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J. Curtis Tyler, III, *Member*

**HAWAI‘I COUNTY COUNCIL
COMMITTEE ON PUBLIC WORKS &
INTERGOVERNMENTAL RELATIONS
24th Session**

DATE: June 1, 2004 (Tuesday)
PLACE: Councilroom
TIME: 10:00 a.m.

(Note: Please turn cell phones, pagers and other mobile communication devices on silent mode.)

CALL TO ORDER

STATEMENTS FROM THE PUBLIC ON ITEMS ON THE AGENDA

REFERRALS

Comm. 633: AN ORDINANCE AMENDING CHAPTER 14 (GENERAL WELFARE) OF THE HAWAI‘I COUNTY CODE, AS AMENDED, RELATING TO STREET ADDRESSING AND NAMING (to establish a street addressing and naming system. The main purpose of the bill is to enable more efficient emergency response through the E911 system.)

From Mayor Harry Kim, dated May 20, 2004, transmitting the above bill.

Comm. 641: A RESOLUTION AUTHORIZING THE ACQUISITION OF LAND BY EXERCISE OF EMINENT DOMAIN OR NEGOTIATION FOR THE PUNA EMERGENCY ACCESS ROAD IN THE AINALOA SUBDIVISION AND IN THE HAWAIIAN ACRES SUBDIVISION, KEAAU, DISTRICT OF PUNA, COUNTY OF HAWAI‘I, BEING PORTIONS OF TAX MAP KEYS 1-6-65:109, 1-6-99: 64, 65, 66 AND 67, AND 1-6-13:81.

From Councilmember Gary Safarik, dated May 20, 2004, transmitting the above resolution.

***Note: See Comm. 641 (Res. 217-02), 641.1 - 641.5
(from the 2000-2002 Council term) and Comm. 617 (Res. 184-04)
under Unfinished Business, which Comm. 641 (Res. 194-04) is intended to replace.***

UNFINISHED BUSINESS

- Comm. 641:
(Res. 217-02)
(2002) A RESOLUTION ACCEPTING THE DONATION OF A ROADWAY LOT KNOWN AS AINALOA BOULEVARD FROM THE AINALOA COMMUNITY ASSOCIATION, INC. _____
From Council Member Gary Safarik, dated May 22, 2002, transmitting the above resolution. Informs this resolution evolved out of a meeting he held with Mayor Kim, Corporation Counsel's Office, Public Works Department, and with the Ainaloa Community Association.
- Comm. 641.1: From Ainaloa Community Associated, dated May 15, 2002, stating their support of some of the stipulations of the Mayor's proposal to take ownership of the Ainaloa Boulevard with certain stipulations. Further, they agreed not to close the road again until the question of ownership is resolved by the County Counsel.
- Comm. 641.2: Copy of letter to Mayor Harry Kim, from William H. Coney, President Ainaloa Community Association, dated May 21, 2002, stating their support of his proposal to gate the Puna Emergency Access Road with availability for use of emergency vehicles such as fire, police, rescue, ambulance, etc. Informs their only exception was in the wording, "use of the public for access or egress." States, if there is a tidal wave or lava flow endangering public safety, an escape route during a state of emergency is acceptable.
- Comm. 641.3: Copy of letter to Ainaloa Community Association from Councilmember Gary Safarik, dated May 23, 2002, expressing his disappointment over the reversal of the Association's original decision to turn Ainaloa Boulevard over to the County; however, honoring their wishes to defer the action.
- Comm. 641.4: Copy of letter to William H. Coney, President, Ainaloa Community Association, dated May 27, 2002, from Mayor Harry Kim, responding to his letter of May 21, 2002, stating he believes it is important that Ainaloa Blvd. remain open, and asking the Association to clarify the community's position on the matter.
- Comm. 641.5: Copy of letter to Edwin R. James, President, Hawaiian Acres Road Corporation, and Jack Russell Brauher, President, Hawaiian Acres Community Association, dated June 2, 2002, from Mayor Harry Kim, responding to their letter of May 25, 2002, regarding maintenance of the Hawaiian Acres side of the Puna Emergency Access Road.

Comm. 617:
(Res. 184-04)

A RESOLUTION AUTHORIZING THE ACQUISITION OF LAND FOR THE PUNA EMERGENCY ACCESS ROAD IN THE HAWAIIAN ACRES SUBDIVISION, DISTRICT OF PUNA, COUNTY OF HAWAI'I
From Councilmember Bob Jacobson, dated May 4, 2004, transmitting the above resolution.

Bill 280:
(Draft 3)
(Comm. 774)
(2002)

AN ORDINANCE AMENDING CHAPTER 3 OF THE HAWAI'I COUNTY CODE, BY REPEALING ARTICLE 1 – RELATING TO SIGNS, AND AMENDING ARTICLE 2 – RELATING TO KAILUA VILLAGE SIGNS **REPEALS** Article 1, Chapter 3, Hawai'i County Code, which presently consists of 33 sections and **REPLACES** it with a new Article 1, which consists of 48 sections. A summary analyzing the effect of the proposed changes on signs in various districts is contained within Communication 774 attached to this Draft 3. Major changes involve or include but are not limited to the following items or subjects: findings and purpose, definitions, renumbering sections, sign area, changes for clarity; type and number of signs, signs prohibited or permitted in all areas, exempt signs, fees and enforcement. This bill also **AMENDS** Article 2, Chapter 3, Hawai'i County Code. Draft 2 of this bill proposed changes to 2 sections of this article, which relates to signs in the Kailua District. Draft 3 proposes numerous changes to this Article which involve or include but are not limited to: purpose, variances, definitions, the Kailua Industrial Subdivision, administration and enforcement, permit review, variances and penalties.

Comm. 42.8:
Bill 280
(Draft 4)

AN ORDINANCE AMENDING CHAPTER 3, OF THE HAWAI'I COUNTY CODE, BY REPEALING ARTICLE 1 - RELATING TO SIGNS, ADDING A NEW ARTICLE 1 - RELATING TO SIGNS, AND AMENDING ARTICLE 2 - RELATING TO KAILUA VILLAGE SIGNS. From Gary Safarik, Chairman, Public Works and Intergovernmental Relations Committee, and J. Curtis Tyler, Councilmember, dated May 20, 2004, transmitting the above bill. Included is a Summary Chart of Changes.

Major changes involve or include but are not limited to the following items or subjects regarding Article 1: Hawai'i County Code - Chapter 3, Article 1, Advertising & Signs, Summary of Allowable Signs - Prohibited Signs (all districts); Exempt Signs (allowed without a permit in all districts); Signs Allowed With Permits (all districts); Signs Allowed with Permits - Residential Districts (RS, RD, RM); Signs Allowed with Permits - Commercial/Industrial Districts (RCX, V, CN, CG, CV, MCX, ML, MG); Signs Allowed with Permits - Agricultural/Open

Districts (RA, FA, A, IA, O). Major changes involve or include but are not limited to the following items or subjects regarding Article 2, Advertising & Signs, Kailua Village Special Design District - Signs Allowed With Permits; Prohibited Signs (in addition to Article 1); and Exempt Signs (in addition to Article 1).

- Comm. 42: From Acting Building Division Chief Brian Kajikawa, dated November 9, 2002, commenting on Bill 280, Draft 3; and
- Comm. 42.1: From J. Curtis Tyler III, dated December 23, 2002, transmits copies of departmental correspondence relating to proposed revisions to the existing Sign Code.
- Comm. 42.2: From Planning Director Christopher J. Yuen, dated February 20, 2003, commenting on Bill 280, Draft 3.
- Comm. 42.3: From Elizabeth W. Meyerson and A. Lee Meyerson, dated March 18, 2003, supporting Bill 280, Draft 3, for reasons stated.
- Comm. 42.4: From Walter Kunitake, dated March 17, 2003, transmitting a petition signed by 43 individuals, addressing two points regarding sign codes for Kailua Village: 1) that the Kailua Village Sign Code does not adequately support small businesses, particularly those with off-street locations; and 2) that equity needs to be established within the Kailua Village Sign codes.
- Comm. 42.5: From Ted Pirsig, Professional Sign Contractor, Volcano Neon, dated March 17, 2003, regarding the Sign Code.
- Comm. 42.6: From Lynn Puri, Sign Chair, Kona Outdoor Circle, dated March 17, 2003, urging passage of the Sign Code Revision, which she feels will clearly address the blight of illegal signs on the Big Island.
- Comm. 42.7: Copy of letter to Legislative Assistant Charmaine T. Doran, from Acting Building Division Chief Brian Kajikawa, dated June 20, 2003, responding to suggested amendments to the Sign Code submitted in letters from the Planning Department, dated February 20, 2003 (Comm. 42.2), and from Ted Persig, dated March 18, 2003 (Comm. 42.5).
- Comm. 42.9: From Syd Kraul, dated May 22, 2004, stating that there are signs that should not be in Kona, and citing examples.
- Comm. 42.10: From Rowena Vaca, dated May 24, 2004, encouraging approval of the Revised Sign Code.

STATEMENTS FROM THE PUBLIC/ADJOURNMENT

The meeting place is accessible for persons with physical disabilities. Persons who need special accommodations to attend this meeting should call 961-8245 by May 27, 2004. Persons using TDDs may call 961-8521.

(Copies of this agenda and the communications are posted and filed at the County Clerk's Office, 25 Aupuni St., Hilo; the Office of the Mayor, 75-5706 Kuakini Highway, Suite 103, Kailua-Kona; and the Kona Councilmembers' Office, 77-6399 Nalani St., Suite 104, Kailua-Kona. For further information, please call 961-8245. Those wishing to testify, please register with the County Clerk's staff prior to the convening of the meeting. If possible, submit fifteen (15) written copies of the testimony to staff prior to the convening of the meeting.)

VIEWING OF MEETINGS ON GOVERNMENT ACCESS TELEVISION - Channel 52
(Hilo/Kona) Finance Committee and Public Works & Intergovernmental Relations Committee meetings - Tuesdays, June 8 and June 15, 2004, at 8:30 p.m.; Planning Committee meeting - Thursdays, June 10 and June 17, 2004, at 8:30 p.m.; and all three Committee meetings - Sunday, June 20, 2004, at 10:30 a.m.