
HOUSE CONCURRENT RESOLUTION

REQUESTING THE GOVERNOR ESTABLISH A TASK FORCE TO CONSIDER THE
ESTABLISHMENT OF TOWNSHIPS OR OTHER POLITICAL SUBDIVISIONS
TO ASSIST IN THE PROVISION OF INFRASTRUCTURE IN PRIVATE
SUBDIVISIONS.

1 WHEREAS, in the 1950's and 1960's, the County of Hawaii
2 (County), in an attempt to raise its real property tax base,
3 allowed the development of large land areas into private
4 subdivisions containing marketable parcels of various sizes
5 without the benefit of infrastructure including roads and
6 highways, water, sewer, and drainage improvements; and
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8 WHEREAS, today, these private subdivisions are
9 nonconforming in relation to present county standard subdivision
10 requirements, thereby jeopardizing the welfare, health, and
11 safety of the residents of those private subdivisions; and
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13 WHEREAS, approximately forty-nine of these private
14 subdivisions, containing approximately forty-two per cent of the
15 County's population residing in these nonconforming private
16 subdivisions, remain in existence; and
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18 WHEREAS, in the past, various unsuccessful self-help
19 attempts have been tried by residents of these private
20 subdivisions to raise their standard of living to equal other
21 residents of the County, including attempts to make direct
22 payments for needed improvements, special county assistance, and
23 the consideration of improvement district financing; and
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25 WHEREAS, in an, to date, unsuccessful attempt to improve
26 their roads and highways, a number of the residents of the
27 private Hawaiian Paradise Subdivision have attempted to
28 establish a system of assessments and collection of road
29 maintenance fees, but lacked a key ingredient of success, the
30 co-signature of the County on a promissory note from a private
31 funding source; and



1
2 WHEREAS, the residents of Hawaiian Paradise Subdivision now
3 desire to attempt to meet their goal of the provision of
4 subdivision improvements by establishing a township or other
5 political subdivision, comprising of the Hawaiian Paradise
6 Subdivision; now, therefore,
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8 BE IT RESOLVED by the House of Representatives of the
9 Twenty-fifth Legislature of the State of Hawaii, Regular Session
10 of 2009, the Senate concurring, in an attempt to assist all
11 residents of private subdivisions, the Governor is requested to
12 establish a task force to consider various methods of assisting
13 the residents of private subdivisions on the island of Hawaii to
14 provide for basic infrastructure needs of the residents of the
15 private subdivisions; and
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17 BE IT FURTHER RESOLVED that the Governor is requested to
18 appoint the following officials or their designated
19 representatives comprise the task force:
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- 21 (1) The Director of Finance, as chairperson of the task
22 force;
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- 24 (2) The Director of Taxation;
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- 26 (3) The Attorney General;
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- 28 (4) The Comptroller;
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- 30 (5) The Mayor of the County of Hawaii;
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- 32 (6) The Corporation Counsel of the County of Hawaii;
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- 34 (7) The Director of Finance of the County of Hawaii;
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- 36 (8) The Planning Director of the County of Hawaii; and
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- 38 (9) The Director of Public Works; and
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40 BE IT FURTHER RESOLVED that the task force is requested to
41 consider the following:
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- 43 (1) The practicality and advisability of establishing a
44 political subdivision of the State to assist residents



1 of private subdivisions to obtain standard
2 infrastructure commonly required in all approved
3 subdivisions of the State;

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5 (2) Whether the availability and use of:

6 (A) Improvement district financing;

7 (B) Community facilities district financing;

8 (C) Special purpose revenue bonds, to provide
9 utilities serving the general public; or

10 (D) Any other existing method of financing public
11 infrastructure facilities,

12 is a practical tool to provide the necessary
13 infrastructure for private subdivisions; and
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17 BE IT FURTHER RESOLVED that the Attorney General is
18 requested to provide any necessary administrative, professional,
19 technical, and clerical support to the task force; and
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21
22 BE IT FURTHER RESOLVED that the task force is requested to
23 report to the Legislature on its findings and recommendations,
24 including proposed legislation, at least twenty days prior to
25 the convening of the Regular Session of 2010; and
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28 BE IT FURTHER RESOLVED that certified copies of this
29 Concurrent Resolution be transmitted to the Director of Finance,
30 Director of Taxation, Attorney General, and Comptroller of the
31 State, and the Mayor, Corporation Counsel, Director of Finance,
32 Planning Director, and Director of Public Works of the County of
33 Hawaii.
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36 OFFERED BY: 
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FEB 25 2009

