



DEPARTMENT OF HAWAIIAN HOME LANDS
BENEFICIARY CONSULTATION

Informational Meeting regarding the Implementation Plan to
Remove the Moratorium on Subdivisions and Transfer of
Agricultural and Pastoral Leases

AGENDA

- I. Introductions
- II. Presentation of Implementation Plan
 - History
 - Legal Framework
 - Simple vs complex subdivision
 - DHHL Eligibility
 - Criteria for approval to subdivide
 - Implementation Plan
 - Time Line
- III. Next Steps
 - Discussion/written comments due April 15, 2013
 - April 22, 2013 HHC Workshop Kapolei
 - May 20, 2013 HHC Approval Molokai
- IV. Questions, Comments, Open Discussion

Reminder

Comment Period Open till April 15, 2013

Fact sheet

Hawaii Administrative Rules, Chapter 10, Section 10-3-26 (f) allows homestead lessees to request a subdivision and transfer of a portion of their homestead lease subject to conditions and approval by the Hawaiian Homes Commission.

The Commission created the moratorium to stop subdivisions in 1999 and may remove the moratorium in May 2013. The Commission authorized the creation of an Implementation Plan to guide the process of allowing homesteaders to subdivide their lots under the current laws. The subdivision program will be for homestead farmers and ranchers who are actively farming or ranching and wish to subdivide their homestead.

Each County has their own set of Ordinances and homestead lessees will be required to comply with the ordinances. Generally, a small lot or minor subdivision, where one lot is subdivided into two will not require an extensive review. Larger complex multiple lot subdivisions will be subject to greater scrutiny and may trigger the investment of additional infrastructure requirements which the homesteader must pay for, these may include fire protection, hydrants, road improvements, water and/or waste water improvements.

The guiding principle in the implementation plan is to mitigate the urbanization of agricultural lands and effectively preserve agriculture for future generations of Hawaiian Home Lands Beneficiaries.

The Process of subdivision approval will involve both the Department and Various county staff reviewing the applications and is a complex process that requires professional services of engineers, planners and others because it results in a legal separation of real property.

Contact information

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