## 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- Extension of boundary amendment. (a) If a
5	petitioner in a district boundary amendment that has been
6	approved by the commission requests an extension of the time
7	period to comply with any condition that was imposed by the
8	commission as part of the amendment approval, the commission
9	shall extend, for at least two years, the date or time by which
10	the condition must be completed; provided that:
11	(1) The appropriate officer or agency identified under
12	section 205-12 of the county in which the land is
13	situated determines that the petitioner has
14	substantially commenced development of the property in
15	accordance with the commission-imposed requirements,
16	terms, and conditions of the district boundary
17	amendment; and

1 (2) Any requirements, terms, and conditions of the 2 extension shall not be more restrictive than those 3 contained in the commission decision approving the 4 boundary amendment for which the extension is being 5 petitioned. 6 For the purposes of paragraph (1), a determination of 7 whether a petitioner has substantially commenced development of 8 the property in accordance with commission-imposed requirements, 9 terms, and conditions shall be at the sole discretion of the 10 appropriate officer or agency identified under section 205-12 of 11 the county in which the land is situated. 12 (b) No more than subsequent petitions for extension 13 may be filed under this section." 14 SECTION 2. New statutory material is underscored. 15 SECTION 3. This Act shall take effect upon its approval. 16 NTRODUCED BY: HB LRB 12-0657-1.doc

# H.B. NO. 2384

### Report Title:

Land Use Commission; Boundary Amendment; Time Period Extension

#### Description:

Requires the land use commission, upon request, to extend the time period for which a boundary amendment is effective for at least 2 years if the appropriate county officer or agency determines that the petitioner has substantially commenced development.

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