

STAND. COM. REP. NO. 1784

Honolulu, Hawaii

APR 19 2021

RE: H.C.R. No. 89
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 Ways and Means, 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 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 at 3600 Wailea Alanui Drive, Kihei, Maui, for a stairway.

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

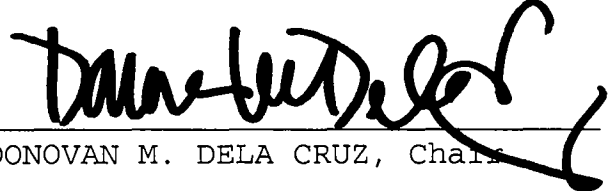
Your Committee finds that section 171-53, Hawaii Revised
Statutes, requires the Board of Land and Natural Resources to
obtain authorization from the Legislature to engage in disposition
of state submerged lands. The Board has identified portions of a
stairway fronting the property identified as Tax Map Key:
(2) 2-1-008: seaward of 069 at Wailea, Maui, as encroaching upon
state submerged lands. The current owner of the abutting property



has worked with the Department of Land and Natural Resources to obtain a long-term non-exclusive easement, as the stairway is located on state submerged lands. 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. 89, H.D. 1, and recommends its adoption.

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

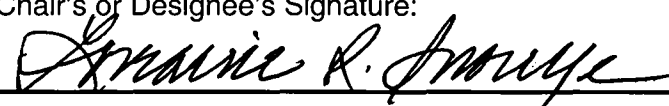


DONOVAN M. DELA CRUZ, Chair



The Senate
 Thirty-First Legislature
 State of Hawai'i

Record of Votes
Committee on Ways and Means
WAM

Bill / Resolution No.:*	Committee Referral:	Date:		
<i>HCR 89, HD 1</i>	<i>WTL, WAM</i>	<i>4-15-2021</i>		
<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
DELA CRUZ, Donovan M. (C)	✓			
KEITH-AGARAN, Gilbert S.C. (VC)	✓			
ENGLISH, J. Kalani	✓			
INOUYE, Lorraine R.	✓			
KANUHA, Dru Mamo	✓			
KIDANI, Michelle N.	✓			
MORIWAKI, Sharon Y.	✓			
SHIMABUKURO, Maile S.L.	✓			
TANIGUCHI, Brian T.	✓			
WAKAI, Glenn	✓			
FEVELLA, Kurt	✓			
TOTAL	<i>11</i>	<i>—</i>	<i>—</i>	<i>—</i>
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature: 				
Distribution: Original Yellow Pink Goldenrod File with Committee Report Clerk's Office Drafting Agency Committee File Copy				

*Only one measure per Record of Votes