# Resolution

No. 25-129

AUTHORIZING THE ACQUISITION OF 1.724 ACRES IDENTIFIED FOR REAL PROPERTY TAX PURPOSES AS TAX MAP KEYS (2) 4-6-027:027, 029, 030 AND 041; (2) 4-6-027:026, 028, 033, AND 040; AND (2) 4-6-016:041, SITUATED AT LAHAINA, MAUI, HAWAII, FOR UP TO \$1,950,000, EXCLUSIVE OF CLOSING COSTS AND EXPENSES, UNDER SUBSECTION 3.44.015(C), MAUI COUNTY CODE

WHEREAS, Hope Builders, Inc., is the owner in fee simple of certain real property parcels located in Lahaina, Maui, Hawaii, comprising of 0.453 acres, identified for Real Property Tax purposes as Tax Map Keys (2) 4-6-027: 027, 029, 030, and 041, as described in the attached Exhibit "A", referenced respectively as Lots 7, 9, 10, and 21, and depicted in the attached Exhibit "B"; and

WHEREAS, Wainee Land & Homes, LLC, is the owner in fee simple of certain real property parcels located in Lahaina, Maui, Hawaii, comprising of 1.271 acres, identified for Real Property Tax purposes as Tax Map Keys (2) 4-6-027:026, 028, 033, and 040, and (2) 4-6-016:041, as described in the attached Exhibit "C", referenced respectively as Lots 6, 8, 13, 20, and 24, and depicted in the attached Exhibit "D"; and

WHEREAS, the parcels of Hope Builders, Inc. and Wainee Land & Homes, LLC, are referenced collectively as, the "Parcels"; and

WHEREAS, Hope Builders, Inc. is a Hawaii domestic profit corporation whose President is Peter K. Martin, and Wainee Land & Homes, LLC, is a Hawaii domestic limited liability company, whose manager is Peter Klint Martin, Trustee of the Peter Klint Martin Revocable Trust Dated April 11, 1995; and

WHEREAS, Hope Builders, Inc., and Wainee Land & Homes, LLC expressed a desire to sell the Parcels to the County and the parties intend to enter into a Real Property Purchase and Sale Agreement at the agreed upon price of \$1,950,000, exclusive of closing costs and expenses; and

WHEREAS, the Director of Finance has determined that the Parcels acquisition is in the public interest; and

WHEREAS, the Parcels intended use is for the Kuhua Street and Dickenson Street extensions; and

WHEREAS, Subsection 3.44.015(C), Maui County Code, requires that an acquisition of real property with a purchase price that exceeds \$250,000 be authorized by the Council by resolution; now, therefore,

# BE IT RESOLVED by the Council of the County of Maui:

- 1. That it authorizes the acquisition of 1.724 acres identified for Real Property Tax Purposes as Tax Map Keys (2) 4-6-02:027, 029, 030, and 041, (2) 4-6-027:026, 028, 033, and 040; and (2) 4-6-016:041, situated at Lahaina Maui, Hawaii, for up to \$1,950,000, exclusive of closing costs and expenses, under Subsection 3.44.015(C), Maui County Code;
- 2. That it finds the acquisition of the Parcels to be in the public interest;
- 3. That it authorizes the Mayor to execute all necessary documents in connection with the Parcels; and
- 4. That certified copies of this Resolution be transmitted to the Mayor, Director of Finance; Director of Public Works; and Peter K. Martin, President, Hope Builders Inc., and Manager, Wainee Land & Homes, LLC.

APPROVED AS TO FORM AND LEGALITY:

KRISTINA C. TOSHIKIYO

Deputy Corporation Counsel

County of Maui

2025-0817

2025-05-28 Hope Builders, Inc. and Wainee Land & Homes, LLC RESOLUTION

EXHIBIT "A" Legal Descriptions Lots 7, 9, 10, and 21

Being a portion of Royal Patent 1746, Land Commission Award 5389, Apana 2, to Holoauhee

### at Lahaina, Maui, Hawaii

Beginning at the Eastern corner of this parcel. Also, being the Southern corner of Lot 9, being Royal Patent 5574, Land Commission 2866, Apana 3, to Kamiki. The coordinates of said point of beginning referred to Government Survey Triangulation Station "LAINA" being 6,884.03 feet South and 2,432.33 feet West and running by azimuths measured clockwise from true South:

1.	52° 01'	66.56 feet	along Lot 13, being a portion of Land Commission Award 8524-B, Part 2, Apana 2 to Peke;
2.	126° 58' 33"	41.21 feet	along Lot 8, being Royal Patent 1746, Land Commission Award 5389, Apana 1 to Holoauhee and Lot 10, being Royal Patent 1760 & 1891, Land commission Award 32, part 1 to Edmund R. Butler;
3.	228° 15' 33"	69.98 feet	along Lot 2, being a portion of, Land Commission Award 7713, Apana 262, to V. Kamamalu;
4.	312° 31'	45.00 feet	along Lot 9, being Royal Patent 5574, Land Commission Award 2866, Apana 3 to Kamiki to the point of beginning and containing an area of 0.066 acres.

LICENSED PROFESSIONAL MILAND SURVEYOR No. 17011

Kevin J. Clarke

Licensed Professional Land Surveyor

Certificate No. 17011-LS

Exp. 04/2022

09/05/2021

SLD 71 WML (Lot 7) 20-0517

#### Being Royal Patent 5574, Land Commission Award 2866, Apana 3 to Kamiki

# at Lahaina, Maui, Hawaii

Beginning at the Southern corner of this parcel. Also, being the Eastern corner of Lot 7, being Royal Patent 1746, Land Commission Award 5389, Apana 2, to Holoauhee the coordinates of said point of beginning referred to Government Survey Triangulation Station "LAINA" being 6,884.03 feet South and 2,432.32 feet West and running by azimuths measured clockwise from true South:

1.	132° 31'	44.99 feet	along Lot 7, being Royal Patent 1746, Land Commission Award 5389, Apana 2 to Holoauhee;
2.	219° 04' 17"	57.13 feet	along Lot 2, being a portion of Royal Patent 1958, Land Commission Award 387, Part 5, Section 4, No. 4 to American Sandwich Island Mission;
3.	308° 01'	36.40 feet	along Lot 6, being Royal Patent 1746, Land Commission Award 5389, Apana 3 to Holoauhee;
4.	221° 46'	58.02 feet	along the same;
5	231° 31'	79.54 feet	along the same;
6	322° 01'	67.14 feet	along Royal Patent 5702, Land Commission Award 8524-B Apana 5, Part 2 to Peke;
7	57° 01'	117.06 feet	along Lot 12, being Royal Patent 1716, Land Commission Award 2745, Part 2, Apana 2 to Paaoao;
8	145° 46'	24.11 feet	along Lot 13, being a portion of Land Commission Award 8524-B, Part 2, Apana 2 to Peke;
9	52° 01'	78.64 feet	along the same to the point of beginning and containing an area of 0.242 acres.



Kevin J. Clarke

Licensed Professional Land

Surveyor

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Exp. 04/2022

09/05/2021

SLD 71 WML (Lot 9) 20-0517

Being a portion of Royal Patent 1760 & 1891, Land Commission Award 32, Apana 1 to Edmund R. Butler Lahaina, Maui, Hawaii

Beginning at the Southern corner of this parcel. Also, being the Western corner of Lot 8, being a portion of Royal Patent 1746, Land Commission Award 5389, Apana 1 to Holoauhee. The coordinates of said point of beginning referred to Government Survey Triangulation Station "LAINA" being 6,934.85 feet South and 2,499.81 feet West and running by azimuths measured clockwise from true South:

1.	145° 52'	52.25 feet	along the East side of Mill Street;
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2. 306° 58' 33" 46.62 feet along Lot 2, being a portion of Land Commission Aw 8524-B, Part 2, Apana 2 to Peke and Lot 7, being a portion of Royal Patent 1746, Land Commission Aw 5389, Apana 2 to Holoauhee;		85 po	24-B, Part 2, Apana 2 to Peke and Lot 7, being a rtion of Royal Patent 1746, Land Commission Award	
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3.	27°31'	17.15 feet	along Lot 8, being a portion of Royal Patent 1746, Land
			Commission Award 5389, Apana 1 to Holoauhee to the
			point of beginning and containing an area of 0.009
			acres.



Kevin J. Clarke

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Exp. 04/2022

09/05/2021

SLD 71 WML (Lot 10) 20-0517

#### Being Royal Patent 1716, Land Commission Award 2745, Part 2 Apana 1 to Paaoao

# at Lahaina, Maui, Hawaii

Beginning at the Southern corner of this parcel. Also, being the Southwestern corner of Lot 20, being Royal Patent 8277, Land Commission Award 3974, Apana 1 to Haui, the coordinates of said point of beginning referred to Government Survey Triangulation Station "LAINA" being 7,122.84 feet South and 2,372.38 feet West and running by azimuths measured clockwise from true South:

1.	151° 01'	61.52 feet	along Lot 13, being Royal Patent 5702, Land Commission Award 8524-B, Part 2, Apana 2 to Peke
2.	234° 31'	89.86 feet	along the same;
3.	328° 28'	64.80 feet	along Lot 20, being Royal Patent 8277, Land Commission Award 3974, Apana 1 to Haui;
4.	56° 42'	92.42 feet	along the same, to the point of beginning and containing an area of 0.132 acres.

LICENSED PROFESSIONAL LAND SURVEYOR No. 17011

Kevin J. Clarke

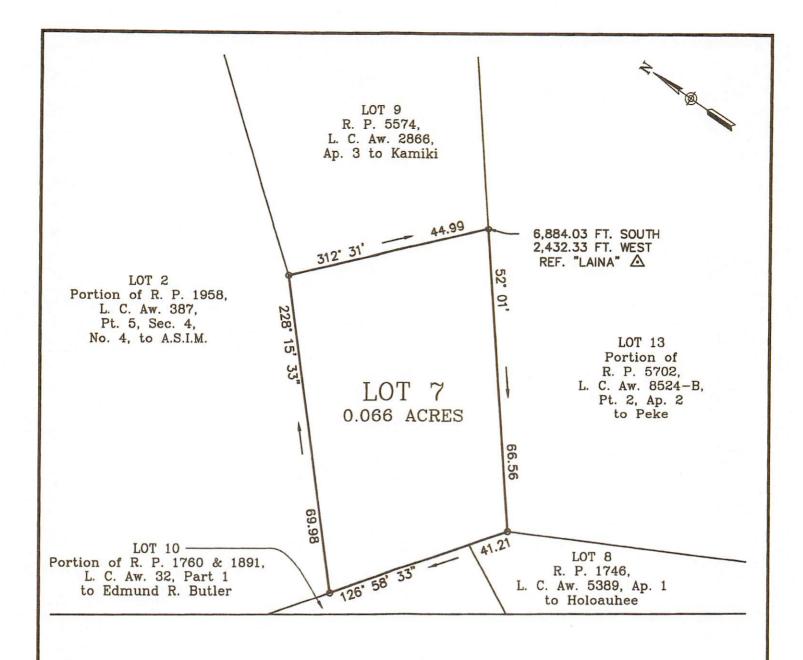
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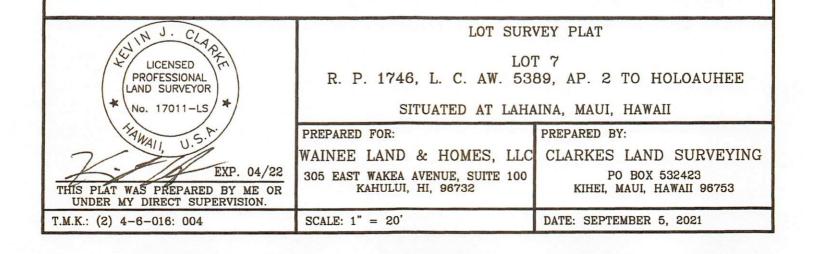
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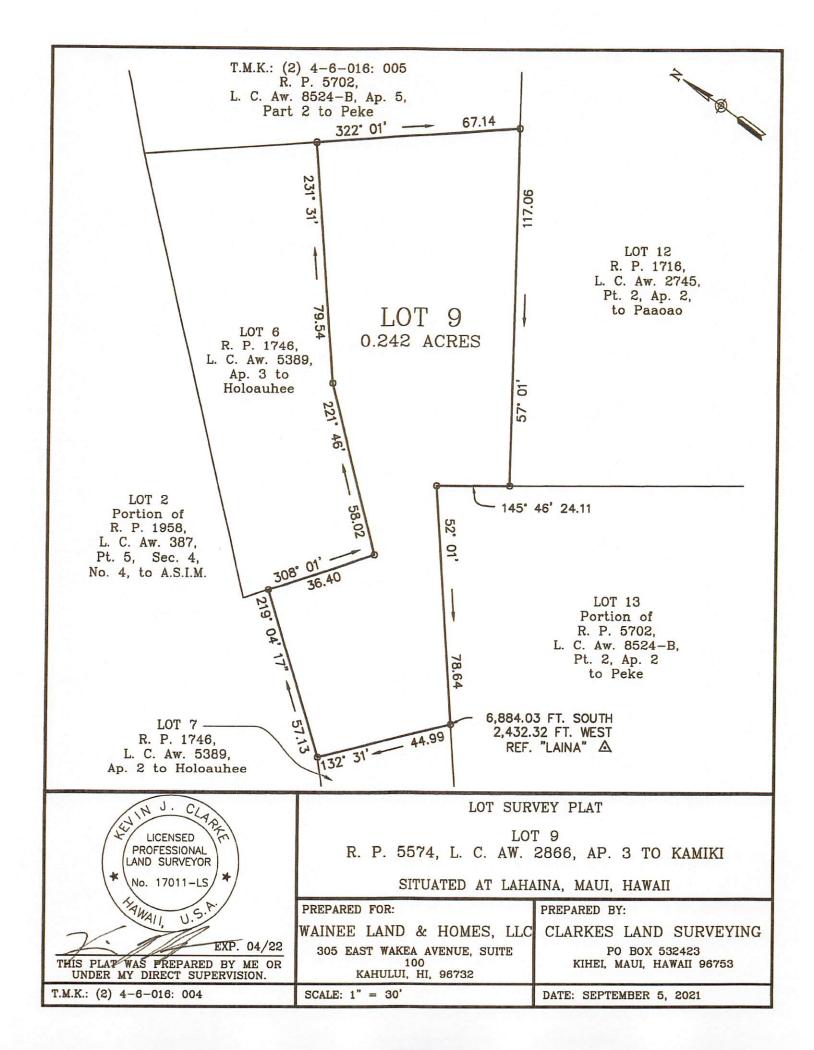
SLD 71 WML (Lot 21) 20-0517 EXHIBIT "B" Survey Maps Lots 7, 9, 10, and 21

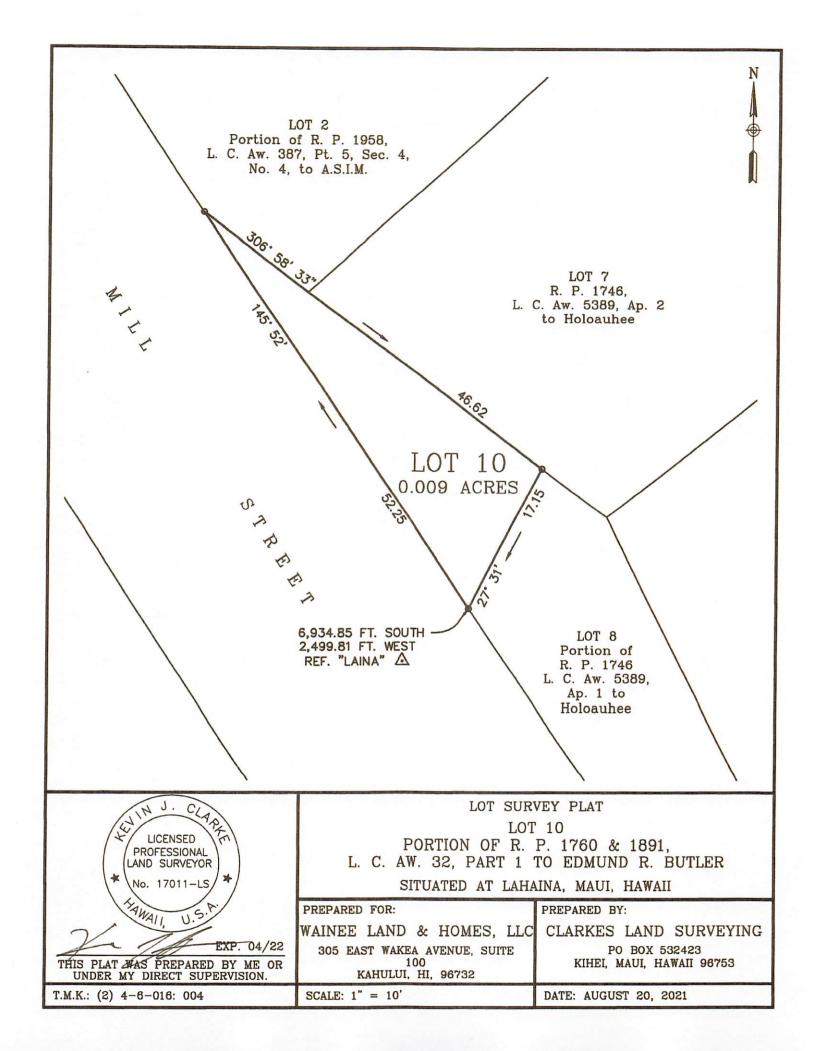


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STREET







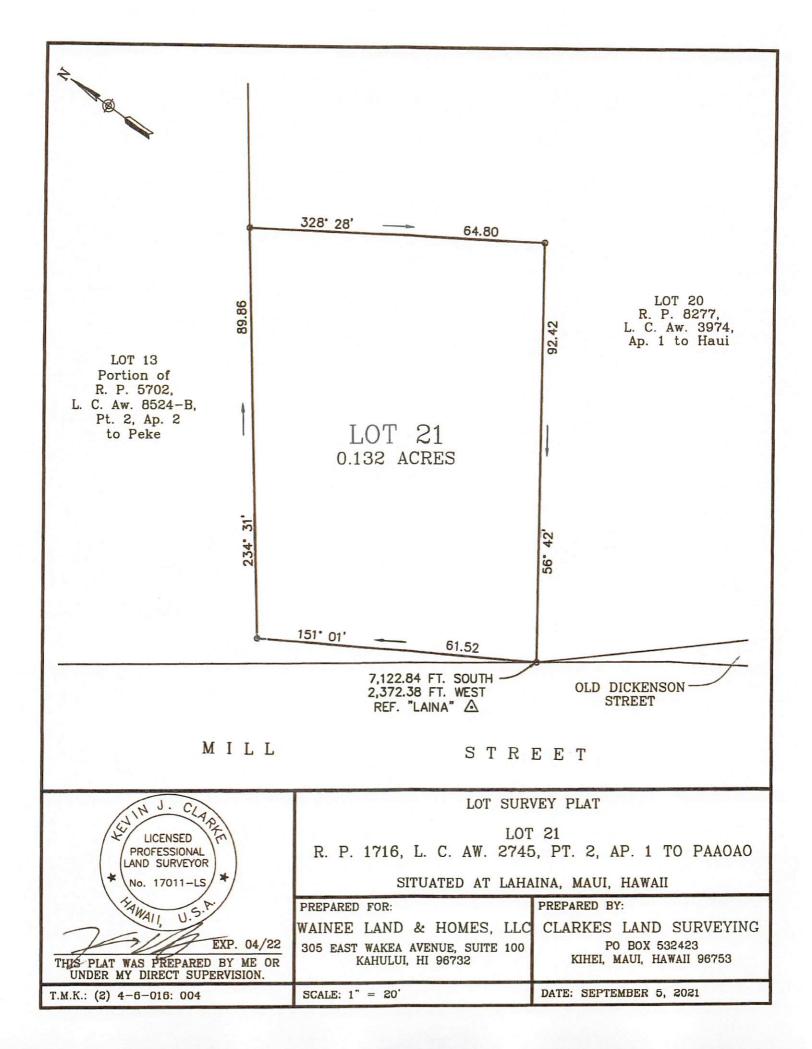


EXHIBIT "C" Legal Descriptions Lots 6, 8, 13, 20, and 24

#### Being a portion of Royal Patent 1746, Land Commission Award 5389, Apana 3, to Holoauhee

## at Lahaina, Maui, Hawaii

Beginning at the Northern corner of this parcel. Also, being the Western corner of Royal Patent 5702, Land Commission 8524-B, Apana 5, part 2 to Peke. The coordinates of said point of beginning referred to Government Survey Triangulation Station "LAINA" being 6,694.22 feet South and 2,334.79 feet West and running by azimuths measured clockwise from true South:

1.	322° 01'	56.70 feet	along Royal Patent 5702, Land Commission 8524-B, Apana 5 part 2, to Peke;
2.	51° 31'	79.54 feet	along Lot 9, being Royal Patent 5574, Land Commission Award 2866, Apana 3 to Kamiki;
3.	41° 46'	58.02 feet	along the same;
4.	128° 01'	45.04 feet	along Lot 9, being Royal Patent 5574 Land Commission Award 2866, Apana 3 to Kamiki and Lot 2, a portion of Royal Patent 1958, Land Commission Award 387, Part 5, Section 4, No. 4 to American Sandwich Island Mission;
5	222° 46'	149.47 feet	along Lot 2, being a portion of, Land Commission Award 7713, Apana 262, to V. Kamamalu. to the point of beginning and containing an area of 0.157 acres.



Kevin J. Clarke

**Licensed Professional Land Surveyor** 

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09/05/2021

SLD 71 WML (Lot 6) 20-0517

# Being a portion of Royal Patent 1746, Land Commission Award 5389, Apana 1 to Holoauhee

#### Lahaina, Maui, Hawaii

Beginning at the Western corner of this parcel. Also, being the Southern corner of Lot 10, being a portion of Royal Patent 1760 & 1891, Land Commission Award 32, Apana 1 to Edmund R. P. Butler. The coordinates of said point of beginning referred to Government Survey Triangulation Station "LAINA" being South 6,934.85 feet and 2,499.81 feet West and running by azimuths measured clockwise from true South:

1.	207° 31'	17.15 feet	along Lot 10, being a portion of Royal Patent 1760 & 1891, Land Commission Award 32, Apana 1 to Edmund R. P. Butler;
2.	306° 58'33″	8.89 feet	along Lot 7, being a portion of Royal Patent 1746, Land Commission Award 5389, Apana 2 to Holoauhee;
3.	333°16'	139.55 feet	along Lot 13, being a portion of Land Commission Award 8524-B, Part 2, Apana 2 to Peke;
4.	145° 52'	138.65 feet	along the East side of Mill Street to the point of beginning and containing an area of 0.030 acres.

LICENSED PROFESSIONAL LAND SURVEYOR No. 17011

Kevin J. Clarke

**Licensed Professional Land Surveyor** 

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Exp. 04/2022

09/05/2021

SLD 71 WML (Lot 8) 20-0517

Being Portion of Royal Patent 5702 Land Commission Award 8524-B, Part 2, Apana 2 to Peke

# at Lahaina, Maui, Hawaii

Beginning at the Southern corner of this parcel. Also, being the Southern corner of Lot 21, being Royal Patent 1716 Land Commission Award 2745, Apana 3 to Paaoao the coordinates of said point of beginning referred to Government Survey Triangulation Station "LAINA" being 7,122.84 feet South and 2,372.38 feet West and running by azimuths measured clockwise from true South:

1.	145° 52'	88.46 feet	along the East side of Mill Street;
2.	153° 16'	139.55 feet	along Lot 8, being Royal Patent 1746, Land commission Award 5389, Apana 1 to Holoauhee;
3.	232° 01'	145.20 feet	along Lot 7, being Royal Patent 1746, Land commission Award 5389, Apana 2 to Holoauhee and Lot 9, being Royal Patent 5574, Land Commission Award 2866, Apana 3 to Kamiki;
4.	325° 46′	171.60 feet	along Lot 9, being Royal Patent 5574, Land Commission Award 2866, Apana 3 to Kamiki, Lot 12, being Royal Patent 1716, Land Commission Award 2745, Part 2, Apana 2 to Paaoao and Lot 15, being Royal Patent 5702 Land Commission Award 8524-B, Part 2, Apana 3 to Peke;
5.	54° 31'	157.67 feet	along Lot 19, being Royal Patent 5702 Land Commission Award 8524-B, Part 2, Apana 4 to Peke, Lot 20, being Royal Patent 8277, Land Commission Award 3974, Apana 1 to Haui and Lot 21, being Royal Patent 1716, Land Commission Award 2745, Part 2, Apana 1 to Paaoao;
6.	331° 01'	61.52 feet	along Lot 21, being Royal Patent 1716, Land Commission Award 2745, Part 2, Apana 1 to Paaoao to the point of beginning and containing an area of 0.604 acres.



Kevin J. Clarke

Licensed Professional Land Surveyor

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09/05/2021

SLD 71 WML (Lot 13) 20-0517

#### Being Royal Patent 8277, Land Commission Award 3974, Apana 1 to Haui

### at Lahaina, Maui, Hawaii

Beginning at the Southwestern corner of this parcel. Also, being the Southern corner of Lot 21, being Royal Patent 1716, Land Commission Award 2745, Apana 1 to Paaoao. The coordinates of said point of beginning referred to Government Survey Triangulation Station "LAINA" being 7,122.84 feet South and 2,372.38 feet West and running by azimuths measured clockwise from true South:

1.	236° 42'	92.42 feet	along Lot 21, being Royal Patent 1716, Land Commission Award 2745, Apana 1 to Paaoao;
2.	148° 28'	64.80 feet	along the same;
3.	234° 31'	33.42 feet	along Lot 13, being Royal Patent 5702, Land Commission Award 8524-b, Part 2, Apana 2 to Peke;
4.	322° 41' 38"	34.42 feet	along Lot 16, being Royal Patent 5574, Land Commission Award 2866, Apana 1 to Kamiki;
5.	238° 26′ 38″'	36.30 feet	along the same;
6.	328° 41' 38"	55.44 feet	along the same;
7.	39° 31'	61.85 feet	along Lot 22, being Royal Patent 1672, Land Commission Award 393, Apana 1 to Kekuelike;
8.	313° 16'	16.61 feet	along the same
9.	50° 31'	102.02 street	along the North side of Old Dickenson Street
10.	140° 16'	70.76 feet	along the same and to the point of beginning and containing an area of 0.279 acres.



Kevin J. Clarke

Licensed Professional Land Surveyor

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Exp. 04/2022

06/17/2021

SLD 71 WML (Lot 20) 20-0517

Being a portion of Royal patent 3582, Land commission award 7711, Apana 1 to Kaiheekai

#### at Lahaina, Maui, Hawaii

Beginning at the Southern corner of this parcel. Also, being the Eastern corner of Royal Patent 3536, Land Commission Award 494, Apana 1 to Lono. The coordinates of said point of beginning referred to Government Survey Triangulation Station "LAINA" being 7,188.49 feet South and 2,105.09 feet West and running by azimuths measured clockwise from true South:

1.	142° 33'	121.12 feet	along Royal Patent 3536, Land Commission Award 494, Apana 1 to Lono;
2.	225° 23'	82.89 feet	along the South side of Old Dickenson Road;
3.	331° 33'	124.16 feet	along Royal Patent 3536, Land Commission Award 494, Apana 2 to Lono;
4.	44° 33'	63.44 feet	along Lot 31, being a portion of Grant 309 to Kekauai, to the point of beginning and containing an area of 0.201 acres.



Kevin J. Clarke

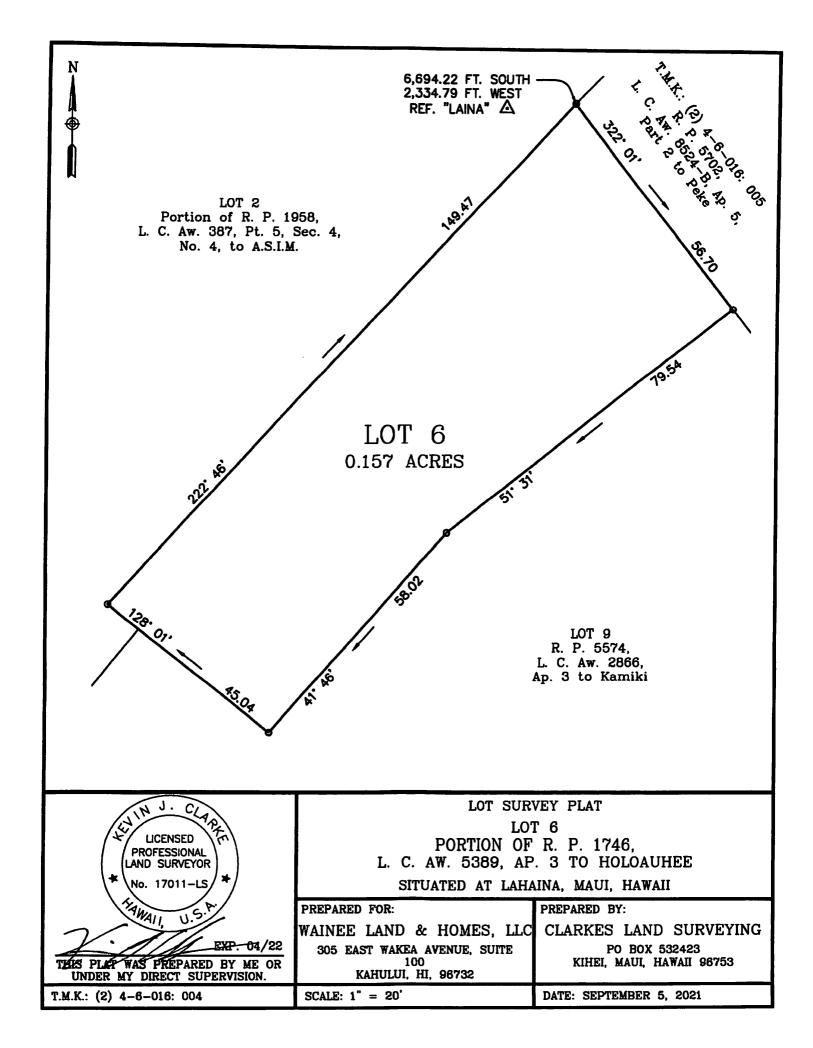
Licensed Professional Land Surveyor

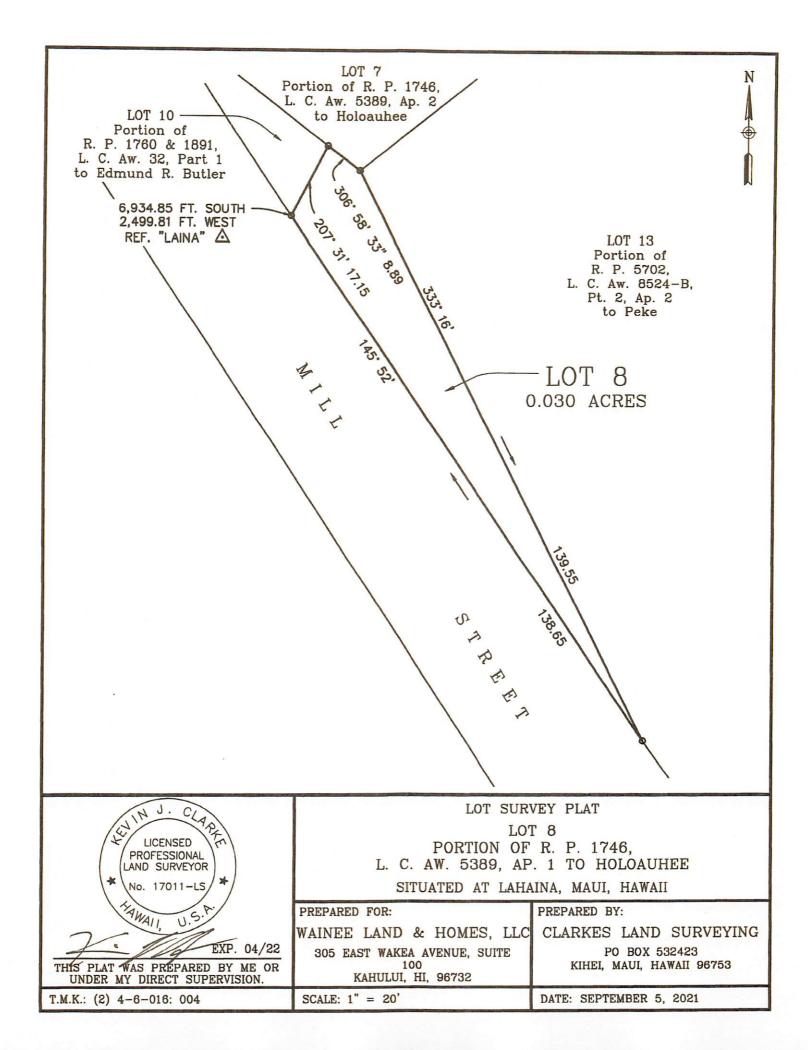
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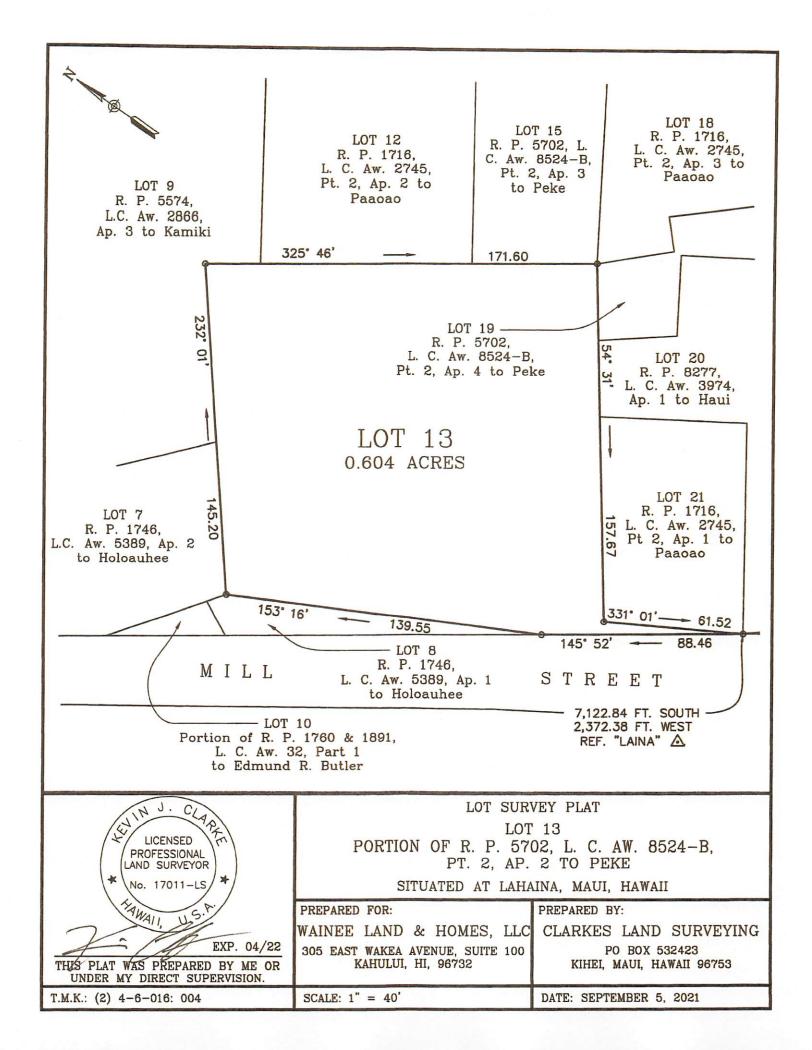
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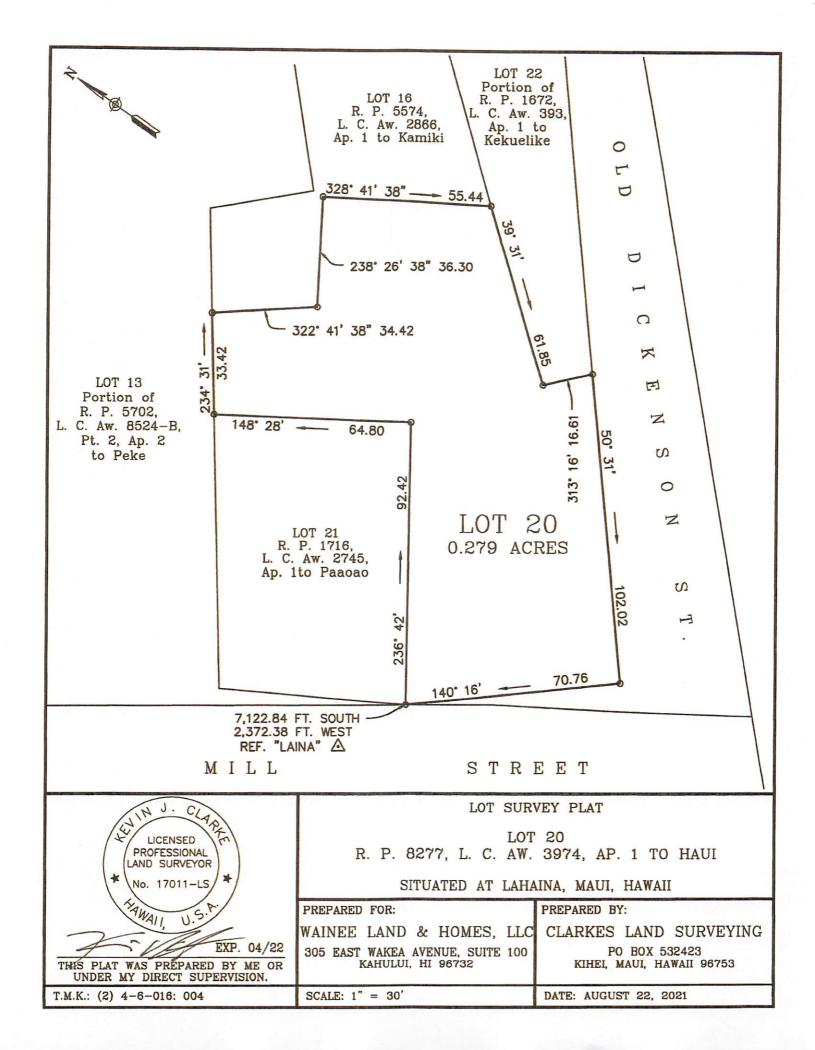
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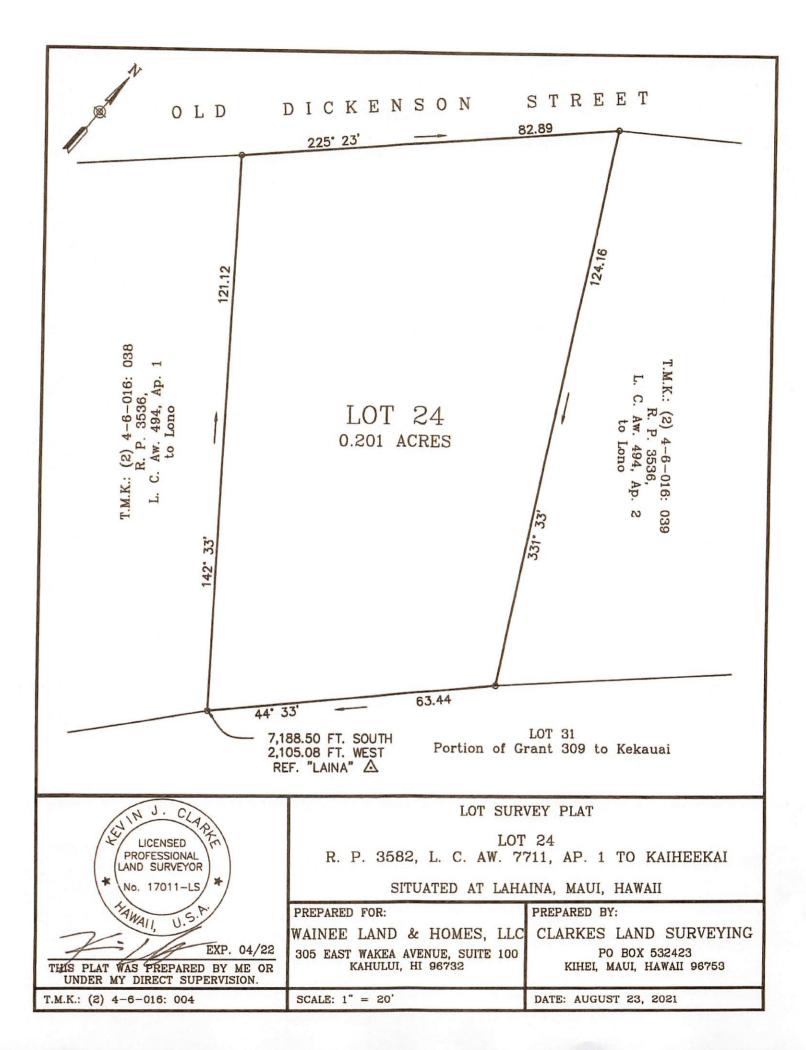
SLD 71 WML (Lot 24) 20-0517 EXHIBIT "D"
Survey Maps
Lots 6, 8, 13, 20, and 24











INTRODUCED BY:

Upon the request of the Mayor.