

STAND. COM. REP. NO.

3128

Honolulu, Hawaii

MAR 25 2014

RE: S.C.R. No. 78
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. 78 entitled:

"SENATE CONCURRENT RESOLUTION AUTHORIZING THE ISSUANCE OF A
TERM, NON-EXCLUSIVE EASEMENT COVERING A PORTION OF STATE
SUBMERGED LANDS AT LANIKAI, KOOLAPOKO, OAHU, FOR ROCK
BLANKET AND 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 Lanikai, Koolaupoko, Oahu, for rock
blanket and revetment purposes.

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

Your Committee finds that a single-family dwelling, along
with a non-conforming shoreline protection structure as identified
by the City and County of Honolulu Department of Planning and
Permitting, was built on a certain lot in 1966, and there exists a
rock blanket located seaward of the seawall and within lands
designated as a conservation district. The Office of Conservation
and Coastal Lands has determined that there is insufficient
evidence to find whether the rock blanket was constructed prior to
the adoption and administration of land use regulations for
conservation districts by the Board of Land and Natural Resources
in 1964.




On October 11, 2013, under agenda item D-4, the Board of Land and Natural Resources approved the request of Global Spring Management Hawaii, LLC, the owners of the lot, for a non-exclusive easement, pending the payment of an appraised fair market value for the easement. 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:

- (1) Amending the title of the measure to read, "AUTHORIZING THE ISSUANCE OF A TERM, NON-EXCLUSIVE EASEMENT COVERING A PORTION OF STATE SUBMERGED LANDS AT KAILUA, KOOLAUPOKO, OAHU, FOR ROCK BLANKET AND REVETMENT PURPOSES."; and
- (2) 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. 78, 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. 78, S.D. 1.

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


MALAMA SOLOMON, Chair



