

STAND. COM. REP. NO.

1221

Honolulu, Hawaii

March 22, 2013

RE: H.C.R. No. 28

Honorable Joseph M. Souki
Speaker, House of Representatives
Twenty-Seventh State Legislature
Regular Session of 2013
State of Hawaii

Sir:

Your Committees on Water & Land and Ocean, Marine Resources,
& Hawaiian Affairs, to which was referred H.C.R. No. 28 entitled:

"HOUSE CONCURRENT RESOLUTION AUTHORIZING THE ISSUANCE OF A
TERM, NON-EXCLUSIVE EASEMENT COVERING PORTION OF STATE
SUBMERGED LANDS AT KANEOHE, KOOLAUPOKO, OAHU, FOR THE
MAINTENANCE AND REPAIR OF THE EXISTING PIER, SEAWALL, AND
LANDSCAPING AREA, AND FOR USE, MAINTENANCE, AND REPAIR OF THE
EXISTING IMPROVEMENTS CONSTRUCTED THEREON,"

beg leave to report as follows:

The purpose of this measure is to authorize the issuance of
an easement relating to state submerged lands.

Specifically, this measure, pursuant to section 171-53,
Hawaii Revised Statutes, authorizes the Board of Land and Natural
Resources to issue a term, nonexclusive easement covering a
portion of state submerged lands fronting the property identified
as tax map key: (1) 4-4-037: seaward of 033, Kaneohe,
Koolaupoko, Oahu, for the maintenance and repair of the existing
pier, seawall, and landscaping area, and for the use, maintenance,
and repair of the existing improvements constructed thereon.

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

At its meeting on July 27, 2012, the Board of Land and
Natural Resources approved the grant of a fifty-five-year
nonexclusive easement to resolve the encroachment on state

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submerged lands of a pier, seawall, and landscaped area at Kaneohe, Koolaupoko, Oahu. Your Committees find that this measure satisfies the requirements of section 171-53, Hawaii Revised Statutes, which requires the prior authorization of the Legislature by concurrent resolution to lease state submerged lands.

As affirmed by the records of votes of the members of your Committees on Water & Land and Ocean, Marine Resources, & Hawaiian Affairs that are attached to this report, your Committees concur with the intent and purpose of H.C.R. No. 28 and recommend that it be referred to the Committee on Finance.

Respectfully submitted on
behalf of the members of the
Committees on Water & Land and
Ocean, Marine Resources, &
Hawaiian Affairs,



FAYE E. HANOHANO, Chair



CINDY EVANS, Chair



