

STAND. COM. REP. NO. 3240

Honolulu, Hawaii

APR 03 2014

RE: S.C.R. No. 146

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

Madam:

Your Committee on Ways and Means, to which was referred
S.C.R. No. 146 entitled:

"SENATE CONCURRENT RESOLUTION AUTHORIZING THE ISSUANCE OF A
TERM, NON-EXCLUSIVE EASEMENT COVERING A PORTION OF STATE
SUBMERGED LANDS AT NIU, HONOLULU, OAHU, FOR THE USE,
MAINTENANCE, REPAIR, REPLACEMENT, AND REMOVAL OF AN EXISTING
CONCRETE PAD, LADDER, STEPS, AND ROCK WALLS AND FOR THE USE,
MAINTENANCE, REPAIR, REPLACEMENT, AND REMOVAL OF THE EXISTING
IMPROVEMENTS CONSTRUCTED THEREON,"

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 term, non-exclusive
easement covering a portion of state submerged lands for the use,
maintenance, repair, replacement, and removal of the existing
concrete pad, ladder, steps, and rock walls; and for the use,
maintenance, repair, replacement, and removal of the existing
improvements constructed thereon.

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

Your Committee finds that an existing concrete pad, ladder,
steps, and rock walls encroach on state submerged lands fronting
property identified as Tax Map Key: (1) 3-7-002: seaward of 045,
Niu, Honolulu, Oahu. Your Committee further finds that on
February 14, 2014, the Board of Land and Natural Resources
approved a grant of a fifty-five year non-exclusive easement to
resolve the encroachments. Your Committee understands that the

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Legislature's adoption of this measure will satisfy the requirement of section 171-53, Hawaii Revised Statutes, that the Legislature provide authorization 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 Committee concurs with the intent and purpose of S.C.R. No. 146 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.:* | Committee Referral: | Date: | | |
| SCR 146 | WTL, WAM | 4-1-14 | | |
| <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 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 | ✓ | | | |
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| | 11 | 0 | 0 | 2 |
| Recommendation: | | | | |
| <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted | | | | |
| Chair's or Designee's Signature: | | | | |
|  | | | | |
| Distribution: | | | | |
| Original File with Committee Report | Yellow Clerk's Office | Pink Drafting Agency | Goldenrod Committee File Copy | |

*Only one measure per Record of Votes