

COUNTY OF HAWAII

STATE OF HAWAII

RESOLUTION NO. 530 08
(Draft 2)

**RESOLUTION AUTHORIZING THE EXEMPTION OF CERTAIN CODE
REQUIREMENTS, PURSUANT TO SECTIONS 201H-38 AND 201H-44 OF THE
HAWAII REVISED STATUTES FOR THE PROPOSED WEST HAWAII EMERGENCY
HOUSING PROGRAM IN KAILUA-KONA**

WHEREAS, the Office of Housing and Community Development ("OHCD") has made several attempts to develop an emergency housing program in West Hawaii over a period of more than 20 years; and

WHEREAS, the OHCD now wishes to construct an emergency housing program for homeless individuals on County-owned land in Kailua-Kona, Hawaii, identified as tax map key 3/7-4-010: portion of 020, to provide decent, safe and sanitary emergency housing and supportive services to qualified homeless individuals in the County of Hawaii ("County"); and

WHEREAS, the OHCD has secured funding for the planning, design and construction of the Program from the U.S. Department of Housing and Urban Development (\$819,113), State (\$500,000), and County (\$500,000), totaling \$1,819,113; and

WHEREAS, the Program will serve as the initial component of the housing continuum in assisting homeless individuals secure transitional and/or permanent housing; and

WHEREAS, the proposed West Hawaii Emergency Housing Program ("Program") will function in collaboration with The Friendly Place (daytime service center) and the future Kaloko Housing Program (transitional and permanent housing program); and

WHEREAS, the Program will be in close proximity to supportive services, employment, educational and other essential resources; and

WHEREAS, Section 201H-38 and 201H-44 of the Hawai`i Revised Statutes ("HRS") allows affordable housing projects, including commercial or industrial properties developed in connection with dwelling units, to be exempt from certain laws and rules contingent upon County Council approval of the project; and

WHEREAS, Section 46-15.1 of the HRS grants to the County the same powers subject to applicable limitations as those granted to the Hawai`i Housing Finance and Development Corporation under Section 201H of the HRS; and

WHEREAS, the Program will promote the goals contained in Sections 201H-38 and 201H-44 of the HRS, and Chapter 2, Article 13, of the Hawai`i County Code ("Code"); and

WHEREAS, the OHCD is seeking exemptions from Minimum Lot Size (Section 25-5-154 of the Code); Minimum Building Average Width (Section 25-5-155 of the Code); Kailua Village Design (Section 25-7-4(b) and (c) of the Code); Setbacks (Section 25-5-156 of the Code); Plan Approval (Section 25-5-157(c) of the Code); Landscaping (Planning Department Rule 17); and Parking (Department of Water Supply Article 4, Chapter 25); and

WHEREAS, the OHCD will ensure that the design consultant is instructed that the project shall be LEED (Leadership in Energy and Environmental Design) certified.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE COUNTY OF HAWAI`I, that the conceptual sketch of the West Hawai`i Emergency Housing Program site and the preliminary plans and specifications for the Project attached hereto as "Exhibit A" are hereby approved.

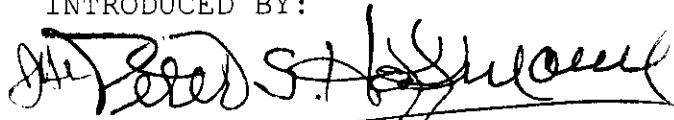
BE IT FURTHER RESOLVED, that pursuant to provisions of Section 201H-38 of the HRS, the Mayor of the County of Hawai`i or his duly authorized representative shall be the County official responsible for certifying maps and plans of lands connected with the West Hawai`i Emergency Housing Program as having complied with applicable laws.

BE IT FURTHER RESOLVED, that the Mayor of the County of Hawai`i or his duly authorized representative is hereby authorized to execute other documents required to develop the West Hawai`i Emergency Housing Program.

BE IT FURTHER RESOLVED, that a copy of this resolution be transmitted to the Planning Director of the County of Hawai'i, and the Office of Housing and Community Development.

Dated at _____, Hawai'i, this _____ day of _____, 2008.

INTRODUCED BY:



COUNCIL MEMBER, COUNTY OF HAWAI'I

COUNTY COUNCIL
County of Hawai'i
Hilo, Hawai'i

ROLL CALL VOTE

I hereby certify that the foregoing RESOLUTION was by the vote indicated to the right hereof adopted by the COUNCIL of the County of Hawai'i on _____.

ATTEST:

	AYES	NOES	ABS	EX
FORD				
HIGA				
HOFFMANN				
IKEDA				
JACOBSON				
NAEOLE				
PILAGO				
YAGONG				
YOSHIMOTO				

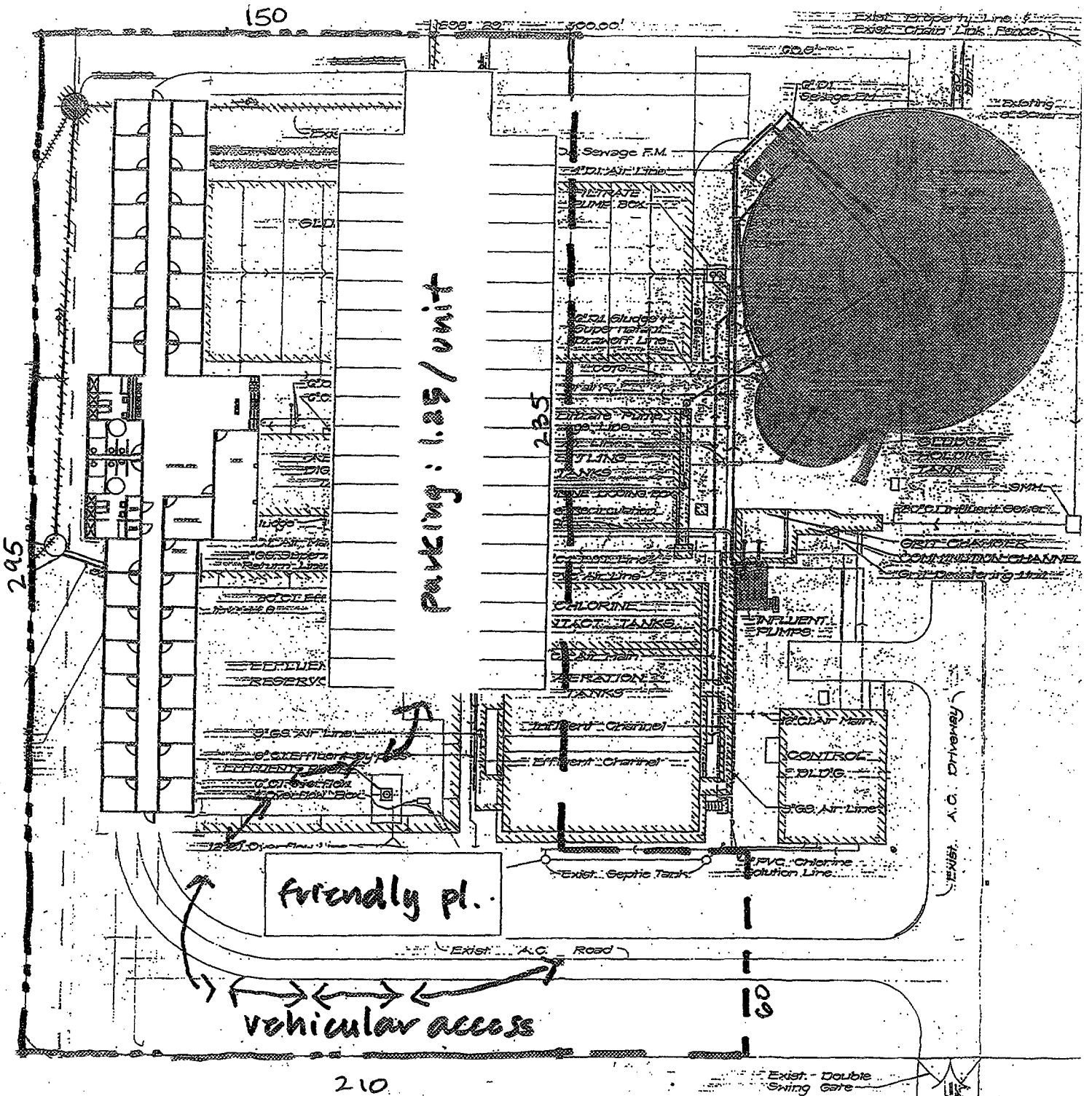
Reference C-1005.3/CHA-2/5/08

COUNTY CLERK

CHAIRMAN & PRESIDING OFFICER

RESOLUTION NO. **530 08**
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Exhibit A



ASPECT
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