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 H.C.R. NO. 5.D. 1

HOUSE CONCURRENT RESOLUTION

AUTHORIZING THE ISSUANCE OF A TERM, NON-EXCLUSIVE EASEMENT, COVERING A PORTION OF STATE SUBMERGED LANDS AT WAIOHULI-KEOKEA HOMESTEADS, KIHEI, MAUI, FOR SEAWALL AND ROCK REVETMENT PURPOSES.

WHEREAS, O. Joachim and Inge J. Granzow, Trustees of the O. Joachim Granzow and Inge Granzow Family Trust dated June 1, 1990, and Joachim Wilhelm Granzow and Christian Lars Granzow own the property located at 1786 Halama Street, Kihei, Waiohuli-Keokea Homesteads, Kihei, Maui, further identified by Tax Map Key: (2) 3-9-012:004; and

WHEREAS, a seawall and rubble rock revetment encumbers an area of approximately 2,387 square feet, of which is a portion of state submerged lands seaward of Tax Map Key: (2) 3-9-012:004; and

WHEREAS, the revetment was put in place prior to 1964 to provide stability and necessary coastal protection for the property; and

WHEREAS, on May 18, 2006, the Office of Conservation and Coastal Lands of the Department of Land and Natural Resources determined that allowing the encroachment to remain through the issuance of an easement would have no adverse impact on natural resources, including beach resources and public access; and

WHEREAS, on June 10, 2010, under agenda item D-10, the Board of Land and Natural Resources granted an amended approval for a fifty-five year term, non-exclusive easement to O. Joachim Granzow and Inge J. Granzow, Trustees of the O. Joachim Granzow and Inge Granzow Family Trust dated June 1, 1990, and Joachim Wilhelm Granzow and Christian Lars Granzow; and

WHEREAS, section 171-53, Hawaii Revised Statutes, requires the prior authorization of the Legislature by Concurrent Resolution to lease state submerged lands; now, therefore,

BE IT RESOLVED by the House of Representatives of the Twenty-seventh Legislature of the State of Hawaii, Regular Session of 2014, the Senate concurring, that the Board of Land and Natural Resources is authorized to issue a term, non-exclusive easement covering a portion of state submerged and reclaimed (filled) lands identified as Tax Map Key: (2) 3-9-012:004 at Waiohuli-Keokea Homesteads, Kihei, Maui, comprising 2,387 square feet, for maintenance, repair, replacement, and removal of an existing seawall and rubble rock revetment over, under, and across state-owned lands; 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.