
A BILL FOR AN ACT

RELATING TO AGRICULTURAL DISTRICTS.

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

1 SECTION 1. Section 514B-33, Hawaii Revised Statutes, is
2 amended by amending subsection (a) to read as follows:

3 "(a) A condominium map shall be recorded with the
4 declaration. The condominium map shall contain the following:

- 5 (1) A site plan for the condominium property regime,
6 depicting the location, layout, and access to a public
7 road of all buildings and projects included or
8 anticipated to be included in the condominium property
9 regime, and depicting access for the units to a public
10 road or to a common element leading to a public road;
- 11 (2) Elevations and floor plans of all buildings in the
12 condominium property regime;
- 13 (3) The layout, location, boundaries, unit numbers, and
14 dimensions of the units;
- 15 (4) To the extent that there is parking in the condominium
16 property regime, a parking plan for the regime,
17 showing the location, layout, and stall numbers of all



1 parking stalls included in the condominium property
2 regime;

3 (5) Unless specifically described in the declaration, the
4 layout, location, and numbers or other identifying
5 information of the limited common elements, if any;
6 [and]

7 (6) A description in sufficient detail, as may be
8 determined by the commission, to identify any land
9 area that constitutes a limited common element[-]; and

10 (7) A condominium map for lands within an agricultural
11 district situated in any county shall be accompanied
12 by a letter signed by an appropriate county official
13 or agency certifying that the condominium property
14 regime will conform to county zoning laws pursuant to
15 section 514B-5."

16 SECTION 2. Section 514B-52, Hawaii Revised Statutes, is
17 amended by amending subsection (b) to read as follows:

18 "(b) An application for registration of a project in the
19 agricultural district classified pursuant to chapter 205 shall
20 include a verified statement, signed by an appropriate county
21 official, that the project as described and set forth in the



1 project's declaration, condominium map, bylaws, and house rules
2 does not include any restrictions limiting or prohibiting
3 agricultural uses or activities, in compliance with section
4 205-4.6. For projects containing greater than five units, the
5 statement shall also include the applicant's assessment and
6 county comments regarding the availability of supportive
7 infrastructure, any potential impact on governmental plans and
8 resources, sensitive environmental resources, and any other
9 requirements pursuant to county ordinances and rules. The
10 developer's public report shall include the verified statement
11 in addition to the information required by section 514B-83. The
12 commission shall not accept the registration of a project where
13 a county official has not signed a verified statement. For
14 projects greater than ten acres, a county may require its
15 approval of the subdivision of land prior to the effective date
16 of the condominium property regime."

17 SECTION 3. Statutory material to be repealed is bracketed
18 and stricken. New statutory material is underscored.

19 SECTION 4. This Act shall take effect on July 1, 2050.



Report Title:

Agricultural Districts; Condominium Property Regimes; Counties

Description:

For condominium property regimes, authorizes counties to require its approval of the subdivision of land greater than ten acres prior to the effective date of the condominium property regime. Effective 7/1/2050. (SD1)

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