

STAND. COM. REP. NO.

1523

Honolulu, Hawaii

MAR 30 , 2021

RE: H.C.R. No. 22  
H.D. 1

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

Sir:

Your Committee on Consumer Protection & Commerce, to which was referred H.C.R. No. 22, H.D. 1, entitled:

"HOUSE CONCURRENT RESOLUTION AUTHORIZING THE ISSUANCE OF TERM, NON-EXCLUSIVE EASEMENTS COVERING A PORTION OF STATE SUBMERGED LANDS AT WAIOHULI-KEOKEA (KIHEI), WAILUKU, MAUI, FOR THE EXISTING SEAWALL, AND FOR USE, MAINTENANCE, AND REPAIR OF THE EXISTING IMPROVEMENTS CONSTRUCTED THEREON,"

begs leave to report as follows:

The purpose of this measure is to authorize the Board of Land and Natural Resources to issue a term, non-exclusive easement covering a portion of state submerged lands at Waiohuli-Keokea, Wailuku, Maui, for the existing seawall, and for the use, repair, and maintenance 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 existing seawall fronting private property located in Waiohuli-Keokea, and spanning 928 square feet, encroaches onto state submerged lands. Your Committee further finds that the Department of Land and Natural Resources granted a 65-year non-exclusive easement to run with the land and to inure to the benefit of the abutting condominium property regime units to resolve the encroachment. This measure

2021-2668 HCR22 HD1 HSCR HMSO



authorizes the granting of a term, non-exclusive easement, as required by state law, for the portion of identified state submerged lands in Waiohuli-Keokea that have been encroached upon by the seawall, and for the use, repair, and maintenance of the existing improvements constructed thereon.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 22, H.D. 1, and recommends its adoption.

Respectfully submitted on  
behalf of the members of the  
Committee on Consumer  
Protection & Commerce,



AARON LING JOHANSON, Chair



