STAND. COM. REP. NO. 1070 -22

Honolulu, Hawaii

MAR 15 , 2022

RE: H.C.R. No. 4

Honorable Scott K. Saiki Speaker, House of Representatives Thirty-First State Legislature Regular Session of 2022 State of Hawaii

Sir:

Your Committee on Water & Land, to which was referred H.C.R. No. 4 entitled:

"HOUSE CONCURRENT RESOLUTION AUTHORIZING THE ISSUANCE OF A TERM, NON-EXCLUSIVE EASEMENT COVERING A PORTION OF STATE SUBMERGED LANDS AT KAHALUU, KOOLAUPOKO, OAHU, FOR THE EXISTING SEAWALL, STEPS, AND FILLED LAND, AND FOR USE, REPAIR, AND MAINTENANCE OF THE EXISTING IMPROVEMENTS CONSTRUCTED THEREON,"

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 fronting the property identified as Tax Map Key: (1) 4-7-001:006, Kahaluu, Koolaupoko, Oahu, for the existing seawall, steps, and filled land, and for use, repair, and maintenance of the existing improvements constructed thereon pursuant to section 171-53, Hawaii Revised Statutes.

Your Committee received testimony 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 (Board) to obtain prior authorization from the Legislature and prior approval of the Governor to dispose of state submerged lands. The

2022-2160 HCR4 HSCR HMSO

Board identified an existing seawall, steps, and filled land fronting the property identified as Tax Map Key: (1) 4-7-001:006, Kahaluu, Koolaupoko, Oahu, as encroaching upon state submerged lands and on February 8, 2019, approved a grant of a twenty-five-year, non-exclusive easement to resolve the existing encroachments. Your Committee further finds that this measure expresses the requisite legislative approval so that an easement may be issued for the continued use of those state submerged lands.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 4 and recommends that it be referred to your Committee on Finance.

Respectfully submitted on behalf of the members of the Committee on Water & Land,

DAVID A. TARNAS, Chair

State of Hawaii House of Representatives The Thirty-first Legislature

HSCR1030-22

Record of Votes of the Committee on Water & Land

Bill/Resolution No.: HCP4	Committee Referral: WAL, FIN		Date	Date: 3/10/2022		
☐ 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)						
WAL Members		Ayes	Ayes (WR)	Nays	Excused	
1. TARNAS, David A. (C	C)					
2. BRANCO, Patrick Pih	ana (VC)					
3. GANADEN, Sonny						
3. Griving						
4. KOBAYASHI, Bertra	nd			. At Alisto 1995 state athematika si 2008 od 8. Athe	and Advanced Assessment (1996) and the American Street, and Street, and Street, and Street, and Street, and St	
5. KONG, Sam Satoru				skaling om Northambory		
6. MORIKAWA, Dee						
7. OHNO, Takashi						
7. Office, runusm						
8. McDERMOTT, Bob	a territoria dell'origina di mandiori suma anticolori della compania	ソ				
TOTAL	(8)	8	0	0	0	
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						