

NEIL ABERCROMBIE
GOVERNOR



KAREN SEDDON
EXECUTIVE DIRECTOR

STATE OF HAWAII

DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT AND TOURISM
HAWAII HOUSING FINANCE AND DEVELOPMENT CORPORATION
677 QUEEN STREET, SUITE 300
Honolulu, Hawaii 96813
FAX: (808) 587-0600

IN REPLY REFER TO:

Statement of
Karen Seddon
Hawaii Housing Finance and Development Corporation
Before the

HOUSE COMMITTEE ON FINANCE

April 20, 2012 at 3:00 p.m.
Room 308, State Capitol

In consideration of
**SCR 21 APPROVING THE SALE OF THE LEASED FEE INTEREST IN 2314 10th
AVENUE, HONOLULU, HAWAII.**

The HHFDC supports SCR 21, which is a counterpart to HCR 27, which was previously heard by this Committee. HHFDC is seeking legislative approval to sell the leased fee interest in this single family home to its leasehold owner. The subject parcel is a single family home built in 1981 as part of the Palolo Solar Homes affordable for-sale development. Only 2 lessees remain out of the 5 homes in the development. The long-term leases in this development included a clause giving the lessees the contractual right to purchase the leased fee interest in their land.

The fair market value of the leased fee interest in this property as of July 1, 2011 was \$196,700. A title search conducted by Title Guaranty of Hawaii on July 27, 2011, showed that this parcel was classified as Government land previous to August 15, 1895.

HHFDC conducted a public meeting on the proposed sale on August 11, 2011, at Jarrett Middle School, Honolulu, Hawaii, following publication of notice in the Honolulu Star-Advertiser newspaper on August 4 and 7, 2011. There was no objection to the proposed sale raised at that time.

HHFDC has also worked with the Office of Hawaiian Affairs during the interim to keep them informed of these findings and intent to sell the leased fee interest in these parcels. A copy of the draft resolution was provided to OHA on October 3, 2011.

We respectfully request your favorable consideration of SCR 21. Thank you for the opportunity to testify.



SCR 18, SCR 19, SCR 20, SCR 21, SCR 22, SCR 23, SCR 24, and SCR 25
APPROVING THE SALE OF THE LEASED FEE INTEREST IN CERTAIN LANDS
House Committee on Finance

April 20, 2012

3:00 p.m.

Room 308

The Office of Hawaiian Affairs (OHA) offers the following comments on SCR 18, SCR 19, SCR 20, SCR 21, SCR 22, SCR 23, SCR 24, and SCR 25, which approve the sale of the leased fee interest in certain lands. These resolutions were all offered for consideration by the Legislature in accordance with Act 176, Session Laws of Hawai'i 2009. Among other things, Act 176 requires a two-thirds majority vote of both houses of the Legislature before any specific lands controlled by the State can be sold (including, but not limited to, ceded lands).

SCR 18, SCR 19, SCR 20, SCR 21, and SCR 22 involve the sale of ceded lands. In the 1993 "Apology Resolution," the United States Congress, referring to Native Hawaiians' loss of control of their lands, stated:

[t]The Republic of Hawaii . . . ceded 1,800,000 acres of crown, government and public lands of the Kingdom of Hawaii, without the consent of or compensation to the Native Hawaiian people of Hawaii or their sovereign government.

Sales of ceded lands raise significant concerns for OHA and its beneficiaries because the Native Hawaiian people's claim to ceded lands has yet to be resolved. OHA urges the Committee to consider these unresolved claims carefully as it deliberates regarding each specific sale.

SCR 23, SCR 24, and SCR 25 do not involve the sale of ceded lands. Accordingly, the comments offered above are not meant to apply to these three measures.

Mahalo for the opportunity to testify on these important measures.

April 19, 2012

Fax # 586-6001
(1-pg)

Committee on Finance
House of Representatives
Conference room 308
State Capitol
415 South Beretania Street
Honolulu HI 96813

To Whom It May Concern:

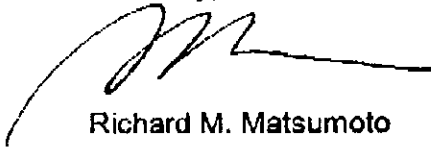
Subject: SCR 21 (SSCR 3442)
Address: 2314 10th Avenue, Honolulu, HI 96816
Lot No.: 1
TMK: 1-3-4-3-38

Mr. Richard Masaru Matsumoto (Husband), Mrs. Waonette Haunani Matsumoto (Wife) and Mr. Ballard Kashinoki (Brother-in-law) are original lessees of the Palolo Solar Home purchased on December 16, 1981.

We respectfully request your approval of SCR 21 (SSCR 3442) to allow us to purchase the leased fee interest in our land from HHFDC.

Thank you.

Sincerely,



Richard M. Matsumoto