STAND. COM. REP. NO. 4026

Honolulu, Hawaii

## APR 2 0 2022

## RE: H.C.R. No. 4

Honorable Ronald D. Kouchi President of the Senate Thirty-First State Legislature Regular Session of 2022 State of Hawaii

Sir:

Your Committee on Water and 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 and intent of this measure is to authorize the issuance of a term, non-exclusive easement for the portion of state submerged lands fronting the property identified as tax map key number: (1) 4-7-001:006, Kahaluu, Koolaupoko, Oahu, for the use, repair, and maintenance of 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, pursuant to section 171-53, Hawaii Revised Statutes, the Board of Land and Natural Resources may lease submerged lands with the prior approval of the Governor and the prior authorization of the Legislature by concurrent resolution. Your Committee further finds that on February 8, 2019, under agenda item D-8, the Board of Land and Natural Resources, subject to conditions, approved a grant of a



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twenty-five-year non-exclusive easement to resolve the existing seawall, steps, and filled land encroachments identified in this measure. Your Committee concludes that the easement is necessary for the use, repair, and maintenance of the existing improvements.

As affirmed by the record of votes of the members of your Committee on Water and 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 Ways and Means.

> Respectfully submitted on behalf of the members of the Committee on Water and Land,

MAINER Sunup



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

## Record of Votes Committee on Water and Land WTL

Bill / Resolution No.:*	Committee Referral:		Da	Date:	
HER 4	WTL, WAM			4/18/22	
The Committee is reconsidering its previous decision on this measure.					
The Recommendation is:					
Pass, unamended Pass, with amendments Hold Recommit 2312 2311 2310 2313					
Members		Aye	Aye (WR)	Nay	Excused
INOUYE, Lorraine R. (C)		_ X			
KEITH-AGARAN, Gilbert S.C. (VC)		X			
MISALUCHA, Bennette E.		X			
RIVIERE, Gil		X			
FEVELLA, Kurt	X				
TOTAL		_5			
Recommendation: Not 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