



PLANNING COMMISSION SUBDIVISION COMMITTEE

KAAINA S. HULL, CLERK OF COMMISSION

GERALD AKO, CHAIR
MELVIN CHIBA, VICE CHAIR
FRANCIS DEGRACIA, MEMBER

On November 29, 2021, Governor David Y. Ige issued an Emergency Proclamation, which continued the suspension of Hawai'i Revised Statutes (HRS) Chapter 92, relating to Public Agency Meetings and Records (also known as the Sunshine Law) as it pertained to the COVID-19 Response. HRS Chapter 92 was suspended to the extent necessary to enable boards to conduct business in-person or through remote technology without any board members or members of the public physically present in the same location. In addition, on December 29, 2021 and on January 26, 2022, Governor Ige issued a proclamation suspending HRS 92-3.7 to suspend the requirement to have at least one meeting location that is open to the public.

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

- Meetings will be publicly noticed pursuant to HRS Chapter 92.
- In-person meetings will be closed to the public to be consistent with social distancing practices.
- Planning Commissioners, Planning Department Staff, parties to agenda items, and resource individuals will appear via the **Zoom** remote technology.
- The public may attend the meeting by phone using the **"join by phone"** telephone number provided on the agenda.
- The public may also attend the meeting through **Zoom**. If attending the meeting via **Zoom**, it shall be the responsibility of the attendee to join the meeting through the **Zoom** link provided via E-mail. In addition, it shall be the responsibility of the testifier to ensure that the **Zoom** software is downloaded and operational prior to the meeting. Once you sign-in for the meeting, you will receive the meeting link.
- You may use a unique identifier (i.e., an alias name and alias email address) instead of your real name to maintain anonymity. Please note that the unique Zoom meeting link will be sent by Zoom to the E-mail that was entered at sign-in.
- In addition, the meeting will be **live streamed** and available as an archived meeting after completion at www.kauai.gov/Webcast-Meetings. Please note that the livestream broadcast does not allow interaction between the viewer and Planning Commission. Also, video production services or enhancements of the recorded video will not be available.
- **Written testimony** may be submitted on any agenda item and submitted to planningdepartment@kauai.gov or mailed to the Kauai County Planning Department 4444 Rice Street., Ste A473, Lihue, Hawaii 96766. Written testimony received by the Planning Department at least **24 hours prior** to the meeting will be distributed to all Planning Commissioners prior to the meeting. Any testimony received after this time and up to the start of the meeting will be summarized by the Clerk of the Commission during the meeting and added to the record thereafter.
- **Oral testimony** will be taken during the public hearing portion of the meeting. Anyone interested in providing oral testimony must attend the meeting by **"joining by phone"** using the number listed on the agenda or joining by **"Zoom"**.
 - All testifier audio and video will be disabled until it is your turn to testify.
 - Per the Planning Commission's and Chairs practice, there is three-minute time limit per testifier, per agenda item.
 - If there are temporary technical glitches during your turn to testify, we may have to move on to the next person due to time constraints; we appreciate your understanding.
- If any major and insurmountable technical difficulties are encountered during the meetings, the Planning Commission will continue all matters and reconvene at the next scheduled Planning Commission Meeting.
- Minutes of meetings will be completed pursuant to HRS Chapter 92 and posted to the Planning Commission's website upon completion and approval.

SUBDIVISION COMMITTEE TELECONFERENCE MEETING NOTICE AND AGENDA

**Tuesday, March 22, 2022
8:30 a.m. or shortly thereafter**

To Join By Phone:

US: +1 669 900 9128 or +1 253 215 8782 or +1 346 248 7799 or +1 646 558 8656 or +1 301 715
8592 or +1 312 626 6799
Webinar ID: 941 0282 0366
Participant ID: #

To Join by ZOOM Link: https://zoom.us/webinar/register/WN_Z_px0WoyRu2cZj1zPpjFHg

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

A. CALL TO ORDER

B. ROLL CALL

C. APPROVAL OF AGENDA

D. MINUTES of the meeting(s) of the Subdivision Committee

1. October 26, 2021

E. RECEIPT OF ITEMS FOR THE RECORD

F. HEARINGS AND PUBLIC COMMENT The Planning Commission will accept written testimony for any agenda item herein. Written testimony indicating your 1) name, and if applicable, your position/title and organization you are representing, and 2) the agenda item that you are providing comment on, may be submitted in writing to planningdepartment@kauai.gov or mailed to the County of Kaua'i Planning Department, 4444 Rice Street, Suite 473, Līhu'e, Hawai'i 96766. Written testimony received by the Planning Department before 9:00 a.m. on Monday, March 21, 2022, will be distributed to all Planning Commissioners prior to the meeting. Written testimony received after 9:00 a.m. on Monday, March 21, 2022, will be summarized by the Clerk of the Commission during the meeting and added to the record thereafter.

Oral testimony will be during the public hearing portion of the meeting. Anyone interested in providing oral testimony must attend the meeting via Zoom or "join by phone" using the number listed on the agenda. After oral testimony has been taken, members of the public may continue watching the meeting via the live stream link found at www.kauai.gov/webcastmeetings.

G. GENERAL BUSINESS MATTERS

1. None for this Meeting.

H. UNFINISHED BUSINESS

1. None for this Meeting.

I. NEW BUSINESS (For Action)

1. Preliminary Subdivision Map Approval Pursuant to Kaua'i County Code Chapter 9, Article 3

- a. Subdivision Application No. S-2022-8
(BBCP Kukui'ula Parcel X, LLC. ET. AL.)
Kukui'ula Parcel X, Phase 2 Subdivision
Proposed 2-lot consolidation and resubdivision into 4-lots
TMK: (4) 2-6-015: 010 & 011
Kōloa (Makai), Kōloa, Kona , Kaua'i

- 1) Subdivision Report pertaining to this matter (see agenda packet).
- 2) Memorandum Number 1 to Planning Commission (see agenda packet).
- 3) Memorandum Number 2 to Planning Commission (see agenda packet).

2. Final Subdivision Map Approval Pursuant to Kaua'i County Code Chapter 9, Article 3

- a. Subdivision Application No. S-2020-7
(State of Hawai'i DLNR / Land Division & Division of Forestry and Wildlife)
DLNR Baseyard Facility
Proposed 2-lot Subdivision
TMK: (4) 1-8-008:020
Hanapēpē, Waimea, Kaua'i

- 1) Subdivision Report pertaining to this matter (see agenda packet).

J. EXECUTIVE SESSION

Pursuant to Hawaii Revised Statutes Sections 92-4 and 92-5(a)(4), the purpose of this executive session is to consult with the County's legal counsel on questions, issues, status and procedural matters. This consultation involves consideration of the powers, duties, privileges, immunities, and/or liabilities of the Commission and the County as they relate to the following matters:

1. Preliminary Subdivision Map Approval Pursuant to Kaua'i County Code Chapter 9, Article 3

- a. Subdivision Application No. S-2022-8
(BBCP Kukui'ula Parcel X, LLC. ET. AL.)
Kukui'ula Parcel X, Phase 2 Subdivision
Proposed 2-lot consolidation and resubdivision into 4-lots
TMK: (4) 2-6-015: 010 & 011
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Hanapēpē, Waimea, Kaua'i

K. ADJOURNMENT

NOTE: IF YOU NEED AN AUXILIARY AID/SERVICE, OTHER ACCOMMODATION DUE TO A DISABILITY, OR AN INTERPRETER FOR NON-ENGLISH SPEAKING PERSONS, PLEASE CONTACT THE OFFICE OF BOARDS & COMMISSIONS AT (808) 241-4917 OR ASEGRETI@KAUAI.GOV AS SOON AS POSSIBLE. REQUESTS MADE AS EARLY AS POSSIBLE WILL ALLOW ADEQUATE TIME TO FULFILL YOUR REQUEST.

UPON REQUEST, THIS NOTICE IS AVAILABLE IN ALTERNATE FORMATS SUCH AS LARGE PRINT, BRAILLE, OR ELECTRONIC COPY.