

STAND. COM. REP. NO. **3239**

Honolulu, Hawaii

APR 03 2014

RE: S.C.R. No. 23

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. 23 entitled:

"SENATE CONCURRENT RESOLUTION AUTHORIZING THE ISSUANCE OF TWO
(2) TERM, NON-EXCLUSIVE EASEMENTS COVERING PORTION OF STATE
SUBMERGED LANDS AT MOKULEIA, WAIALUA, OAHU, FOR THE
MAINTENANCE AND REPAIR OF THE EXISTING SEAWALL AND ROCK PILE,
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
Board of Land and Natural Resources to issue two term, non-
exclusive easements for existing seawall and rock piles that were
placed on state submerged lands at Mokuleia, Waialua, Oahu for the
maintenance and repair of the seawall and rock pile, and for the
use, maintenance; and repair of the existing improvements thereon.

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

Your Committee finds that the current owners of abutting
property have worked with the Department of Land and Natural
Resources to resolve the encroachment of the seawall and rock pile
on the state submerged lands fronting the property in Mokuleia,
Waialua, Oahu. Your Committee further finds that the easements
are necessary to ensure the proper maintenance and repair of the
existing seawall and rock pile.



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. 23 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.:* SCR 23	Committee Referral: WTL, WAM	Date: 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	✓			
11	0	0	2	
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature: <i>Michelle N. Kidani</i>				
Distribution: Original Yellow Pink Goldenrod File with Committee Report Clerk's Office Drafting Agency Committee File Copy				

*Only one measure per Record of Votes