



OFFICE OF PLANNING STATE OF HAWAII

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DAVID Y. IGE
GOVERNOR

MARY ALICE EVANS
DIRECTOR
OFFICE OF PLANNING

Statement of
MARY ALICE EVANS
Director, Office of Planning
before the
HOUSE COMMITTEE ON JUDICIARY
Wednesday, June 24, 2020
3:05 PM
State Capitol, Conference Room 325

in consideration of
SB 2701, HD 1
RELATING TO AGRICULTURAL BUILDINGS

Chair Lee, Vice Chair Buenaventura, and Members of the House Committee on Judiciary:

The Office of Planning (OP) **supports** SB 2701, HD 1 which amends Hawaii Revised Statutes, Section 46-88 (c) to allow appropriate county fire 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 and help to prevent the misuse of agricultural buildings and structures which sometimes are illegally transformed into residential uses. The amendment would also allow the counties to apply to the district court for a warrant, and to direct a police officer to provide assistance to the department or agency in gaining entry to the property.

This measure was also supported by the stakeholder group convened by OP's Act 278 Study of Subdivision and CPR on Agricultural Lands on Oahu. In discussions late last year, this enforcement measure was deemed needed to bolster county enforcement of illegal structures in the Agricultural District.

Thank you for this opportunity to testify.

DAVID Y. IGE
Governor

JOSH GREEN
Lt. Governor



PHYLLIS SHIMABUKURO-GEISER
Chairperson, Board of Agriculture

MORRIS M. ATTA
Deputy to the Chairperson

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DEPARTMENT OF AGRICULTURE
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TESTIMONY OF PHYLLIS SHIMABUKURO-GEISER
CHAIRPERSON, BOARD OF AGRICULTURE

BEFORE THE HOUSE COMMITTEE ON JUDICIARY

June 24, 2020
3:05 P.M.
CONFERENCE ROOM 325

SENATE BILL NO. 2701 HD1
RELATING TO AGRICULTURAL BUILDINGS

Chairperson Lee and Members of the Committee:

Thank you for the opportunity to testify on Senate Bill 2701. This measure grants county agencies the right to enter property to investigate agricultural buildings and structures for violations of and compliance with building code exemption qualifications. The Department of Agriculture supports the intent of this measure that promotes active monitoring and enforcement of these exempted structures. In particular, we point out that exempt structures are required to be "...located on a commercial farm or ranch and are used for general agricultural or aquacultural purposes..." (Bill, page 2, lines 5-7). If a commercial farm or ranch does not exist, the structure should not be exempted from the building code. The Department notes that this bill's effective date is 7/1/2050.

Thank you for the opportunity to testify on this measure.





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June 24, 2020

HEARING BEFORE THE
HOUSE COMMITTEE ON JUDICIARY

TESTIMONY ON SB 2701, HD1
RELATING TO AGRICULTURAL BUILDINGS

Room 325
3:05 PM

Aloha Chair Lee, Vice Chair San Buenaventura, and Members of the Committee:

I am Brian Miyamoto, Executive Director of the Hawaii Farm Bureau (HFB). Organized since 1948, the HFB is comprised of 1,800 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 2701, HD1, which grants county agencies the 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-2701-HD-1

Submitted on: 6/22/2020 3:39:56 PM

Testimony for JUD on 6/24/2020 3:05:00 PM

Submitted By	Organization	Testifier Position	Present at Hearing
Nicole K Galase	Hawaii Cattlemen's Council	Support	No

Comments:

LATE

SB-2701-HD-1

Submitted on: 6/24/2020 12:38:05 AM

Testimony for JUD on 6/24/2020 3:05:00 PM

Submitted By	Organization	Testifier Position	Present at Hearing
Gerard Silva	Individual	Oppose	No

Comments:

This is Invasion of privacy. there are also Federal laws against this to.

Do you people even Know what you are doing! If you are going to keep violating the Laws. Then we will not Have to obey any Laws either. Think about It!!