

STAND. COM. REP. NO. 3322

Honolulu, Hawaii

MAR 22 2022

RE: S.C.R. No. 64
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 Water and Land, to which was referred
S.C.R. No. 64 entitled:

"SENATE CONCURRENT RESOLUTION REQUESTING THE BOARD OF LAND
AND NATURAL RESOURCES TO SUPPORT AND AUTHORIZE THE NAPILI
BEACH PUBLIC ACCESS STAIR PROJECT,"

begs leave to report as follows:

The purpose and intent of this measure is to request the
Board of Land and Natural Resources to support and authorize the
Napili Beach Public Access Stair Project.

Your Committee received testimony in support of this measure
from the Department of Land and Natural Resources and Napili Bay
and Beach Foundation, Inc.

Your Committee finds that Hawaii's beaches are a world-
renowned natural resource that are facing significant challenges
with the onset of climate change, sea level rise, and coastal
erosion. Napili Beach, located in Kaanapali, Maui, has served
both residents and tourists as a scenic point on Maui's west
coast. The old Napili Beach public access concrete stairs,
originally constructed in the 1980s, from headland to the south
end of Napili Beach, were seriously damaged by heavy south swells
on Labor Day, 2017, before being destroyed completely in July
2019. To mitigate some impacts from further coastal erosion and
heavy south swells, the Napili Beach Public Access Stair Project



was proposed to be relocated to a location further way from south swell impact. In 2019, the Napili Bay and Beach Foundation Inc. applied for and received a state grant-in-aid to replace the older stairs with more resilient, trex decking stairs, which are open tread to allow seasonal ebb and flow of beach sand.

Your Committee further finds that since the inception of the Napili Beach Public Access Stair Project, the Department of Land and Natural Resources has issued a site plan approval for the replacement of the failed concrete stairs with the new access stairs. At the Board of Land and Natural Resources meeting on October 22, 2021, under agenda item D-5, the Board approved a twenty-five-year term, non-exclusive easement for elevated beach access stairs and dune walkover on state submerged lands identified by tax map keys: (2) 4-3-002:023 and (2) 4-3-002:099. To ensure continued access to Napili Beach for Hawaii's people, your Committee concludes that the easement is necessary for use, repair, and maintenance of the Napili Beach public access stairs.

Your Committee has amended this measure by:

- (1) Inserting updated findings regarding the Department of Land and Natural Resources' administrative procedures on the term, non-exclusive easement covering a portion of state submerged lands at Napili, Kaanapali, Maui;
- (2) Amending its title in accordance with its amended purpose; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

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 S.C.R. No. 64, as amended herein, and recommends that it be referred to your Committee on Ways and Means, in the form attached hereto as S.C.R. No. 64, S.D. 1.



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


LORRAINE R. INOUÉ, Chair



