

JAN 18 2012

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# A BILL FOR AN ACT

RELATING TO TIME SHARE ZONING.

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

1           SECTION 1. Section 514E-5, Hawaii Revised Statutes, is  
2 amended to read as follows:

3           "**§514E-5 Geographic limitations.** Except as provided in  
4 this section, time share units, time share plans, and transient  
5 vacation rentals are prohibited.

6           (1) Existing time share units, time share plans, and  
7 transient vacation rentals are not impaired by the  
8 provisions of this section.

9           (2) Time share units, time share plans, and transient  
10 vacation rentals are allowed:

11           (A) In areas designated for hotel use, resort use, or  
12 transient vacation rentals, pursuant to county  
13 authority under section 46-4, or where the  
14 county, by its legislative process, designates  
15 hotel, transient vacation rental, or resort use;  
16 provided that, if a county establishes a time  
17 share zoning district that allows time share  
18 units and time share plans, the county may



# S.B. NO. 2044

1           restrict time share units and time share plans in  
 2           other zoning districts, including areas  
 3           designated for hotel use, resort use, or  
 4           transient vacation rentals;


5           (B) In a hotel where the county explicitly approves  
 6           such use, in advance, as a nonconforming use; or

7           (C) In a county with a population in excess of five  
 8           hundred thousand, in an existing hotel which is a  
 9           valid nonconforming use under county ordinance."

10          SECTION 2. New statutory material is underscored.

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

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INTRODUCED BY:   
**By Request**



# S.B. NO. 2044

**Report Title:**

Maui County Package; Time Share Zoning

**Description:**

Authorizes the counties to restrict time share units and time share plans in zoning districts, other than time share zoning districts, including areas designated for hotel use, resort use, or transient vacation rentals.

*The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.*

