

MAR 07 2014

SENATE CONCURRENT RESOLUTION

AUTHORIZING THE ISSUANCE OF A TERM, NON-EXCLUSIVE EASEMENT
COVERING A PORTION OF STATE SUBMERGED LANDS AT LANIKAI,
KOOLAPOKO, OAHU, FOR ROCK BLANKET AND REVETMENT PURPOSES.

1 WHEREAS, on July 18, 1924, the 19,103 square foot, 'lot
2 29,' was parceled out pursuant to land court application 616,
3 map 1, which also indicated the shoreline 'boundary of all lots
4 along the high water mark at seashore'; and

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6 WHEREAS, the property was developed with a single-family
7 dwelling built in 1938; and

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9 WHEREAS, on April 17, 1963, there was a 1,688 square foot
10 accretion to lot 29 indicated on land court application 616, map
11 60, increasing the total area of lot 29 to 20,791 square feet;
12 and

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14 WHEREAS, a second single-family dwelling, along with a non-
15 conforming shoreline protection structure as identified by the
16 City and County of Honolulu Department of Planning and
17 Permitting, was built in 1966; and

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19 WHEREAS, there exists a rock blanket located seaward of the
20 seawall and within lands designated as a conservation district;
21 and

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23 WHEREAS, the area of encroachment of the rock blanket is
24 approximately 814 square feet; and

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26 WHEREAS, research done by the Department of Land and
27 Natural Resources Office of Conservation and Coastal Lands has
28 determined that there is insufficient evidence to find whether
29 the rock blanket was constructed prior to the adoption and
30 administration of land use regulations for conservation



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1 districts by the Board of Land and Natural Resources in 1964;
2 and

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4 WHEREAS, on October 11, 2013, under agenda item BD-4, the
5 Board of Land and Natural Resources approved the request of
6 Global Spring Management Hawaii LLC, the owners of the lot, for
7 a non-exclusive easement, pending the payment of an appraised
8 fair market value for the easement; and

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10 WHEREAS, section 171-53, Hawaii Revised Statutes, requires
11 the prior approval of the Governor and prior authorization of
12 the Legislature by Concurrent Resolution to lease state
13 submerged lands; now, therefore,

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15 BE IT RESOLVED by the Senate of the Twenty-seventh
16 Legislature of the State of Hawaii, Regular Session of 2014, the
17 House of Representatives concurring, that the Board of Land and
18 Natural Resources is hereby authorized to issue a term, non-
19 exclusive easement covering a portion of state submerged lands
20 identified as tax map key (1) 4-3-003: seaward of 65, at
21 Lanikai, Oahu, Hawaii for rock blanket and revetment purposes;
22 and

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24 BE IT FURTHER RESOLVED that certified copies of this
25 Concurrent Resolution be transmitted to the Governor and
26 Chairperson of the Board of Land and Natural Resources.

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OFFERED BY: _____

