

PUBLIC HEARING AGENDA

Hawaii Community Development Authority
April 27, 2005

TIME: 9:00 a.m.
PLACE: 677 Ala Moana Boulevard
Suite 1000 Conference Room
Honolulu, Hawaii 96813

1. **Public Hearing on the Adoption of a New Chapter 210 of Title 15, Hawaii Administrative Rules, Entitled “Rules, Regulations, Charges, and Fees for Public Parks”**

The adoption of amendments to Chapter 210 of Title 15, Hawaii Administrative Rules, establishing Rules, Regulations, Charges and Fees for Public Parks.

Establishing Rules, Regulations, Charges and Fees for Public Parks will govern the use and protection of all parks under the jurisdiction, management, and operation of the Hawaii Community Development Authority, providing passive and active, cultural, educational and commercial activities for the well being and safety of all who visit the area. These rules are considered necessary and desirable to facilitate the public’s use and enjoyment of the Public Parks.

The Rules define permissible activities, identify when permits are required, set forth procedures for obtaining them and related fees, if applicable.

Public Parks under the jurisdiction of the Hawaii Community Development Authority district include all parks, roadways, parking lot, playground, athletic field, beach, beach right of way, court, swimming area or other unencumbered public land that serves as a recreation area or facility and designated as park in the Kakaako community development district mauka and makai area plans.

2. **Amendments to the Mauka Area Plan & Rules for the Kakaako Community Development District to Provide Flexibility in the Development of Public Facilities.**

Flexibility is needed in joint developments between HCDA and the private sector in order to maximize the attainable public benefits. The proposed amendments would allow HCDA to provide incentives in the development of public facilities sites. Such public facilities may include, but are not limited to, public parking, community facilities, governmental offices/functions, and industrial and commercial uses.

The proposed amendments will allow the: 1) designation of a new Park/Parking Garage (“P/PG”) site on the Open Space and Recreation Plan in the Mauka Plan and identified as TMK: 2-3-3 parcel 40; and 2) amendment of Section 15-22-81 of the Mauka Rules to allow the transfer of uses between public facilities sites in the Mauka Area and any other sites in the Mauka Area under the same ownership.

Currently, transfer of uses between two sites under the same ownership is possible only when it involves adjoining lots within the Mauka Area. The proposed amendments would allow transfer of uses between a public facility site and another site under the same ownership even though it is not an adjoining lot. The main incentive is to allow the owner of a public facility site (“Public Site”) to transfer relatively valuable commercial or residential uses from a Public Site to any other site under the same ownership (the “Primary Site”) provided such transfer is approved by HCDA. Consequently, other uses normally allowed or required to be included in the development of the Primary Site shall be transferred to the Public Site which may be developed with all or a portion of the transferred uses.