
A BILL FOR AN ACT

RELATING TO LAND USE.

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

1 SECTION 1. Chapter 205, Hawaii Revised Statutes, is
2 amended by adding a new section to be appropriately designated
3 and to read as follows:

4 "§205- Extension of time for completion of district
5 boundary amendment. If a petitioner in a district boundary
6 amendment that has been approved by the commission requests an
7 extension of the time period to comply with any requirements,
8 terms, or conditions that were imposed by the commission as part
9 of the approval of the amendment, the commission shall extend,
10 for at least two years, the date or time by which the
11 requirements, terms, or conditions must be completed; provided
12 that:

13 (1) The appropriate officer or agency identified under
14 section 205-12 of the county in which the land is
15 situated determines that:

16 (A) The petitioner has substantially commenced
17 development of the property in accordance with



1 the commission-imposed requirements, terms, and
2 conditions of the district boundary amendment; or

3 (B) Other good cause exists to extend the date or
4 time for completion of the commission-imposed
5 requirements, terms, and conditions of the
6 district boundary amendment; and

7 (2) The requirements, terms, and conditions of the
8 extension shall not be more restrictive than those
9 contained in the commission decision approving the
10 district boundary amendment on which the extension is
11 based.

12 For the purposes of paragraph (1), a determination of
13 whether a petitioner has substantially commenced development of
14 the property in accordance with commission-imposed requirements,
15 terms, and conditions shall be at the sole discretion of the
16 appropriate officer or agency identified under section 205-12 of
17 the county in which the land is situated."

18 SECTION 2. New statutory material is underscored.

19 SECTION 3.. This Act shall take effect upon its approval.



Report Title:

Land Use Commission; Boundary Amendment; Time Period Extension

Description:

Requires the land use commission, upon request, to extend the time period for which a boundary amendment is effective for at least 2 years if the appropriate county officer or agency determines that the petitioner has substantially commenced development or if other good cause exists. (HB2384 HD1)

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