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## SENATE CONCURRENT RESOLUTION

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AUTHORIZING THE ISSUANCE OF A PERPETUAL, NON-EXCLUSIVE EASEMENT COVERING PORTIONS OF STATE SUBMERGED LANDS AT MAUNALUA, OAHU, HAWAII, FOR THE CONSTRUCTION AND MAINTENANCE OF A ROCK GROIN TO SLOW THE RATE OF SEDIMENT DEPOSITION INTO THE ENTRANCE CHANNEL OF THE HAWAII KAI MARINA.

1 WHEREAS, the Hawaii Kai Marina Community Association is  
2 responsible for the maintenance of the entrance channel between  
3 the privately-owned Hawaii Kai Marina and Maunalua Bay; and  
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5 WHEREAS, in 2013, Hawaii Kai Marina Community Association  
6 reconstructed the temporary sandbag groin on the eastern side of  
7 the Hawaii Kai Marina entrance channel to retain sand and slow  
8 the rate of sediment deposition in the channel; and  
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10 WHEREAS, the performance of the sandbag groin has been  
11 monitored and shown to effectively reduce the rate of sediment  
12 deposition in the Hawaii Kai Marina entrance channel; and  
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14 WHEREAS, around March 2016, Hawaii Kai Marina Community  
15 Association began working with the Office of Conservation and  
16 Coastal Lands on the proposed Hawaii Kai Marina Entrance Channel  
17 groin replacement project to remove the temporary sandbag groin  
18 and construct a permanent rock groin in its place; and  
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20 WHEREAS, the Final Environmental Assessment and Finding of  
21 No Significant Impact for the Hawaii Kai Marina Entrance Channel  
22 groin replacement project were published on August 8, 2017; and  
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24 WHEREAS, on August 30, 2018, the Board of Land and Natural  
25 Resources (Board) approved the application of a Conservation  
26 District Use Permit for the Hawaii Kai Marina Entrance Channel  
27 groin replacement project; and



1 WHEREAS, on June 12, 2020, under agenda item D-7, the Board  
2 approved the issuance of a perpetual, non-exclusive easement to  
3 Hawaii Kai Marina Community Association for the replacement of  
4 the existing deteriorating sandbag groin with a new, larger, and  
5 permanent rock rubble mound revetment and groin; and  
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7 WHEREAS, the grantee is required to pay the State the fair  
8 market value of the easement to be determined by independent  
9 appraisal as consideration of the use of state submerged lands;  
10 and  
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12 WHEREAS, section 171-53, Hawaii Revised Statutes, requires  
13 the prior approval of the Governor and prior authorization of  
14 the Legislature by concurrent resolution to lease state  
15 submerged lands; now, therefore,  
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17 BE IT RESOLVED by the Senate of the Thirty-first  
18 Legislature of the State of Hawaii, Regular Session of 2021, the  
19 House of Representatives concurring, that the Board of Land and  
20 Natural Resources is authorized to issue a perpetual, non-  
21 exclusive easement covering portions of state submerged lands  
22 seaward of Tax Map Key: (1) 3-9-002: seaward of Kalanianaʻole  
23 Highway near the bridge at Maunaloa, Oahu, Hawaii, for the  
24 construction and maintenance of a rock groin to slow the rate of  
25 sediment deposition into the entrance channel of the Hawaii Kai  
26 Marina; and  
27

28 BE IT FURTHER RESOLVED that a certified copy of this  
29 Concurrent Resolution be transmitted to the Chairperson of the  
30 Board of Land and Natural Resources.

