

STAND. COM. REP. NO.

1432

Honolulu, Hawaii

APR 11 2013

RE: S.C.R. No. 106

Honorable Donna Mercado Kim  
President of the Senate  
Twenty-Seventh State Legislature  
Regular Session of 2013  
State of Hawaii

Madam:

Your Committee on Ways and Means, to which was referred  
S.C.R. No. 106 entitled:

"SENATE CONCURRENT RESOLUTION AUTHORIZING THE ISSUANCE OF A  
NON-EXCLUSIVE EASEMENT COVERING A PORTION OF STATE SUBMERGED  
LANDS PURSUANT TO SECTION 171-53, HAWAII REVISED STATUTES,  
RELATING TO RECLAMATION AND DISPOSITION OF SUBMERGED OR  
RECLAIMED PUBLIC LAND,"

begs leave to report as follows:

The purpose and intent of this measure is to authorize the  
Board of Land and Natural Resources to issue a nonexclusive  
easement covering a portion of state submerged lands, pursuant to  
section 171-53, Hawaii Revised Statutes.

Your Committee finds that the seaward boundary of the subject  
property fronts the ocean and includes a pier that encroaches into  
state-owned submerged lands. The owners of the property seek a  
fifty-five-year nonexclusive easement to use, maintain, repair,  
replace, and remove the existing pier, in consideration for a one-  
time payment to be determined by independent or staff appraisal  
establishing a fair market rent. Your Committee also finds that  
this measure satisfies the requirements of section 171-53, Hawaii  
Revised Statutes, which requires legislative approval by  
concurrent resolution prior to the leasing of state submerged  
lands.

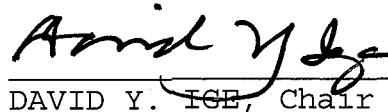
As affirmed by the record of votes of the members of your  
Committee on Ways and Means that is attached to this report, your

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Committee concurs with the intent and purpose of S.C.R. No. 106 and recommends its adoption.

Respectfully submitted on  
behalf of the members of the  
Committee on Ways and Means,

  
\_\_\_\_\_  
DAVID Y. IGE, Chair



The Senate  
 Twenty-Seventh Legislature  
 State of Hawai'i

**Record of Votes**  
**Committee on Ways and Means**  
**WAM**

Bill / Resolution No.:* <i>SCR 106</i>	Committee Referral: <i>WTL, WAM</i>	Date: <i>4/5/13</i>		
<input type="checkbox"/> The committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is: <input checked="" type="checkbox"/> Pass, unamended 2312 <input type="checkbox"/> Pass, with amendments 2311 <input type="checkbox"/> Hold 2310 <input type="checkbox"/> Recommit 2313				
Members	Aye	Aye (WR)	Nay	Excused
IGE, David Y. (C)	✓			
KIDANI, Michelle N. (VC)	✓			
CHUN OAKLAND, Suzanne	✓			
DELA CRUZ, Donovan M.	✓			
ENGLISH, J. Kalani	✓			
ESPERO, Will	✓			
KAHELE, Gilbert	✓			
KEITH-AGARAN, Gilbert S.C.	✓			
KOUCHI, Ronald D.	✓			
RUDERMAN, Russell E.	✓			
THIELEN, Laura H.	✓			
TOKUDA, Jill N.	✓			
SLOM, Sam	✓			
<b>TOTAL</b>	<i>13</i>	<i>0</i>	<i>0</i>	<i>0</i>
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature: <i>Suzanne Chun Oakland</i>				
<b>Distribution:</b> Original     Yellow     Pink     Goldenrod File with Committee Report     Clerk's Office     Drafting Agency     Committee File Copy				

\*Only one measure per Record of Votes