



**OFFICE OF PLANNING
STATE OF HAWAII**

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

Telephone: (808) 587-2846
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
**SENATE COMMITTEES ON PUBLIC SAFETY, INTERGOVERNMENTAL AND
MILITARY AFFAIRS, AND AGRICULTURE AND ENVIRONMENT**
Monday, February 5, 2018
1:30 PM
State Capitol, Conference Room 224

in consideration of
SB 2452
RELATING TO AGRICULTURAL BUILDINGS.

Chairs Nishihara and Gabbard, Vice Chairs Wakai and Riviere, and Members of the Senate Committee on Public Safety, Intergovernmental and Military Affairs, and the Senate Committee on Agriculture and Environment.

The Office of Planning (OP) supports SB 2452 which amends Hawaii Revised Statutes, Section 46-88 (c) to allow appropriate county fire, police department, and building permit agencies the right to enter exempted agricultural buildings to investigate allegations of violations and compliance with this section. This amendment would allow county agencies to exercise their enforcement powers over these requirements. This would prevent the misuse of these types of agricultural buildings, which sometimes are illegally transformed into residential uses.

Thank you for the opportunity to testify on this measure.

DAVID Y. IGE
Governor

DOUGLAS S. CHIN
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 SENATE COMMITTEES ON PUBLIC SAFETY,
INTERGOVERNMENTAL, & MILITARY AFFAIRS AND AGRICULTURE &
ENVIRONMENT**

**FEBRUARY 5, 2018
1:30 P.M.
CONFERENCE ROOM 224**

**SENATE BILL NO. 2452
RELATING TO AGRICULTURAL BUILDINGS**

Chairperson Nishihara, Chairperson Gabbard and Members of the Committees:

Thank you for the opportunity to testify on Senate Bill No. 2452 that seeks to amend section 46-88 (exemptions from building permit and building code requirements) to allow county agencies the implicit right to enter property to investigate agricultural buildings and structures for violations of and compliance with building code exemption qualifications.

The Department of Agriculture strongly supports this measure. After-the-fact investigation for compliance and violation of structures that qualify for exemption from building permits and codes is better than no inspection. The Department is particularly concerned that counties check compliance with condition (3) (page 2, lines 4-8) that requires these exempt structures be "...located on a commercial farm or ranch and are used for general agricultural or aquacultural operations, or for purposes incidental to such operations". If the commercial farm does not exist, any exempt structure built is in violation of the law.

Thank you for the opportunity to comment on this measure.



LATE

SB-2452

Submitted on: 2/4/2018 11:56:09 PM

Testimony for PSM on 2/5/2018 1:30:00 PM

Submitted By	Organization	Testifier Position	Present at Hearing
Dale Sandlin	Hawaii Cattlemens Council	Support	Yes

Comments:

SB-2452

Submitted on: 2/3/2018 2:48:37 PM

Testimony for PSM on 2/5/2018 1:30:00 PM

Submitted By	Organization	Testifier Position	Present at Hearing
Benton Kealii Pang, Ph.D.	Hawaiian Civic Club of Honolulu	Support	No

Comments:

LATE



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 5, 2018

HEARING BEFORE THE
SENATE COMMITTEE ON PUBLIC SAFETY, INTERGOVERNMENTAL, AND
MILITARY AFFAIRS
SENATE COMMITTEE ON AGRICULTURE AND ENVIRONMENT

TESTIMONY ON SB 2452
RELATING TO AGRICULTURAL BUILDINGS

Room 224
1:30 pm

Aloha Chair Nishihara, Chair Gabbard, Vice Chair Wakai, Vice Chair Riviere, and Members of the Committees:

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.

The Hawaii Farm Bureau supports SB 2452, which grants county agencies the implicit right to enter property to investigate agricultural buildings and structures for violations of and compliance with building code exemption qualifications

Although we assumed that the counties already have this authority, we support this effort to clarify the matter.

Thank you for this opportunity to provide our opinion on this important matter.

SB-2452

Submitted on: 2/2/2018 3:25:36 PM

Testimony for PSM on 2/5/2018 1:30:00 PM

Submitted By	Organization	Testifier Position	Present at Hearing
Sheila Valdez	Na Wahine Kunia o Lihue	Support	No

Comments:

Aloha Hawai'i State Legislators,

I am writing in strong support of SB 2452 and all future bills related to agricultural buildings.

I fully support the county agencies the implicit right to enter and investigate the structures of these large buildings for violations of and compliance with building code exemption qualifications.

As an example, most of the structures on Kunia Loa Ridge, located mauka of Honouliuli are not in compliance with building codes, built without permits and structures are used as dwellings. This property has been oversighted for way too long and stronger reinforcement is critically needed.

Several buildings were built in the stream beds, these structures should be removed, this is totally against the law.

Sincerely,

Sheila Valdez

808-454-7336