

Honolulu, Hawaii  
, 2020

**JUN 30**

RE: H.C.R. No. 32

Honorable Scott K. Saiki  
Speaker, House of Representatives  
Thirtieth State Legislature  
Regular Session of 2020  
State of Hawaii

Sir:

Your Committee on Water, Land, & Hawaiian Affairs, to which was referred H.C.R. No. 32 entitled:

"HOUSE CONCURRENT RESOLUTION AUTHORIZING THE ISSUANCE OF A TERM, NON-EXCLUSIVE EASEMENT COVERING A PORTION OF STATE SUBMERGED LANDS AT WAIOHULI-KEOKEA HOMESTEADS AND BEACH LOTS, KIHEI, MAUI, FOR THE EXISTING SEAWALL AND ROCK REVETMENT, AND FOR USE, REPAIR, AND MAINTENANCE OF THE EXISTING IMPROVEMENTS CONSTRUCTED THEREON,"

begs leave to report as follows:

The purpose of this measure is to authorize the issuance of a term, non-exclusive agreement covering a portion of state submerged lands at Waiohuli-Keokea Homesteads and Beach Lots, Kihei, Maui, for an existing seawall and rock revetment, and for use, repair, and maintenance of existing improvements constructed thereon.

Your Committee received testimony in support of this measure from the Department of Land and Natural Resources.

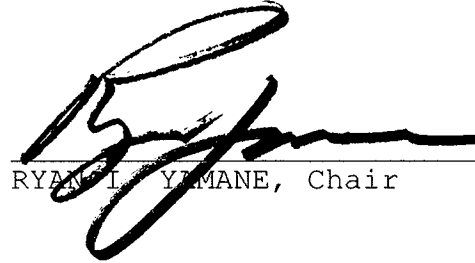
Your Committee finds that a portion of an existing seawall, rock revetment, and concrete steps fronting private property located in Waiohuli-Keokea Homesteads was built on state submerged lands. Your Committee further finds that the Department of Land and Natural Resources has worked with the property owners to resolve the issue by granting a 55-year non-exclusive easement for



the encroaching seawall and rock revetment, and the grantees have paid the fair market value of the easement. However, the Legislature must grant prior authorization before state submerged lands can be leased. This measure authorizes the granting of a term, non-exclusive agreement for the portion of identified state submerged lands in Waiohuli-Keokea Homesteads and Beach Lots that have been encroached upon by the seawall, rock revetment, and concrete steps.

As affirmed by the record of votes of the members of your Committee on Water, Land, & Hawaiian Affairs that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 32 and recommends that it be referred to your Committee on Finance.

Respectfully submitted on  
behalf of the members of the  
Committee on Water, Land, &  
Hawaiian Affairs,



RYAN L. YAMANE, Chair



Record of Votes of the Committee on Water, Land, & Hawaiian Affairs

Bill/Resolution No.: <b>HCR 32</b>	Committee Referral: <b>WLH, FIN</b>	Date: <b>06/29/20</b>
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The committee is reconsidering its previous decision on the measure.

The recommendation is to:  Pass, unamended (as is)     Pass, with amendments (HD)     Hold  
 Pass short form bill with HD to recommit for future public hearing (recommit)

WLH Members	Ayes	Ayes (WR)	Nays	Excused
1. YAMANE, Ryan I. (C)	✓			
2. TODD, Chris (VC)	✓			
3. HAR, Sharon E.				✓
4. LOWEN, Nicole E.				✓
5. TARNAS, David A.	✓			
6. WILDBERGER, Tina			✓	
7. WARD, Gene				✓
<b>TOTAL (7)</b>	<b>3</b>	<b>0</b>	<b>1</b>	<b>3</b>

The recommendation is:  Adopted     Not Adopted  
 If joint referral, \_\_\_\_\_ did not support recommendation.  
 \_\_\_\_\_  
 committee acronym(s)

Vice Chair's or designee's signature: \_\_\_\_\_ *Chris Todd*