NEIL ABERCROMBIE GOVERNOR OF HAWAII





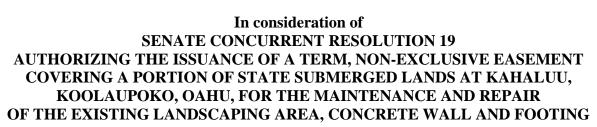
STATE OF HAWAII DEPARTMENT OF LAND AND NATURAL RESOURCES

POST OFFICE BOX 621 HONOLULU, HAWAII 96809

Testimony of WILLIAM J. AILA, JR Chairperson

Before the Senate Committee on WAYS AND MEANS

Tuesday, April 1, 2014 9:00 AM **State Capitol, Conference Room 211**



Senate Concurrent Resolution 19 requests the authorization to issue a term, non-exclusive easement covering 1,606 square feet, more or less, portion of state submerged lands fronting the property identified as tax map key: (1) 4-7-019: seaward of 078, at Kahaluu, Koolaupoko, Oahu for maintenance and repair of existing landscaping area, concrete wall, and footing constructed thereon, pursuant to Section 171-53, Hawaii Revised Statutes (HRS). The Department of Land and Natural Resources ("Department") supports this concurrent resolution.

The current owners of the abutting property, David Knox and Beverly Hoversland, worked with the Department to resolve the encroachment. The landscaping area, concrete wall, and footing were found encroaching on State lands located makai of the shoreline and such area should be considered as submerged lands. As required by Section 171-53, HRS, the Board of Land and Natural Resources ("Board") may lease submerged lands "with the prior approval of the Governor and the prior authorization of the Legislature by concurrent resolution". At its meeting on December 14, 2012, under agenda item D-14, the Board approved the issuance of a term, non-exclusive easement for landscaping area, concrete wall, and footing purposes.

The Department hired the appraisal firm of Appraisal Hawaii, Inc. who determined the one-time payment fair market value of the easement is \$51,000.

Thank you for the opportunity to testify.

WILLIAM J. AILA, JR. CHAIRPERSON
BOARD OF LAND AND NATURAL RESOURCES
COMMISSION ON WATER RESOURCE MANAGEMENT

WILLIAM M. TAM

AQUATIC RESOURCES
BOATING AND OCEAN RECREATION
BUREAU OF CONVEYANCES
COMMISSION ON WATER RESOURCE MANAGEMENT
CONSERVATION AND COASTAL LANDS
CONSERVATION AND RESOURCES ENPORCEMENT
ENGINEERING
FORESTRY AND WILDLIFE
HISTORIC PRESERVATION
KAHOOLAWE ISLAND RESERVE COMMISSION
LAND
STATE PARKS

STATE PARKS

