
A BILL FOR AN ACT

RELATING TO ZONING.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:

1 SECTION 1. The legislature finds, as evidenced by the
2 recent tragic accident in Manoa, that tall trees in residential
3 areas may be hazardous during time of high winds.

4 The purpose of this Act is to require the counties to adopt
5 ordinances setting front, rear, and side yard setback lines for
6 trees.

7 SECTION 2. Chapter 46, Hawaii Revised Statutes, is amended
8 by adding a new section to be appropriately designated and to
9 read as follows:

10 "§46- Yard setback lines for trees; height limits. (a)
11 Each county shall adopt ordinances establishing, in residential
12 and apartment districts, a front, rear, and side yard setback
13 line for any tree in excess of feet in height. The minimum
14 setback lines shall be the same as the setback lines for any
15 structures on a parcel; provided that a county may establish a
16 greater setback.

17 (b) In any residential zone in the state land use urban
18 district, no tree may exceed feet in height.



1 (c) This section shall not apply to trees planted before
2 July 1, 2006; provided that each county shall establish minimum
3 standards for the trimming and pruning of large trees that may
4 cross property boundaries."

5 SECTION 3. New statutory material is underscored.

6 SECTION 4. This Act shall take effect upon its approval.

7

INTRODUCED BY: _____

0-42-

JAN 25 2006



HB 2785

Report Title:

Counties; Zoning

Description:

Requires front, rear, and side yard setback lines for large trees.

