

§22.7-9 Application for Permit

(a) An applicant for a grading, grubbing, or stockpiling permit shall first file an application on a form furnished by the Engineering Division of the Department of Public Works, County of Kaua'i. The application shall be accompanied by two (2) sets of the supporting documents. Each application shall:

- (1) Describe by tax key or street address the land on which the proposed work is to be done.
- (2) State the estimated dates for the starting and completion of the proposed work.
- (3) Show the names and addresses of the owner or owners of the property.
- (4) Show the name of the permittee and the person who shall be responsible for the work, his or her contractors and employees and for requesting the inspections required in this Article. A person signing the application for the permittee shall present evidence satisfactory to the County Engineer that he or she is authorized to act for the permittee.
- (5) State the purpose of the work.
- (6) State the dust control proposals to be utilized.

(b) Each application for a grading permit shall also be accompanied by plans and specifications, including:

- (1) For all areas:
 - (A) A vicinity sketch map or plan adequately indicating the site location, property lines, easements and setbacks of the property on which the work is to be performed.
 - (B) Location of any buildings, structures and improvements on the property where the work is to be performed and location of any building or structure on adjacent land which is within fifteen (15) feet of the property to be graded.
 - (C) Elevations showing the topography of the existing ground by contours or other means and extending fifteen (15) feet into adjacent property.
 - (D) Elevation, dimensions, location, extent and the slopes of all proposed grading shown by contours or other means.
 - (E) The area in square feet of the land to be graded; and the quantities of excavation and fill involved.
 - (F) The location and description of any known historic properties or burial sites on the subject property.
 - (G) Any additional plans, drawings or calculations required by the County Engineer.
- (2) There shall be the following additional requirements for grading applications for areas of one (1) acre or more, grading in excess of five hundred (500) cubic yards, or where the land slope is greater than twenty percent (20%).
 - (A) A contour map prepared by a surveyor or by an engineer. This map shall include location and type of utility lines, structures, and dimensions and azimuths of property lines, easements and setbacks, name and location of street, roadways, and rights-of-way.
 - (B) A grading plan and specifications certified by an engineer. This plan shall show the location of all proposed structures, buildings, streets, utilities, permanent erosion control features, easements and other improvements where the grading work is to be performed, the contours of the land before grading and the finished conditions to be achieved by the proposed grading to be shown by contours, cross sections, spot elevations or other means.
 - (C) Where an area is proposed to be graded in increments, plans for the future development of the area.

- (D) If the land is to be subdivided, the applicant shall obtain the tentative approval of the proposed subdivision from the Planning Commission and the tentative approval together with its date of approval shall be shown on the grading plan. The Planning Commission may make recommendations to the County Engineer pertaining to such elements of the grading relating to zoning, use and effect upon the optimum design or development of the area, the surrounding area, and the environment.
- (E) A drainage and erosion control plan showing the scheme for controlling erosion and disposal of runoff water including details of temporary drainage control devices such as terraces, berms, ditches, culverts, subsurface drains, sedimentation basins, and erosion control planting, mulching, sprigging, or sodding.
- (F) A schedule of construction operations to accomplish temporary and permanent erosion control work. Where any operations are delayed for any reason, a revised schedule shall be submitted to the County Engineer together with a modification of the temporary drainage and erosion control plan as the County Engineer may require.
- (3) The permittee shall submit an engineer's soils report under the following circumstances:
- (A) For any deviation from height, slope and distance from property line requirement in Section [22-7.17](#).
 - (B) In an area with highly plastic or expansive soil.
 - (C) Where fill is to be placed over a wetland, swamp, pond, gully or lake.
 - (D) Where the fill material is highly plastic.
 - (E) Where the fill will support buildings unless otherwise waived by the County Engineer.
- The engineer's soils report shall include:
- (F) Data regarding the subsurface conditions at the site.
 - (G) The presence of groundwater if detected.
 - (H) Recommended limits for the proposed grading.
 - (I) Recommended fill material and manner of placing it.
 - (J) Recommended heights and slopes of cut and fill sections.
- (c) Each application for a grubbing permit shall also contain:
- (1) A plot plan showing the location and property boundaries, easements and setbacks.
 - (2) An erosion and sediment control plan.
 - (3) A statement indicating the disposition of the grubbed material.
- (d) An applicant for a stockpiling permit shall also furnish a plot plan showing the property lines, easements and setbacks and the location of the proposed stockpile, quantities, height of stockpile, life of stockpile, source of the material to be stockpiled and furnish any other information as may be required by the County Engineer, to control the creation of dust, drainage or sedimentation problems. Where stockpiling is for the purpose of surcharging to stabilize or consolidate an area, the County Engineer shall require the permittee to submit an engineer's soil report which shall include data on the effect surcharging will have on adjacent building or structure.
- (e) All grading, grubbing or stockpiling permits and operations shall conform to the erosion and sedimentation control standards and guidelines established by the Department of Public Works in conformance with Act 249, SLH 1974.

(Ord. No. 262, July 23, 1975; Ord. No. 294, October 21, 1976; Sec. 22-7.9, R.C.O. 1976; Sec. 22-7.9, 1978 Cumulative Supplement; Ord. No. 695, August 28, 1995; Ord. No. 808, October 10, 2003)