

JAN 22 2007

A BILL FOR AN ACT

RELATING TO LAND USE.

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

1 SECTION 1. Chapter 205, Hawaii Revised Statutes, is
2 amended by adding a new section to be appropriately designated
3 and to read as follows:

4 "§205- Nonagricultural development contiguous to
5 agricultural district. (a) The reclassification of any land
6 that is contiguous to the agricultural district into the urban
7 district or the rural district shall contain a condition that no
8 nonagricultural development shall be permitted within one
9 thousand feet of the property line of any parcel in the
10 agricultural district on which farming operations are being
11 conducted.

12 (b) For purposes of this section:

13 "Farming operations" shall have the same meaning as it does
14 in section 165-2.

15 "Nonagricultural development" means any development of real
16 property for residential, commercial, or industrial purposes or



S.B. NO. 1236

1 the development of any infrastructure intended to serve
2 residential, commercial, or industrial development."

3 SECTION 2. This Act does not affect rights and duties that
4 matured, penalties that were incurred, proceedings that were
5 begun, improvements completed, or operations begun, before its
6 effective date.

7 SECTION 3. New statutory material is underscored.

8 SECTION 4. This Act shall take effect upon its approval.

9

INTRODUCED BY:

Brunell. Kohl B/R



Report Title:

Land Use; Agricultural District

Description:

Requires any reclassification of land contiguous to the agricultural district to the urban or rural district to contain condition prohibiting nonagricultural development within 1,000 feet of any parcel used for farming operations.

