
SENATE CONCURRENT RESOLUTION

REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO
NEGOTIATE IN GOOD FAITH TO LEASE THE MAUNA KEA STATE
RECREATIONAL AREA AND THE HAPUNA BEACH PARK TO THE COUNTY
OF HAWAII.

1 WHEREAS, the Department of Land and Natural Resources
2 should lease the Mauna Kea State Recreational Area and the
3 Hapuna Beach Park to the County of Hawaii, which is an
4 appropriate steward of the Mauna Kea State Recreational Area and
5 Hapuna Beach Park; and
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7 WHEREAS, leasing, rather than transferring in fee simple,
8 the Mauna Kea State Recreational Area and Hapuna Beach Park to
9 the County of Hawaii will ensure that the public lands are held,
10 managed, and operated for the public's best interest, while
11 yielding income to the County of Hawaii and the State of Hawaii;
12 now, therefore,
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14 BE IT RESOLVED by the Senate of the Twenty-seventh
15 Legislature of the State of Hawaii, Regular Session of 2013, the
16 House of Representatives concurring, that the Department of Land
17 and Natural Resources is requested to negotiate in good faith
18 with the County of Hawaii to lease to the County of Hawaii the
19 Mauna Kea State Recreational Area, identified as tax map key SRA
20 4-4-16:03 por., located in the County of Hawaii, including land
21 located within Mauna Kea State Recreational Area that is used
22 for roads, streets, or highways; and
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24 BE IT FURTHER RESOLVED that the Department of Land and
25 Natural Resources is requested to negotiate in good faith with
26 the County of Hawaii to lease to the County of Hawaii the Hapuna
27 Beach Park, identified as tax map key SRA 6-6-02:35 and 6-06-
28 02:41 por., located in the County of Hawaii, including land
29 located within Hapuna Beach Park that is used for roads,
30 streets, or highways; and
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1 BE IT FURTHER RESOLVED that of the gross revenues derived
2 by the County of Hawaii from any sublease or rental of or
3 concession on the Mauna Kea State Recreational Area or the
4 Hapuna Beach Park, or the sale, lease, rental, or other
5 disposition of property or services on or flowing from those
6 public lands, an agreed-upon percentage be transmitted by the
7 County to the State Director of Finance and the transmitted
8 revenues be deposited by the State Director of Finance into the
9 state parks special fund; provided that "gross revenues" does
10 not include any taxes or improvement district assessments
11 imposed by the County and collected from any person subleasing
12 or otherwise using the leased public land or fees imposed and
13 collected by the County for county governmental or utility
14 services; and
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16 BE IT FURTHER RESOLVED that the Department of Land and
17 Natural Resources is requested to report to the Legislature if a
18 lease agreement is reached and, if a lease agreement is not
19 reached by January 1, 2014, then report on the action taken and
20 progress made to reach a lease agreement; and
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22 BE IT FURTHER RESOLVED that certified copies of this
23 Concurrent Resolution be transmitted to the Chairperson of the
24 Board of Land and Natural Resources and the Mayor of the County
25 of Hawaii.
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