

Honolulu, Hawaii

**March 21**, 2014

RE: S.B. No. 3122  
S.D. 2  
H.D. 2

Honorable Joseph M. Souki  
Speaker, House of Representatives  
Twenty-Seventh State Legislature  
Regular Session of 2014  
State of Hawaii

Sir:

Your Committee on Ocean, Marine Resources, & Hawaiian Affairs, to which was referred S.B. No. 3122, S.D. 2, H.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO HAWAII COMMUNITY DEVELOPMENT AUTHORITY,"

begs leave to report as follows:

The purpose of this measure is to authorize the Office of Hawaiian Affairs (OHA) to pursue authorization to conduct residential development and to impose association fees on certain parcels of land in the Kakaako Makai area that were transferred to OHA through Act 15, Session Laws of Hawaii 2012 (Act 15), as part of the settlement of claims related to public land trust revenues.

The Aha Moku Advisory Committee, Native Hawaiian Chamber of Commerce, Pearl Harbor Hawaiian Civic Club, and several individuals provided testimony in support of this measure. The Kakaako Makai Community Planning Advisory Council, Kakaako United, Surfrider Foundation, Na Koa Ikaika, Malama Makaha, and several individuals provided testimony in opposition to this measure. The Department of the Attorney General, Office of Hawaiian Affairs, Hawaii's Thousand Friends, and a few individuals provided comments.



Your Committee has amended this measure by:

- (1) Amending its purpose section to make clear that its purpose is to increase OHA's ability to use some of the land conveyed to it by Act 15 to fulfill the State's and OHA's constitutional responsibility to better the conditions of native Hawaiians;
- (2) Identifying the parcels of land subject to this measure as Tax Map Key (1) 2-1-15-61 and Lots 1 and 9 of File Plan 2471 filed at the Bureau of Conveyances on February 23, 2010;
- (3) Specifying that the parcels of land identified as Tax Map Key (1) 2-1-15-61 and Lot 1 of File Plan 2471 are subject to a 400 foot height restriction; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Ocean, Marine Resources, & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 3122, S.D. 2, H.D. 1, as amended herein, and recommends that it be referred to the Committee on Finance in the form attached hereto as S.B. No. 3122, S.D. 2, H.D. 2.

Respectfully submitted on  
behalf of the members of the  
Committee on Ocean, Marine  
Resources, & Hawaiian Affairs,

  
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FAYE P. HANOANO, Chair



