Honolulu, Hawaii
MAR 3 N 2021

RE: S.C.R. No. 13

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 S.C.R. No. 13 entitled:

"SENATE CONCURRENT RESOLUTION AUTHORIZING THE ISSUANCE OF A PERPETUAL, NON-EXCLUSIVE EASEMENT COVERING A PORTION OF STATE SUBMERGED LANDS AT MAUNALUA, HONOLULU, OAHU, FOR THE EXISTING STORM DRAIN, 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 issuance of a perpetual, non-exclusive easement covering a portion of state submerged lands at Maunalua, on the island of Oahu, for the use, repair, and maintenance of an existing storm drain.

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

Your Committee notes that section 171-53, Hawaii Revised Statutes, requires the prior approval of the Governor and prior authorization of the Legislature by concurrent resolution to lease state lands. Your Committee finds that the Department of Land and Natural Resources has approved a request to grant a perpetual non-exclusive easement for a 174-square foot portion of state submerged lands fronting the property identified as Tax Map Key: (1) 3-9-027:007 at Maunalua, Honolulu, Oahu, for the use, repair, and maintenance of the existing storm drain constructed thereon.

Accordingly, your Committee finds that the storm drain use, repair, and maintenance facilitated by this measure will not interfere with beach access and will serve the public interest by mitigating surface runoff. Your Committee further finds that this measure expresses the requisite legislative approval to permit an easement to 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 S.C.R. No. 13 and recommends its adoption.

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

DONOVAN M. DELA CRUZ, Chai

## The Senate Thirty-First Legislature State of Hawai'i

## Record of Votes Committee on Ways and Means WAM

Bill / Resolution No.:*	Committee Referral:		Date:			
SCR 13	WTL, WAM		3/30/21			
The Committee is reconsidering its previous decision on this measure.						
If so, then the previous decision was to:						
The Recommendation is:						
Pass, unamended Pass, with amendments Hold Recommit 2312 2311 2310 2313						
Members		Aye	Aye (W	R)	Nay	Excused
DELA CRUZ, Donovan M. (C)		X				
KEITH-AGARAN, Gilbert S.C. (VC)		X				
ENGLISH, J. Kalani		X				
INOUYE, Lorraine R.		X				
KANUHA, Dru Mamo		X				
KIDANI, Michelle N.		X				
MORIWAKI, Sharon Y.		X				
SHIMABUKURO, Maile S.L.		X				
TANIGUCHI, Brian T.		X				
WAKAI, Glenn		X				
FEVELLA, Kurt		X				
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TOTAL		11				
Recommendation:   Adopted  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