

STAND. COM. REP. NO. 3123

Honolulu, Hawaii

MAR 25 2014

RE: S.C.R. No. 77
S.D. 1

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

Madam:

Your Committee on Water and Land, to which was referred
S.C.R. No. 77 entitled:

"SENATE CONCURRENT RESOLUTION AUTHORIZING THE ISSUANCE OF A
TERM, NON-EXCLUSIVE EASEMENT, COVERING A PORTION OF STATE
SUBMERGED LANDS AT WAIOHULI-KEOKEA HOMESTEADS, KIHEI, MAUI,
FOR SEAWALL AND ROCK REVETMENT PURPOSES,"

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 at Waiohuli-Keokea Homesteads, Kihei, Maui,
for seawall and rock revetment purposes.

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

Your Committee finds that a seawall and rubble rock revetment
encumber approximately 2,387 square feet, of which is a portion of
state submerged lands seaward of Tax Map Key: (2) 3-9-012:004.
On May 18, 2006, the Office of Conservation and Coastal Lands of
the Department of Land and Natural Resources determined that
allowing the encroachment to remain through the issuance of an
easement would have no adverse impact on natural resources,
including beach resources and public access. On June 10, 2010,
under agenda item D-10, the Board of Land and Natural Resources
granted an amended approval for a fifty-five year term,
non-exclusive easement to a private trust. This measure provides



legislative approval pursuant to section 171-53, Hawaii Revised Statutes, for the issuance of the easement.

Your Committee has amended this measure by making technical, nonsubstantive amendments for the purposes of clarity and consistency.

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. 77, as amended herein, and recommends that it be referred to the Committee on Ways and Means, in the form attached hereto as S.C.R. No. 77, S.D. 1.

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


MALAMA SOLOMON, Chair



