
SENATE 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,
16 that the Department of Land and Natural Resources is requested
17 to negotiate in good faith with the County of Hawaii to lease to
18 the County of Hawaii the Mauna Kea State Recreational Area,
19 identified as tax map key SRA 4-4-16:03 por., located in the
20 County of Hawaii, including land located within Mauna Kea State
21 Recreational Area that is used for roads, streets, or highways;
22 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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32 BE IT FURTHER RESOLVED that of the gross revenues derived
33 by the County of Hawaii from any sublease or rental of or
34 concession on the Mauna Kea State Recreational Area or the



1 Hapuna Beach Park, or the sale, lease, rental, or other
2 disposition of property or services on or flowing from those
3 public lands, an agreed-upon percentage be transmitted by the
4 County to the State Director of Finance and the transmitted
5 revenues be deposited by the State Director of Finance into the
6 state parks special fund; provided that "gross revenues" does
7 not include any taxes or improvement district assessments
8 imposed by the County and collected from any person subleasing
9 or otherwise using the leased public land or fees imposed and
10 collected by the County for county governmental or utility
11 services; and

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13 BE IT FURTHER RESOLVED that the Department of Land and
14 Natural Resources is requested to report to the Legislature if a
15 lease agreement is reached and, if a lease agreement is not
16 reached by January 1, 2014, then report on the action taken and
17 progress made to reach a lease agreement; and

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19 BE IT FURTHER RESOLVED that certified copies of this
20 Resolution be transmitted to the Chairperson of the Board of
21 Land and Natural Resources and the Mayor of the County of
22 Hawaii.

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