

SENATE FLOOR AMENDMENT

FLOOR AMENDMENT NO. 7 Date 3/4/14

TO: S.B. No. 2658, S.D. 2

SECTION 1. S.B. No. 2658, S.D. 2, section 2, is amended by amending section 205-2(d)(6)(B), Hawaii Revised Statutes, on page 2, line 9, to page 3, line 5, to read as follows:

- "(B) Solar energy facilities placed within land with soil classified as overall productivity rating class B or C shall not occupy more than ~~[ten]~~ thirty per cent of the acreage of the parcel, or twenty acres of land, whichever is lesser~~[+]~~, or in the alternative, of two or more adjacent parcels having met the applicable county requirements for the joint development or joint lot use of those parcels; provided that:
- (i) A special use permit has been granted for the solar energy facilities pursuant to section 205-6;
 - (ii) The area occupied by the solar energy facilities is also made available for compatible agricultural activities at a lease rate that is at least fifty per cent below the fair market rent for comparable properties. For the purposes of this clause, "agricultural activities" means the activities described in paragraphs (1) to (3); and
 - (iii) The solar energy facilities shall be decommissioned and removed within twelve months of the conclusion of operation;"

SECTION 2. S.B. No. 2658, S.D. 2, section 3, is amended by amending section 205-4.5(a)(20), Hawaii Revised Statutes, on page 14, line 20, to page 15, line 17, to read as follows:

- "(20) Solar energy facilities that do not occupy more than ~~[ten]~~ thirty per cent of the acreage of the parcel, or twenty acres of land, whichever is lesser~~[+]~~ ~~provided that this]~~, or in the alternative, of two or more adjacent parcels having met the applicable county requirements for the joint development or joint lot use of those parcels; provided that:



- (A) A special use permit has been granted for the solar energy facilities pursuant to section 205-6;
- (B) The area occupied by the solar energy facilities is also made available for compatible agricultural activities at a lease rate that is at least fifty per cent below the fair market rent for comparable properties. For the purposes of this subparagraph, "agricultural activities" means the activities described in paragraphs (1) to (3);
- (C) The solar energy facilities shall be decommissioned and removed within twelve months of the conclusion of the operation; and
- (D) This use shall not be permitted on lands with soil classified by the land study bureau's detailed land classification as overall (master) productivity rating class A; or"

Offered by: _____



☒ Carried

☐ Failed to Carry

☐ Withdrawn

