
A BILL FOR AN ACT

RELATING TO CONSERVATION DISTRICTS.

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

1 SECTION 1. Section 183C-4, Hawaii Revised Statutes, is
2 amended by amending subsection (b) to read as follows:
3 "(b) The department shall adopt rules governing the use of
4 land within the boundaries of the conservation district that are
5 consistent with the conservation of necessary forest growth, the
6 conservation and development of land and natural resources
7 adequate for present and future needs, and the conservation and
8 preservation of open space areas for public use and
9 enjoyment [-]; provided that no waste or disposal facility shall
10 be located in a conservation district except in emergency
11 circumstances where it may be necessary to mitigate significant
12 risks to public safety and health; provided further that
13 emergency circumstances shall not exceed three years. No use
14 except a nonconforming use as defined in section 183C-5, shall
15 be made within the conservation district unless the use is in
16 accordance with a zoning rule. For purposes of this subsection:



1 "Emergency" means any natural or man-made occurrence, or
2 imminent threat, which results or may likely result in
3 substantial injury or harm to the population or substantial
4 damage to or loss of property.

5 "Waste or disposal facility" means any transfer station or
6 landfill as defined in section 340A-1, open dump as defined in
7 section 342H-1, solid waste reduction facility or waste
8 reduction facility as defined in section 342G-1, disposal
9 facility, or any other facility for the disposal of solid waste
10 that is required by law to obtain a permit from the department
11 of health."

12 SECTION 2. Statutory material to be repealed is bracketed
13 and stricken. New statutory material is underscored.

14 SECTION 3. This Act shall take effect on July 1, 2050.



Report Title:

Conservation District; Waste or Disposal Facility; Prohibition

Description:

Prohibits any waste or disposal facility from being located in a conservation district except in emergency circumstances to mitigate significant risks to public safety and health. (SB934 HD2)

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