

**Class I Zoning Permit
County of Kauai, Planning Department (PD)**

Purpose: This permit covers any development within a zoning district that requires a Class I Zoning Permit. Most wind and solar projects require a Class I Zoning Permit in all zoning districts. The Kauai PD determines the appropriate use Class.

Approval Authority: County of Kauai County Code Chapter 8 Comprehensive Zoning Ordinance

Potential Approval Prerequisites: If the proposed project triggers HRS Chapter 343, the Environmental Impact Statements, submit a completed Environmental Assessment (EA), Environmental Impact Statement (EIS), or a letter of exemption from HRS Chapter 343 from the proper authority.

Fees: Application Fee is required – pick up application requirements at the PD.

For Permit Application, Guidelines and Fees:

Available at the PD Office for pick up. Also see:

<http://www.kauai.gov/Government/Departments/PlanningDepartment/ZoningandLandUsePermits/ResourceDocuments/tabid/627/Default.aspx>

Contact Information: Kauai PD (808) 241-4050

Checklist / Process	Chronology
1. Complete and submit an application to PD including an application form, plot plan and elevation. If an EA or EIS is required, the completed EA or EIS must be submitted as part of the application.	Generally, 1 month (not including time to prepare EA or EIS)
2. PD reviews the application for completeness.	
3. PD will issue an approval or denial letter.	Within 3 weeks from Step 3
Estimated Time from Completed Application Acceptance	1 month

Other Application Considerations:

1. A Class I Permit must be obtained for construction or development on an existing parcel where: (1) the parcel is not located in a Constraint District or a Special Treatment District, and is not large enough to qualify for more than one (1) dwelling unit under the density permitted in the Residential District in which the parcel is located; and (2) the construction or development does not require a use permit or a variance permit.
2. If multiple permits are required for one facility (e.g., Class IV, Use Permit, and Variance for a biomass facility), the permits may be consolidated into one hearing and one public comment period.
3. Kauai County may not issue a Building Permit for a project until all zoning permits for that project are approved.
4. Consult the Kauai PD regarding the permitting requirements for the accessory utility infrastructure. Certain infrastructure (e.g., transmission lines) may not be included in the Kauai County permitting processes.
5. Renewable energy facilities (primarily solar) where all energy is used by an adjacent facility are generally considered to be an “accessory use” and may be subject to a different level of regulatory review than those facilities that serve only to provide power to the grid (“utility facility”).