
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. Chapter 206E, Hawaii Revised Statutes, is
2 amended by adding three new sections to part I to be
3 appropriately designated and to read as follows:

4 "**§206E-A Assignment of powers and duties prohibited.**

5 Notwithstanding anything contained in this chapter to the
6 contrary, the authority shall not assign to any person or
7 agency, including the executive director of the authority, any
8 of its powers and duties related to the approval of any
9 variance, exemption, or modification of any provision of a
10 community development plan or community development rules.

11 **§206E-B Public hearing on variances, exemptions, or**

12 **modifications; separate hearing required.** (a) When considering
13 any developer's proposal to develop lands under the authority's
14 control that includes any request for a variance, exemption, or
15 modification of a community development plan or of the
16 authority's community development rules, the authority shall
17 hear the request for variance, exemption, or modification at a
18 public hearing separate from and subsequent to the hearing at



1 which the developer's proposal was presented; provided that the
2 authority may hear all requests applicable to a single proposal
3 at the same separate public hearing.

4 (b) The authority shall issue a public notice for the
5 public hearing in accordance with section 1-28.5 and post the
6 notice on its website; provided that the public hearing shall
7 not occur earlier than five business days after the notice is
8 posted.

9 (c) The authority shall notify the president of the senate
10 and speaker of the house of representatives of any public
11 hearing subject to this section upon posting of the public
12 notice.

13 (d) The authority's decision on requests subject to this
14 section shall be rendered at the public hearing held pursuant to
15 section 206E-5.6 rendering a decision regarding the developer's
16 proposal.

17 **§206E-C Contested case hearing; intervention.** (a) The
18 authority shall adopt rules to provide for intervention in
19 development permit applications, including procedures for
20 contested case hearings.

21 (b) Procedures for intervention and contested case
22 hearings adopted pursuant to this section shall require:



- 1 (1) Final disposition of the hearing prior to the
- 2 authority's decision on the subject development permit
- 3 application;
- 4 (2) Filing of petitions to intervene no later than twenty
- 5 days after the subject development permit application
- 6 is deemed complete; and
- 7 (3) The acceptance of testimony from intervenors and
- 8 individuals other than intervenors."

9 SECTION 2. Section 171-64.7, Hawaii Revised Statutes, is
10 amended by amending subsection (b) to read as follows:

11 "(b) Notwithstanding any law to the contrary, no sale of
12 lands described in subsection (a) in fee simple including land
13 sold for roads and streets, or gift of lands described in
14 subsection (a) in fee simple to the extent such gift is
15 otherwise permitted by law, shall occur without the prior
16 approval of the sale or gift by the legislature by concurrent
17 resolution to be adopted by each house by at least a two-thirds
18 majority vote of the members to which each house is entitled in
19 a regular or special session at which a concurrent resolution is
20 submitted for approval of the sale; provided that the provisions
21 of this section shall not apply to remnants, as that term is
22 defined in section 171-52, or portions thereof; provided further

1 that this section shall not apply to the issuance of licenses,
 2 permits, easements, and leases executed in conformance with the
 3 laws applicable to the lands listed in subsection (a); provided
 4 further that this section shall not apply to non-ceded lands
 5 conveyed to the University of Hawaii after December 31, 1989 to
 6 which the University of Hawaii holds title[-]; provided further
 7 that this section shall not apply to reserved housing, as that
 8 term is defined in section 206E-101, conveyed by the Hawaii
 9 community development authority."

10 SECTION 3. Section 206E-4, Hawaii Revised Statutes, is
 11 amended to read as follows:

12 "**§206E-4 Powers; generally.** Except as otherwise limited
 13 by this chapter, the authority may:

- 14 (1) Sue and be sued;
- 15 (2) Have a seal and alter the same at pleasure;
- 16 (3) Make and execute contracts and all other instruments
 17 necessary or convenient for the exercise of its powers
 18 and functions under this chapter;
- 19 (4) Make and alter bylaws for its organization and
 20 internal management;



- 1 (5) Make rules with respect to its projects, operations,
2 properties, and facilities, which rules shall be in
3 conformance with chapter 91;
- 4 (6) Through its executive director appoint officers,
5 agents, and employees, prescribe their duties and
6 qualifications, and fix their salaries, without regard
7 to chapter 76;
- 8 (7) Prepare or cause to be prepared a community
9 development plan for all designated community
10 development districts;
- 11 (8) Acquire, reacquire, or contract to acquire or
12 reacquire by grant or purchase real, personal, or
13 mixed property or any interest therein; to own, hold,
14 clear, improve, and rehabilitate, and to sell, assign,
15 exchange, transfer, convey, lease, or otherwise
16 dispose of or encumber the same;
- 17 (9) Acquire or reacquire by condemnation real, personal,
18 or mixed property or any interest therein for public
19 facilities, including but not limited to streets,
20 sidewalks, parks, schools, and other public
21 improvements;



- 1 (10) By itself, or in partnership with qualified persons,
2 acquire, reacquire, construct, reconstruct,
3 rehabilitate, improve, alter, or repair or provide for
4 the construction, reconstruction, improvement,
5 alteration, or repair of any project; own, hold, sell,
6 assign, transfer, convey, exchange, lease, or
7 otherwise dispose of or encumber any project, and in
8 the case of the sale of any project, accept a purchase
9 money mortgage in connection therewith; and repurchase
10 or otherwise acquire any project that the authority
11 has theretofore sold or otherwise conveyed,
12 transferred, or disposed of;
- 13 (11) Arrange or contract for the planning, replanning,
14 opening, grading, or closing of streets, roads,
15 roadways, alleys, or other places, or for the
16 furnishing of facilities or for the acquisition of
17 property or property rights or for the furnishing of
18 property or services in connection with a project;
- 19 (12) Grant options to purchase any project or to renew any
20 lease entered into by it in connection with any of its
21 projects, on terms and conditions as it deems
22 advisable;



- 1 (13) Prepare or cause to be prepared plans, specifications,
2 designs, and estimates of costs for the construction,
3 reconstruction, rehabilitation, improvement,
4 alteration, or repair of any project, and from time to
5 time to modify the plans, specifications, designs, or
6 estimates;
- 7 (14) Provide advisory, consultative, training, and
8 educational services, technical assistance, and advice
9 to any person, partnership, or corporation, either
10 public or private, to carry out the purposes of this
11 chapter, and engage the services of consultants on a
12 contractual basis for rendering professional and
13 technical assistance and advice;
- 14 (15) Procure insurance against any loss in connection with
15 its property and other assets and operations in
16 amounts and from insurers as it deems desirable;
- 17 (16) Contract for and accept gifts or grants in any form
18 from any public agency or from any other source;
- 19 (17) Do any and all things necessary to carry out its
20 purposes and exercise the powers given and granted in
21 this chapter; and



- 1 (18) Allow satisfaction of any affordable housing
2 requirements imposed by the authority upon any
3 proposed development project through the construction
4 of reserved housing, as defined in section 206E-101,
5 by a person on land located outside the geographic
6 boundaries of the authority's jurisdiction; provided
7 that the authority shall ~~[not]~~ permit ~~[any person to~~
8 ~~make]~~ cash payments in lieu of providing reserved
9 housing~~[, except to account for any fractional unit~~
10 ~~that results after calculating the percentage~~
11 ~~requirement against residential floor space or total~~
12 ~~number of units developed]~~. The substituted housing
13 shall be located on the same island as the development
14 project and shall be substantially equal in value to
15 the required reserved housing units that were to be
16 developed on site. The authority shall establish the
17 following priority in the development of reserved
18 housing:
- 19 (A) Within the community development district;
20 (B) Within areas immediately surrounding the
21 community development district;
22 (C) Areas within the central urban core;



1 (D) In outlying areas within the same island as the
2 development project.

3 The Hawaii community development authority shall
4 adopt rules relating to the approval of reserved
5 housing that are developed outside of a community
6 development district. The rules shall include, but
7 are not limited to, the establishment of guidelines to
8 ensure compliance with the above priorities."

9 SECTION 4. Section 206E-5.5, Hawaii Revised Statutes, is
10 amended by amending subsection (a) to read as follows:

11 "(a) The authority shall adopt community and public notice
12 procedures pursuant to chapter 91 that shall include at a
13 minimum:

14 (1) A means to effectively engage the community in which
15 the authority is planning a development project to
16 ensure that community concerns are received and
17 considered by the authority;

18 (2) The posting of the authority's proposed plans for
19 development of community development districts, public
20 hearing notices, and minutes of its proceedings on the
21 authority's website; [~~and~~]



- 1 (3) The posting of every application for a development
2 permit for any project within a community development
3 district on the authority's website when the
4 application is deemed complete;

- 5 (4) Notification by the applicant of any application for a
6 development permit for a project valued at \$250,000 or
7 more by mail to a list of owners and lessees of record
8 of real property located within a three hundred foot
9 radius of the perimeter of the proposed project
10 compiled from the most current list available from the
11 real property assessment division of the department of
12 budget and fiscal services of the county in which the
13 proposed project is located when the application is
14 deemed complete; provided that notice mailed pursuant
15 to this paragraph shall include but not be limited to
16 notice of:
 - 17 (A) Project specifications;
 - 18 (B) Requests for variance, exemption, or modification
19 of a community development plan or the
20 authority's community development rules; and
 - 21 (C) Procedures for intervention and a contested case
22 hearing; and

1 [~~3~~] (5) Any other information that the public may find
2 useful so that it may meaningfully participate in the
3 authority's decision-making processes."

4 SECTION 5. Section 206E-5.6, Hawaii Revised Statutes, is
5 amended by amending subsection (a) to read as follows:

6 "(a) When rendering a decision regarding:

7 (1) An amendment to any of the authority's community
8 development rules established pursuant to chapter 91
9 and section 206E-7; or

10 (2) The acceptance of a developer's proposal to develop
11 lands under the authority's control,
12 the authority shall render its decision at a public hearing
13 separate from the hearing that the proposal under paragraph (1)
14 or (2) was presented~~[-]~~, subject to the requirements of section
15 206E-B."

16 SECTION 6. Section 206E-7, Hawaii Revised Statutes, is
17 amended to read as follows:

18 "~~[+]§206E-7[+]~~ **Community development rules.** (a) The
19 authority shall establish community development rules under
20 chapter 91 on health, safety, building, planning, zoning, and
21 land use which, upon final adoption of a community development
22 plan, shall supersede all other inconsistent ordinances and

1 rules relating to the use, zoning, planning, and development of
 2 land and construction thereon. Rules adopted under this section
 3 shall follow existing law, rules, ordinances, and regulations as
 4 closely as is consistent with standards meeting minimum
 5 requirements of good design, pleasant amenities, health, safety,
 6 and coordinated development. The authority may, in the
 7 community development plan or by a community development rule,
 8 provide that lands within a community development district shall
 9 not be developed beyond existing uses or that improvements
 10 thereon shall not be demolished or substantially reconstructed,
 11 or provide other restrictions on the use of the lands.

12 (b) Development rights under a master plan permit and
 13 master plan development agreement issued and approved by the
 14 authority are vested under the community development district
 15 rules in effect at the time of initial approval by the authority
 16 and that shall govern development on lands subject to such
 17 permit and agreement."

18 SECTION 7. Section 206E-8, Hawaii Revised Statutes, is
 19 amended to read as follows:

20 "~~[[§206E-8]]~~ **Use of public lands; acquisition of state**
 21 **lands.** ~~[(a) Any provision of chapter 171 to the contrary~~
 22 ~~notwithstanding, the governor may set aside public lands located~~

1 ~~within community development districts to the authority for its~~
2 ~~use.~~

3 ~~(b)~~ (a) If state lands under the control and management
4 of other public agencies are required by the authority for its
5 purposes, the agency having the control and management of those
6 required lands ~~[shall]~~ may, upon request by the authority and
7 with the approval of the governor, convey~~[]~~ or lease such lands
8 to the authority upon such terms and conditions as may be agreed
9 to by the parties.

10 ~~(c)~~ (b) Notwithstanding the foregoing, no public lands
11 shall be ~~[set aside]~~ conveyed~~[]~~ or leased to the authority as
12 above provided if such ~~[setting aside]~~ conveyance~~[]~~ or lease
13 would impair any covenant between the State or any county or any
14 department or board thereof and the holders of bonds issued by
15 the State or such county, department, or board."

16 SECTION 8. Section 206E-16, Hawaii Revised Statutes, is
17 amended to read as follows:

18 "[~~§~~§206E-16~~§~~] **Hawaii community development revolving**
19 **fund.** There is created the Hawaii community development
20 revolving fund into which ~~[all]~~ receipts and revenues of the
21 authority up to a maximum aggregate amount of \$3,641,818 per
22 fiscal year shall be deposited. Amounts exceeding the specified



1 maximum aggregate per fiscal year shall be transferred to the
2 general fund. Proceeds from the fund shall be used for the
3 purposes of this chapter."

4 SECTION 9. Section 206E-16.5, Hawaii Revised Statutes, is
5 amended to read as follows:

6 "[+]§206E-16.5[+] **Expenditures of revolving funds under**
7 **the authority [~~exempt from~~]; appropriation and allotment.**

8 Except as to administrative expenditures, and except as
9 otherwise provided by law, expenditures from any revolving fund
10 administered by the authority may be made by the authority
11 without further appropriation or allotment of the legislature;
12 provided that no expenditure shall be made from and no
13 obligation shall be incurred against any revolving fund in
14 excess of the amount standing to the credit of the fund or for
15 any purpose for which the fund may not lawfully be expended.

16 [~~Nothing~~] Subject to the maximum aggregate amount specified in
17 section 206E-16, nothing in sections 37-31 to 37-41 shall
18 require the proceeds of any revolving fund administered by the
19 authority to be reappropriated annually."

20 SECTION 10. Section 206E-31.5, Hawaii Revised Statutes, is
21 amended to read as follows:



1 "~~§~~206E-31.5~~§~~ Prohibitions. Anything contained in
2 this chapter to the contrary notwithstanding, the authority is
3 prohibited from:

4 (1) Selling or otherwise assigning the fee simple interest
5 in any lands in the Kakaako community development
6 district to which the authority in its corporate
7 capacity holds title, except with respect to:

- 8 (A) Utility easements;
- 9 (B) Remnants as defined in section 171-52;
- 10 (C) Grants to any state or county department or
- 11 agency; or
- 12 (D) Private entities for purposes of any easement,
- 13 roadway, or infrastructure improvements; or
- 14 (E) Reserved housing as defined in section 206E-101;

15 or

16 (2) Approving any plan or proposal for any residential
17 development in that portion of the Kakaako community
18 development district makai of Ala Moana boulevard and
19 between Kewalo [~~Basin~~] basin and the foreign trade
20 zone."

21 SECTION 11. Section 206E-33, Hawaii Revised Statutes, is
22 amended to read as follows:

1 **"§206E-33 Kakaako community development district;**
2 **development guidance policies.** The following shall be the
3 development guidance policies generally governing the
4 authority's action in the Kakaako community development
5 district:

6 (1) Development shall result in a community which permits
7 an appropriate land mixture of residential,
8 commercial, industrial, and other uses. In view of
9 the innovative nature of the mixed use approach, urban
10 design policies should be established to provide
11 guidelines for the public and private sectors in the
12 proper development of this district; while the
13 authority's development responsibilities apply only to
14 the area within the district, the authority may engage
15 in any studies or coordinative activities permitted in
16 this chapter which affect areas lying outside the
17 district, where the authority in its discretion
18 decides that those activities are necessary to
19 implement the intent of this chapter. The studies or
20 coordinative activities shall be limited to facility
21 systems, resident and industrial relocation, and other
22 activities with the counties and appropriate state



1 agencies. The authority may engage in construction
2 activities outside of the district; provided that such
3 construction relates to infrastructure development or
4 residential or business relocation activities;
5 provided further, notwithstanding section 206E-7, that
6 such construction shall comply with the general plan,
7 development plan, ordinances, and rules of the county
8 in which the district is located;

9 (2) Existing and future industrial uses shall be permitted
10 and encouraged in appropriate locations within the
11 district. No plan or implementation strategy shall
12 prevent continued activity or redevelopment of
13 industrial and commercial uses which meet reasonable
14 performance standards;

15 (3) Activities shall be located so as to provide primary
16 reliance on public transportation and pedestrian
17 facilities for internal circulation within the
18 district or designated subareas;

19 (4) Major view planes, view corridors, and other
20 environmental elements such as natural light and
21 prevailing winds, shall be preserved through necessary
22 regulation and design review; provided that no portion



1 of any building or structure shall exceed four hundred
2 eighteen feet in height;

3 (5) Redevelopment of the district shall be compatible with
4 plans and special districts established for the Hawaii
5 Capital District, and other areas surrounding the
6 Kakaako district;

7 (6) Historic sites and culturally significant facilities,
8 settings, or locations shall be preserved;

9 (7) Land use activities within the district, where
10 compatible, shall to the greatest possible extent be
11 mixed horizontally, that is, within blocks or other
12 land areas, and vertically, as integral units of
13 multi-purpose structures;

14 (8) Residential development may require a mixture of
15 densities, building types, and configurations in
16 accordance with appropriate urban design guidelines;
17 integration both vertically and horizontally of
18 residents of varying incomes, ages, and family groups;
19 and an increased supply of housing for residents of
20 low- or moderate-income may be required as a condition
21 of redevelopment in residential use. Residential
22 development shall provide necessary community



1 facilities, such as open space, parks, community
2 meeting places, child care centers, and other
3 services, within and adjacent to residential
4 development; and

5 (9) Public facilities within the district shall be
6 planned, located, and developed so as to support the
7 redevelopment policies for the district established by
8 this chapter and plans and rules adopted pursuant to
9 it."

10 SECTION 12. Section 206E-182, Hawaii Revised Statutes, is
11 amended to read as follows:

12 "**§206E-182 Powers.** In addition and supplemental to the
13 powers granted to the authority by law, the authority may:

14 (1) With the approval of the governor, enter into a
15 special facility lease or an amendment or supplement
16 thereto whereby the authority agrees to construct,
17 acquire, or remodel and furnish or equip a special
18 facility solely for the use by another person to a
19 special facility lease;

20 (2) With the approval of the governor, issue special
21 facility revenue bonds in principal amounts not to
22 exceed the total amount of bonds authorized by the



1 legislature, that may be necessary to yield all or a
2 portion of the cost of any construction, acquisition,
3 remodeling, furnishing, and equipping of any special
4 facility;

5 (3) With the approval of the governor, issue refunding
6 special facility revenue bonds, in principal amounts
7 not to exceed the total amount of bonds authorized by
8 the legislature, with which to provide for the payment
9 of outstanding special facility revenue bonds
10 (including any special facility revenue bonds
11 theretofore issued for this purpose) or any part
12 thereof; provided any issuance of refunding special
13 facility revenue bonds shall not reduce the principal
14 amount of the bonds which may be issued as provided in
15 paragraph (2);

16 (4) Perform and carry out the terms and provisions of any
17 special facility lease;

18 (5) Notwithstanding section 103-7 or any other law to the
19 contrary, acquire, construct, or remodel and furnish
20 or equip any special facility, or accept the
21 assignment of any contract therefor entered into by
22 the other person to the special facility lease;



1 (6) Construct any special facility on land owned by the
2 State; provided that no funds derived herein will be
3 expended for land acquisition; and

4 (7) Agree with the other person to the special facility
5 lease whereby any acquisition, construction,
6 remodeling, furnishing, or equipping of the special
7 facility and the expenditure of moneys therefor shall
8 be undertaken or supervised by another person."

9 SECTION 13. Section 206E-185, Hawaii Revised Statutes, is
10 amended to read as follows:

11 "[~~§~~206E-185~~§~~] **Special facility revenue bonds.** All
12 special facility revenue bonds authorized to be issued in
13 principal amounts not to exceed the total amount of bonds
14 authorized by the legislature shall be issued pursuant to part
15 III of chapter 39, except as follows:

16 (1) No revenue bonds shall be issued unless at the time of
17 issuance the authority shall have entered into a
18 special facility lease with respect to the special
19 facility for which the revenue bonds are to be issued;

20 (2) The revenue bonds shall be issued in the name of the
21 authority, and not in the name of the State;



- 1 (3) The revenue bonds shall be payable solely from and
2 secured solely by the revenues derived by the
3 authority from the special facility for which they are
4 issued;
- 5 (4) The final maturity date of the revenue bonds shall not
6 be later than either the estimated life of the special
7 facility for which they are issued or the initial term
8 of the special facility lease;
- 9 (5) If deemed necessary or advisable by the authority, or
10 to permit the obligations of the other person to the
11 special facility lease to be registered under the U.S.
12 Securities Act of 1933, the authority, with the
13 approval of the director of finance, may appoint a
14 national or state bank within or without the State to
15 serve as trustee for the holders of the revenue bonds
16 and may enter into a trust indenture or trust
17 agreement with the trustee. The trustee may be
18 authorized by the authority to collect, hold, and
19 administer the revenues derived from the special
20 facility for which the revenue bonds are issued and to
21 apply the revenues to the payment of the principal and
22 interest on the revenue bonds. If any trustee shall



1 be appointed, any trust indenture or agreement entered
2 into by the authority with the trustee may contain the
3 covenants and provisions authorized by part III of
4 chapter 39 to be inserted in a resolution adopted or
5 certificate issued, as though the words "resolution"
6 or "certificate" as used in that part read "trust
7 indenture or agreement". The covenants and provisions
8 shall not be required to be included in the resolution
9 or certificate authorizing the issuance of the revenue
10 bonds if included in the trust agreement or indenture.
11 Any resolution or certificate, trust indenture, or
12 trust agreement adopted, issued, or entered into by
13 the authority pursuant to this part may also contain
14 any provisions required for the qualification thereof
15 under the U.S. Trust Indenture Act of 1939. The
16 authority may pledge and assign to the trustee the
17 special facility lease and the rights of the authority
18 including the revenues thereunder;

19 (6) If the authority, with the approval of the director of
20 finance, shall have appointed or shall appoint a
21 trustee for the holders of the revenue bonds, then
22 notwithstanding the provisions of the second sentence

1 of section 39-68, the director of finance may elect
2 not to serve as fiscal agent for the payment of the
3 principal and interest, and for the purchase,
4 registration, transfer, exchange, and redemption, of
5 the revenue bonds, or may elect to limit the functions
6 the director of finance shall perform as the fiscal
7 agent. The authority, with the approval of the
8 director of finance, may appoint the trustee to serve
9 as the fiscal agent, and may authorize and empower the
10 trustee to perform the functions with respect to
11 payment, purchase, registration, transfer, exchange,
12 and redemption, that the authority may deem necessary,
13 advisable, or expedient, including, without
14 limitation, the holding of the revenue bonds and
15 coupons which have been paid and the supervision and
16 conduction of the destruction thereof in accordance
17 with sections 40-10 and 40-11. Nothing in this
18 paragraph shall be a limitation upon or construed as a
19 limitation upon the powers granted in the preceding
20 paragraph to the authority, with the approval of the
21 director of finance, to appoint the trustee, or
22 granted in sections 36-3 and 39-13 and the third



1 sentence of section 39-68 to the director of finance
2 to appoint the trustee or others, as fiscal agents,
3 paying agents, and registrars for the revenue bonds or
4 to authorize and empower the fiscal agents, paying
5 agents, and registrars to perform the functions
6 referred to in that paragraph and sections, it being
7 the intent of this paragraph to confirm that the
8 director of finance as aforesaid may elect not to
9 serve as fiscal agent for the revenue bonds or may
10 elect to limit the functions the director of finance
11 shall perform as the fiscal agent, that the director
12 of finance may deem necessary, advisable, or
13 expedient;

14 (7) The authority may sell the revenue bonds either at
15 public or private sale;

16 (8) If no trustee shall be appointed to collect, hold, and
17 administer the revenues derived from the special
18 facility for which the revenue bonds are issued, the
19 revenues shall be held in a separate account in the
20 treasury of the State, separate and apart from the
21 Hawaii community development revolving fund, to be
22 applied solely to the carrying out of the resolution,



1 certificate, trust indenture, or trust agreement
2 authorizing or securing the revenue bonds;

3 (9) If the resolution, certificate, trust indenture, or
4 trust agreement shall provide that no revenue bonds
5 issued thereunder shall be valid or obligatory for any
6 purpose unless certified or authenticated by the
7 trustee for the holders of the revenue bonds,
8 signatures of the officers of the State upon the bonds
9 required by section 39-56 may be facsimiles of their
10 signatures;

11 (10) Proceeds of the revenue bonds may be used and applied
12 by the authority to reimburse the other person to the
13 special facility lease for all preliminary costs and
14 expenses, including architectural and legal costs; and

15 (11) If the special facility lease shall require the other
16 person to operate, maintain, and repair the special
17 facility which is the subject of the lease, at the
18 other person's expense, the requirement shall
19 constitute compliance by the authority with section
20 39-61(a)(2), and none of the revenues derived by the
21 authority from the special facility shall be required
22 to be applied to the purposes of section 39-62(2).

1 Sections 39-62(4), 39-62(5), and 39-62(6) shall not
2 apply to the revenues derived from a special facility
3 lease."

4 SECTION 14. This Act does not affect rights and duties
5 that matured, penalties that were incurred, and proceedings that
6 were begun before its effective date.

7 SECTION 15. In codifying the new sections added by section
8 1 of this Act, the revisor of statutes shall substitute
9 appropriate section numbers for the letters used in designating
10 the new sections in this Act.

11 SECTION 16. Statutory material to be repealed is bracketed
12 and stricken. New statutory material is underscored.

13 SECTION 17. This Act shall take effect on July 1, 2050.



Report Title:

Hawaii Community Development Authority

Description:

Amends requirements for notice, hearing, approval, and vesting of rights for development permits. Permits the Authority to accept cash in lieu of provision of reserved housing. Requires applicants for certain proposed development projects to provide notice of the proposed project to residents and businesses within 300 feet of the proposed project. Establishes cap amount for HCDA revolving fund and legislative oversight of HCDA bond authority. Prohibits acquisition of public land by the Authority by set aside. Creates height limit for Kakaako. Effective July 1, 2050. (SD1)

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

