

STAND. COM. REP. NO.

3818

Honolulu, Hawaii

JUL 08 2020

RE: S.C.R. No. 141

Honorable Ronald D. Kouchi
President of the Senate
Thirtieth State Legislature
Regular Session of 2020
State of Hawaii

Sir:

Your Committee on Water and Land, to which was referred
S.C.R. No. 141 entitled:

"SENATE CONCURRENT RESOLUTION AUTHORIZING THE ISSUANCE OF A
TERM, NON-EXCLUSIVE EASEMENT COVERING A PORTION OF STATE
SUBMERGED LANDS FOR A RUBBLE ROCK REVETMENT, ROCK WALL, AND
TWO CONCRETE STAIRWAYS, AND FOR USE, MAINTENANCE, REPAIR,
REPLACEMENT, AND REMOVAL OF THE EXISTING IMPROVEMENTS
CONSTRUCTED THEREON,"

begs leave to report as follows:

The purpose and intent of this measure is to authorize the
Board of Land and Natural Resources to authorize the issuance of a
term, non-exclusive easement covering a portion of state submerged
lands fronting the property identified as Tax Map Key: (2) 3-9-
005: seaward of 001, Kamaole Beach lots, Kamaole, Kula, Maui, for
the use, maintenance, repair, replacement, and removal of the
existing rock revetment and two concrete stairways pursuant to
section 171-53, Hawaii Revised Statutes.

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

Your Committee finds that, pursuant to section 171-53, Hawaii
Revised Statutes, the Board of Land and Natural Resources may
lease submerged lands with prior approval of the Governor and the
prior authorization of the Legislature by concurrent resolution.
Your Committee further finds that on March 10, 2011, under agenda



item D-4, the Board of Land and Natural Resources approved the issuance of a fifty-five-year term, non-exclusive easement to resolve the encroachments of the existing rock revetment, rock wall, and two concrete stairways identified in this measure. Your Committee notes that the grantee has paid the State the fair market value of the easement. Your Committee concludes that the easement is necessary for the use, maintenance, repair, replacement and removal of the existing rock revetment and concrete stairways.

As affirmed by the record of votes of the members of your Committee on Water and Land that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 141 and recommends its adoption.

Respectfully submitted on
behalf of the members of the
Committee on Water and Land,

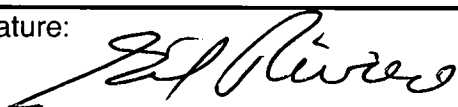


KAIALI'I KAHELE, Chair



The Senate
Thirtieth Legislature
State of Hawai'i

Record of Votes
Committee on Water and Land
WTL

Bill / Resolution No.:*	Committee Referral:	Date:		
SCR 141	WTL	6/26/20		
<input type="checkbox"/> The Committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is:				
<input checked="" type="checkbox"/> Pass, unamended 2312 <input type="checkbox"/> Pass, with amendments 2311 <input type="checkbox"/> Hold 2310 <input type="checkbox"/> Recommit 2313				
Members	Aye	Aye (WR)	Nay	Excused
KAHELE, Kaiali'i (C)	X			
KEITH-AGARAN, Gilbert S.C. (VC)				X
NISHIHARA, Clarence K.	X			
RIVIERE, Gil	X			
FEVELLA, Kurt	X			
TOTAL	4	0	0	1
Recommendation:				
<input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature:				
				
Distribution:				
Original File with Committee Report	Yellow Clerk's Office	Pink Drafting Agency	Goldenrod Committee File Copy	

*Only one measure per Record of Votes