

STAND. COM. REP. NO.

1191

Honolulu, Hawaii

APR 0 1 2013

RE: S.C.R. No. 69

Honorable Donna Mercado Kim
President of the Senate
Twenty-Seventh State Legislature
Regular Session of 2013
State of Hawaii

Madam:

Your Committee on Water and Land, to which was referred
S.C.R. No. 69 entitled:

"SENATE CONCURRENT RESOLUTION AUTHORIZING THE ISSUANCE OF A
FIFTY-FIVE YEAR TERM, NON-EXCLUSIVE EASEMENT COVERING A
PORTION OF STATE SUBMERGED LANDS AT PUAMANA, LAHAINA, MAUI,
FOR VARIOUS SEAWALL STRUCTURES, A CONCRETE GROIN, AND
REVTMENT FOOTINGS OF A HISTORIC SWIMMING POOL,"

begs leave to report as follows:

The purpose and intent of this measure is to authorize the
issuance of a fifty-five year term, non-exclusive easement
covering a portion of state submerged lands at Puamana, Lahaina,
Maui, for various seawall structures, a concrete groin, and
revetment footings of a historic swimming pool.

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

The subject property covers a portion of state submerged
lands fronting the property identified as tax map key (2) 4-6-
028:001 at Puamana, Lahaina, Maui. The easement is to be used for
maintenance, repair, replacement, and removal of the existing
seawall structures, the concrete groin, and the revetment footings
of the historic swimming pool over, under, and across state-owned
land.

The Puamana Community Association owns the property located
at 34 Puailima Place, Lahaina, Hawaii. The seawall structures,
built in the 1930s, follow along the shoreline and provide

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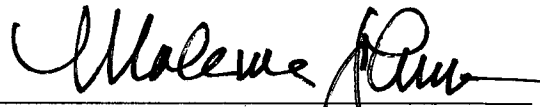


stability and necessary coastal protection for the property. The concrete groin and revetment footings represent part of a historic swimming pool that was built in the 1930s as part of a former plantation manager's residence. Portions of the seawall structures, the concrete groin, and revetment footings of the historic swimming pool encumber a total of 1,895 square feet of state submerged land. The Office of Conservation and Coastal Lands of the Department of Land and Natural Resources has determined that the structures are existing and non-conforming, in that they were constructed prior to October 1964 and prior to the subject land being designated as a conservation district.

On October 26, 2012, under agenda item D-6, the Board of Land and Natural Resources granted approval for a fifty-five year term, non-exclusive easement to the Puamana Community Association for five shoreline encroachments (identified as Easements "E-1" through "E-5" in the February 2012 Application for Request for State Lands) for the seawall structures, the concrete groin, and the revetment footings of the historic swimming pool.

As affirmed by the record of votes of the members of your Committee on Water and Land that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 69 and recommends that it be referred to the Committee on Ways and Means.

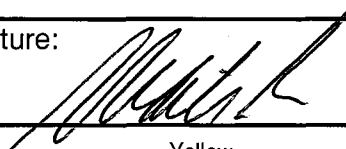
Respectfully submitted on
behalf of the members of the
Committee on Water and Land,


MALAMA SOLOMON, Chair



The Senate
Twenty-Seventh Legislature
State of Hawai'i

Record of Votes
Committee on Water and Land
WTL

Bill / Resolution No.:* SCR 09	Committee Referral: WTL, WAM	Date: 3/28/13		
<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
SOLOMON, Malama (C)	✓			
SHIMABUKURO, Maile S.L. (VC)	✓			
DELA CRUZ, Donovan M.				✓
IHARA, Jr., Les	✓			
RUDERMAN, Russell E.	✓			
THIELEN, Laura H.	✓			
SLOM, Sam	✓			
TOTAL	6			1
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature: 				
Distribution: Original Yellow Pink Goldenrod File with Committee Report Clerk's Office Drafting Agency Committee File Copy				

*Only one measure per Record of Votes