

A Bill for an Act Relating to Agricultural Parks.

Be It Enacted by the Legislature of the State of Hawaii:

SECTION 1. Purpose. The purpose of this Act is to lower the cost of agricultural park development and to promote maximum utilization of the resources within such park. This purpose will be achieved by granting to the board of land and natural resources the flexibility to propose construction and improvement plans which, from time to time, may contravene existing standards. The legislative bodies of the various counties are granted veto power over such agricultural park proposals by this Act.

SECTION 2. Chapter 171, Part V, Hawaii Revised Statutes, is amended by adding a new section to be appropriately designated and to read:

"Sec. 171- Park development. Except as herein provided, the board of land and natural resources is empowered to develop, on behalf of the State or County in partnership with others, agricultural parks which shall be exempt from all statutes, ordinances, charter provisions, and rules and regulations of any governmental agency relating to zoning, subdivision, construction and building standards, provided that:

- (1) The development is situated within a State land use agricultural district;
- (2) The development does not contravene any safety standard or tariff approved by the public utilities commission for public utilities;
- (3) The board of land and natural resources shall have first presented the plans and specifications for the development to the legislative body of the county where the development is proposed, which shall have the right to approve or disapprove the development within forty-five days after presentment. If no action is taken by the legislative body involved within forty-five days after presentment, the development shall be deemed approved;
- (4) The final plans and specifications for the development approved by the legislative body of the county involved shall constitute the zoning, building, construction and subdivision standards for the development. No action shall be prosecuted or maintained against any county, its officials or employees, on account of actions taken by them in reviewing, approving or disapproving such plans and specifications. For purposes of sections 501-85 and 502-17, the chairman of the board of

land and natural resources or the responsible county official may certify maps and plans of lands connected with the development as having complied with applicable laws and ordinances relating to consolidation and subdivision of lands, and such maps and plans shall be accepted for registration or recordation by the land court and registrar;

- (5) The State shall assume the responsibility of maintaining all roads within State sponsored agricultural parks.”

SECTION 3. New material is underscored. In printing this Act, the revisor of statutes need not include the underscoring.*

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

(Approved May 31, 1977.)

*Edited accordingly.