

STAND. COM. REP. NO. 1723

Honolulu, Hawaii

APR 13 2021

RE: H.C.R. No. 17  
H.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 Water and Land, to which was referred  
H.C.R. No. 17, H.D. 1, entitled:

"HOUSE CONCURRENT RESOLUTION AUTHORIZING THE ISSUANCE OF A  
TERM, NON-EXCLUSIVE EASEMENT COVERING A PORTION OF STATE  
SUBMERGED LANDS AT WAIMANALO, KOOLAUPOKO, OAHU, FOR THE  
EXISTING PIER, SEAWALL, AND STEPS, AND FOR USE, REPAIR, AND  
MAINTENANCE 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 issue a term, non-exclusive  
easement covering a portion of state submerged lands at Waimanalo,  
Koolaupoko, Oahu, for the existing pier, seawall, and steps, and  
for the use, repair, and maintenance of the 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, pursuant to section 171-53, Hawaii  
Revised Statutes, the Board of Land and Natural Resources (BLNR)  
may lease submerged lands with the prior approval of the Governor  
and the prior authorization of the Legislature by concurrent  
resolution. Your Committee further finds that at its meeting on  
January 13, 2017, under agenda item D-14, the BLNR, subject to



conditions, approved a grant of a fifty-five-year non-exclusive easement to resolve the pier encroachment of seven hundred sixteen square feet. Your Committee also finds that at its meeting on April 12, 2019, under agenda item D-8, the BLNR, subject to conditions, approved to amend the total encroachment area to 2,818 square feet and to add seawall and steps as part of the characters of use to the non-exclusive easement approved in 2017. Your Committee concludes that the amendment of the easement is necessary for the use, repair, and maintenance of the existing pier, seawall, and steps.

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 H.C.R. No. 17, H.D. 1, and recommends that it be referred to your Committee on Ways and Means.

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

  
\_\_\_\_\_  
LORRAINE R. INOUE, Chair



The Senate  
Thirty-First Legislature  
State of Hawai'i

**Record of Votes**  
**Committee on Water and Land**  
**WTL**

Bill / Resolution No.:* <b>HCR 17, HD 1</b>	Committee Referral: <b>WTL, WAM</b>	Date: <b>4/7/21</b>
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The Committee is reconsidering its previous decision on this measure.  
If so, then the previous decision was to: \_\_\_\_\_

The Recommendation is:

Pass, unamended 2312       Pass, with amendments 2311       Hold 2310       Recommit 2313

Members	Aye	Aye (WR)	Nay	Excused
INOUE, Lorraine R. (C)	X			
KEITH-AGARAN, Gilbert S.C. (VC)	X			
MISALUCHA, Bennette E.	X			
RIVIERE, Gil	X			
FEVELLA, Kurt	X			
<b>TOTAL</b>	<b>5</b>			

Recommendation:       Adopted       Not Adopted

Chair's or Designee's Signature:  


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\*Only one measure per Record of Votes