

DAVID Y. IGE
GOVERNOR OF HAWAII



**STATE OF HAWAII
DEPARTMENT OF LAND AND NATURAL RESOURCES**

POST OFFICE BOX 621
HONOLULU, HAWAII 96809

**Testimony of
SUZANNE D. CASE
Chairperson**

**Before the Senate Committee on
WAYS AND MEANS**

**Friday, April 21, 2017
9:30 AM
State Capitol, Conference Room 211**

**In consideration of
HOUSE CONCURRENT RESOLUTION 152, SENATE DRAFT 1
AUTHORIZING THE ISSUANCE OF A FIFTY-FIVE YEAR TERM, NON-
EXCLUSIVE EASEMENT COVERING A PORTION OF STATE SUBMERGED LANDS
AT WAIPOULI, KAWAIHAU, KAUAI, FOR THE MAINTENANCE AND REPAIR OF
AN EXISTING SEAWALL AND FOR THE USE, REPAIR, AND MAINTENANCE OF
THE EXISTING IMPROVEMENTS CONSTRUCTED THEREON**

House Concurrent Resolution 152, Senate Draft 1 requests the authorization to issue a fifty five year term, non-exclusive easement covering a portion of state submerged lands seaward of the property identified as Tax Map Key (4) 4-3-009:001, Waipouli, Kawaihau, Kauai for the maintenance and repair of the existing seawall and for the use, repair and maintenance of the existing improvements thereon. **The Department of Land and Natural Resources (Department) supports this concurrent measure.**

The prior owners of the abutting property worked with the Department to obtain approval of a 55-year non-exclusive easement for seawall purposes consisting of an area of 852 square feet, more or less, from the Board of Land and Natural Resources (Board) at its meeting May 9, 2014, under agenda item D-1. As required by Section 171-53, Hawaii Revised Statutes, the Board may lease submerged lands "with the prior approval of the Governor and the prior authorization of the Legislature by concurrent resolution". An independent appraisal obtained by the Department determined the fair market value of the easement at \$25,200.00, and consideration for the easement was paid to the Department.

Thank you for the opportunity to comment on this measure.

SUZANNE D. CASE
CHAIRPERSON
BOARD OF LAND AND NATURAL RESOURCES
COMMISSION ON WATER RESOURCE MANAGEMENT

KEKOA KALUHIWA
FIRST DEPUTY

JEFFREY T. PEARSON, P.E.
DEPUTY DIRECTOR - WATER

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