NEIL ABERCROMBIE GOVERNOR OF HAWAII





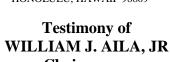
STATE OF HAWAII DEPARTMENT OF LAND AND NATURAL RESOURCES

POST OFFICE BOX 621 HONOLULU, HAWAII 96809

Testimony of Chairperson

Before the Senate Committee on WAYS and MEANS

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





In consideration of SENATE CONCURRENT RESOLUTION 78, SENATE DRAFT 1 AUTHORIZING THE ISSUANCE OF A TERM, NON-EXCLUSIVE EASEMENT

Senate Concurrent Resolution 78, Senate Draft 1 requests the authorization to issue a term, nonexclusive easement covering a total of 814 square feet, more or less, portion of state submerged lands fronting the property identified as tax map key: (1) 4-3-003:seaward of 065, at Kailua, Koolaupoko, Oahu for maintenance and repair of existing rock blanket and revetment constructed thereon, pursuant to Section 171-53, Hawaii Revised Statutes (HRS). The Department of Land and Natural Resources ("Department") supports this concurrent resolution.

COVERING A PORTION OF STATE SUBMERGED LANDS AT KAILUA, KOOLAUPOKO, OAHU, FOR ROCK BLANKET AND REVETMENT PURPOSES

The current owner of the abutting property, Global Spring Management Hawaii, LLC, worked with the Department to resolve the encroachment. The encroachment was found 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 October 11, 2013, under agenda item D-4, the Board approved the issuance of a term, non-exclusive easement for rock blanket purpose.

The grantee shall pay the State the fair market value of the easement as consideration for the use of public lands. The amount of consideration shall be determined by an independent appraisal.

WILLIAM J. AILA, JR.

CHAIRPERSON
BOARD OF LAND AND NATURAL RESOURCES
COMMISSION ON WATER RESOURCE MANAGEMENT

WILLIAM M. TAM

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BOATING AND OCEAN RECREATION
BUREAU OF CONVEYANCES
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