

JAN 27 2010

A BILL FOR AN ACT

RELATING TO THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY.

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

1 SECTION 1. In 2006, the legislature enacted Act 317,
2 Session Laws of Hawaii 2006, that, in part, prohibits the Hawaii
3 community development authority from selling or assigning the
4 fee simple interest in any lands in the Kakaako community
5 development district, except for certain specified uses or
6 reasons. Act 317 also prohibits the approval of any plan or
7 proposal for any residential development in the Kakaako makai
8 area of the Kakaako community development district.

9 In that same year, the legislature also adopted House
10 Concurrent Resolution No. 30, S.D. 1, urging the authority to
11 immediately rescind both its request for proposals and any
12 contract or agreement awarded or commitment made to Alexander &
13 Baldwin Properties, Inc., for the development of Kakaako makai.
14 The concurrent resolution also urged the authority to
15 immediately convene a working group of interested stakeholders
16 to meaningfully participate in the development, acceptance, and
17 implementation of any future plans for the development of
18 Kakaako makai. These measures were adopted by the legislature



1 as a result of the public's strong opposition to the project
2 submitted by Alexander & Baldwin, Inc.

3 The purpose of this Act is to ensure that the master plan
4 for Kakaako makai remains a product of the community-based
5 planning process founded on the community's vision and guiding
6 principles developed in 2008 by the collaborative working group
7 of interested stakeholders representing the public interest for
8 the development, acceptance, and implementation of any future
9 plans for the development of the Kakaako makai area of the
10 Kakaako community development district.

11 SECTION 2. Section 206E-35, Hawaii Revised Statutes, is
12 amended to read as follows:

13 "[+]§206E-35[+] **Kakaako makai; plan.** In developing,
14 accepting, and implementing any plans for the development of the
15 Kakaako makai area within the Kakaako community development
16 district, the authority shall [~~collaborate~~]:

17 (1) Collaborate with and consider the recommendations of
18 the Kakaako makai community planning advisory council,
19 established pursuant to house concurrent resolution
20 no. 30, regular session of 2006, and organized in
21 2007. Any transfer of property in the Kakaako makai
22 area within the Kakaako community development district



1 to any state or county agency shall be upon the
2 condition that the agency shall be required to
3 collaborate with and consider the recommendations of
4 the Kakaako makai community planning advisory council
5 in the development, acceptance, and implementation of
6 any plan for the transferred property[-]; and

- 7 (2) Ensure that the master plan for Kakaako makai,
8 including any amendments of the plan, remain a product
9 of the community-based planning process founded on the
10 vision and guiding principles developed in 2008 by the
11 Kakaako makai community planning advisory council
12 representing the public interest for the development,
13 acceptance, and implementation of any future plans for
14 the development of the Kakaako makai area of the
15 Kakaako community development district.

16 As used in this section, "Kakaako makai" means the area
17 within the Kakaako community development district that is from
18 the east side of Kewalo basin at the ewa wall of Ala Moana Park,
19 to Forrest Avenue, and from Ala Moana Boulevard to the ocean."

20 SECTION 3. Statutory material to be repealed is bracketed
21 and stricken. New statutory material is underscored.



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

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Report Title:

Hawaii Community Development Authority; Kakaako Makai; Master Plan

Description:

Requires the Hawaii community development authority to ensure that the Kakaako Makai master plan remains a product of the community-based planning process.

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