

STAND. COM. REP. NO. **3222**

Honolulu, Hawaii

**APR 03 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 Ways and Means, 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, for the  
use, maintenance, and repair of the existing improvements  
constructed thereon.

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

Your Committee finds that an existing seawall and steps were  
placed on state submerged lands fronting property identified as  
Tax Map Key: (1) 4-9-009: seaward of 005, Kualoa, Koolaupoko,  
Oahu. Your Committee recognizes that the current property owner  
of the property has worked with the Department of Land and Natural  
Resources to resolve the encroachment of the seawall and steps on  
state submerged land. Your Committee further finds that the Board  
of Land and Natural Resources approved the issuance of a fifty-  
five-year, non-exclusive easement to resolve the encroachments.

SCR21 SSCR LRB 14-2444.doc



Section 171-53, Hawaii Revised Statutes, requires the prior approval of the Governor and prior authorization of the Legislature by concurrent resolution for the disposition of state submerged lands. Accordingly, your Committee finds that this concurrent resolution is in compliance with the statutory requirements.

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. 21 and recommends its adoption.


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

  
\_\_\_\_\_  
DAVID Y. IGE Chair



The Senate  
 Twenty-Seventh Legislature  
 State of Hawai'i

**Record of Votes**  
**Committee on Ways and Means**  
**WAM**

Bill / Resolution No.:*	Committee Referral:	Date:		
SCR 21	WTL, WAM	4/1/14		
<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
IGE, David Y. (C)	✓			
KIDANI, Michelle N. (VC)	✓			
CHUN OAKLAND, Suzanne	✓			
DELA CRUZ, Donovan M.				✓
ENGLISH, J. Kalani				✓
ESPERO, Will	✓			
KAHELE, Gilbert	✓			
KEITH-AGARAN, Gilbert S.C.	✓			
KOUCHI, Ronald D.	✓			
RUDERMAN, Russell E.	✓			
THIELEN, Laura H.	✓			
TOKUDA, Jill N.	✓			
SLOM, Sam	✓			
	11	0	0	2
Recommendation:				
<input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature:				
				
<b>Distribution:</b>				
Original File with Committee Report	Yellow Clerk's Office	Pink Drafting Agency	Goldenrod Committee File Copy	

\*Only one measure per Record of Votes