

**PROPOSED AMENDMENT TO THE HAWAI'I COUNTY CHARTER ON THE
GENERAL ELECTION BALLOT, NOVEMBER 8, 2016**

The Hawai'i County Charter is the document which sets out the form of local government in the County of Hawai'i. One amendment has been proposed to the Charter by the Hawai'i County Council. The amendment, Proposal No. 1, is on your election ballot in the form of a question.

The full text for the single amendment is provided below in ordinance form. In an ordinance, material to be repealed is bracketed and stricken and new material is underscored. In addition, the ballot question for Proposal No. 1, as it appears on your ballot, is set out preceding the full text of the proposed amendment.

BALLOT QUESTION

PROPOSAL NO. 1: Expanding Scope of the County of Hawai'i General Plan

Shall the County Charter be amended to change the scope of the County of Hawai'i General Plan, which currently sets forth policy for "the long-range comprehensive physical development of the county", to include long-range policy for matters related to the economic, environmental, and socio-cultural wellbeing of the County; and, additionally, expand those matters which the General Plan promotes to include the health of the people of the County?

If you agree with Proposal No. "1," vote yes.

If you disagree with Proposal No. "1," vote no.

**FULL TEXT OF PROPOSAL NO. 1
ORDINANCE NO. 16-62**

**AN ORDINANCE AMENDING ARTICLE III, SECTION 3-15 OF THE HAWAI'I
COUNTY CHARTER (2014), RELATING TO THE GENERAL PLAN.**

BE IT ORDAINED BY THE COUNCIL OF THE COUNTY OF HAWAI'I:

SECTION 1. Article III, section 3-15 of the Hawai'i County Charter (2014), relating to the General Plan, is amended to read as follows:

"Section 3-15. General Plan.

The county council shall adopt by ordinance a general plan which shall set forth the council's [~~policy for long range comprehensive physical development of the county~~] long range policy for the comprehensive physical, economic, environmental, and socio-cultural wellbeing of the county.

- (a) ~~[H]~~ The general plan shall contain a statement of development objectives, standards and principles with respect to the most desirable use of land within the county for residential, recreational, agricultural, commercial, industrial and other purposes which shall be consistent with proper conservation of natural resources and the preservation of our natural beauty and historical sites; the most desirable density of population in the several parts of the county; a system of principal thoroughfares, highways, streets, public access to the shorelines, and other open spaces; the general locations, relocations and improvement of public buildings, the general location and extent of public utilities and terminals, whether publicly or privately owned, for water, sewers, light, power, transit, and other purposes; the extent and location of public housing projects; adequate drainage facilities and control; air pollution; and such other matter as may, in the council's judgment, ~~[be beneficial to the social, economic, and governmental conditions and trends and shall be designed to assure the coordinated development of the county and to]~~ promote the general welfare, health, and prosperity of its people.
- ~~[(a)]~~(b) The council shall enact zoning, subdivision, and such other ordinances which shall contain the necessary provisions to carry out the purpose of the general plan.
- ~~[(b)]~~(c) No public improvement or project, or subdivision or zoning ordinance, shall be initiated or adopted unless the same conforms to and implements the general plan.
- ~~[(e)]~~(d) Amendments to the general plan may be initiated by the council or the planning director."

SECTION 2. Charter material to be repealed is bracketed and stricken. New material is underscored. When revising, compiling, or printing these charter provisions for inclusion in the Charter of the County of Hawai'i, the reviser need not include the brackets, bracketed and stricken material, and underscoring.

SECTION 3. If any provision of this ordinance, or the application thereof to any person or circumstance, is held invalid, such invalidity shall not affect other provisions or applications of the ordinance, which can be given effect without the invalid provision or application, and to this end, the provisions of this ordinance are severable.

SECTION 4. Upon adoption of this ordinance, this Council, by appropriate resolution, shall provide that this amendment be submitted to the electorate of Hawai'i County for approval in the 2016 general election.

SECTION 5. Upon approval of the charter amendment proposed in this ordinance by a majority of voters voting on this legislation in the 2016 general election, as duly certified, this ordinance shall take effect at twelve o'clock meridian on December 5, 2016.

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