

STAND. COM. REP. NO. 1777

Honolulu, Hawaii

APR 19 2021

RE: H.C.R. No. 166
H.D. 2
S.D. 1

Honorable Ronald D. Kouchi
President of the Senate
Thirty-First State Legislature
Regular Session of 2021
State of Hawaii

Sir:

Your Committee on Ways and Means, to which was referred
H.C.R. No. 166, H.D. 2, S.D. 1, entitled:

"HOUSE CONCURRENT RESOLUTION AUTHORIZING THE ISSUANCE OF A
TERM, NON-EXCLUSIVE EASEMENT COVERING A PORTION OF STATE
SUBMERGED LANDS AT KAPAA, KAWAIHAU, KAUAI, FOR CONSTRUCTION
OF A SANDBAG GROIN AND FOR USE, REPAIR, AND MAINTENANCE OF
THE IMPROVEMENTS CONSTRUCTED THEREON, "

begs leave to report as follows:

The purpose and intent of this measure is to authorize the
issuance of an easement for state submerged lands.

More specifically, this measure authorizes the Board of Land
and Natural Resources to issue a term, non-exclusive easement
covering a portion of state submerged lands fronting property
located in Kapaa, Kawaihau, Kauai, for the construction of a
sandbag groin and for use, repair, and maintenance of the existing
improvements.

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

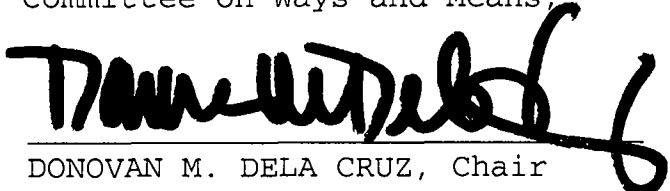
Your Committee finds that section 171-53, Hawaii Revised
Statutes, requires the Board of Land and Natural Resources to
obtain authorization from the Legislature to engage in disposition



of state submerged lands. The Board has approved the issuance of a revocable permit for a shoreline protection structure, beach nourishment activities, and installation of the sandbag groin on state submerged lands identified as Tax Map Key: (4) 4-3-009: seaward of 041. The association of apartment owners for a property located near the permit area has worked with the Department of Land and Natural Resources to obtain a long-term non-exclusive easement for the sandbag groin. Your Committee further finds that this measure expresses the requisite legislative approval so that an easement may be issued for the use of those state submerged lands.

As affirmed by the record of votes of the members of your Committee on Ways and Means that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 166, H.D. 2, S.D. 1, and recommends its adoption.

Respectfully submitted on
behalf of the members of the
Committee on Ways and Means,


DONOVAN M. DELA CRUZ, Chair



