

STAND. COM. REP. NO.

1509

Honolulu, Hawaii

MAR 30 2021

RE: S.C.R. No. 17

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. 17 entitled:

"SENATE 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 certain portion of state submerged lands at
Waiohuli-Keokea Homesteads in Kihei, Maui.

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

Your Committee finds that the Board of Land and Natural
Resources has identified portions of a seawall, rock revetment,
and concrete steps fronting the property identified as Tax Map
Key: (2) 3-9-012:003 as encroaching on state submerged lands.

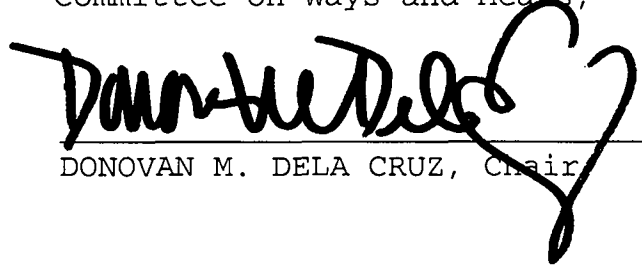
Your Committee also finds that according to the Department of
Land and Natural Resources' Office of Conservation and Coastal
Lands, removal of the subject "seawall may destabilize seawalls
and revetments at adjacent properties, potentially threatening



upland structures", while allowing for the subject seawall to remain intact will "have no discernable effect on beach and recreational resources". Accordingly, your Committee believes that it is appropriate to authorize the Board of Land and Natural Resources to issue the term, non-exclusive easement for the existing seawall, rock revetment, and concrete steps, and for the use, repair, and maintenance of the existing improvements constructed thereon. Your Committee further finds that this measure expresses the requisite legislative approval required by section 171-53, Hawaii Revised Statutes, 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 S.C.R. No. 17 and recommends its adoption.

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



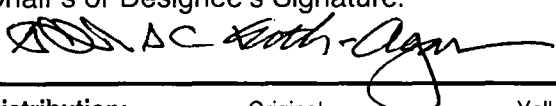
A large, stylized handwritten signature in black ink, appearing to read 'Donovan M. DeLa Cruz', is written over a horizontal line.

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:		
SCR 17	WTL, WAM	3/30/21		
<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)	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			
TOTAL	11			
Recommendation:				
<input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature:				
				
Distribution:				
Original File with Committee Report	Yellow Clerk's Office	Pink Drafting Agency	Goldenrod Committee File Copy	

*Only one measure per Record of Votes