

NAME	ORGANIZATION/INDIVIDUAL	SUPPORT/OPOSE
CARTY S CHANG	DLNR	SUPPORT

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HCR185

Submitted on: 4/16/2015

Testimony for WTL on Apr 20, 2015 14:55PM in Conference Room 224

Submitted By	Organization	Testifier Position	Present at Hearing
Carty S. Chang	DLNR	Support	Yes

Comments:

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DAVID Y. IGE
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**STATE OF HAWAII
DEPARTMENT OF LAND AND NATURAL RESOURCES**

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**Testimony of
CARTY S. CHANG
Interim Chairperson**

**Before the Senate Committee on
WATER AND LAND**

**Monday, April 20, 2015
2:55 PM
State Capitol, Room 224**

**In consideration of
HOUSE CONCURRENT RESOLUTION 185
AUTHORIZING THE ISSUANCE OF FOUR TERM, NON-EXCLUSIVE EASEMENTS
COVERING PORTIONS OF STATE SUBMERGED LANDS AT STABLE ROAD BEACH,
STABLE ROAD, SPRECKLESVILLE, WAILUKU, MAUI, FOR THE USE,
MAINTENANCE, AND REPAIR OF FOUR EXISTING ROCK GROINS**

House Concurrent Resolution 185 requests the authorization to issue four term, non-exclusive easements covering a total of approximately 7,078 square feet, more or less, being portions of State submerged lands fronting the properties identified as Tax Map Keys: (2) 3-8-002: seaward of 071, 074, 077, 078 and 094,¹ at Spreckelsville, Wailuku, Maui for use, maintenance and repair of four existing rock groins constructed thereon, pursuant to Section 171-53, Hawaii Revised Statutes (HRS). **The Department of Land and Natural Resources (“Department”) supports this concurrent resolution.**

The Stable Road Beach Restoration Foundation, Inc. (“Foundation”) worked with the Department and other State, County of Maui and Federal agencies to secure the necessary permits and approvals to construct four rock groins fronting the private properties identified above to address beach erosion. As required by Section 171-53, HRS, the Board of Land and Natural Resources (“Board”) may lease submerged lands "with the prior approval of the Governor and the prior authorization of the Legislature by concurrent resolution". At its meeting on September 26, 2014, under agenda item D-6, the Board approved the construction of the rock groins and the issuance of four term, non-

¹ Although the rock groins are adjacent to five parcels, only four owners are participating in the beach restoration / groin project. These four owners, who are identified in the resolution, will be the grantees of the easements.

CARTY S. CHANG
INTERIM CHAIRPERSON
BOARD OF LAND AND NATURAL RESOURCES
COMMISSION ON WATER RESOURCE MANAGEMENT

KEKOA KALUHIWA
FIRST DEPUTY

W. ROY HARDY
ACTING DEPUTY DIRECTOR - WATER

AQUATIC RESOURCES
BOATING AND OCEAN RECREATION
BUREAU OF CONVEYANCES
COMMISSION ON WATER RESOURCE MANAGEMENT
CONSERVATION AND COASTAL LANDS
CONSERVATION AND RESOURCES ENFORCEMENT
ENGINEERING
FORESTRY AND WILDLIFE
HISTORIC PRESERVATION
KAHOOLAWE ISLAND RESERVE COMMISSION
LAND
STATE PARKS

exclusive easements for the purposes stated above. The easements will be issued to the owners of four parcels adjacent to the rock groins.

The Board approval of September 26, 2014 requires the easements to be appraised at fair market value by an independent appraisal. However, the Foundation requested consideration of the public benefit of the groins in determining the amount to be paid to the State for the easements. The Board approval requires the issue of valuation to be taken back to the Board once the easements are appraised. The Department believes the grantees should pay the fair market value of the easements for the use of public lands, and will make that recommendation to the Board.

Thank you for the opportunity to testify.