

# HCR162

AUTHORIZING THE GRANT OF A FIFTY-FIVE YEAR TERM FOR A NON-EXCLUSIVE EASEMENT TO KOOLAU PROPERTIES, LLC, FOR SEAWALL PURPOSES AT SPRECKLESVILLE BEACH LOTS, WAILUKU, MAUI, AS APPROVED BY THE BOARD OF LAND AND NATURAL RESOURCES.

NEIL ABERCROMBIE  
GOVERNOR OF HAWAII



**STATE OF HAWAII  
DEPARTMENT OF LAND AND NATURAL RESOURCES**

POST OFFICE BOX 621  
HONOLULU, HAWAII 96809

**Testimony of  
WILLIAM J. AILA, JR  
Chairperson**

**Before the Senate Committee on  
WATER, LAND, AND HOUSING**

**Tuesday, April 17, 2012  
2:30 PM  
State Capitol, Conference Room 224**

**In consideration of  
HOUSE CONCURRENT RESOLUTION 162  
AUTHORIZING THE GRANT OF A FIFTY-FIVE YEAR TERM FOR A NON-  
EXCLUSIVE EASEMENT TO KOOLAU PROPERTIES, LLC, FOR SEAWALL  
PURPOSES AT SPRECKELSVILLE BEACH LOTS, WAILUKU, MAUI, AS  
APPROVED BY THE BOARD OF LAND AND NATURAL RESOURCES**

House Concurrent Resolution 162 requests the authorization to issue a 55-year term, non-exclusive easement covering a 2,030 square feet, more or less, portion of state submerged lands identified as seaward of tax map key: (2) 3-8-002:051, situate at Spreckelsville Beach Lots, Wailuku, Maui for a seawall constructed thereon, pursuant to Section 171-53, Hawaii Revised Statutes (HRS). The Department of Land and Natural Resources (Department) supports this resolution.

As required by Section 171-53, HRS, the Board of Land and Natural Resources ("Board") may lease submerged lands "with the prior approval of the governor and the prior authorization of the legislature by concurrent resolution". At its meeting on September 9, 2010, under agenda item D-10, the Board approved the issuance of a fifty-five year term, non-exclusive easement to Koolau Properties, LLC. On October 20, 2011, the Department notified Koolau Properties, LLC that the easement's fair market value was appraised at \$53,400.00. That amount, plus fees was paid on November 17, 2011.

Thank you for the opportunity to testify.

WILLIAM J. AILA, JR.  
CHAIRPERSON  
BOARD OF LAND AND NATURAL RESOURCES  
COMMISSION ON WATER RESOURCE MANAGEMENT

GUY H. KAULUKUKUI  
FIRST DEPUTY

WILLIAM M. TAM  
DEPUTY DIRECTOR - WATER

AQUATIC RESOURCES  
BOATING AND OCEAN RECREATION  
BUREAU OF CONVEYANCES  
COMMISSION ON WATER RESOURCE MANAGEMENT  
CONSERVATION AND COASTAL LANDS  
CONSERVATION AND RESOURCES ENFORCEMENT  
ENGINEERING  
FORESTRY AND WILDLIFE  
HISTORIC PRESERVATION  
KAHOOLAWE ISLAND RESERVE COMMISSION  
LAND  
STATE PARKS