

STAND. COM. REP. NO. 3511

Honolulu, Hawaii

MAR 28 2022

RE: S.C.R. No. 4
S.D. 1

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

Sir:

Your Committee on Ways and Means, to which was referred
S.C.R. No. 4, S.D. 1, entitled:

"SENATE 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 an easement for state submerged lands.

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
Kahaluu, Koolaupoko, Oahu, for the maintenance and repair of the
existing seawall, steps, and filled land, 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.

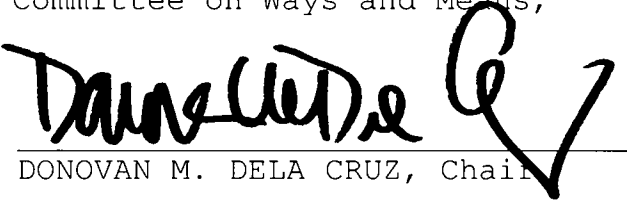
Your Committee finds that section 171-53, Hawaii Revised
Statutes, requires the Board of Land and Natural Resources to
obtain authorization from the Legislature to engage in the



disposition of state submerged lands. The Board has identified portions of a seawall, steps, and filled land fronting the property identified as Tax Map Key: (1) 4-7-001:006, as encroaching upon state submerged lands. The current owner of the abutting property has worked with the Department of Land and Natural Resources to obtain a long-term easement, as the existing seawall, steps, and filled land are located on state submerged lands. Your Committee further finds that this measure expresses the requisite legislative approval 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. 4, S.D. 1, and recommends its adoption.

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


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.:* SCR 4, SD1	Committee Referral: WTL, WAM	Date: 3/23/22
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The Committee is reconsidering its previous decision on this measure.
 If so, then the previous decision was to: _____

The Recommendation is:

Pass, unamended 2312 Pass, with amendments 2311 Hold 2310 Recommit 2313

Members	Aye	Aye (WR)	Nay	Excused
DELA CRUZ, Donovan M. (C)	X			
KEITH-AGARAN, Gilbert S.C. (VC)	X			
INOUYE, Lorraine R.	X			
KANUHA, Dru Mamo	X			
KIDANI, Michelle N.	X			
MISALUCHA, Bennette E.	X			
MORIWAKI, Sharon Y.	X			
SHIMABUKURO, Maile S.L.	X			
TANIGUCHI, Brian T.				X
WAKAI, Glenn				X
FEVELLA, Kurt	X			
TOTAL	9			2

Recommendation: Adopted Not Adopted

Chair's or Designee's Signature:


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*Only one measure per Record of Votes