimea Town Plan, Goals and Objectives, as follows:

"Economic Development

...

2. Distinguish Waimea as a unique visitor destination that offers visitors an authentic experience.

...

b. Support and promote the West Kaua'i Visitor Center as a full-service visitor center[, with an informational help desk, gift shop, and public restrooms]."

16. Amend Bill No. 2797 by amending the West Kaua'i Community Plan booklet entitled "Planning Commission Draft" dated May 26, 2020 including all Appendices, by amending page 65, Waimea Town Plan, Goals and Objectives, as follows:

"Economic Development

...

2. Distinguish Waimea as a unique visitor destination that offers visitors an authentic experience.

...

c. Encourage and promote appropriate and culturally meaningful experiences through small tours, existing historic walking tours, museums, and opportunities for visitors to engage in volunteer work."

17. Amend Bill No. 2797 by amending the West Kaua'i Community Plan booklet entitled "Planning Commission Draft" dated May 26, 2020 including all Appendices, by amending page 65, Waimea Town Plan, Goals and Objectives, as follows:

"Economic Development

...

3. Support small businesses by strengthening Waimea Town as a destination serving residents and visitors.

a. [Attract] Support current, local, small businesses that serve residents and visitors."

18. Amend Bill No. 2797 by amending the West Kaua'i Community Plan booklet entitled "Planning Commission Draft" dated May 26, 2020 including all Appendices, by amending page 65, Waimea Town Plan, Goals and Objectives, as follows:

"Economic Development

...

3. Support small businesses by strengthening Waimea Town as a destination serving residents and visitors.

...

b. [Install public restrooms for residents and visitors to use in the town that visible and centrally located such as near Hofgaard Park or the area behind the fire station.] Improve current restroom facilities throughout Waimea Town, and increase signage identifying public restroom facilities and locations."

19. Amend Bill No. 2797 by amending the West Kaua'i Community Plan booklet entitled "Planning Commission Draft" dated May 26, 2020 including all Appendices, by amending page 65, Waimea Town Plan, Goals and Objectives, as follows:

"Economic Development

...

3. Support small businesses by strengthening Waimea Town as a destination serving residents and visitors.

...

c. [Revitalize] Support and promote private landowners to revitalize the Waimea Mill site as a central location for commerce."

20. Amend Bill No. 2797 by amending the West Kaua'i Community Plan booklet entitled "Planning Commission Draft" dated May 26, 2020 including all Appendices, by amending page 65, Waimea Town Plan, Goals and Objectives, as follows:

"Economic Development

...

4. Support small businesses by strengthening Waimea Town as a destination serving residents and visitors.

...

b. Encourage businesses that support sports facility users, including restaurants, sports equipment shops, and [visitor] affordable overnight accommodations."

21. Amend Bill No. 2797 by amending the West Kaua'i Community Plan booklet entitled "Planning Commission Draft" dated May 26, 2020 including all Appendices, by amending the amended pages 44-46, F. Economic Development, which was previously amended during the September 23, 2020 Planning Committee Meeting, as follows:

**"F. Economic Development
Value Statement**

... This will require expanding entrepreneurial skills and the development of a [STEAM] STREAM workforce with expertise and vocational skills. As of the original adoption date and for purposes of this plan, STREAM is intended to stand for science, technology, resilience, engineering, arts, and mathematics; however, this acronym has expanded in recent years, may further change, and sometimes features different definitions in pursuit of the laudable concept of encouraging educational achievement in various fields of study.

...

Policy #2: Provide supportive environments for business success.

Why: . . .

How: . . . Services should include assistance in business and financial literacy, obtaining loans, developing online businesses, and student internships. Workforce readiness to further support West Kaua'i's impressive food service, arts, entertainment, and cultural activities requires incorporating all elements of [STEAM] STREAM learning in school curricula.

Policy #3: Grow science literacy and invest in a [STEAM-ready] STREAM-ready workforce.

Why: A workforce skilled in science and technology fosters home-grown innovation and support for regional economic development. This strengthens existing industries and provides the innovation and technological skills needed to open new sectors and start-ups. West Kaua'i is home to [powerful STEAM] valuable STREAM partners, such as the Kaua'i Veterans Memorial Hospital (KVMH), the Pacific Missile Range Facility (PMRF), and multiple [seed research] agricultural companies. Cultivating partnerships between these entities and schools will prepare youth for promising career opportunities. For example, the United States Space Force program expanding at the PMRF and health services are two growing fields on West Kaua'i with above-average earnings. Another promising [STEAM] STREAM field in West Kaua'i is conservation and environmental science. West Kaua'i's wetlands, forests, and natural area reserves employ botanists, biologists, environmental technicians, and natural resource managers.

How: A [STEAM-ready] STREAM-ready workforce requires [STEAM] STREAM education and career development. Schools should focus on science literacy and expose students to careers in science, technology, resiliency, engineering, art, and mathematics. Career-connected learning and continuing education will foster programs and strong partnerships between schools, businesses, and nonprofit groups. To accomplish this, West Kaua'i needs to build upon existing networks and resources in [science and technology,] science, technology, resilience, engineering, arts, and mathematics, such as through PMRF, agricultural [seed] companies, [and] the University of Hawai'i. Existing non-profits such as the Kaua'i Community Science Center, Kumano I Ka Ala, IWI Kua, and others with missions supporting these initiatives, can facilitate this work and provide access to peer teaching, certification, and grant funding. Available space, such as the West Kaua'i Technology Center, Makana Training Center, and Kumano I Ke Ala can provide centers for hands-on learning and vocational skills."

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

23.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.)

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(October 21, 2020)

FLOOR AMENDMENT

Relating to Amendments to the West Kaua'i Community Plan booklet entitled "Planning Commission Draft" dated May 26, 2020 including all Appendices, as referenced in Bill No. 2797, A Bill For An Ordinance Establishing Regulations, Procedures, Zoning, Development Plans, And Future Growth Areas For The Hanapēpē-'Ele'ele Planning District And The Waimea-Kekaha Planning District In Chapter 10, Kaua'i County Code 1987, As Amended, And Establishing Exceptions, Modifications, And Additions To Chapter 8 And Chapter 9, Kaua'i County Code 1987, As Amended, And Amending Zoning Maps ZM-K100 (Kekaha), ZM-W100 (Waimea), And ZM-H200 (Hanapēpē) (West Kaua'i Community Plan) (ZA-2020-07)

Introduced by: LUKE A. EVSLIN, Councilmember (By Request)

AMENDMENT – HANAPĒPĒ-'ELE'ELE COMMUNITY ASSOCIATION (All supported by the Planning Department)

1. Amend Bill No. 2797 by amending the West Kaua'i Community Plan booklet entitled "Planning Commission Draft" dated May 26, 2020 including all Appendices, by amending page 70, Hanapēpē Town Plan, Community Vision, as follows:

"Community Vision

The vision for Hanapēpē is to protect the existing historic buildings[and], develop supportive infrastructure and facilities to enhance the commercial environment[.], and improve the livability of the residential neighborhoods. Small-scale development, along with additional shared spaces, will produce a more walkable, mixed-use environment."

2. Amend Bill No. 2797 by amending the West Kaua'i Community Plan booklet entitled "Planning Commission Draft" dated May 26, 2020 including all Appendices, by amending page 72, Hanapēpē Town Plan, Goals and Objectives, as follows:

"Resiliency

...

4. Construct a new multi-purpose facility in Hanapēpē to serve as an emergency/evacuation shelter, disaster preparedness and recovery hub, and neighborhood center outside of an inundation area located on State-owned lands west of Hanapēpē River and the Hawaiian cemetery, makai of Kaumuali'i Highway.

3. Amend Bill No. 2797 by amending the West Kaua'i Community Plan booklet entitled "Planning Commission Draft" dated May 26, 2020 including all Appendices, by amending page 73, Hanapēpē Town Plan, Goals and Objectives, as follows:

"Shared Spaces

...

1. Improve Hanapēpē's shared spaces to support community life, recreation, and economic development.

...

f. Reserve additional land adjacent to and located mauka and westward of Salt Pond Beach Park for future park expansion."

4. Amend Bill No. 2797 by amending the West Kaua'i Community Plan booklet entitled "Planning Commission Draft" dated May 26, 2020 including all Appendices, by amending page 76, Hanapēpē Town Plan, Transportation and Circulation Concepts, as follows:

"Transportation and Circulation Concepts

...

Traffic flow along Kaumuali'i Highway through Hanapēpē is congested during the afternoon hours. Pedestrian safety and congestion management along Kaumuali'i Highway through Hanapēpē should be carefully considered and a pedestrian safety and congestion management plan developed in collaboration with HDOT. Elements of the plan may include the following:

- Removal of the marked crosswalk on Kaumuali'i Highway at the eastern intersection of Hanapēpē Road.
- Installation of a rectangular rapid flashing beacon (RRFB) crosswalk or pedestrian hybrid beacon at the intersection of Kaumuali'i Highway and Kona Road.
- Installation of bulb-outs and/or other traffic calming devices near crosswalks.
- Addition of a left turn lane for vehicles turning left from Kaumuali'i Highway to Kona Road and/or a merge lane for vehicles turning left from Kona Road onto Kaumuali'i Highway."

5. Amend Bill No. 2797 by amending the West Kaua'i Community Plan booklet entitled "Planning Commission Draft" dated May 26, 2020 including all Appendices, by amending page 99, Hanapēpē Valley, as follows:

"Issues and Opportunities

Community members expressed concern over the impact of invasive species, lack of access to Native Hawaiian practitioners, support for continuance of kalo cultivation, lack of sewer connection, and impacts of increased hazards to the valley. The need for hazard evacuation planning was also mentioned during the public process. Acquisition of the valley is listed as a consideration for open space funding, although the price and means to accomplish this feat may be far above the resources currently available.

Partnership Actions

1. Support the continuance of agriculture in the valley.
2. Encourage evacuation planning and coordination.
3. Encourage landowners to work with the community to protect and preserve the valley.
4. Explore the feasibility of providing sewer connection to the unserved homes in the Hanapēpē Valley residential neighborhood."

6. If any provision that is amended is also found elsewhere, such language is hereby amended to provide consistency.
7. 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\2020\West Kauai Community Plan\Floor Amendment Bill No 2797 WKCP
Hanapepe-Ellele Community Association LE_JA_ks.docx

(October 21, 2020)

FLOOR AMENDMENT

Relating to Amendments to the West Kaua'i Community Plan booklet entitled "Planning Commission Draft" dated May 26, 2020 including all Appendices, as referenced in Bill No. 2797, A Bill For An Ordinance Establishing Regulations, Procedures, Zoning, Development Plans, And Future Growth Areas For The Hanapēpē-'Ele'ele Planning District And The Waimea-Kekaha Planning District In Chapter 10, Kaua'i County Code 1987, As Amended, And Establishing Exceptions, Modifications, And Additions To Chapter 8 And Chapter 9, Kaua'i County Code 1987, As Amended, And Amending Zoning Maps ZM-K100 (Kekaha), ZM-W100 (Waimea), And ZM-H200 (Hanapēpē) (West Kaua'i Community Plan) (ZA-2020-07)

Introduced by: FELICIA COWDEN, Councilmember

<p style="text-align: center;">AMENDMENT (Supported by the Planning Department)</p>
<p>1. Amend Bill No. 2797 by amending the West Kaua'i Community Plan booklet entitled "Planning Commission Draft" dated May 26, 2020 including all Appendices, by amending pages 54-55, Kekaha Town Plan, Goals and Objectives, with any corrected renumbering needed, as follows:</p> <p style="padding-left: 40px;"><i>"Heritage Resources</i></p> <p style="padding-left: 40px;">1. Celebrate Kekaha's cultural and natural heritage.</p> <p style="padding-left: 40px;">...</p> <p style="padding-left: 40px;">[c. Address lack of cemetery space, such as through identification of new cemeteries and places for internment outside of the SLR-XA.]</p> <p style="padding-left: 40px;"><u>2. Protect and maintain Kekaha's cemeteries through community-based stewardship and management:</u></p> <p style="padding-left: 80px;">• <u>Kekaha Hawaiian Cemetery</u></p> <p style="padding-left: 80px;">• <u>Kekaha Public Cemetery (also known as St. Theresa Church Cemetery)</u></p> <p style="padding-left: 80px;">• <u>Park Hook Tong Chinese Cemetery (also the location of a Japanese cemetery).</u></p> <p style="padding-left: 40px;"><u>3. Through future planning efforts, address the lack of cemetery space and the vulnerability of existing cemeteries to sea level rise impacts (such as the Park Hook Tong Chinese Cemetery).</u></p>

2. Amend Bill No. 2797 by amending the West Kaua'i Community Plan booklet entitled "Planning Commission Draft" dated May 26, 2020 including all Appendices, by amending pages 64-65, Waimea Town Plan, Goals and Objectives, with any corrected renumbering needed, as follows:

"Heritage Resources

1. Promote Waimea as a historic town.

...

2. Protect and maintain the historic Waimea United Church of Christ Cemetery.

3. Amend Bill No. 2797 by amending the West Kaua'i Community Plan booklet entitled "Planning Commission Draft" dated May 26, 2020 including all Appendices, by amending pages 73-74, Hanapēpē Town Plan, Goals and Objectives, with any corrected renumbering needed, as follows:

"Heritage Resources

1. Perpetuate and promote the history of Hanapēpē Town.

...

2. Acknowledge and protect the abundant cultural and natural resources in and around Hanapēpē.

...

3. Protect and maintain Hanapēpē's cemeteries through community-based stewardship and management:

• Hawaiian Cemetery (also called "Filipino Cemetery")

• Japanese Cemetery (at Pū'olo Road)

• Kaua'i Veterans Cemetery

• Filipino Cemetery (located on same parcel as the Chinese Cemetery)

• Chinese Cemetery (also called "Catholic/Chinese Cemetery")

• Japanese Cemetery (also called "Hanapēpē Heights Japanese Cemetery")

• First United Church Cemetery."

4. Amend Bill No. 2797 by amending the West Kaua'i Community Plan booklet entitled "Planning Commission Draft" dated May 26, 2020 including all Appendices, by amending **the amended** page 81, 'Ele'ele and Port Allen Town Plan, Goals and Objectives, **which was previously amended during the**

October 7, 2020 Planning Committee Meeting (this section was approved by the Planning Commission and inadvertently left out in the version transmitted to the Council, and therefore does not appear in the May 26, 2020 printed booklet), as follows:

“Heritage Resources

1. Celebrate the cultural and natural resources of ‘Ele‘ele, including the areas of Port Allen, Numila, and Wahiawa.

a. Provide access to coastal resources for recreation and traditional practices.

b. Preserve Numila as a Historic Plantation Town.

c. [Identify and protect the area’s historic and plantation-era cemeteries.]
Acknowledge and protect the McBryde Sugar Plantation Cemetery, also known as the Port Allen Cemetery.”

5. Amend Bill No. 2797 by amending the West Kaua‘i Community Plan booklet entitled “Planning Commission Draft” dated May 26, 2020 including all Appendices, by amending page 91, B. Mānā, Partnership Actions, with any corrected renumbering needed, as follows:

“Partnership Actions

1. Protect the natural resources and wahi pana of Mānā.

...

h. Acknowledge and protect the Mānā Japanese Cemetery.”

6. Amend Bill No. 2797 by amending the West Kaua‘i Community Plan booklet entitled “Planning Commission Draft” dated May 26, 2020 including all Appendices, by amending page 112, Cultural Landscape Maps, and with the Table/Figure number (####) to be appropriately inserted during document finalization, as follows:

“Cultural Landscape Maps

...

Shared Resources

...

Sacred Resources

...

The cultural landscape maps identify known cemetery sites. It should be noted that there are cemeteries that have not been identified or are located

on private land where access may be restricted. The cemeteries managed by the County include:

<u>Table ####: County-Managed Cemeteries</u>		
Kekaha		
Hawaiian Cemetery	Akialoa Road	1-3-002:107
Kekaha Public Cemetery (also known as St. Theresa Church Cemetery)	Elepaio and Iwa Roads	1-3-004:026
Park Hook Tong Cemetery	Kaumuali'i Highway	1-2-006:004
Japanese Cemetery (located at Park Hook Tong Cemetery)	Kaumuali'i Highway	1-2-006:004
Hanapēpē		
Hawaiian Cemetery (*also called "Filipino Cemetery")	Kaumuali'i Highway	1-8-008:025
Japanese Cemetery	Pū'olo Road	1-8-008:014
Kaua'i Veterans Cemetery	Lele Road	1-8-008:038
Filipino Cemetery (located on same parcel as the Chinese Cemetery)	Lele Road	1-8-008:018
Chinese Cemetery (*also called "Catholic/Chinese Cemetery")	Lele Road	1-8-008:018
Japanese Cemetery (*also called "Hanapēpē Heights Japanese Cemetery")	Moi Road	1-8-007:017, 1-8-007:001

**"Cemeteries of Kaua'i," Kikuchi and Remoaldo. 1992.

7. Amend Bill No. 2797 by amending the West Kaua'i Community Plan booklet entitled "Planning Commission Draft" dated May 26, 2020 including all Appendices, by amending pages 130-133, in the Cultural Landscape maps, to identify all the County-managed cemeteries and label all the existing cemetery points and/or shapefiles.

8. If any provision that is amended is also found elsewhere, such language is hereby amended to provide consistency.
9. 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\2020\West Kauai Community Plan\Floor Amendment Bill No 2797 WKCP Cemeteries 10-21-2020 FC_JA_ks.docx

(October 21, 2020)

FLOOR AMENDMENT

Relating to Amendments to the West Kaua'i Community Plan booklet entitled "Planning Commission Draft" dated May 26, 2020 including all Appendices, as referenced in Bill No. 2797, A Bill For An Ordinance Establishing Regulations, Procedures, Zoning, Development Plans, And Future Growth Areas For The Hanapēpē-ʻEleʻele Planning District And The Waimea-Kekaha Planning District In Chapter 10, Kaua'i County Code 1987, As Amended, And Establishing Exceptions, Modifications, And Additions To Chapter 8 And Chapter 9, Kaua'i County Code 1987, As Amended, And Amending Zoning Maps ZM-K100 (Kekaha), ZM-W100 (Waimea), And ZM-H200 (Hanapēpē) (West Kaua'i Community Plan) (ZA-2020-07)

Introduced by: FELICIA COWDEN, Councilmember

AMENDMENT (All supported by the Planning Department)

1. Amend Bill No. 2797 by amending the West Kaua'i Community Plan booklet entitled "Planning Commission Draft" dated May 26, 2020 including all Appendices, by amending page 89 to add a new paragraph following the Kawaiʻele Waterbird Sanctuary paragraph, as follows:

“• **Kawaiʻele Waterbird Sanctuary** – . . . There is also interest in expanding the sanctuary, although this may interfere with air operations at PMRF.

• **DHHL Puʻu ʻŌpae Kuleana Homestead Settlement Plan** – DHHL has prepared a master plan for a portion of their land in the mountains above Mānā. The Puʻu ʻŌpae Kuleana Homestead Settlement Plan covers an area of 1,421 acres surrounding Puʻu ʻŌpae Reservoir. The plan includes an environmental assessment and will undergo review and approval in 2021. The project will include subsistence agriculture, supplemental agriculture, and community use. Two hundred forty (240) lots will be developed. The project boundaries are identified on the Regional Town Plan Map (Figure 11).

Issues and Opportunities . . .”

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

3. 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.)

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DHHL Puu Opae Kuleana Homestead Settlement Plan 10-21-2020 JA_jy.docx