

JAN 20 2017

A BILL FOR AN ACT

RELATING TO LAND USE.

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

1 SECTION 1. Section 205-3.1, Hawaii Revised Statutes, is
2 amended by amending subsections (a), (b), and (c) to read as
3 follows:

4 "(a) District boundary amendments involving lands in the
5 conservation district, land areas greater than [~~fifteen~~] or
6 equal to one hundred acres, or lands delineated as important
7 agricultural lands shall be processed by the land use commission
8 pursuant to section 205-4.

9 (b) Any department or agency of the State, and department
10 or agency of the county in which the land is situated, or any
11 person with a property interest in the land sought to be
12 reclassified may petition the appropriate county land use
13 decision-making authority of the county in which the land is
14 situated for a change in the boundary of a district involving
15 lands less than [~~fifteen~~] one hundred acres presently in the
16 rural and urban districts and lands less than [~~fifteen~~] one



1 hundred acres in the agricultural district that are not
2 designated as important agricultural lands.

3 (c) District boundary amendments involving land areas of
4 [~~fifteen~~] less than one hundred acres [~~or less~~], except as
5 provided in subsection (b), shall be determined by the
6 appropriate county land use decision-making authority for the
7 district and shall not require consideration by the land use
8 commission pursuant to section 205-4; provided that such
9 boundary amendments and approved uses are consistent with this
10 chapter. The appropriate county land use decision-making
11 authority may consolidate proceedings to amend state land use
12 district boundaries pursuant to this subsection, with county
13 proceedings to amend the general plan, development plan, zoning
14 of the affected land, or such other proceedings. Appropriate
15 ordinances and rules to allow consolidation of such proceedings
16 may be developed by the county land use decision-making
17 authority."

18 SECTION 2. Section 205-4, Hawaii Revised Statutes, is
19 amended by amending its title and subsection (a) to read as
20 follows:



1 "§205-4 Amendments to district boundaries involving land
2 areas greater than [~~fifteen~~] or equal to one hundred acres. (a)
3 Any department or agency of the State, any department or agency
4 of the county in which the land is situated, or any person with
5 a property interest in the land sought to be reclassified, may
6 petition the land use commission for a change in the boundary of
7 a district. This section applies to all petitions for changes
8 in district boundaries of lands within conservation districts,
9 lands designated or sought to be designated as important
10 agricultural lands, and lands greater than [~~fifteen~~] or equal to
11 one hundred acres in the agricultural, rural, and urban
12 districts, except as provided in section 201H-38. The land use
13 commission shall adopt rules pursuant to chapter 91 to implement
14 section 201H-38."

15 SECTION 3. Statutory material to be repealed is bracketed
16 and stricken. New statutory material is underscored.

17 SECTION 4. This Act shall take effect on July 1, 2017.

18

INTRODUCED BY: Will Egan
Breene Hunt



S.B. NO. 583

Report Title:

Land Use; District Boundary Amendments; Counties

Description:

Allows counties to approve district boundary amendments involving land areas up to one hundred acres, rather than fifteen acres, except lands in a conservation district or delineated as important agricultural lands.

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

