

JAN 18 2019

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# A BILL FOR AN ACT

RELATING TO PUBLIC ACCESS.

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

1 SECTION 1. Section 46-6.5, Hawaii Revised Statutes, is  
2 amended by amending subsection (c) to read as follows:

3 "(c) Upon the dedication of land for a right-of-way, as  
4 required by this section [~~and acceptance by the county~~], the  
5 county concerned shall [~~thereafter~~] either:

6 (1) Accept the dedication and assume the cost of  
7 improvements for and the maintenance of the right-of-  
8 way [~~, and the subdivider shall accordingly be relieved~~  
9 from such costs.]; provided that the county may  
10 require, by ordinance, that the subdivider or  
11 developer establish and initially fund a stewardship  
12 fund to be controlled by the county for the  
13 improvement and future maintenance of the right-of-  
14 way; or

15 (2) In the alternative to the county accepting dedication  
16 of the right-of-way, require, by ordinance, that the  
17 subdivider, or the subdivider's or developer's





# S.B. NO. 830

**Report Title:**

Subdivisions; Public Access

**Description:**

Provides that where public access is required as a condition of a subdivision, either the county must accept dedication of and maintain the access or identify an entity to own and maintain the access. Authorizes the county to require the subdivider to establish a stewardship fund for maintenance purposes.

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

