

STAND. COM. REP. NO. 3462

Honolulu, Hawaii

APR 16 2014

RE: H.C.R. No. 136  
S.D. 1

Honorable Donna Mercado Kim  
President of the Senate  
Twenty-Seventh State Legislature  
Regular Session of 2014  
State of Hawaii

Madam:

Your Committee on Water and Land, to which was referred  
H.C.R. No. 136 entitled:

"HOUSE CONCURRENT RESOLUTION AUTHORIZING THE ISSUANCE OF A  
TERM, NON-EXCLUSIVE EASEMENT, COVERING A PORTION OF STATE  
SUBMERGED LANDS AT WAIOHULI-KEOKEA HOMESTEADS, KIHEI, MAUI,  
FOR SEAWALL AND ROCK REVETMENT PURPOSES,"

begs leave to report as follows:

The purpose and intent of this measure is to authorize the  
issuance of a term, non-exclusive easement, covering a portion of  
state submerged lands at Waiohuli-Keokea Homesteads, Kihei, Maui,  
for seawall and rock revetment purposes.

Your Committee received testimony in support of this measure  
from the Department of Land and Natural Resources.

Your Committee finds that a seawall and rubble rock revetment  
encumber approximately 2,387 square feet, of which is a portion of  
state submerged lands seaward of Tax Map Key: (2) 3-9-012:004.  
On May 18, 2006, the Office of Conservation and Coastal Lands of  
the Department of Land and Natural Resources determined that  
allowing the encroachment to remain through the issuance of an  
easement would have no adverse impact on natural resources,  
including beach resources and public access. On June 10, 2010,  
under agenda item D-10, the Board of Land and Natural Resources  
granted an amended approval for a fifty-five year term,  
non-exclusive easement to a private trust. This measure provides

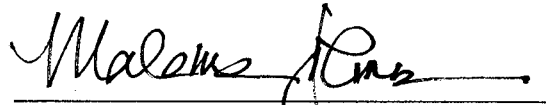


legislative approval pursuant to section 171-53, Hawaii Revised Statutes, for the issuance of the easement.

Your Committee has amended this measure by making a technical, nonsubstantive amendment to correct a reference to the Hawaii Revised Statutes.

As affirmed by the record of votes of the members of your Committee on Water and Land that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 136, as amended herein, and recommends that it be referred to the Committee on Ways and Means, in the form attached hereto as H.C.R. No. 136, S.D. 1.


Respectfully submitted on  
behalf of the members of the  
Committee on Water and Land,

  
MALAMA SOLOMON, Chair



The Senate  
 Twenty-Seventh Legislature  
 State of Hawai'i

**Record of Votes**  
**Committee on Water and Land**  
**WTL**

Bill / Resolution No.:*	Committee Referral:	Date:		
HCR 136	WTL, WAM	4/15/14		
<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 type="checkbox"/> Pass, unamended 2312 <input checked="" type="checkbox"/> Pass, with amendments 2311 <input type="checkbox"/> Hold 2310 <input type="checkbox"/> Recommit 2313				
Members	Aye	Aye (WR)	Nay	Excused
SOLOMON, Malama (C)	✓			
GALUTERIA, Brickwood (VC)	✓			
DELA CRUZ, Donovan M.				✓
IHARA, Jr., Les				✓
RUDERMAN, Russell E.	✓			
SHIMABUKURO, Maile S.L.	✓			
TANIGUCHI, Brian				✓
THIELEN, Laura H.				✓
SLOM, Sam	✓			
<b>TOTAL</b>	5	0	0	4
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature: <div style="text-align:center; margin-top:10px;">  </div>				
<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