

DAVID Y. IGE
Governor

SHAN S. TSUTSUI
Lt. Governor



State of Hawaii
DEPARTMENT OF AGRICULTURE
1428 South King Street
Honolulu, Hawaii 96814-2512
Phone: (808) 973-9600 FAX: (808) 973-9613

SCOTT E. ENRIGHT
Chairperson, Board of Agriculture

PHYLLIS SHIMABUKURO-GEISER
Deputy to the Chairperson

**TESTIMONY OF SCOTT E. ENRIGHT
CHAIRPERSON, BOARD OF AGRICULTURE**

BEFORE THE HOUSE COMMITTEE ON AGRICULTURE

**FEBRUARY 1, 2017
8:30 A.M.
CONFERENCE ROOM 312**

**HOUSE BILL NO.787
RELATING TO AGRICULTURAL LAND**

Chairperson Creagan and Members of the Committee:

Thank you for the opportunity to testify on House Bill No. 787 that seeks to amend Chapter 205 to allow overnight campgrounds on private property in the Agricultural District where the county has adopted ordinances to regulate such use. The Department of Agriculture advises caution in moving forward with this measure. Allowing non-agricultural uses and activities that compete with agricultural production does not promote the State's efforts to achieve agricultural self-sufficiency.

Thank you for the opportunity to submit our testimony.



DAVID Y. IGE
Governor

SHAN S. TSUTSUI
Lieutenant Governor

LUIS P. SALAVERIA
Director

MARY ALICE EVANS
Deputy Director



LAND USE COMMISSION
Department of Business, Economic Development & Tourism
State of Hawai`i

DANIEL ORODENKER
Executive Officer

Bert K. Saruwatari
Planner
SCOTT A.K. DERRICKSON AICP
Planner

RILEY K. HAKODA
Chief Clerk/Planner

FRED A. TALON
Drafting Technician

Statement of
Daniel E. Orodenker
Executive Officer
Land Use Commission
Before the
House Committee on Agriculture
Wednesday February 1, 2017
8:30 AM
State Capitol, Conference Room 312

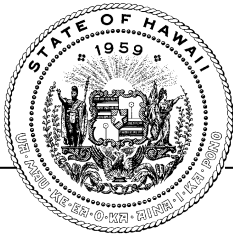
In consideration of
HB 0787
RELATING TO AGRICULTURAL LAND

Chair Creagan, Vice Chair DeCoite, and members of the Committee on Agriculture:

The Land Use Commission while supporting the general intent, is opposed to this measure as currently written, which seeks to amend sections 205-2(a)(13) and 205-4.5(a)(6), Hawai`i Revised Statutes (HRS) to expand the definition of overnight campgrounds and direct the counties to adopt ordinances to regulate such uses.

While the measure would seem to be aimed at accommodating tourism activities, the Commission is concerned about the potential for other unintended uses to fall within its definition. The measure would allow long-term camping on private land which could lead to established encampments in violation of health, safety and environmental laws. Significantly, it could be used to justify homeless encampments. The Commission already has before it a case requesting approval to create a long-term, private homeless encampment in Maui County.

Thank you for the opportunity to testify on this matter.



**OFFICE OF PLANNING
STATE OF HAWAII**

235 South Beretania Street, 6th Floor, Honolulu, Hawaii 96813
Mailing Address: P.O. Box 2359, Honolulu, Hawaii 96804

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Fax: (808) 587-2824
Web: <http://planning.hawaii.gov/>

DAVID Y. IGE
GOVERNOR

LEO R. ASUNCION
DIRECTOR
OFFICE OF PLANNING

Statement of
LEO R. ASUNCION
Director, Office of Planning
before the
HOUSE COMMITTEE ON AGRICULTURE
Wednesday, February 1, 2017
8:30 AM
State Capitol, Conference Room 312

in consideration of
HB 787
RELATING TO AGRICULTURAL LAND.

Chair Creagan, Vice Chair DeCoite, and Members of the House Committee on
Agriculture.

The Office of Planning (OP) provides comments on HB 787, which amends Section 205-2(d)(13), Hawaii Revised Statutes (HRS), and Section 205-4.5, HRS, to include overnight campgrounds, provided that the respective county has adopted ordinances to regulate overnight campgrounds on private property. The section allows that daily rents or fees may be charged. It also allows “yurts” to be utilized as a temporary structure for overnight camping.

A major objective of HRS Chapter 205 is to protect agricultural lands and ensure their continued availability for agricultural use. Currently, overnight campgrounds are not permitted on any Agricultural lands without a State Special Use Permit. Proposals larger than 15 acres must be approved by the State Land Use Commission (LUC). This bill would allow large campground operations to be established within the State Agricultural districts without LUC approval, and has the potential to proliferate large campground operations, which would reduce lands for Agricultural use. Allowing non-agricultural uses in the State Agricultural District may

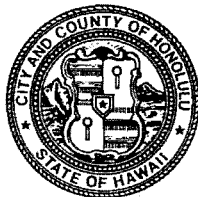
contribute to the impermanence syndrome, which is the accelerated agricultural decline near urban areas due to disinvestment in farming in anticipation of urban development.

Thank you for the opportunity to testify on this measure.

DEPARTMENT OF PLANNING AND PERMITTING
CITY AND COUNTY OF HONOLULU

650 SOUTH KING STREET, 7TH FLOOR • HONOLULU, HAWAII 96813
PHONE: (808) 768-8000 • FAX: (808) 768-6041
DEPT. WEB SITE: www.honolulu.dpp.org • CITY WEB SITE: www.honolulu.gov

KIRK CALDWELL
MAYOR



KATHY K. SOKUGAWA
ACTING DIRECTOR

TIMOTHY F. T. HIU
ACTING DEPUTY DIRECTOR

February 1, 2017

The Honorable Richard P. Creagan, Chair
and Members of the Committee on Agriculture
Hawaii House of Representatives
Hawaii State Capitol
415 South Beretania Street
Honolulu, Hawaii 96813

Dear Chair Creagan and Committee Members:

Subject: House Bill No. 787
Relating to Agricultural Land

The Department of Planning and Permitting (DPP) **opposes** House Bill No. 787, which would permit overnight campgrounds on land within the State Agricultural district.

While the Bill offers specific conditions on overnight camping, it disregards the agricultural productivity potential of the lands. To do so would continue to undermine the purpose of the State Agricultural District, which is to protect valued land for agricultural purposes. If the State Agricultural District must allow overnight camping, it should be on lands not essential to agriculture.

The City and County of Honolulu is in the midst of defining its Important Agricultural Lands (IAL), as required by the Hawaii Constitution and Chapter 205, HRS. We would ask that this Bill be deferred until the IAL has been officially adopted before further intrusion of non-agricultural uses be allowed in the State Agricultural District..

Thank you for the opportunity to testify.

Very truly yours,

A handwritten signature in black ink, appearing to read "Kathy K. Sokugawa".

Kathy K. Sokugawa
Acting Director

From: mailinglist@capitol.hawaii.gov
Sent: Monday, January 30, 2017 2:29 PM
To: AGRtestimony
Cc: mendezj@hawaii.edu
Subject: *Submitted testimony for HB787 on Feb 1, 2017 08:30AM*

HB787

Submitted on: 1/30/2017

Testimony for AGR on Feb 1, 2017 08:30AM in Conference Room 312

Submitted By	Organization	Testifier Position	Present at Hearing
Javier Mendez-Alvarez	Individual	Oppose	No

Comments:

Please note that testimony submitted less than 24 hours prior to the hearing, improperly identified, or directed to the incorrect office, may not be posted online or distributed to the committee prior to the convening of the public hearing.

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From: mailinglist@capitol.hawaii.gov
Sent: Monday, January 30, 2017 4:16 PM
To: AGRtestimony
Cc: prentissc001@hawaii.rr.com
Subject: Submitted testimony for HB787 on Feb 1, 2017 08:30AM

HB787

Submitted on: 1/30/2017

Testimony for AGR on Feb 1, 2017 08:30AM in Conference Room 312

Submitted By	Organization	Testifier Position	Present at Hearing
Charles Prentiss	Individual	Oppose	No

Comments: This bill runs totally counter to our State Constitution's provisions to protect and preserve agricultural lands. It is also a major departure to the "homerule" concept, sustainability, food security, and all of the taxpayer funded programs to support agriculture.

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P.O. Box 253, Kunia, Hawai'i 96759
Phone: (808) 848-2074; Fax: (808) 848-1921
e-mail info@hfbf.org; www.hfbf.org

February 1, 2017

HEARING BEFORE THE
HOUSE COMMITTEE ON AGRICULTURE

TESTIMONY ON HB 787
RELATING TO AGRICULTURAL LAND

Room 312
8:45 AM

Aloha Chair Creagan, Vice Chair DeCoite, and Members of the Committee:

I am Randy Cabral, President of the Hawaii Farm Bureau (HFB). Organized since 1948, the HFB is comprised of 1,900 farm family members statewide, and serves as Hawaii's voice of agriculture to protect, advocate and advance the social, economic and educational interests of our diverse agricultural community.

HFB opposes HB 787, which permits private overnight campgrounds on land within agricultural districts in all counties, subject to specified conditions and adoption of appropriate county ordinances.

HFB believes that the primary use of agriculturally zoned lands is production agriculture. Our policy states that we support:

"Directing nonagricultural uses and activities from agricultural lands to other areas and ensure that uses on agricultural lands are actual agricultural uses"

There is a wide array of permissible uses in the Agricultural District. Counties find enforcement difficult. Camping is clearly not an agricultural activity. We believe it should occur only under special conditions and require special use permits. Regardless how restrictive the intent of the measure, creative people will find loopholes and there will be unintended consequences.

Abuse and enforcement of these laws is usually the challenge and HFB is especially concerned about unintended consequences of allowing other types of activities on agriculture land. We believe the primary purpose within the Agricultural District is production agriculture.

Rather than increasing non-agricultural uses on agricultural lands, we suggest creating mechanisms to increase farm and ranch viability so farms and ranches will not need non-agricultural activities to supplement their incomes.

Thank you for this opportunity to provide comments on this measure.

From: mailinglist@capitol.hawaii.gov
Sent: Tuesday, January 31, 2017 11:00 AM
To: AGRtestimony
Cc: johnnaylor@kula.us
Subject: *Submitted testimony for HB787 on Feb 1, 2017 08:30AM*

HB787

Submitted on: 1/31/2017

Testimony for AGR on Feb 1, 2017 08:30AM in Conference Room 312

Submitted By	Organization	Testifier Position	Present at Hearing
John NAYLOR	Individual	Support	No

Comments:

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From: mailinglist@capitol.hawaii.gov
Sent: Tuesday, January 31, 2017 12:20 PM
To: AGRtestimony
Cc: alohalways@gmail.com
Subject: *Submitted testimony for HB787 on Feb 1, 2017 08:30AM*

HB787

Submitted on: 1/31/2017

Testimony for AGR on Feb 1, 2017 08:30AM in Conference Room 312

Submitted By	Organization	Testifier Position	Present at Hearing
Tanja Miller	Individual	Support	No

Comments:

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From: mailinglist@capitol.hawaii.gov
Sent: Tuesday, January 31, 2017 12:09 PM
To: AGRtestimony
Cc: breezybees808@Gmail.com
Subject: *Submitted testimony for HB787 on Feb 1, 2017 08:30AM*

HB787

Submitted on: 1/31/2017

Testimony for AGR on Feb 1, 2017 08:30AM in Conference Room 312

Submitted By	Organization	Testifier Position	Present at Hearing
Briana Hurley	Individual	Support	No

Comments:

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From: mailinglist@capitol.hawaii.gov
Sent: Tuesday, January 31, 2017 11:55 AM
To: AGRtestimony
Cc: keith@keithranney.com
Subject: *Submitted testimony for HB787 on Feb 1, 2017 08:30AM*

HB787

Submitted on: 1/31/2017

Testimony for AGR on Feb 1, 2017 08:30AM in Conference Room 312

Submitted By	Organization	Testifier Position	Present at Hearing
Keith Ranney	Individual	Support	No

Comments:

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From: mailinglist@capitol.hawaii.gov
Sent: Tuesday, January 31, 2017 11:52 AM
To: AGRtestimony
Cc: sunnysavage@gmail.com
Subject: *Submitted testimony for HB787 on Feb 1, 2017 08:30AM*

HB787

Submitted on: 1/31/2017

Testimony for AGR on Feb 1, 2017 08:30AM in Conference Room 312

Submitted By	Organization	Testifier Position	Present at Hearing
Sunny Savage-Luskin	Individual	Support	No

Comments:

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From: mailinglist@capitol.hawaii.gov
Sent: Tuesday, January 31, 2017 11:50 AM
To: AGRtestimony
Cc: bob@fergusonleadersunlimited.com
Subject: *Submitted testimony for HB787 on Feb 1, 2017 08:30AM*

HB787

Submitted on: 1/31/2017

Testimony for AGR on Feb 1, 2017 08:30AM in Conference Room 312

Submitted By	Organization	Testifier Position	Present at Hearing
Bob Ferguson	Individual	Support	No

Comments:

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From: mailinglist@capitol.hawaii.gov
Sent: Tuesday, January 31, 2017 11:39 AM
To: AGRtestimony
Cc: jmccay@hotmail.com
Subject: Submitted testimony for HB787 on Feb 1, 2017 08:30AM

HB787

Submitted on: 1/31/2017

Testimony for AGR on Feb 1, 2017 08:30AM in Conference Room 312

Submitted By	Organization	Testifier Position	Present at Hearing
James McCay	Individual	Support	No

Comments: Great idea to subsidize income and help farmers do better, and campers learn more.

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From: mailinglist@capitol.hawaii.gov
Sent: Tuesday, January 31, 2017 11:29 AM
To: AGRtestimony
Cc: earthasone@hawaii.rr.com
Subject: *Submitted testimony for HB787 on Feb 1, 2017 08:30AM*

HB787

Submitted on: 1/31/2017

Testimony for AGR on Feb 1, 2017 08:30AM in Conference Room 312

Submitted By	Organization	Testifier Position	Present at Hearing
Lawrence Koss	Individual	Support	No

Comments:

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From: mailinglist@capitol.hawaii.gov
Sent: Tuesday, January 31, 2017 2:54 PM
To: AGRtestimony
Cc: ihemphi@live.com
Subject: *Submitted testimony for HB787 on Feb 1, 2017 08:30AM*

HB787

Submitted on: 1/31/2017

Testimony for AGR on Feb 1, 2017 08:30AM in Conference Room 312

Submitted By	Organization	Testifier Position	Present at Hearing
Denise Key	Individual	Support	No

Comments:

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From: mailinglist@capitol.hawaii.gov
Sent: Tuesday, January 31, 2017 2:07 PM
To: AGRtestimony
Cc: westmango7@gmail.com
Subject: *Submitted testimony for HB787 on Feb 1, 2017 08:30AM*

HB787

Submitted on: 1/31/2017

Testimony for AGR on Feb 1, 2017 08:30AM in Conference Room 312

Submitted By	Organization	Testifier Position	Present at Hearing
Joy Nelson	Individual	Support	No

Comments:

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LATE

From: mailinglist@capitol.hawaii.gov
Sent: Tuesday, January 31, 2017 3:44 PM
To: AGRtestimony
Cc: alan31sail@gmail.com
Subject: Submitted testimony for HB787 on Feb 1, 2017 08:30AM

HB787

Submitted on: 1/31/2017

Testimony for AGR on Feb 1, 2017 08:30AM in Conference Room 312

Submitted By	Organization	Testifier Position	Present at Hearing
Alan Egusa	Individual	Support	No

Comments: We need to promote food independence in Hawaii. Having our lives literally dependent on shipping is not a good long term situation. We need to produce most of the food we eat, and all measures that will help to achieve this goal should be supported. Camping would be one method of housing additional labor for brief periods of agricultural necessity. Thank you.

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From: mailinglist@capitol.hawaii.gov
Sent: Tuesday, January 31, 2017 3:22 PM
To: AGRtestimony
Cc: kristenmartinek@gmail.com
Subject: *Submitted testimony for HB787 on Feb 1, 2017 08:30AM*

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HB787

Submitted on: 1/31/2017

Testimony for AGR on Feb 1, 2017 08:30AM in Conference Room 312

Submitted By	Organization	Testifier Position	Present at Hearing
Kristen Martinek	Individual	Support	No

Comments:

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From: mailinglist@capitol.hawaii.gov
Sent: Wednesday, February 1, 2017 12:51 AM
To: AGRtestimony
Cc: chris@mentzel.com
Subject: Submitted testimony for HB787 on Feb 1, 2017 08:30AM

LATE

HB787

Submitted on: 2/1/2017

Testimony for AGR on Feb 1, 2017 08:30AM in Conference Room 312

Submitted By	Organization	Testifier Position	Present at Hearing
Chris Mentzel	Individual	Support	No

Comments: This bill is helping local farmers in Hawaii and provides more income to them, while expanding options for tourists. I am in full support of it.

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From: mailinglist@capitol.hawaii.gov
Sent: Tuesday, January 31, 2017 11:12 PM
To: AGRtestimony
Cc: legechair@gmail.com
Subject: *Submitted testimony for HB787 on Feb 1, 2017 08:30AM*

LATE

HB787

Submitted on: 1/31/2017

Testimony for AGR on Feb 1, 2017 08:30AM in Conference Room 312

Submitted By	Organization	Testifier Position	Present at Hearing
Simon Russell	Hawaii Farmers Union United	Support	No

Comments:

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From: mailinglist@capitol.hawaii.gov
Sent: Tuesday, January 31, 2017 9:24 PM
To: AGRtestimony
Cc: malikoestate@hawaii.rr.com
Subject: *Submitted testimony for HB787 on Feb 1, 2017 08:30AM*



HB787

Submitted on: 1/31/2017

Testimony for AGR on Feb 1, 2017 08:30AM in Conference Room 312

Submitted By	Organization	Testifier Position	Present at Hearing
sydney smith	Individual	Support	No

Comments:

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From: mailinglist@capitol.hawaii.gov
Sent: Tuesday, January 31, 2017 9:16 PM
To: AGRtestimony
Cc: sunshineconsulting808@gmail.com
Subject: *Submitted testimony for HB787 on Feb 1, 2017 08:30AM*



HB787

Submitted on: 1/31/2017

Testimony for AGR on Feb 1, 2017 08:30AM in Conference Room 312

Submitted By	Organization	Testifier Position	Present at Hearing
Elizabeth Barretto	Individual	Support	No

Comments:

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From: mailinglist@capitol.hawaii.gov
Sent: Tuesday, January 31, 2017 6:54 PM
To: AGRtestimony
Cc: carlosm650@yahoo.com
Subject: Submitted testimony for HB787 on Feb 1, 2017 08:30AM

LATE

HB787

Submitted on: 1/31/2017

Testimony for AGR on Feb 1, 2017 08:30AM in Conference Room 312

Submitted By	Organization	Testifier Position	Present at Hearing
Carlos Monica	Individual	Comments Only	No

Comments: This would be ideal for the Farmers who wish to hold events or workshops on their property and still offer people an affordable accommodations (usually free or small donation).

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