

STAND. COM. REP. NO. **2864**

Honolulu, Hawaii

MAR 13 2014

RE: S.C.R. No. 21

Honorable Donna Mercado Kim
President of the Senate
Twenty-Seventh State Legislature
Regular Session of 2014
State of Hawaii

Madam:

Your Committee on Water and Land, to which was referred
S.C.R. No. 21 entitled:

"SENATE CONCURRENT RESOLUTION AUTHORIZING THE ISSUANCE OF A
TERM, NON-EXCLUSIVE EASEMENT COVERING PORTION OF STATE
SUBMERGED LANDS AT KUALOA, KOOLAUPOKO, OAHU, FOR THE
MAINTENANCE AND REPAIR OF THE EXISTING SEAWALL AND STEPS, AND
FOR USE, MAINTENANCE, AND REPAIR 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 covering a portion of
state submerged lands at Kualoa, Koolaupoko, Oahu, for the
maintenance and repair of the existing seawall and steps, and for
use, maintenance, and repair of the existing improvements
constructed thereon.

Your Committee received testimony in support of this measure
from the Department of Land and Natural Resources.

Your Committee finds that on July 20, 2012, the Department of
Land and Natural Resources, Office of Conservation and Coastal
Lands believed the owners should be offered an opportunity for the
Board of Land and Natural Resources to consider a request for an
easement to resolve the encroachments of a seawall and steps on
state submerged lands fronting the property identified as Tax Map
Key: (1) 4-9-009: seaward of 005, Kualoa, Koolaupoko, Oahu.
Around 2013, the Department worked with the owner, Minatoya Real
Estate, LLC, to resolve the encroachments. At its meeting of

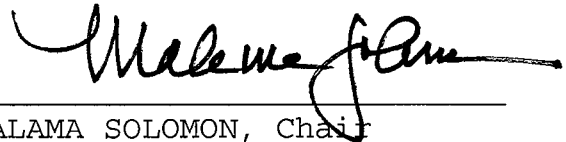
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January 11, 2013, under agenda item D-11, the Board approved a grant of a 55-year non-exclusive easement to resolve the encroachments.

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. 21 and recommends that it be referred to the Committee on Ways and Means.

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




MALAMA SOLOMON, Chair



The Senate
 Twenty-Seventh Legislature
 State of Hawai'i

Record of Votes
Committee on Water and Land
WTL

Bill / Resolution No.:*	Committee Referral:	Date:		
SCR 21	WTL, WAM	3/10/14		
<input type="checkbox"/> The committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is: <input checked="" type="checkbox"/> Pass, unamended 2312 <input type="checkbox"/> Pass, with amendments 2311 <input type="checkbox"/> Hold 2310 <input type="checkbox"/> Recommit 2313				
Members	Aye	Aye (WR)	Nay	Excused
SOLOMON, Malama (C)	✓			
GALUTERIA, Brickwood (VC)				✓
DELA CRUZ, Donovan M.				✓
IHARA, Jr., Les				✓
RUDERMAN, Russell E.	✓			
SHIMABUKURO, Maile S.L.	✓			
TANIGUCHI, Brian	✓			
THIELEN, Laura H.	✓			
SLOM, Sam				✓
TOTAL	5			4
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> 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