

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 House Committees on  
WATER & LAND  
and  
OCEAN, MARINE RESOURCES, & HAWAIIAN AFFAIRS**

**Friday, April 13, 2018  
11:00 AM  
State Capitol, Conference Room 325**

**In consideration of  
SENATE CONCURRENT RESOLUTION 49, SENATE DRAFT 1  
AUTHORIZING THE ISSUANCE OF A TERM, NON-EXCLUSIVE EASEMENT  
COVERING A PORTION OF STATE SUBMERGED LANDS AT HONOKOWAI,  
LAHAINA, MAUI FOR SEAWALL PURPOSES**

Senate Concurrent Resolution 49, Senate Draft 1 proposes to authorize the issuance of a term, non-exclusive easement covering a portion of State submerged lands at Honokowai, Lahaina, Maui, for seawall purposes. **The Department of Land and Natural Resources (Department) supports this concurrent resolution.**

The current owner of the abutting property, Association of Unit Owners of the Hale Kai Condominium, worked with the Department to resolve the encroachments. As required by Section 171-53, Hawaii Revised Statutes, 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". The easement was originally approved by the Board at its meeting on August 12, 2011 under agenda item D-2. The Board has subsequently approved amendments to the easement area to account for additional encroachments created by the landward migration of the shoreline, the most recent at its meeting on October 14, 2016 under agenda item D-8. The applicant 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.

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

**ROBERT K. MASUDA**  
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

**SCR-49-SD-1**

Submitted on: 4/11/2018 8:09:16 PM

Testimony for WAL on 4/13/2018 11:00:00 AM

| <b>Submitted By</b>          | <b>Organization</b> | <b>Testifier Position</b> | <b>Present at Hearing</b> |
|------------------------------|---------------------|---------------------------|---------------------------|
| Benton Kealii Pang,<br>Ph.D. | Individual          | Oppose                    | No                        |

Comments:

I oppose SCR49. Shoreline planners from the Maui County Planning Department (MPD) and the Office of Conservation and Coastal Lands (OCCL) of the Department of Land and Natural Resources (DLNR) determined that the Hololani project would impact the coastal zone as a result of shoreline hardening, create a wave environment that will contribute to further narrowing of the public beach and sand loss fronting the Hololani and would likely accelerate episodic and long-term erosion on adjacent, unarmored portions of the Kahana Bay beach cell. Do not pass this resolution which has wide ranging negative effects to the economic and cultural viability of LÄ• hainÄ• .