

ACT 69

H.B. NO. 1463

A Bill for an Act Excluding Trees Involved in Commercial Forestry Operations.

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

SECTION 1. Section 58-3, Hawaii Revised Statutes, is amended to read as follows:

"Sec. 58-3 County arborist advisory committees; powers and duties. For the purposes of this chapter, the county committees shall have the following powers and duties in addition to those delegated by the respective county councils:

- (1) To research, prepare and recommend to the county council exceptional trees to be protected by county ordinance or regulation.

- (2) To advise property owners relative to the preservation and enhancement of exceptional trees.
- (3) To recommend to the county council appropriate protective ordinances, regulations, and procedures.
- (4) To review all actions deemed by the county council to endanger exceptional trees.

For purposes of this section, "exceptional trees" means a tree or stand or grove of trees with historic or cultural value, or which by reason of its age, rarity, location, size, esthetic quality, or endemic status has been designated by the county committee as worthy of preservation. The term "exceptional trees" does not apply to trees planted for commercial forestry operations in each county within the State of Hawaii. Exceptional trees may be designated generally by biotaxy or individually by location or class."

SECTION 2. The new material is underscored.†

SECTION 3. This Act shall take effect upon its approval.

(Approved May 9, 1977.)

†Edited in manner of other Acts.