
SENATE CONCURRENT RESOLUTION

AUTHORIZING THE ISSUANCE OF A PERPETUAL, NON-EXCLUSIVE EASEMENT COVERING PORTIONS OF SUBMERGED LANDS AT MAUNALUA, OAHU, HAWAII, FOR THE CONSTRUCTION AND MAINTENANCE OF A ROCK GROIN TO SLOW THE RATE OF SEDIMENT DEPOSITION IN THE ENTRANCE CHANNEL OF THE HAWAII KAI MARINA.

1 WHEREAS, the Hawaii Kai Marina Community Association
2 (HKMCA) is responsible for the maintenance of the entrance
3 channel between the privately-owned Hawaii Kai Marina and
4 Maunalua Bay; and
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6 WHEREAS, in 2013, HKMCA reconstructed the temporary sandbag
7 groin on the eastern side of the Hawaii Kai Marina entrance
8 channel to retain sand and slow the rate of sediment deposition
9 in the channel; and
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11 WHEREAS, the performance of the sandbag groin has been
12 monitored and shown to effectively reduce the rate of sediment
13 deposition in the Hawaii Kai Marina entrance channel; and
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15 WHEREAS, around March 2016, HKMCA began working with the
16 Office of Conservation and Coastal Lands on the proposed Hawaii
17 Kai Marina Entrance Channel groin replacement project to remove
18 the temporary sandbag groin and construct a permanent rock groin
19 in its place; and
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21 WHEREAS, the Final Environmental Assessment and Finding of
22 No Significant Impact for the Hawaii Kai Marina Entrance Channel
23 groin replacement project were published on August 8, 2017; and
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25 WHEREAS, on August 30, 2018, the Board of Land and Natural
26 Resources (Board) approved the application of a Conservation
27 District Use Permit for the Hawaii Kai Marina Entrance Channel
28 groin replacement project; and
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1 WHEREAS, on June 12, 2020, under agenda item D-7, the Board
 2 approved the issuance of a perpetual, non-exclusive easement to
 3 HKMCA for the replacement of the existing deteriorating sandbag
 4 groin with a new, larger, and permanent rock rubble mound
 5 revetment and groin; and
 6

7 WHEREAS, the grantee shall pay the State the fair market
 8 value of the easement as consideration of the use of state
 9 submerged lands to be determined by independent appraisal; and
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11 WHEREAS, section 171-53, Hawaii Revised Statutes, requires
 12 the prior approval of the Governor and prior authorization of
 13 the Legislature by concurrent resolution to lease state
 14 submerged lands; now, therefore,
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16 BE IT RESOLVED by the Senate of the Thirty-first
 17 Legislature of the State of Hawaii, Regular Session of 2021, the
 18 House of Representatives concurring, that the Board of Land and
 19 Natural Resources is authorized to issue a perpetual, non-
 20 exclusive easement covering portions of state submerged lands
 21 seaward of Tax Map Key: (1) 3-9-002: seaward of Kalaniana'ole
 22 Highway near the bridge at Maunaloa, Oahu, Hawaii, for the
 23 construction and maintenance of a rock groin to slow the rate of
 24 sediment deposition into the entrance channel of the Hawaii Kai
 25 Marina; and
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27 BE IT FURTHER RESOLVED that a certified copy of this
 28 Concurrent Resolution be transmitted to the Chairperson of the
 29 Board of Land and Natural Resources.

