STAND. COM. REP. NO. \SID

Honolulu, Hawaii

## MAR 3 0 2021

RE: S.C.R. No. 18

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. 18 entitled:

"SENATE CONCURRENT RESOLUTION AUTHORIZING THE ISSUANCE OF A TERM, NON-EXCLUSIVE EASEMENT COVERING A PORTION OF STATE SUBMERGED LANDS AT WAIOHULI-KEOKEA HOMESTEADS AND BEACH LOTS, KIHEI, MAUI, FOR THE EXISTING SEAWALL AND ROCK REVETMENT, 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 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 in Waiohuli-Keokea Homesteads and Beach Lots, Kihei, Maui, for the maintenance and repair of the existing seawall and rock revetment, and for the use, repair, and maintenance of the existing improvements.

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 the

disposition of state submerged lands. The Board has identified portions of a seawall and rock revetment fronting the property identified as Tax Map Key: (1) 3-9-010:006, as encroaching upon state submerged lands. The previous owners of the abutting property have worked with the Department of Land and Natural Resources to resolve the encroachment and have paid the fair market value of \$71,100 for the easement. 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. 18 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 18	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	<u> </u>			
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TOTAL		11				
Recommendation:  Adopted  Not Adopted						
Chair's or Designee's Signature:						
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Distribution: Original Yellow Pink Goldenrod File with Committee Report Clerk's Office Drafting Agency Committee File Copy						

\*Only one measure per Record of Votes