# Resolution 

No. 22-117

> AMENDING RESOLUTION $18-210$ AND AUTHORIZING THE DISPOSITION OF APPROXIMATELY 33.373 ACRES OF COUNTY REAL PROPERTY LOCATED IN LAUNIUPOKO, MAUI, HAWAII, TO THE DEPARTMENT OF TRANSPORTATION, STATE OF HAWAII, FOR THE HONOAPIILANI HIGHWAY REALIGNMENT, PHASE 1B-2

WHEREAS, the COUNTY OF MAUI (hereinafter the "County") is the owner of real property identified for real property tax purposes as tax map key number (2) 4-7-001:030 (por.) (the "Property"), as described in Exhibit "A-1" and as shown on Exhibit "A-2", attached hereto and incorporated by reference herein; and

WHEREAS, by way of Resolution 18-210, the Council authorized the disposition of the Property to the State of Hawaii, Department of Transportation ("DOT"), for the purpose of the Honoapilani Highway Realignment, Phase 1B-2 (the "Lahaina Bypass"); and

WHEREAS, Resolution 18-210 attached an incorrect Exhibit " 1 "; and
WHEREAS, the Property was acquired by the County pursuant to Resolution No. 13-151, which included an appraisal reflecting a negotiated price adjustment in consideration of the future transfer to the DOT of the right of way for the Lahaina Bypass project; and

WHEREAS, the State of Hawaii has agreed to pay the County the sum of $\$ 1,251,798$ for additional acreage used by the DOT to construct the Lahaina Bypass; and

WHEREAS, Section 13-14 of the Charter provides for cooperation with the State of Hawaii; and

WHEREAS, pursuant to Sections 3.44.020, 3.44.030, 3.44.050, and 3.44.070, Maui County Code, the Council may authorize the disposition of County real property in fee simple by resolution upon finding that it is in

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## INTRODUCED BY:



Upon the request of the Mayor.
the public interest to do so, and may waive public auction, public hearing, and appraisal, provided that such resolution is approved by two-thirds of its members; now, therefore,

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

1. That the Council hereby finds that it is in the public interest to grant the Property to the State of Hawaii, Department of Transportation, and waives public hearing, public auction, and an appraisal of the Property; and
2. That pursuant to Section 3.44.020, Maui County Code, the Council hereby amends Resolution 18-210 and approves the disposition of the Property as described in and shown on Exhibits "A-1" and "A-2"; conditioned upon the County's receipt of payment by the State of Hawaii in the amount of $\$ 1,251,798$ for the additional area used for the Lahaina Bypass; and
3. That the proceeds shall be deposited to the Open Space, Natural Resources, Cultural Resources, and Scenic Views Preservation Fund; and
4. That it does hereby authorize the Mayor of the County of Maui, or the Mayor's duly authorized representative, to execute all necessary documents in connection with the disposition of the Property; and
5. That certified copies of this Resolution be transmitted to the Mayor, the Director of Finance, the Director of Public Works, the Director of Parks and Recreation, the Corporation Counsel, and the State of Hawaii, Department of Transportation.

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[^0]EXHBIT" $A-1$ "

# HONOAPIILANI HIGHWAY REALIGNMENT, PHASE 1B-2 <br> Hokiokio Place to Vicinity of Olowalu Federal Aid Project No. NH-030-1(051) 

## PARCEL 1(Revision 2)

Being a portion of Royal Patent 1358, Land Commission Award 82 to Thomas Phillips<br>Being also a portion of Lot 7 of the Launiupoko (Large-Lot) Subdivision No. 2 (LUCA File No. 4.837).<br>Land Situated at Launiupoko, Lahaina, Maui, Hawaii<br>Beginning at the Northeast corner of this piece of land, on the Northeast side of Honoapiilani Highway Realignment, Phase 1B-2, Hokiokio Place to Vicinity of Olowalu, Federal Aid Project No. NH-030-1(051) and on the South side of Kai Hele Ku Street (Lot B-2) Mahanalua Subdivision, the coordinates of said point of beginning referred to Government Survey Triangulation Station "Laina" being 19,281.19 feet South and 6,703.63 feet East, thence running by azimuths measured clockwise from true South:<br>1. Along the Northeast side of Honoapiilani Highway Realignment, Phase 1B-2, Project No. NH-030-1(051), along Lot $10-\mathrm{C}$ of the Makila Nui Subdivision on a curve to the left with a radius of 30.00 feet, the chord azimuth and distance being:<br>$207^{\circ} 29^{\prime} 46^{\prime \prime} 42.80$ feet;<br>2. $341^{\circ} 59^{\circ} 16^{\prime \prime} \quad 385.86$ feet along the Northeast side of Honoapiilani Highway Realignment, Phase 1B-2, Project No. NH-030-1 (051), along Lot $10-\mathrm{C}$ of the Makila Nui Subdivision;<br>3. Thence along same on a curve to the left with a radius of 2,784.79 feet, the chord azimuth and distance being: $338^{\circ} 04^{\prime} 19^{\prime \prime} 380.35$ feet;

HONOAPIILANI HIGHWAY REALIGNMENT, PHASE 1B-2
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Parcel 1
4. Thence along the Northeast side of Honoapiilani Highway Realignment, Phase 1B-2, Project No. HN-030-1 (051), along the remainder of Lot 7 of the Launiupoko (Large-Lot) Subdivision No. 2 on a curve to the left with a radius of $2,864.67$ feet, the chord azimuth and distance being:
$317^{\circ} 13^{\prime} 23.5^{\prime \prime} 2,059.24$ feet;
5. $296^{\circ} 09^{\prime} 31^{\prime \prime}$
679.32 feet along the Northeast side of Honoapiilani Highway Realignment, Phase 1B-2, Project No. NH-030-1 (051), along the remainder of Lot 7 of the Launiupoko (Large-Lot) Subdivision No. 2;
6. Thence along same on curve to the right with a radius of 1,805.00 feet, the chord azimuth and distance being:
$315^{\circ} 04^{\prime} 14.5^{\prime \prime}$ 1,170.06 feet;
7. $333^{\circ} 58^{\prime} 58^{\prime \prime}$
410.36 feet along the Northeast side of Honoapiilani Highway Realignment, Phase 1B-2, Project No. $\mathrm{NH}-030-1(051)$, along the remainder of Lot 7 of the Launiupoko (Large-Lot) Subdivision No. 2;
8. $243^{\circ} 58^{\prime} 58^{\prime \prime} \quad 75.00$ feet along same;
9. $330^{\circ} 35^{\prime} 13^{\prime \prime} \quad 728.99$ feet along same;
10. $42^{\circ} 41^{\prime} 30^{\prime \prime} \quad 55.00$ feet along same;
11. $312^{\circ} 41^{\prime} 30^{\prime \prime} \quad 166.21$ feet along same;
12. $42^{\circ} 41^{\prime} 30^{\prime \prime} \quad 15.00$ feet along same;
13. $132^{\circ} 41^{\prime} 30^{\prime \prime} \quad 90.90$ feet along the Northeast side of Lahaina-Wailuku Road, F.A.P. NO. $30-\mathrm{A}$;


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25. Thence along same on a curve to the right with a radius of 713.05 feet, the chord azimuth and distance being:
$27^{\circ} 49^{\prime} 31^{\prime \prime}$
41.48 feet;
26. $119^{\circ} 29^{\prime} 31^{\prime \prime} \quad 35.00$ feet along same;
27. Thence along the East side of South Commector Road on a curve to the right with a radius of 678.05 feet, the chord azimuth and distance being:
$31^{\circ} 40^{\prime} 25.5^{\prime \prime} \quad 51.63$ feet;
28. Thence along same on a curve to the right with a radius of 678.05 feet, the chord azimuth and distance being:
$35^{\circ} 16^{\prime} 05^{\prime \prime} 33.43$ feet;
29. Thence along same on a curve to the right with a radius of 678.05 feet, the chord azimuth and distance being:
$53^{\circ} 40^{\prime} 01.5^{\prime \prime} 396.18$ feet;
30. $340^{\circ} 39^{\prime} 13^{\prime \prime} \quad 62.88$ feet along the East side of South Connector Road, along the remainder of Lot 7 of the Launiupoko (Large-Lot) Subdivision No. 2;
31. $105^{\circ} 29^{\prime} 00^{\prime \prime} \quad 176.50$ feet along the North side of Lahaina-Wailuku Road, E.A.P. No. 30-A;
32. Thence along same on a curve to the right with a radius of 2,609.42 feet, the chord azimuth and distance being:
$108^{\circ} 59^{\prime} 48.5^{\prime \prime} 319.83$ feet;
33. $202^{\circ} 30^{\prime} 37^{\prime \prime} \quad 15.00$ feet along the West side of South Connector Road, along the remainder of Lot 7 of the Launiupoko (Large-Lot) Subdivision No. 2;

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34. Thence along same on a curve to the left with a radius of 578.05 feet, the chord azimuth and distance being:
$257^{\circ} 15^{\prime} 09^{\prime \prime} \quad 667.37$ feet;
35. Thence along same on a curve to the left with a radius of 578.05 feet, the chord azimuth and distance being:
$220^{\circ} 15^{\prime} 25^{\prime \prime} \quad 35.06$ feet;
36. Thence along same on a curve to the left with a radius of 578.05 feet, the chord azimuth and distance being:
$212^{\circ} 20^{\prime} 20^{\prime \prime} \quad 124.46$ feet;
37. $206^{\circ} 09^{\prime} 31^{\prime \prime}$
38. $116^{\circ} 09^{\prime} 31^{\prime \prime}$
39. $206^{\circ} 09^{\prime} 31^{\prime \prime}$
40. $116^{\circ} 09^{\prime} 31^{\prime \prime} \quad 361.03$ feet along same;
41. Thence along same on a curve to the right with a radius of 3,074.67 feet, the chord azimuth and distance being:
$138^{\circ} 21^{\prime} 28.5^{\prime \prime} 2,323.40$ feet;

HONOAPIILANI HIGHWAY REALIGNMENT, PHASE 1B-2
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42. $106^{\circ} 48^{\prime} 15^{\prime \prime}$
43. $161^{\circ} 59^{\prime} 16^{\prime \prime}$
44. $226^{\circ} 59^{\prime} 16^{\prime \prime}$
45. $161^{\circ} 59^{\prime} 16^{\prime \prime}$
135.15 feet along the Southwest side of Honoapiilani Highway Realignment, Phase 1B-2, Project No. NH-030-1 (051), along the remainder of Lot 7 of the Launiupoko (Large-Lot) Subdivision No. 2;
549.39 feet along same;
143.44 feet along same;
9.14 feet along same;
46. Thence along the South side of Kai Hele Ku Street (Lot $B-2$ ) Mahanalua Subdivision on a curve to the left with a radius of 530.00 feet, the chord azimuth and distance being:
$257^{\circ} 08^{\prime} 53.75^{\prime \prime} \quad 76.60$ feet;
47. $253^{\circ} 00^{\prime} 16^{\prime \prime}$
48. $253^{\circ} 00^{\prime} 16^{\prime \prime}$
115.55 feet along same, to the point of beginning and containing an area of $1,453,712$ square feet or 33.373 acres.

Together with any and all abutter's rights of vehicle access appurtenant to the reminder of the land of which Parcel 1 is a part, into and from Honoapiilani Highway Realignment, Phase 1B-2, Federal Aid Project No. NH-030-1(051), Hokiokio Place to Vicinity of Olowalu, over and across Courses 4-12 (inclusive), 18 to 27 (inclusive), 29, 30, 33, 34, 36 to 45 (inclusive) of the above described Parcel 1.

January 30, 2018
Honolulu, Hawaii
Tax Map Key: (2)4-7-01:030

STATE OE HAWAII DEPARTMENT OF TRANSPORTATION Highways Division






[^0]:    APPROVED AS TO FORM
    AND LEGALITY：

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    RICHELLE M．THOMSON
    First Deputy Corporation Counsel
    County of Maui
    LF 2018－0229

