

STAND. COM. REP. NO. 1729

Honolulu, Hawaii

APR 13 2021

RE: H.C.R. No. 23

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. 23 entitled:

"HOUSE CONCURRENT RESOLUTION AUTHORIZING THE ISSUANCE OF A
TERM, NON-EXCLUSIVE EASEMENT COVERING A PORTION OF STATE
SUBMERGED LANDS AT WAIOHULI-KEOKEA HOMESTEADS, KIHEI, MAUI,
FOR THE EXISTING SEAWALL, ROCK REVETMENT, AND CONCRETE 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 Waiohuli-
Keokea Homesteads, Kihei, Maui, for the existing seawall, rock
revetment, and concrete 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, on June 9, 2017,
under agenda item D-9, the BLNR, subject to conditions, approved a
grant of a fifty-five year non-exclusive easement to resolve the



seawall and rock revetment encroachment of approximately six hundred eleven to six hundred fifty square feet. Your Committee also finds that at its meeting on April 26, 2019, under agenda item D-6, the BLNR, subject to conditions, approved to add a portion of the concrete steps and amend the total encroachment area from six hundred fifty square feet to six hundred sixty-eight square feet. Your Committee concludes that the amendment of the easement is necessary for the use, repair, and maintenance of the existing seawall, rock revetment, and concrete 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. 23, 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. INOUYE, Chair



