

SCR

14

From: mailinglist@capitol.hawaii.gov
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Cc: amel.s.chun@hawaii.gov
Subject: Submitted testimony for SCR14 on Feb 9, 2015 15:35PM
Date: Friday, February 06, 2015 2:09:52 PM
Attachments: [SCR14_LNR_02-09-15_WTL.pdf](#)

SCR14

Submitted on: 2/6/2015

Testimony for WTL on Feb 9, 2015 15:35PM in Conference Room 224

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

Comments:

Please note that testimony submitted less than 24 hours prior to the hearing, improperly identified, or directed to the incorrect office, may not be posted online or distributed to the committee prior to the convening of the public hearing.

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GOVERNOR OF HAWAII



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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, February 9, 2015
3:35 PM
State Capitol, Room 224

In consideration of
SENATE CONCURRENT RESOLUTION 14
AUTHORIZING THE ISSUANCE OF A TERM, NON-EXCLUSIVE EASEMENT
COVERING A PORTION OF STATE SUBMERGED LANDS AT KAHALUU,
KOOLAUPOKO, OAHU, FOR THE USE, REPAIR, AND MAINTENANCE OF THE
EXISTING SEAWALL

Senate Concurrent Resolution 14 requests the authorization to issue a term, non-exclusive easement covering 31,266 square feet, more or less, portion of state submerged lands fronting the property identified as tax map key: (1) 4-7-011: seaward of 001, at Kahaluu, Koolauapoko, Oahu for use, repair, and maintenance of existing seawall constructed thereon, pursuant to Section 171-53, Hawaii Revised Statutes (HRS). **The Department of Land and Natural Resources (“Department”) supports this Administration concurrent resolution.**

The current owner of the abutting property, Kahaluu Pond, Inc., obtained a 30-year term easement from the Board of Land and Natural Resources (“Board”) commencing from 1984. In view of the expiration date in 2014, the owner requested the Board issue a new 55-year term easement for the same purpose. As required by Section 171-53, HRS, the 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 October 11, 2013, under agenda item D-6, the Board approved the issuance of a term, non-exclusive easement for seawall purposes. In addition, the Board authorized the issuance of a right-of-entry to Kahaluu Pond, Inc. for seawall purposes until the execution of the easement document.

The Department hired the appraisal firm of Appraisal Hawaii, Inc. who determined the one-time payment fair market value of the easement is \$4,060.

From: mailinglist@capitol.hawaii.gov
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Subject: Submitted testimony for SCR14 on Feb 9, 2015 15:35PM
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SCR14

Submitted on: 2/8/2015

Testimony for WTL on Feb 9, 2015 15:35PM in Conference Room 224

Submitted By	Organization	Testifier Position	Present at Hearing
Linda Wong	Individual	Support	No

Comments: SCR 14 is similar to SCR 2, which was heard by your committee on Friday, February 6. SCR 2 was approved by the committee and forwarded to Ways and Means. Kahaluu Pond Inc. is in favor of SCR 14, as it would authorize the issuance of a term, non-exclusive easement covering portion of State submerged lands at Kahaluu, Koolaupoko, Oahu, for use, maintenance, and repair of the existing seawall. Kahaluu Fishpond is on the State and National Registers of Historic Sites and is one of the few remaining fishponds in good condition. A 30 year easement was previously granted in 1984, which expired on February 28, 2014. Prior to the expiration, the Land Board held a public hearing at which time it granted a 55 year non-exclusive easement to Kahaluu Pond for maintenance and repair of the existing seawall. The Land Board's action requires legislative approval. We would appreciate your supporting SCR 14 which is similar to SCR 2 which was approved on February 6. Linda Y. Wong kahaluu Pond Inc.

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