

PUBLIC HEARING MEETING MINUTES
BOARD OF WATER SUPPLY
Tuesday, May 27, 2020

The Board of Water Supply, County of Kaua'i, had a Public Hearing via remote on Tuesday, May 27, 2020. Chairperson Kurt Akamine called the meeting to order at 4:34 p.m. On roll call, the following answered present:

BOARD: Mr. Kurt Akamine, *Chair*
Ms. Julie Simonton, *Vice Chair*
Mr. Gregory Kamm
Mr. Lawrence Dill
Mr. Ka'aina Hull
Mr. Troy Tanigawa

EXCUSED: Mr. Elesther Calipjo (*not able to log on*)

Quorum was achieved with 6 members present at the time of roll call.

STAFF: Mr. Dustin Moises
Mr. Michael Hinazumi
Mr. Edward Doi
Mrs. Marites Yano
Mr. Marcelino Soliz
Mr. Keith Aoki
Mrs. Jonell Kaohelaulii
Mrs. Mary-jane Akuna
Mr. Jas Banwait
Deputy County Attorney Mahealani Krafft

Copies of the proposed rule amendments were posted and published. With no objections, the Chair summarized the rule changes for the public.

“This public hearing today, May 27, 2020, is for the Board to receive and consider public testimony regarding the proposed amendment to the Rules and Regulations of Part 5 FACILITIES RESERVE CHARGE SECTION III APPLICABILITY.”

Clerk:

- a. Stated that no recorded testimonies or written testimonies received as of 4:30 pm Tuesday, May 26th.
- b. Asked if the Department has a presentation on its findings of the Proposed Rules.

BACKGROUND:

Civil Engineer Mr. Michael Hinazumi reported that the County of Kaua'i (COK) has a housing crisis to provide water. The COK amended the Kaua'i County Code to provide additional housing inventory. This code allows guest houses to include a kitchen used a dwellings and created Additional Rental Units (ADU) which are limited in size. Guest housing are limited to 500 sq. ft. and ADUs are limited to 800 sq. ft. The Department's Rules and Regulations were not able to address the sizing of the units, FRC and water consumption. The Board of Water moved forward with a proposed rule amendment to regulate the FRC for the size limited housing units.

At the December 19, 2029 Regular Board meeting, Department was requested to proceed with the rule amendment. The Department met with the Small Business Regulatory Review Board (SBRRB) at its January Board meeting on O'ahu. SBRRB gave the Department to go ahead to move this rule amendment to public hearing. The current existing rules are for any single family dwelling unit not defined by size, the FRC that include guest houses with kitchens and ADUs, would be assessed \$14,115.00. An in-house review was similar to multi-family condo units and at that time, the FRC for guest houses and ARUs be reduced from \$14,115.00 to \$9,880.00.

DISCUSSION:

Mr. Kamm asked if there was math that supports the calculation. Mr. Hinazumi said math on the multi-family housing units are about 500 sq. ft. to 700 sq. ft. per unit. The ARUs are sized at 800 sq. ft. The rate study done several years ago, supporting documents were provided on the size of the units.

Mr. Dill wanted a confirmation on both categories with one kitchen and if water fixtures be similar in bedrooms. Mr. Hinazumi confirmed that all units were limited to one kitchen and one bathroom that are similar to multi-family units.

Mr. Hinazumi clarified that after this proposal, the Department will be doing a future needs assessment soon. Different residential housing using will be looked at and FRC may be further adjusted. A solicitation for professional service will be out on June 1st.

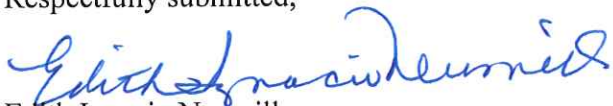
Mr. Hinazumi will check with Fiscal on Mr. Hull question on what is the annual revenue on the residential FRC?

Mr. Hull moved to approve the Rules and Regulations of Part 5 FACILITIES RESERVE CHARGE SECTION III APPLICABILITY; seconded by Mr. Dill; with no objections; motion carried with 5 ayes by Roll Call (AK, GK, LK, KH, TT).

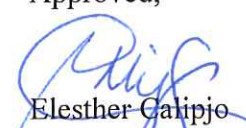
ADJOURNMENT

Mr. Hull moved to adjourn the Public Hearing at 4:46 p.m.; seconded by Mr. Dill; with no objections; motion carried with 5 ayes.

Respectfully submitted,


Edith Ignacio Neumiller
Commission Support Clerk

Approved,


Elesther Galipjo
Secretary – Board of Water