
HOUSE CONCURRENT RESOLUTION

AUTHORIZING THE ISSUANCE OF A TERM, NON-EXCLUSIVE EASEMENT COVERING A PORTION OF STATE SUBMERGED LANDS FRONTING THE PROPERTY IDENTIFIED AS TAX MAP KEY: (2) 4-8-003: SEAWARD OF 006, OLOWALU, LAHAINA, MAUI, HAWAII, FOR THE CONSTRUCTION OF A BOULDER FILL REVETMENT TO PROTECT HONOAPIILANI HIGHWAY FROM DAMAGE DUE TO SHORELINE EROSION.

1 WHEREAS, portions of Honoapiilani Highway (State highway
2 30) are being negatively impacted by shoreline erosion in the
3 area of Olowalu, Lahaina, Maui, Hawaii, tax map key: (2) 4-8-
4 003: Seaward of 006; and
5

6 WHEREAS, the Department of Transportation, Highways
7 Division, is requesting an easement on unencumbered state lands
8 adjacent to the highway, to allow for the construction of a
9 boulder fill revetment along a 900-foot section of the seaward
10 side of the highway, outside of the highway right of way, to
11 protect Honoapiilani Highway from damage due to shoreline
12 erosion; and
13

14 WHEREAS, on April 11, 2014, the Board of Land and Natural
15 Resources approved the Department of Transportation, Highway
16 Division's Conservation District Use Application MA-3708 for the
17 subject project; and
18

19 WHEREAS, a Special Management Area Use Permit and Shoreline
20 Setback Variance was approved by the Maui Planning Commission on
21 April 26, 2011; and
22

23 WHEREAS, on August 14, 2015, under agenda item D-6, the
24 Board of Land and Natural Resources approved the grant of a
25 term, non-exclusive easement for sixty-five years to account for
26 the use of government lands which the newly constructed boulder
27 fill revetment will encumber; and
28



1 WHEREAS, section 171-53, Hawaii Revised Statutes, requires
2 the prior approval of the Governor and prior authorization of
3 the Legislature by concurrent resolution to lease state
4 submerged lands; now, therefore,
5

6 BE IT RESOLVED by the House of Representatives of the
7 Twenty-eighth Legislature of the State of Hawaii, Regular
8 Session of 2016, the Senate concurring, that the Board of Land
9 and Natural Resources is hereby authorized to issue a term, non-
10 exclusive easement for sixty-five years covering a portion of
11 state submerged lands fronting the property identified as tax
12 map key: (2) 4-8-003: Seaward of 006, Olowalu, Lahaina, Maui,
13 Hawaii, for the construction of a boulder fill revetment to
14 protect Honoapiilani Highway from damage due to shoreline
15 erosion; and
16

17 BE IT FURTHER RESOLVED that the Department of
18 Transportation, Highways Division, be authorized to use,
19 maintain, and repair the subject improvements constructed
20 thereon pursuant to section 171-53, Hawaii Revised Statutes; and
21

22 BE IT FURTHER RESOLVED that a certified copy of this
23 Concurrent Resolution be transmitted to the Chairperson of the
24 Board of Land and Natural Resources.
25
26
27

28 Report Title:
29

