

STAND. COM. REP. NO. **3221**

Honolulu, Hawaii  
APR 03 2014

RE: S.C.R. No. 20

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. 20 entitled:

"SENATE CONCURRENT RESOLUTION AUTHORIZING THE ISSUANCE OF A  
TERM, NON-EXCLUSIVE EASEMENT COVERING PORTION OF STATE  
SUBMERGED LANDS AT MOKULEIA, WAIALUA, OAHU, FOR THE  
MAINTENANCE AND REPAIR OF THE EXISTING SEAWALL AND CONCRETE  
FOOTING, AND FOR USE, MAINTENANCE, AND REPAIR OF THE EXISTING  
IMPROVEMENTS CONSTRUCTED THEREON,"

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 for the maintenance and repair of the  
existing seawall and concrete footing, and for the use,  
maintenance, and repair 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 seawall and concrete  
footing were placed on state submerged lands fronting the property  
identified as Tax Map Key: (1) 6-8-010: seaward of 021,  
Mokuleia, Waialua, Oahu. Your Committee recognizes that the  
current owner has worked with the Department of Land and Natural  
Resources to resolve the encroachment of the existing seawall and  
concrete footing on state submerged lands. Your Committee further  
finds that the Board of Land and Natural Resources has approved

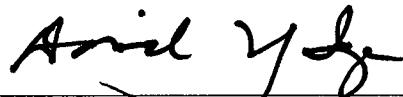


the issuance of a fifty-five year, non-exclusive easement to resolve the encroachments.

Section 171-53, Hawaii Revised Statutes, requires the prior approval of the Governor and prior authorization of the Legislature by concurrent resolution for the disposition of state submerged lands. Accordingly, your Committee finds that this concurrent resolution is in compliance with the statutory requirements.

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. 20 and recommends its adoption.

Respectfully submitted on  
behalf of the members of the  
Committee on Ways and Means,



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DAVID Y. IGE, Chair



