
SENATE CONCURRENT RESOLUTION

AUTHORIZING THE SALE OF STATE RECLAIMED LANDS AT KANEOHE,
KOOLAUPOKO, OAHU.

1 WHEREAS, as part of a channel-dredging project pursuant to
2 a permit issued in 1939 by the Army Corps of Engineers in
3 Kaneohe Bay the subject state reclaimed land was developed; and
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5 WHEREAS, the state reclaimed land is identified as Tax Map
6 Key: 4-4-21:54 and was set aside to the City and County of
7 Honolulu under Governor's Executive Order No. 3410 for a park
8 site, but the City and County of Honolulu never developed the
9 park because there is no sandy beach in the area; and
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11 WHEREAS, on October 8, 2004, under agenda Item D-13, the
12 Board of Land and Natural Resources approved the sale of the
13 state reclaimed land as three separate parcels to Robert A. and
14 Gretchen M. Gould, Lewis L. Schreiner Trust and Mary Jane
15 Schreiner Trust, and to the City and County of Honolulu for
16 beach right-of-way purposes; and
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18 WHEREAS, the three subject parcels of state reclaimed land
19 are located seaward of the abutting landowners property; and
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21 WHEREAS, Robert A. and Gretchen M. Gould's property, Tax
22 Map Key: (1) 4-4-21:25, has a parcel seaward that is 212 square
23 feet and appraised by Jan Medusky on October 8, 2004 for \$2,800;
24 and
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26 WHEREAS, Lewis and Mary Jane Schreiner's property, Tax Map
27 Key: (1) 4-4-21:19, has a parcel seaward that is 1,842 square
28 feet and appraised by Jan Medusky on October 8, 2004 for
29 \$33,300; and
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31 WHEREAS, the City and County of Honolulu's beach right-of-
32 way, Tax Map Key: (1) 4-4-21:20, has a parcel seaward that is
33 345 square feet, on which the Department of Land and Natural



1 Resources has not done an appraisal as required by section 171-
2 64.7, Hawaii Revised Statutes; and

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4 WHEREAS, the Goulds, Schreiners, and the City and County of
5 Honolulu plan to consolidate the reclaimed parcels with the
6 abutting property through the county subdivision process, and
7 there are no further development plans; and

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9 WHEREAS, the Board of Land and Natural Resources approved
10 the consideration of the subject conveyances to the Goulds and
11 Schreiners for the appraised value and to the City and County of
12 Honolulu at gratis; and

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14 WHEREAS, the proposed at gratis sale of state reclaimed
15 lands to the City and County of Honolulu will facilitate the
16 maintenance of a beach right-of-way to the shoreline in
17 perpetuity; and

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19 WHEREAS, an informational briefing on the proposed sales of
20 the subject parcels of state reclaimed land was held on
21 November 30, 2009 at Windward Community College in Kaneohe,
22 Oahu; and

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24 WHEREAS, section 171-64.7, Hawaii Revised Statutes,
25 requires the state department or agency proposing to sell or
26 gift state lands to submit for introduction to the legislature a
27 concurrent resolution for review of the proposed sale or gift of
28 state lands; and

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30 WHEREAS, a copy of the subject concurrent resolution has
31 been submitted to the Office of Hawaiian Affairs; now,
32 therefore,

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34 BE IT RESOLVED by the Senate of the Twenty-fifth
35 Legislature of the State of Hawaii, Regular Session of 2010, the
36 House of Representatives concurring, that the Board of Land and
37 Natural Resources is hereby authorized to sell the state
38 reclaimed land fronting the properties identified as Tax Map
39 Keys: (1) 4-4-21:25 and (1) 4-4-21:19 in Kaneohe, Koolaupoko,
40 Oahu, to Robert A. and Gretchen M. Gould, and the Lewis L.
41 Schreiner Trust and the Mary Jane Schreiner Trust, respectively,
42 pursuant to section 171-64.7, Hawaii Revised Statutes; and

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1 BE IT FURTHER RESOLVED by the Senate of the Twenty-fifth
2 Legislature of the State of Hawaii, Regular Session of 2010, the
3 House of Representatives concurring, that the Board of Land and
4 Natural Resources is hereby not authorized to sell at gratis the
5 state reclaimed land fronting the property identified as Tax Map
6 Key: (1) 4-4-21:20 in Kaneohe, Koolaupoko, Oahu to the City and
7 County of Honolulu pursuant to section 171-64.7, Hawaii Revised
8 Statutes; and

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10 BE IT FURTHER RESOLVED that the Board of Land and Natural
11 Resources is urged to provide the Office of Hawaiian Affairs a
12 right of first refusal to purchase the subject properties, if
13 the Office deems the purchase necessary to preserve the ceded
14 lands corpus; and

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16 BE IT FURTHER RESOLVED that certified copies of this
17 Concurrent Resolution be transmitted to the Chairperson of the
18 Board of Land and Natural Resources and the Administrator of the
19 Office of Hawaiian Affairs.

