

2009-2010 HAWAI'I COUNTY CHARTER COMMISSION
CHARTER AMENDMENT PROPOSAL FORM

1. GENERAL INFORMATION

Name of Commission Member: _____

2. If applicable, list the charter provision(s) to be deleted or amended:

3. Provide a brief description of the purpose of the proposed charter amendment; include a description of the issue the proposal would address:

4. If the proposal is based on a provision(s) in the charter or law of another jurisdiction, name the jurisdiction and, if possible, attach a copy of the relevant provision(s).

5. If the proposal is based on any written materials you have, please attach a copy with a citation to its source.

See reverse side

6. Attach the text of the proposed charter amendment in Ramseyer format (see below).

Ramseyer Format, if proposing:

Amendments to Existing Charter Provisions

Any language being proposed to be added to the Charter shall be underscored.

Any language being proposed to be deleted from the Charter shall be [bracketed].

Replacing Existing Charter Provisions in their Entirety

Clearly indicate the article(s), chapter(s), and/or section(s) of the Charter to be proposed to be deleted, and provide the text of any provisions proposed to replace the deleted material.

New Charter Provisions

Provide the text of the new provision(s) and, if possible, indicate where in the Charter the new material should be inserted.

CHARTER AMENDMENT NO.

BE IT ENACTED BY THE PEOPLE OF THE COUNTY OF HAWAI‘I:

Section 1. Article III, Hawai‘i County Charter, is amended by adding a new section to read as follows:

“Section 3-16. Community Development Plan; Community Development Plan Action Committees

- (a) The general plan shall be augmented once every ten years by a community development plan from each judicial district.
- (1) Any existing community development plan shall remain in effect until such time as a new community development plan is adopted.
 - (2) A community development plan action committee shall be appointed within one year of completion of any community development plan to advise the planning director and the council on implementation of the community development plan. The committee shall be appointed in accordance with Section 13-4 of this Charter.
 - (3) All applications for development of lands within a district shall be reviewed by the district’s action committee who shall forward recommendations to the planning director in a timely manner for consideration and review.
 - (4) All proposed amendments to a community action plan shall be referred to the community action committee for review and recommendation.
- (b) In those areas of the County that have adopted a community development plan, the council shall enact zoning, subdivision, and other such ordinances which take into consideration such community development plans.”

Section 2. Article VI, section 6-7.2, Hawai‘i County Charter, is amended by amending subsection (b) as follows, with added language underscored and deleted language bracketed and stricken through:

- “(b) The director shall be the chief planning officer of the county and the administrative head of the department and shall:
- (1) Advise the mayor, the windward planning commission, the leeward planning commission and the council on all planning and land use matters.
 - (2) Prepare a general plan, implementation plans and any amendments thereto in accordance with ~~[section]~~ Sections 3-15[-] and 3-16.
 - (3) Prepare proposed zoning and subdivision ordinances, zoning maps and regulations and any amendments thereto.
 - (4) Review the lists of proposed capital improvements contemplated by agencies of the county and recommend the order of their priority.
 - (5) Administer the subdivision and zoning ordinances and regulations adopted thereunder.
 - (6) Render decisions on proposed subdivision plans pursuant to law.

- (7) Make recommendations on rezoning applications, special exceptions and other similar requests.
- (8) Render decisions on proposed variances pursuant to law, except that, if any written objections are made to the planning director's actions under this section, said actions shall be subject to review by the board of appeals in accordance with Section 6-10.2, unless otherwise provided by law or this charter.
- (9) Perform such other related duties and functions as may be necessary or required pursuant to law and this charter.

Section 3. The revisor shall appropriately renumber charter chapter numbers, section numbers, and cross references pursuant to amendments approved by the electorate that displace existing or newly enacted charter provisions.

Section 4. This amendment shall take effect upon approval by the electorate.