

Chapter 29

WATER USE AND DEVELOPMENT

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Chapter 29**WATER USE AND DEVELOPMENT****Section 29-1. Purpose.**

- (a) Recognizing that the waters of the State are held for the benefit of the citizens of Hawai'i, and that such citizens have a right to have those waters protected for their use, the State Legislature established by Act 45, Session Laws of Hawai'i (SLH) 1987, the State water code, which is intended to address problems relating to the supply and conservation of water and to serve as a program of comprehensive water resources planning. As a method of facilitating this intent, the code, now codified as chapter 174C, Hawai'i Revised Statutes, mandates the creation of a Hawai'i water plan which shall be directed toward the achievement of the following objectives:
- (1) The attainment of maximum reasonable-beneficial use of water;
 - (2) The proper conservation and development of the waters of the State;
 - (3) The control of the waters of the State for such public purposes as navigation, drainage, sanitation, and flood control;
 - (4) The attainment of adequate water quality; and
 - (5) The implementation of water resources policies.
- (b) Among other things, the Hawai'i water plan shall consist of water use and development plans for each county which shall be prepared by each separate county. Such water use and development plans shall set forth the allocation of water to land use in each particular county and are intended to serve as technical reference documents on the current and future water resource conditions on each island.
- (c) A Hawai'i County water use and development plan has been prepared under the direction of the Hawai'i County department of water supply. The document is intended to fulfill the requirements set forth by the State water code and includes the following:
- (1) The status of water and related land development, including an inventory of existing water uses for domestic, municipal, and industrial users, agriculture, aquaculture, hydropower development, drainage, reuse, reclamation, recharge, and resulting problems and constraints;
 - (2) An analysis of future land uses, as described in the Hawai'i County general plan, and related water needs; and
 - (3) Regional plans for water developments including recommended and alternative plans, costs, adequacy of plans, and relationship to water resource protection and quality plan.
- (d) Pursuant to the provisions of the State water code, each county water and development plan is required to be adopted through ordinance by the council of the county to which it pertains before it may properly be incorporated into the Hawai'i water plan.

(1990, Ord. No. 90-60, sec. 1.)

Section 29-2. The Hawai'i County water use and development plan.

The Hawai'i County water use and development plan of December 1989, incorporated herein by reference, is hereby adopted.

(1990, Ord. No. 90-60, sec. 1.)

Section 29-3. Amendments.

This ordinance may be amended in the same manner as any general ordinance.

(1990, Ord. No. 90-60, sec. 1.)

Section 29-4. Mandatory plan review.

The Hawai‘i County water use and development plan shall be reviewed in 1995 and every fifth year thereafter. The water commission of the County of Hawai‘i shall serve as the plan review committee. The planning director and the manager of the department of water supply shall serve as technical advisors to the plan review committee. The committee shall hold at least one public hearing in East Hawai‘i and West Hawai‘i in order to ascertain whether amendments to the plan are necessary. The committee may propose amendments to the existing plan and all such proposed amendments shall be submitted to the council in bill form no later than December 31, of the plan review year.

(1990, Ord. No. 90-60, sec. 1.)