

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 Committees on
WATER AND LAND
and
WAYS AND MEANS**

**Wednesday, April 17, 2019
10:30 AM
State Capitol, Room 211**

**In consideration of
HOUSE CONCURRENT RESOLUTION 19
AUTHORIZING THE ISSUANCE OF A TERM, NON-EXCLUSIVE EASEMENT
COVERING A PORTION OF STATE SUBMERGED LANDS AT KAALAWAI,
HONOLULU, OAHU, FOR THE EXISTING SEAWALL AND STEPS, AND FOR USE,
REPAIR, AND MAINTENANCE OF THE EXISTING IMPROVEMENTS
CONSTRUCTED THEREON**

House Concurrent Resolution 19 requests the authorization to issue a term, non-exclusive easement covering 80 square feet, more or less, portion of state submerged lands identified as tax map key: (1) 3-1-040:001, at Kaalawai, Honolulu, Oahu for the use, repair, and maintenance of the existing seawall and steps constructed thereon, pursuant to Section 171-53, Hawaii Revised Statutes (HRS). **The Department of Land and Natural Resources (“Department”) supports this concurrent resolution.**

The current owners (grantees) of the abutting property, Wendy Brandt Johnson, William Paul Johnson, and Gary K. Johnson, worked with the Department to resolve the encroachment of the existing seawall and steps by the issuance of a long-term easement. The improvements are located on State submerged lands. As required by Section 171-53, HRS, 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". At its meeting on November 9, 2018, under agenda item D-12, the Board approved the issuance of a term, non-exclusive easement for purposes stated above.

The grantees 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

M. KALEO MANUEL
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

HCR-19

Submitted on: 4/16/2019 12:13:00 PM

Testimony for WTL on 4/17/2019 10:30:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
Gary Johnson	Individual	Support	No

Comments:

House Concurrent Resolution 19 requests the authorization to issue a term, non-exclusive easement covering 80 square feet, more or less, portion of state submerged lands identified as tax map key: (1) 3-1-040:001, at Kaalawai, Honolulu, Oahu for the use, repair, and maintenance of the existing seawall and steps constructed thereon, pursuant to Section 171-53, Hawaii Revised Statutes (HRS). **I strongly support this Administration Concurrent Resolution.**

HCR-19

Submitted on: 4/16/2019 1:44:44 PM

Testimony for WTL on 4/17/2019 10:30:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
christian bradley	Individual	Support	No

Comments:

I strongly support HCR 19.