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## A BILL FOR AN ACT

RELATING TO LAND TRANSFER.

**BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:**

1           SECTION 1. The legislature finds that the remnant lot from  
2 housing subdivision Hale Aupuni located in Waimanalo, Oahu, tax  
3 map key (TMK) No. (1) 4-1-33:193, where the Inoaole stream runs  
4 through, currently under the jurisdiction of the Hawaii housing  
5 finance and development administration (HHFDA), is difficult for  
6 HHFDA to maintain because of the frequent clean-up required to  
7 prevent flooding of the Inoaole stream. The legislature further  
8 finds that the department of land and natural resources (DLNR)  
9 is more capable of maintaining the property to eliminate any  
10 health and safety concerns because the stream is a natural  
11 resource better served and serviced by DLNR. In addition, DLNR  
12 also already owns the other half of Inoaole stream.

13           The purpose of this Act is to transfer the control and  
14 custody of the parcel of land identified as TMK No. (1) 4-1-  
15 33:193 from HHFDA to DLNR.

16           SECTION 2. The Hawaii housing finance and development  
17 administration shall transfer the custody and control of the  
18 remnant lot identified as TMK No. (1) 4-1-33:193 to the



1 department of land and natural resources, and the property shall  
2 constitute public lands under chapter 171.

3 SECTION 2. The department of land and natural resources  
4 shall use best management practices that have been developed as  
5 a part of the pollution runoff control program under the  
6 department of health, with respect to the maintenance of the  
7 riparian area, in order to mitigate flooding dangers, ensure the  
8 long-term health of stream and ocean ecosystems, and protect the  
9 water quality, fish, and other wildlife.

10 For the purposes of this section, "best management  
11 practices" means a practice or combination of practices  
12 considered by the department of health to be the most effective  
13 means, including technological, economic, and institutional  
14 considerations, of preventing or reducing the amount of  
15 pollution by nonpoint sources to a level compatible with water  
16 quality goals.

17 SECTION 3. This Act shall take effect on July 1, 2006.  
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INTRODUCED BY:

Tony Water

JAN 25 2006



H.B.NO.3149

**Report Title:**

Remnant land transfer

**Description:**

Transfers control and custody of remnant lot from the Hale Aupuni subdivision in Waimanalo, from Hawaii Housing Finance and Development Administration to the Department of Land and Natural Resources (DLNR). Requires DLNR to use best management practices in the maintenance of the riparian area of the remnant lot.

