

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
WATER AND LAND**

**Wednesday, April 12, 2017
3:15 PM
State Capitol, Conference Room 224**

**In consideration of
HOUSE CONCURRENT RESOLUTION 97
AUTHORIZING THE ISSUANCE OF A TERM, NON-EXCLUSIVE EASEMENT
COVERING A PORTION OF STATE SUBMERGED AND RECLAIMED (FILLED)
LANDS AT KUAU, MAKAWAO, PAIA, MAUI, FOR ROCKWALL, REVETMENT,
STAIRWAY, AND LAWN MAINTENANCE PURPOSES**

House Concurrent Resolution 97 requests the authorization to issue a term, non-exclusive easement covering a portion of state submerged and reclaimed (filled) land identified as seaward of Tax Map Key (2) 2-6-012:026, Kuau, Makawao, Paia, Maui with an area of 1,059 square feet, more or less for the maintenance, repair, replacement and removal of an existing seawall, revetment, stairs and yard area over, under and across State owned land. **The Department of Land and Natural Resources (Department) supports this concurrent resolution.**

The owners of the abutting property worked with the Department to obtain approval of a 55 year term, non-exclusive easement for seawall, revetment, stairs and yard area purposes consisting of an area of 1,059 square feet, more or less, from the Board of Land and Natural Resources at its meeting on November 30, 2012 under agenda item D-5. As required by Section 171-53, Hawaii Revised Statutes, the Board of Land and Natural Resources 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 \$68,300.00, 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