

JAN 30 2017

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# SENATE RESOLUTION

AUTHORIZING THE ISSUANCE OF A TERM, NON-EXCLUSIVE EASEMENT COVERING A PORTION OF STATE SUBMERGED LANDS AT KANEOHE, KOOLAUPOKO, OAHU, FOR THE MAINTENANCE AND REPAIR OF THE EXISTING SEAWALL, BOAT RAMP, AND PIER, AND FOR USE, REPAIR, AND MAINTENANCE OF THE EXISTING IMPROVEMENTS CONSTRUCTED THEREON.

1           WHEREAS, portions of the existing seawall, boat ramp, and  
2 pier fronting the property identified as Tax Map Key: (1) 4-4-  
3 018: seaward of 072, Kaneohe, Koolaulupoko, Oahu, was placed upon  
4 state submerged lands; and  
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6           WHEREAS, in early 2015, the Department of Land and Natural  
7 Resources' Office of Conservation and Coastal Lands worked with  
8 the property owner, Hitoshi Yoshikawa, to resolve the  
9 encroachment; and  
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11           WHEREAS, on April 24, 2015, under agenda item D-15, the  
12 Board of Land and Natural Resources approved a grant of a fifty-  
13 five year non-exclusive easement to resolve the encroachment;  
14 and  
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16           WHEREAS, the subject area is approximately seven hundred  
17 seventy-two square feet, as reviewed and approved by the  
18 Department of Accounting and General Services, Survey Division;  
19 and  
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21           WHEREAS, fair market value of the seven hundred seventy-two  
22 square feet was appraised at \$36,000; and  
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24           WHEREAS, section 171-53, Hawaii Revised Statutes, requires  
25 the prior approval of the Governor and prior authorization of  
26 the Legislature by concurrent resolution to lease state  
27 submerged lands; now, therefore,  
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29           BE IT RESOLVED by the Senate of the Twenty-ninth  
30 Legislature of the State of Hawaii, Regular Session of 2017,  
31 that the Board of Land and Natural Resources is authorized to  
32 issue a term, non-exclusive easement covering a portion of state



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1 submerged lands fronting the property identified as Tax Map Key:  
2 (1) 4-4-018: seaward of 072, Kaneohe, Koolaupoko, Oahu, for the  
3 maintenance and repair of the existing seawall, boat ramp, and  
4 pier, and for use, repair, and maintenance of the existing  
5 improvements constructed thereon pursuant to section 171-53,  
6 Hawaii Revised Statutes; and

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8 BE IT FURTHER RESOLVED that a certified copy of this  
9 Resolution be transmitted to the Chairperson of the Board of  
10 Land and Natural Resources.

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OFFERED BY: \_\_\_\_\_

*Jin*  
*Ed Lewis*

