STAND. COM. REP. NO. 1239-20

Honolulu, Hawaii

JUN 30 , 2020

RE: H.C.R. No. 30 H.D. 1

Honorable Scott K. Saiki Speaker, House of Representatives Thirtieth State Legislature Regular Session of 2020 State of Hawaii

Sir:

Your Committee on Water, Land, & Hawaiian Affairs, to which was referred H.C.R. No. 30 entitled:

"HOUSE CONCURRENT RESOLUTION AUTHORIZING THE ISSUANCE OF TERM, NON-EXCLUSIVE EASEMENTS COVERING PORTIONS OF STATE SUBMERGED LANDS AT WAIOHULI-KEOKEA, WAILUKU, MAUI, FOR THE EXISTING SEAWALL, AND FOR THE USE, MAINTENANCE, AND REPAIR OF THE EXISTING IMPROVEMENTS CONSTRUCTED THEREON,"

begs leave to report as follows:

The purpose of this measure is to authorize the issuance of term, non-exclusive easements covering a portion of state submerged lands at Waiohuli-Keokea, Wailuku, Maui, for the existing seawall, and for use, repair, and maintenance of existing improvements constructed thereon.

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

Your Committee finds that in 2015, a term, non-exclusive easement was issued to a private property owner for an existing seawall located in Waiohuli-Keokea that was placed on state submerged lands. Your Committee further finds it was later discovered that there were additional portions of the seawall that encroached upon state submerged lands that were not covered by the 2015 easement and the existing easement must be amended to include

these newly identified portions of the seawall. This measure authorizes the amendment of the existing easement for the identified state submerged lands in Waiohuli-Keokea to cover the additional areas encroached on by portions of the seawall.

Your Committee has amended this measure by making a technical, nonsubstantive amendment for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Water, Land, & Hawaiian Affairs that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 30, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.C.R. No. 30, H.D. 1.

Respectfully submitted on behalf of the members of the Committee on Water, Land, & Hawaiian Affairs,

RYAN. YAMANE, Chair

State of Hawaii House of Representatives The THIRTIETH Legislature

HSCR 1239-20

Record of Votes of the Committee on Water, Land, & Hawaiian Affairs

Bill/Resolution No.: HCR 30	Committee Referral: WL	H, FIN Date:	66/29	/20
☐ The committee is reconsidering its previous decision on the measure.				
The recommendation is to: Pass, unamended (as is) Pass, with amendments (HD) Hold Pass short form bill with HD to recommit for future public hearing (recommit)				
WLH Members	Ayes	Ayes (WR)	Nays	Excused
1. YAMANE, Ryan I. (C)	\ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \			
2. TODD, Chris (VC)				
3. HAR, Sharon E.				
4. LOWEN, Nicole E.		ida Maria II. <u>Clari, 2008</u> entre e de 1911 de	<u> 8.1944.4890.8900.0000000000000000</u> , <u></u>	
5. TARNAS, David A.	· /			e in the second of the second of
6. WILDBERGER, Tina				
7. WARD, Gene				
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w	-			
TOTAL (7)	3	٥		3
The recommendation is: O Adopted If joint referral, did not support recommendation. committee acronym(s)				
Vice Chair's or designee's signature:				
Distribution: Original (White) – Committee Duplicate (Yellow) – Chief Clerk's Office Duplicate (Pink) – HMSO				