



RESOLUTION

APPROVING THE SALE OF THE HALEIWA REGIONAL PARK VACANT PARCELS BY SEALED BIDDING BETWEEN THE TWO ABUTTING PROPERTY OWNERS, TMK: 6-2-03:17, 19, 20, 22, 35, AND 38, INCLUSIVE.

WHEREAS, Section 46-1.5(16)(C), Hawaii Revised Statutes (HRS), as amended, authorizes the counties, under certain conditions, to dispose of real property as the interests of the inhabitants of the county may require, and that all proceeds from the sale of park lands shall be expended only for the acquisition of property for park or recreational purposes; and

WHEREAS, Sections 46-61 and 101-2 HRS authorizes the counties to take private property for public use and dispose of the excess property to the abutting property owners; and

WHEREAS, the City owns in fee Parcels 1 to 8, inclusive, identified as TMK: 6-2-03:17, 19, 20, 22, 35, and 38, hereinafter referred to as the Haleiwa Regional Park vacant parcels; and

WHEREAS, the Haleiwa Regional Park vacant parcels, have a total area of 3.438 acres, and are zoned P-2, Preservation District, and are shown on Exhibits A and A-1, attached hereto and by reference made a part of this resolution; and

WHEREAS, the Department of Parks and Recreation (DPR), which has jurisdiction over the Haleiwa Regional Park vacant parcels determined that the Haleiwa Regional Park project, for which the Haleiwa Regional Park vacant parcels were acquired, was no longer a viable project; and

WHEREAS, the DPR recommended the disposition of all of the Haleiwa Regional Park vacant parcels because they would not have any need for any of the remaining parcels and could not afford to develop and continue maintaining the parcels properly; and

WHEREAS, the Haleiwa Regional Park vacant parcels are substandard in size by P-2 zoning development standards and because some of the parcels are landlocked, the Department of Planning and Permitting limited the sale of the parcels to the abutting property owners, with the condition that the parcels be consolidated with an abutting property; and



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WHEREAS, upon rezoning of the Haleiwa Regional Park parcel(s), the property owner shall be required to develop a portion of the property as a park, which shall be conveyed to a private non-profit organization to be determined that shall be responsible for the maintenance of the park for the benefit of the general public; and

WHEREAS, the various City agencies have no objections to the sale of the Haleiwa Regional Park vacant parcels, which have been deemed surplus to the City's needs; and

WHEREAS, the Haleiwa Regional Park vacant parcels were offered to the following three abutting property owners: (1) Dominis Garrida Anderson and Jean Millicent Anderson (hereinafter collectively referred to as "Andersons"), the abutting property owners of TMK: 6-2-03:13; (2) Kamehameha Schools, as the abutting property owner of TMK: 6-2-03:2, 6-2-02:25 and 31; and the (3) State of Hawaii, Department of Transportation Services ("State DOT"), the abutting property owner of a portion of Kamehameha Highway, fronting TMK: 6-2-03:22; and

WHEREAS, the Andersons and Kamehameha Schools indicated an interest in acquiring the Haleiwa Regional Park vacant parcels, and the State DOT is not interested in acquiring said parcels; and

WHEREAS, the Director, Department of Budget and Fiscal Services ("BFS Director"), with the concurrence of the Corporation Counsel, has recommended to the Council of the City and County of Honolulu to sell the Haleiwa Regional Park vacant parcels, by sealed bidding between the two abutting property owners, the Andersons and the Kamehameha Schools, starting at the minimum upset price of \$300,000, pursuant to Sections 37-1.2, 37-1.4, and 37-1.6, Revised Ordinances of Honolulu, 1990, as amended; and

WHEREAS, the proceeds from the sale of the Haleiwa Regional Park vacant parcels shall be expended only for the acquisition of property for park or recreational purposes pursuant to said Section 46-1.5(16)(C) HRS and Section 37-1.4 ROH; now, therefore,

BE IT RESOLVED by the Council of the City and County of Honolulu, that it approves the sale of the Haleiwa Regional Park vacant parcels, as shown on the said Exhibits A and A-1, by sealed bidding between the two abutting property owners, the Andersons and the Kamehameha Schools starting at the minimum upset price of \$300,000; and



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BE IT FURTHER RESOLVED that the sale be in accordance with the recommendations and terms of the Director, and/or designee, and with all applicable laws; and

BE IT FURTHER RESOLVED by the Council of the City and County of Honolulu, that the sale proceeds shall be expended only for the acquisition of property for park or recreational purposes; and

BE IT FURTHER RESOLVED that the Director, and/or designee, shall be authorized to sign the deed and other necessary documents; and

BE IT FINALLY RESOLVED that the Clerk be directed to transmit a certified copy of this resolution to the Director, Department of Budget and Fiscal Services.

INTRODUCED BY:

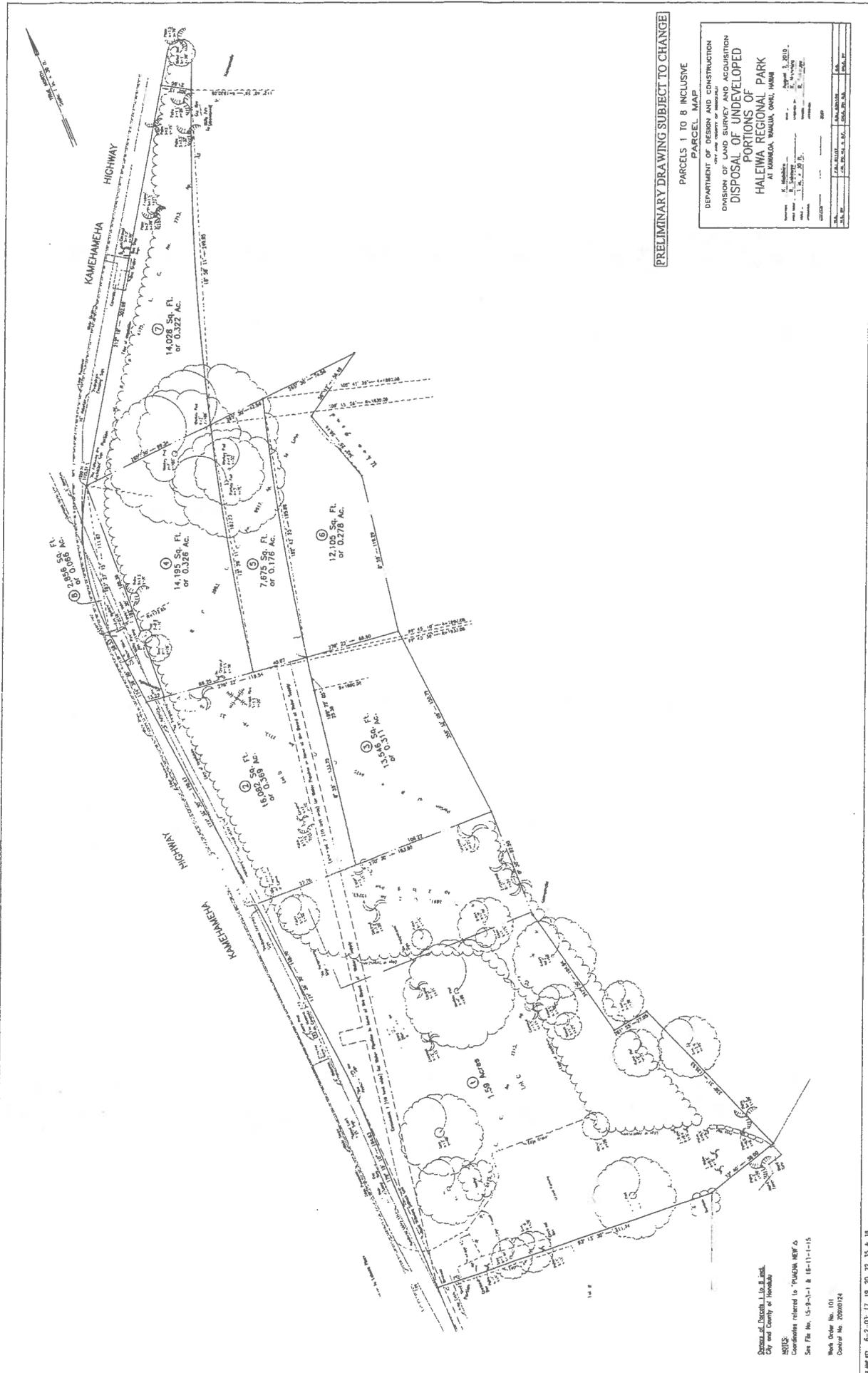
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DATE OF INTRODUCTION:

JUN 15 2012  
Honolulu, Hawaii

Councilmembers



PRELIMINARY DRAWING SUBJECT TO CHANGE

PARCELS 1 TO 8 INCLUSIVE  
PARCEL MAP

DEPARTMENT OF DESIGN AND CONSTRUCTION  
DIVISION OF LAND SURVEY AND ACQUISITION  
DISPOSAL OF UNDEVELOPED  
PORTIONS OF  
HALEIWA REGIONAL PARK  
AT HAWAIIAN, MAUI, HAWAII

Project No. 15-9-31-1 & 16-11-1-15  
Date: August 1, 2015  
Scale: AS SHOWN  
Drawing No. 101  
Contract No. 20080124

DESIGNED BY	JAN ALLAN	DATE	08/01/15
CHECKED BY	JAN ALLAN	DATE	08/01/15
APPROVED BY		DATE	

Contract of Design J.L.B. & Inc.  
City and County of Honolulu

NOTES:  
Coordinates referred to "PUMAHANA KEY Δ"  
See File No. 15-9-31-1 & 16-11-1-15  
Work Order No. 101  
Contract No. 20080124

Sheet No. 18 of 108

18	19	20	21	22	23	24	25	26	27	28	29	30	31	32	33	34	35	36	37	38	39	40	41	42	43	44	45	46	47	48	49	50	51	52	53	54	55	56	57	58	59	60	61	62	63	64	65	66	67	68	69	70	71	72	73	74	75	76	77	78	79	80	81	82	83	84	85	86	87	88	89	90	91	92	93	94	95	96	97	98	99	100	101	102	103	104	105	106	107	108
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Exhibit A

