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**Subject:** Submitted testimony for SCR163 on Mar 30, 2015 15:00PM  
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**Attachments:** [SCR163\\_LNR\\_03-30-15\\_WTL.pdf](#)

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**SCR163**

Submitted on: 3/27/2015

Testimony for WTL on Mar 30, 2015 15:00PM in Conference Room 224

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Carty S. Chang	DLNR	Support	Yes

Comments:

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DAVID Y. IGE  
GOVERNOR OF HAWAII



**STATE OF HAWAII  
DEPARTMENT OF LAND AND NATURAL RESOURCES**

POST OFFICE BOX 621  
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**Testimony of  
CARTY S. CHANG  
Interim Chairperson**

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

**Monday, March 30, 2015  
3:00 PM  
State Capitol, Room 224**

**In consideration of  
SENATE CONCURRENT RESOLUTION 163  
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**

Senate Concurrent Resolution 163 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,<sup>1</sup> at Sprecklesville, 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, the County of Maui, other state agencies, 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

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<sup>1</sup> 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

**DANIEL S. QUINN**  
INTERIM 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

four term, non-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.

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**Subject:** Submitted testimony for SCR163 on Apr 1, 2015 14:50PM  
**Date:** Tuesday, March 31, 2015 11:23:56 AM  
**Attachments:** [Testimony for SCR 163 F.pdf](#)

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**SCR163**

Submitted on: 3/31/2015

Testimony for WTL on Apr 1, 2015 14:50PM in Conference Room 224

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Present at Hearing</b>
Greg Knecht	Stable Road Beach Restoration Foundation Inc.	Support	No

**Comments:**

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**Testimony**  
**of**  
**Stable Road Beach Restoration Foundation, Inc.**

In consideration of

**SENATE CONCURRENT RESOLUTION 163**

**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**

Quoting from Nature World News and Associated Press articles of March 24, 2015 *“Hawaii's beautiful beaches are vanishing due to chronic erosion, and lawmakers are trying to figure out a way to restore them to their once pristine conditions.*

*About 70 percent of beaches on Oahu, Kauai and Maui have experienced some degree of erosion over the past century, with a total of 13 miles destroyed to date, according to a study by the US Geological Survey. Sea level rise is largely to blame - a phenomenon that is reportedly picking up speed and threatens coastal communities around the globe....”*

The importance of beach restoration in Hawaii should not be understated as many of our beaches are already seeing increasing erosion and are disappearing which will have a negative effect on the Hawaiian economy and environment.

The Stable Road Beach Restoration Foundation, Inc. (“Foundation”) a non-profit organization formed by a community group of home owners, have spent the last 8 years and considerable amounts of their own money to save and restore the Stable Road Beach in Spreckelsville, Maui. This privately sponsored work to restore a valuable public beach involved beach nourishment and geotubes which are now replaced with rock groins. The work was done in partnership with and fully permitted through a dozen agencies at the County, State and Federal levels. Hawaii House Bill 444 encourages the formation of a private-public partnership for the development and execution of a beach restoration and conservation plans. Community-based partnerships empower local community groups to have a more meaningful role in the management of beaches, are very effective in raising community awareness and help with funding these projects.

Now that Stable Road Beach has been successfully restored it has improved the overall use of the beach. The beach is used for traditional cultural uses including fishing, diving, swimming, walking, picnicking, relaxing and enjoying scenery. Since the early 1980's, the beach has also been used by water sport enthusiasts with the growth of surfing, windsurfing, kite boarding and paddle boarding. The beach supports a valuable marine habitat including a nesting place for Green Sea Turtles and resting place for the occasional Monk Seal. The restored beach has improved lateral beach access for the public increasing the overall use of an important natural resource.

The easements will be held by the respective homeowners of the four parcels adjacent to the rock groins who are members of the Foundation, to provide for the use, maintenance and repair of the rock groins under a 55 year lease which will provide a long term and sustainable solution to preserving this valuable public beach.

**Please approve Senate Concurrent Resolution SCR 163 as it supports the long term, sustainable restoration of the Stable Road Beach and encourages other community groups in Hawaii to become involved in beach restoration to help stop beach erosion.**

Thank you for the opportunity to testify.