

STAND. COM. REP. NO. 1499

Honolulu, Hawaii

MAR 30 2021

RE: S.C.R. No. 12

Honorable Ronald D. Kouchi
President of the Senate
Thirty-First State Legislature
Regular Session of 2021
State of Hawaii

Sir:

Your Committee on Ways and Means, to which was referred
S.C.R. No. 12 entitled:

"SENATE 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 and intent 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 fronting the
property identified as Tax Map Key: (2) 3-9-005:001, for the
existing rubble rock revetment, rock wall, and two concrete
stairways, and for the use, maintenance, repair, replacement, and
removal of the existing improvements constructed thereon pursuant
to section 171-53, Hawaii Revised Statutes.

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

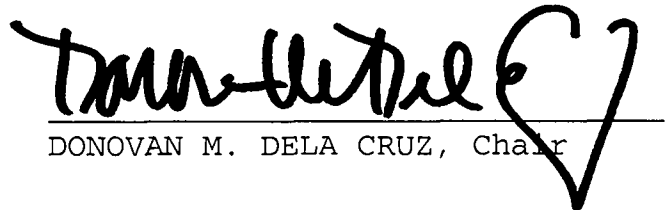
Your Committee finds that section 171-53, Hawaii Revised
Statutes, authorizes the Board of Land and Natural Resources to
lease submerged lands with the prior approval of the Governor and
the prior authorization of the Legislature by concurrent
resolution. At the location in question, a rubble rock revetment,



a rock wall, and two concrete stairways were originally built in 1980 in the government beach reserve. However, a portion of the improvements are located on state submerged lands. Your Committee finds that the removal of the rubble rock revetment would place one of the condominium buildings under immediate threat of erosion, and removal of the stairs could hinder public access. Your Committee further finds that encroaching structures will prevent shoreline erosion and mitigate inland flooding associated with large wave and storm events.

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. 12 and recommends its adoption.

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

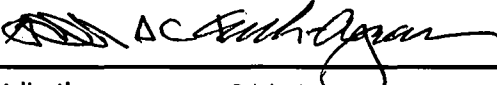


DONOVAN M. DELA CRUZ, Chair



The Senate
Thirty-First Legislature
State of Hawai'i

Record of Votes
Committee on Ways and Means
WAM

Bill / Resolution No.:*	Committee Referral:	Date:		
SCR 12	WTL, WAM	3/30/21		
<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
DELA CRUZ, Donovan M. (C)	X			
KEITH-AGARAN, Gilbert S.C. (VC)	X			
ENGLISH, J. Kalani	X			
INOUYE, Lorraine R.	X			
KANUHA, Dru Mamo	X			
KIDANI, Michelle N.	X			
MORIWAKI, Sharon Y.	X			
SHIMABUKURO, Maile S.L.	X			
TANIGUCHI, Brian T.	X			
WAKAI, Glenn	X			
FEVELLA, Kurt	X			
TOTAL	11			
Recommendation:				
<input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature:				
				
Distribution:				
Original	Yellow	Pink	Goldenrod	
File with Committee Report	Clerk's Office	Drafting Agency	Committee File Copy	

*Only one measure per Record of Votes