
A BILL FOR AN ACT

RELATING TO AGRICULTURAL LANDS.

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

1 SECTION 1. Chapter 165, Hawaii Revised Statutes, is
2 amended by adding a new section to be appropriately designated
3 and to read as follows:

4 "§165- Community association rules restricting use of
5 agricultural lands; prohibition. (a) Notwithstanding any law
6 to the contrary, no community association shall adapt any rule
7 over residential agricultural land that restricts the use of
8 that land for agricultural purposes.

9 (b) For purposes of this section:

10 "Community association" means any association of
11 homeowners, community association, cooperative, or any other
12 nongovernmental entity duly incorporated pursuant to the laws of
13 the State with covenants, bylaws, and administrative provisions
14 with which the landowner's compliance is required.

15 "Residential agricultural land" means any parcel of land
16 that is:



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1 (1) Designated as within an agricultural district pursuant
2 to section 205-2; and

3 (2) Zoned as agricultural land pursuant to section 46-4."

4 SECTION 2. New statutory material is underscored.

5 SECTION 3. This Act shall take effect upon its approval.

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INTRODUCED BY:

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Report Title:

Department of Agriculture; Hawaii Right to Farm Act;
Agricultural Districts; Community Associations

Description:

Prohibits community associations from adapting any rule over residential agricultural lands that restricts the use of that land for agricultural purposes.

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

