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## A BILL FOR AN ACT

RELATING TO LAND USE.

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

1           SECTION 1. Section 205-4, Hawaii Revised Statutes, is  
2 amended by amending subsection (g) to read as follows:  
3           "(g) Within a period of not more than three hundred sixty-  
4 five days after the proper filing of a petition, unless  
5 otherwise ordered by a court, or unless a time extension, which  
6 shall not exceed ninety days, is established by a two-thirds  
7 vote of the members of the commission, the commission, by filing  
8 findings of fact and conclusions of law, shall act to approve  
9 the petition, deny the petition, or to modify the petition by  
10 imposing conditions necessary to uphold the intent and spirit of  
11 this chapter or the policies and criteria established pursuant  
12 to section 205-17 or to [~~assure~~] ensure substantial compliance  
13 with representations made by the petitioner in seeking a  
14 boundary change. The commission [~~may~~] shall provide, by  
15 condition, that absent substantial commencement of use of the  
16 land in accordance with [~~such~~] the representations, the  
17 commission shall issue and serve upon the party bound by the  
18 condition an order to show cause why the property should not



1 revert to its former land use classification or be changed to a  
2 more appropriate classification. [~~Such~~] The commission shall  
3 include in each petition or modified petition, a date on which  
4 the boundary change shall no longer be valid if the conditions  
5 imposed pursuant to this subsection have not been satisfied.  
6 The conditions, if any, shall run with the land and be recorded  
7 in the bureau of conveyances."

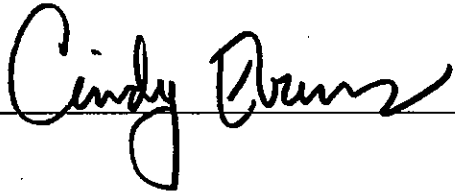
8 SECTION 2. Statutory material to be repealed is bracketed  
9 and stricken. New statutory material is underscored.

10 SECTION 3. This Act shall take effect upon its approval  
11 and shall apply to:

- 12 (1) Petitions pending before the land use commission on  
13 the effective date of this Act; and  
14 (2) Petitions filed with the land use commission on or  
15 after the effective date of this Act.

16

INTRODUCED BY:



JAN - 9 2014



# H.B. NO. 1560

**Report Title:**

LUC; Boundary Change; Conditions; Expiration Date

**Description:**

Requires the LUC to include, in conditional approvals of boundary changes, a date by which the boundary change is no longer valid if the conditions have not been met.

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

