SENATE CONCURRENT RESOLUTION

AUTHORIZING THE ISSUANCE OF A TERM, NON-EXCLUSIVE EASEMENT COVERING A PORTION OF STATE SUBMERGED LANDS AT KANEOHE, KOOLAUPOKO, OAHU, FOR THE MAINTENANCE AND REPAIR OF THE EXISTING SEAWALL, BOAT RAMP, AND PIER, AND FOR USE, REPAIR, AND MAINTENANCE OF THE EXISTING IMPROVEMENTS CONSTRUCTED THEREON.

WHEREAS, portions of the existing seawall, boat ramp, and pier fronting the property identified as Tax Map Key: (1) 4-4-018: seaward of 072, Kaneohe, Koolaupoko, Oahu, was placed upon state submerged lands; and

WHEREAS, in early 2015, the Department of Land and Natural Resources' Office of Conservation and Coastal Lands worked with the property owner, Hitoshi Yoshikawa, to resolve the encroachment; and

WHEREAS, on April 24, 2015, under agenda item D-15, the Board of Land and Natural Resources approved a grant of a fifty-five year non-exclusive easement to resolve the encroachment; and

WHEREAS, the subject area is approximately seven hundred seventy-two square feet, as reviewed and approved by the Department of Accounting and General Services, Survey Division; and

WHEREAS, fair market value of the seven hundred seventy-two square feet was appraised at $36,000; and

WHEREAS, section 171-53, Hawaii Revised Statutes, requires the prior approval of the Governor and prior authorization of the Legislature by concurrent resolution to lease state submerged lands; now, therefore,
BE IT RESOLVED by the Senate of the Twenty-ninth Legislature of the State of Hawaii, Regular Session of 2017, the House of Representatives concurring, that the Board of Land and Natural Resources is authorized to issue a term, non-exclusive easement covering a portion of state submerged lands fronting the property identified as Tax Map Key: (1) 4-4-018: seaward of 072, Kaneohe, Koolaupoko, Oahu, for the maintenance and repair of the existing seawall, boat ramp, and pier, and for use, repair, and maintenance of the existing improvements constructed thereon pursuant to section 171-53, Hawaii Revised Statutes; and

BE IT FURTHER RESOLVED that a certified copy of this Concurrent Resolution be transmitted to the Chairperson of the Board of Land and Natural Resources.

OFFERED BY: [Signature]

[Signature]