

STAND. COM. REP. NO.

966

Honolulu, Hawaii

MAR 16 , 2021

RE: H.C.R. No. 18

Honorable Scott K. Saiki  
Speaker, House of Representatives  
Thirty-First State Legislature  
Regular Session of 2021  
State of Hawaii

Sir:

Your Committee on Water & Land, to which was referred H.C.R. No. 18 entitled:

"HOUSE CONCURRENT RESOLUTION AUTHORIZING THE ISSUANCE OF A TERM, NON-EXCLUSIVE EASEMENT COVERING A PORTION OF STATE SUBMERGED LANDS AT KAMAOLE, KULA, MAUI, FOR THE EXISTING RUBBLE ROCK REVETMENT, ROCK WALL, AND TWO CONCRETE STAIRWAYS, AND FOR USE, MAINTENANCE, REPAIR, REPLACEMENT, AND REMOVAL OF THE EXISTING IMPROVEMENTS CONSTRUCTED THEREON,"

begs leave to report as follows:

The purpose of this measure is to authorize the issuance of a term, non-exclusive easement covering a portion of state submerged lands at Kamaole, Kula, Maui, for the existing rubble rock revetment, rock wall, and two concrete stairways, and for use, maintenance, repair, replacement, and removal 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 the rubble rock revetment, rock wall, and two concrete stairways, all of which were built in 1980, are subject to the approval of the Department of Land and Natural Resources' Office of Conservation and Coastal Lands, which determined that the encroaching structures prevent shoreline erosion and will help to mitigate inland flooding associated with

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large wave and storm events; removal of the rubble rock revetment would likely place one of the condominium buildings under immediate threat from erosion; and public access would be diminished by removal of the stairs. Your Committee further finds that this measure is necessary to provide legislative authorization for the Board of Land and Natural Resources to lease the subject submerged lands.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 18 and recommends that it be referred to your Committee on Consumer Protection & Commerce.

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



DAVID A. TARNAS, Chair



Record of Votes of the Committee on Water & Land

Bill/Resolution No.: <u>HCR18</u>	Committee Referral: <u>WAL, CPC</u>	Date: <u>3/11/2021</u>
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The committee is reconsidering its previous decision on the measure.

The recommendation is to:  Pass, unamended (as is)     Pass, with amendments (HD)     Hold  
 Pass short form bill with HD to recommit for future public hearing (recommit)

WAL Members	Ayes	Ayes (WR)	Nays	Excused
1. TARNAS, David A. (C)	✓			
2. BRANCO, Patrick Pihana (VC)	✓			
3. GANADEN, Sonny	✓			
4. KOBAYASHI, Bertrand	✓			
5. KONG, Sam Satoru				✓
6. MORIKAWA, Dee	✓			
7. OHNO, Takashi	✓			
8. McDERMOTT, Bob	✓			
<b>TOTAL (8)</b>	<b>7</b>			<b>1</b>

The recommendation is:  Adopted     Not Adopted  
 If joint referral, \_\_\_\_\_ did not support recommendation.  
committee acronym(s)

Vice Chair's or designee's signature: *David Carnas*