STAND. COM. REP. NO. 1584

Honolulu, Hawaii

MAR 3 1 , 2021

RE: H.C.R. No. 89 H.D. 1

Honorable Scott K. Saiki Speaker, House of Representatives Thirty-First State Legislature Regular Session of 2021 State of Hawaii

Sir:

Your Committee on Consumer Protection & Commerce, to which was referred H.C.R. No. 89, H.D. 1, entitled:

"HOUSE CONCURRENT RESOLUTION AUTHORIZING THE ISSUANCE OF A TERM, NON-EXCLUSIVE EASEMENT COVERING PORTIONS OF STATE SUBMERGED LANDS AT WAILEA, MAUI, TAX MAP KEY: (2) 2-1-008 FOR BEACH ACCESS STAIRWAY PURPOSES,"

begs leave to report as follows:

The purpose 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 Wailea, Maui, for beach access stairway purposes.

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

Your Committee finds that an existing beach access stairway connecting the Wailea Coastal Walk to the middle part of Ulua Beach in Wailea, Maui, which spans twenty-two square feet, encroaches onto state submerged lands. Your Committee further finds that the Department of Land and Natural Resources approved a twenty-five year non-exclusive easement to resolve the encroachment. This measure authorizes the granting of a term, non-exclusive easement, as required by state law, for the portion

of identified state submerged lands in Wailea that have been encroached upon by the existing beach access stairway.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 89, H.D. 1, and recommends its adoption.

Respectfully submitted on behalf of the members of the Committee on Consumer Protection & Commerce,

XISSHITZGART FOR

State of Hawaii



Record of Votes of the Committee on Consumer Protection & Commerce

Bill/Resolution No.: HCR 89 HD1	Committee Referral: WAL, CPC		Date: 3/29/21		
☐ 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)					
CPC Members		Ayes	Ayes (W	(R) Nays	Excused
1. JOHANSON, Aaron Ling (C)					
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2. KITAGAWA, Lisa (VC)					
3. AQUINO, Henry J.C.					
J. Agento, nemy J.c.					
4. HAR, Sharon E.		J		4.751	girt kannangan sa kan sa sa sa sa sa kanangan sa sa sa kanangan sa sa sa kanangan sa sa sa sa sa sa sa sa sa s
5. HASHEM, Mark J.		J			
6 VONC Com Sotony		<u> </u>			
6. KONG, Sam Satoru					
7. MIZUNO, John M.	Aught and August Aught f	J		et inder versatte Sare Ale	
8. MORIKAWA, Dee		J			
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9. ONISHI, Richard H.K.					
10. TARNAS, David A.					
11. MATSUMOTO, Lauren	A - 1 - 1 - 1 - 1 - 1 - 1 - 1 - 1 - 1 -	V		A	The state of the s
TOTAL (11)		(0)	d	δ	1
The recommendation is: Adopted If joint referral, did not support recommendation. committee acronym(s)					
Vice Chair's or designee's signature:					
Distribution: Original (White) - Committee Duplicate (Yellow) - Chief Clerk's Office Duplicate (Pink) - HMSO					