



A BILL FOR AN ORDINANCE

TO REZONE LAND SITUATED AT HALEIWA, NORTH SHORE, OAHU, HAWAII

BE IT ORDAINED by the People of the City and County of Honolulu.

SECTION 1. Zoning Map No. 17 (Mokuleia-Waialua-Haleiwa), Ordinance 86-134, is hereby amended as follows: Land situated at Haleiwa, North Shore, Oahu, Hawaii hereinafter described, is hereby rezoned from the AG-2 General Agricultural District and R-5 Residential District to the B-1 Neighborhood Business District and Country District. The boundaries of said Districts shall be described as shown on the map attached hereto, marked "Exhibit A" and made a part hereof, and further identified as Tax Map Key 6-6-004:013, 015-019, 028, 032, and a portion of 027.

SECTION 2. A Unilateral Agreement marked "Exhibit B" is by reference incorporated herein and made a part hereof.



A BILL FOR AN ORDINANCE

SECTION 3. This ordinance shall take effect upon its approval.

INTRODUCED BY:

Ernie Martin (b/r)

DATE OF INTRODUCTION:

June 26, 2012
Honolulu, Hawaii

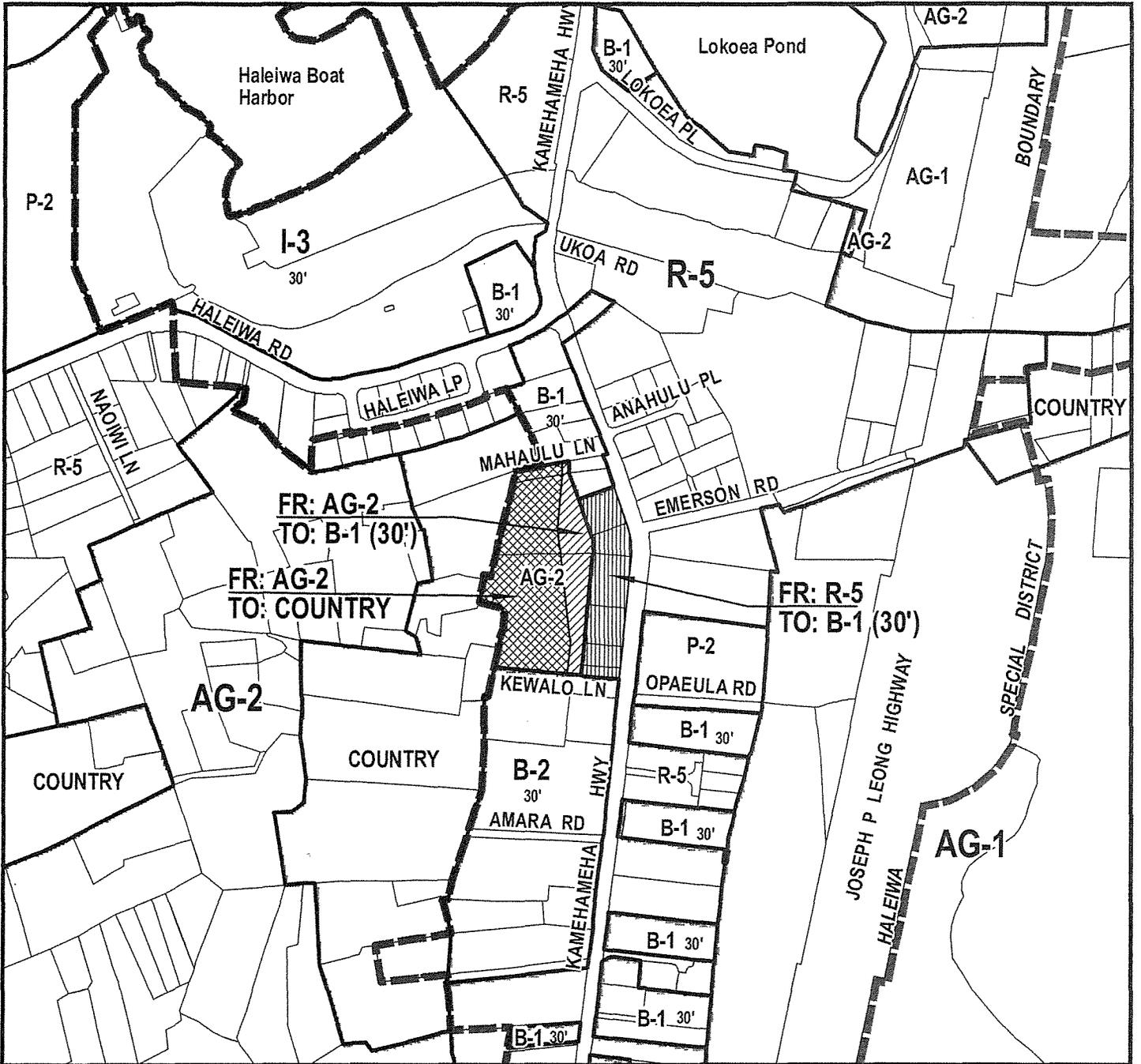
Councilmembers

APPROVED AS TO FORM AND LEGALITY:

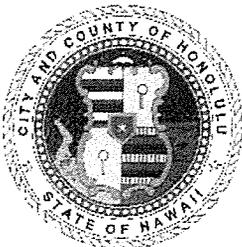
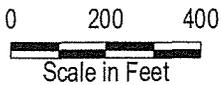
Roy S. Kirtley
Deputy Corporation Counsel

APPROVED this 18th day of October, 20 12.

Peter B. Carlisle
PETER CARLISLE, Mayor
City and County of Honolulu



PORTION OF
ZONING MAP NO. 17
 (MOKULEIA - WAIALUA - HALEIWA)



APPLICANT: TRUSTEES OF THE ESTATE OF
 BERNICE PAUHI BISHOP

TAX MAP KEY(S): 6-6-004: 13, 15-19, 28, 32 & Por. 27

FOLDER NO.: 2011/Z-3

LAND AREA: 4.00 Ac.

PREPARED BY: DEPARTMENT OF PLANNING & PERMITTING
 CITY AND COUNTY OF HONOLULU

PUBLIC HEARING

PLANNING COMMISSION

CITY COUNCIL

ORD. NO.

12-35

SEP 09 2012

MAY 02 2012

2011/Z-3B

EFF. DATE: OCT 18 2012

EXHIBIT A

BILL 52 (2012), CD1

THE ORIGINAL OF THIS DOCUMENT
RECORDED AS FOLLOWS:
STATE OF HAWAII

BUREAU OF CONVEYANCES

DATE _____ Doc A-46530693

DOCUMENT NO. September 27, 2012 1:00 PM

LAND COURT

REGULAR SYSTEM

AFTER RECORDATION, RETURN BY MAIL () PICKUP () TO:

KAMEHAMEHA SCHOOLS
567 South King Street, Suite 200
Honolulu, HI 96813
Attention:

Page 1 of ____

TITLE OF DOCUMENT: Unilateral Agreement and Declaration for
Conditional Zoning

PARTY TO DOCUMENT: Trustees of the Estate of Bernice Pauahi
Bishop
Kawaiaha'o Plaza, Suite 200
567 South King Street
Honolulu, Hawai'i 96813

TAX MAP KEY NO. (1) 6-6-004: 013, 015-019, 028, 032, por. 027

**UNILATERAL AGREEMENT AND
DECLARATION FOR CONDITIONAL ZONING**

THIS INDENTURE (hereinafter referred to as this "Unilateral Agreement" or this "Declaration"), made this 26th day of September, 2012, by **TRUSTEES OF THE ESTATE OF BERNICE PAUahi BISHOP**, Kawaiaha'o Plaza, Suite 200, 567 South King Street Honolulu, Hawai'i 96813 (hereinafter referred to as the "Declarant"),

WITNESSETH:

WHEREAS, the Declarant is the owner in fee simple of certain parcels of land situated in Haleiwa, North Shore, Oahu, Hawaii, consisting of approximately 4 acres, described as Tax Map Key

Nos. (1) 6-6-004: 013, 015 - 019, 028, 032, por. 027, and more particularly described in **EXHIBIT "A"** attached hereto and made a part hereof (the "Land"), and desires to make the Land subject to this Unilateral Agreement; and

WHEREAS, the Declarant plans to use the Land to redevelop its commercial properties in historic Haleiwa Town (the "Project"); and

WHEREAS, the City Council (the "Council") of the City and County of Honolulu (the "City"), pursuant to the provisions of the Land Use Ordinance ("LUO"), Revised Ordinances of Honolulu 1990 ("ROH") Section 21-2.80, as amended, relating to conditional zoning, is considering a change in zoning under the LUO of the Land from the AG-2 General Agricultural District and the R-5 Residential District to the B-1 Neighborhood Business District and Country District; and

WHEREAS, a public hearing regarding the change in zoning, Bill 52 (2012), was held by the Council on September 12, 2012; and

WHEREAS, the Council recommended by its Zoning Committee Report No. CR 342 (2012) that the said change in zoning be approved, subject to the following conditions contained in this Declaration to be made pursuant to the provisions of ROH Section 21-2.80, as amended, relating to conditional zoning, and to become effective on the effective date of the zoning ordinance approving the change of zoning (the "Rezoning Ordinance");

NOW, THEREFORE, the Declarants hereby covenant and declare as follows:

1. Transportation. The Declarant shall carry out the following requirements related to traffic and transportation improvements for the Project:

a. The Declarant shall update the Traffic Impact Analysis Report ("TIAR") approximately one year after the completion of the Project, provided at least 80 percent of the Project is occupied or as otherwise determined by the Department of Planning and Permitting ("DPP") to validate projections to the trip generation rates and traffic assignment volumes at each driveway, as contained in the initial TIAR dated May 2011. The update shall identify whether additional traffic mitigation measures are necessary to support this Project. The cost to implement any necessary proposed mitigation measures shall be borne by the Declarant.

b. The Declarant shall submit a Construction Management Plan ("CMP") to the DPP for review and approval as required prior to the issuance of demolition and/or building permits (whichever comes first) for the redevelopment of the Project site that shall

identify the type, and frequency and routing of heavy trucks and construction-related vehicles. Every effort shall be made to minimize impacts from these vehicles and related construction activities. The CMP shall include provisions to limit vehicular activity to timeframes outside of peak traffic periods, utilizing alternate routes for heavy trucks, staging locations for construction workers and vehicles, and other mitigation measures that may impact traffic. The Declarant shall document the condition of roadways in the immediate vicinity of the Project site prior to the commencement of construction activities and provide remedial measures, as necessary, such as restriping, road resurfacing, and/or reconstruction if the condition of these roadways have deteriorated as a result of the Project's construction activities.

c. The Declarant shall consult with the DPP and the Department of Transportation Services ("DTS") prior to building permit approval for the redevelopment of the Project site, and shall fund, construct, or cause to be constructed all necessary road widening and street improvements along the Project's frontage of Kamehameha Highway as required by the DPP and DTS. The roadway section may be modified to retain existing historic structures to the greatest extent practical, provided traffic flow, operations, and safety are not compromised. Further, to preserve the rural streetscape design principles for this area, the Declarant may use landscaping between the vehicular travel way and pedestrian walkway along sections of the Kamehameha Highway frontage, provided that adequate pedestrian access can be made available and maintained to the adjacent businesses. Maintenance of these landscaped areas will be the responsibility of the Declarant. Roadway improvements to the frontage of the Project, as required by DPP and DTS, shall be completed prior to issuance of the Certificate of Occupancy for any development fronting Kamehameha Highway. Nothing herein shall be construed as a waiver or exemption from, or modification to, any requirement imposed by law or regulations, including but not limited to any requirement under ROH Chapter 14, Article 21 ("Construction of Improvements by Certain Property Owners").

d. Construction plans for all work within or affecting public streets shall be submitted to the DPP for review and approval. A Traffic Control Plan shall be submitted to the DPP for review and approval as required. Vehicular access points shall be constructed as standard city dropped driveways. Adequate vehicular sight distances shall be provided and maintained at all driveways to pedestrians and other vehicles. Driveway grades shall not exceed five percent for a minimum distance of 25 feet from the property line.

2. Compliance with Other Governmental Requirements. The Declarant acknowledges that approval of this zone change does not constitute compliance with other LUO or governmental agencies' requirements. They are subject to separate review and approval. The Declarant shall be responsible for ensuring that the final

plans for the proposed Project comply with all applicable LUO and other governmental agencies' provisions and requirements.

3. Annual Reports. On an annual basis, the Declarant shall submit a written status report to the DPP documenting its satisfaction and/or describing its progress toward complying with each condition of approval for this zone change. This status report shall be submitted to the DPP by December 31 of each year until such time as the DPP has determined that all conditions of approval have been satisfied. Failure to do so may result in delays in processing of further permits.

4. Progress Reports to Neighborhood Board. For the period between the effective date of the Rezoning Ordinance and the issuance of a Certificate of Occupancy for the Project, the Declarant will provide written or oral quarterly updates to the North Shore Neighborhood Board on the progress of the Project, to include the anticipated impacts to the traffic, highway improvements and historic buildings.

5. Noncompliance or Failure to Fulfill Any Conditions. In the event of noncompliance or failure to fulfill any of the conditions set forth herein, the Director of the DPP shall inform the Council and may institute action to terminate or stop the Project until applicable conditions are met. Noncompliance also may be grounds for revocation of the permits issued under this zone change. Noncompliance also may be grounds for the enactment of ordinances making further zone changes, including revocation of the underlying zoning, upon initiation by the proper parties in accordance with the Revised City Charter.

NOW, THEREFORE, the Declarant hereby make the following additional Declarations:

As used herein, any references to a specific City department or agency shall be deemed to include a reference to any successor department or agency.

That the conditions imposed herein are reasonably conceived to fulfill public service demands created by the requested change in zoning and are rationally related to the objective of preserving the public health, safety, and general welfare and the further implementation of the General Plan of the City.

That the development of the Land shall conform to the aforesaid conditions with the understanding that, at the request of Declarant and upon the satisfaction of the conditions set forth in this Unilateral Agreement, DPP may fully or partially release, as applicable, any of the foregoing conditions that have been fulfilled.

That if there are any conflicts between this Unilateral Agreement and any previous unilateral agreement(s) applicable to

the Land, the terms and conditions of this Unilateral Agreement shall apply.

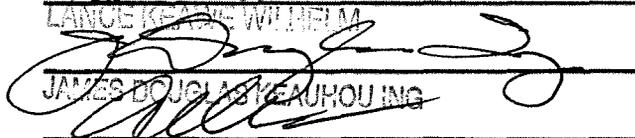
AND IT IS EXPRESSLY UNDERSTOOD AND AGREED that the conditions imposed in this Declaration shall run with the Land and shall bind and constitute notice to all the parties hereto and subsequent lessees, grantees, assignees, mortgagees, lienors, successors, and any other persons who have or claim to have an interest in the Land, and the City shall have the right to enforce this Declaration by rezoning, appropriate action at law or suit in equity against all such persons, provided that Declarant or its successors and assigns may file a petition with DPP for amendment or removal of any conditions or termination of this Declaration, such petition to be processed in the same manner as petitions for zone changes.

This instrument has been executed by or on behalf of the Trustees of the Estate of Bernice Pauahi Bishop in their fiduciary capacities as said Trustees, and not in their individual capacities. No personal liability or obligation under this instrument shall be imposed or assessed against said Trustees in their individual capacities.

IN WITNESS THEREOF, this Unilateral Agreement and Declaration for Conditional Zoning is executed on the day and year first above written.

DECLARANT:
**TRUSTEES OF THE ESTATE OF
BERNICE PAUahi BISHOP**



LANCE KEANE WILHELM


JAMES DOUGLAS VEAUHOUI NG


JANEEN-ANN AHULANI OLDS

Approved as to Content, Authority,
and Compliance with KS Policy:

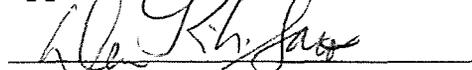


Director/Manager

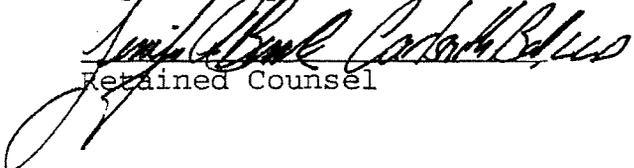


Vice President/Director

Approved as to Form:



Legal Group



Retained Counsel

STATE OF HAWAII)
)
) SS.
CITY AND COUNTY OF HONOLULU)

On SEP 26 2012, 2012 before me appeared

LANCE KEANE WILHELM, JAMES DOUGLAS KEAUNOHUING, and
JACOB PAUHAHI BISHOP, solely as TRUSTEES OF THE ESTATE OF

BERNICE PAUHAHI BISHOP and not individually, to me known to be the persons described in the foregoing instrument and who did say that they executed the foregoing instrument as their free act and deed as such Trustees.

Signature: *Michelle M. Frias*
Name: MICHELLE M. FRIAS
Notary Public, State of Hawaii
My commission expires June 26, 2015

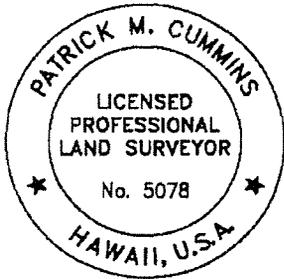
W

My commission expires: _____

(Official Stamp or Seal)

NOTARY CERTIFICATION STATEMENT	
Document Identification or Description: <u>Unilateral Agreement And Declaration For Conditional Zoning</u>	
Doc. Date: <u>Undated at time of notarization</u>	
No. of Pages: <u>24</u>	Jurisdiction: <u>First Circuit</u> (in which notarial act is performed) <i>W</i>
<u><i>Michelle M. Frias</i></u>	<u>SEP 26 2012</u>
Signature of Notary MICHELLE M. FRIAS Notary Public, State of Hawaii My commission expires June 26, 2015	Date of Notarization and Certification Statement
Printed Name of Notary	Official Stamp or Seal)

Parcel 18



Description prepared by

HAWAII LAND CONSULTANTS

Patrick M. Cummins

Patrick M. Cummins
Licensed Professional Land Surveyor
Certificate No. 5078

Kaneohe, Hawaii
September 15, 2011

PARCEL 13
(TMK 6-6-04: 13)

Land Situated 100 feet Westerly from Kamehameha Highway

at Kawailoa, Waialua, Oahu, Hawaii

Being a portion of Royal Patent 4475, Land Commission Award 7713,

Apana 33 to V. Kamamalu

Being also a portion of the Waialua Store Lots as shown on Bishop Estate Map No. 1124B

Beginning at a pipe at the Southeast corner of this piece of land, being also the Southwesterly corner of Roadway Lot as shown on Bishop Estate Map No. 1124B and on the Northerly side of Lot 3, the coordinates of said point of beginning referred to Government Survey Triangulation Station "WAIALUA 2" being 390.99 feet North and 5,286.10 feet East, and running by true azimuths measured clockwise from South:

- | | | | |
|----|----------|-------------|---|
| 1. | 95° 35' | 233.71 feet | along Lot 3; |
| 2. | 190° 12' | 59.07 feet | along Royal Patent 6296, Land Commission Award 9951, Apana 7 to G. Laanui; |
| 3. | 199° 03' | 41.40 feet | along Royal Patent 2642, Land Commission Award 7408, Apana 1 to Kawahamana; |
| 4. | 186° 32' | 41.30 feet | along Royal Patent 2642, Land Commission Award 7408, Apana 1 to Kawahamana; |
| 5. | 171° 52' | 17.70 feet | along Royal Patent 2642, Land Commission Award 7408, Apana 1 to Kawahamana; |
| 6. | 100° 07' | 70.60 feet | along Royal Patent 2642, Land Commission Award 7408, Apana 1 to Kawahamana; |
| 7. | 191° 19' | 70.90 feet | along Royal Patent 1474, Land Commission Award 2926, Apana 4 to Kahakai; |

Parcel 13

- 8. 281° 37' 18.40 feet along remainder of Royal Patent 4475, Land Commission Award 7713, Apana 33 to V. Kamamalu;
- 9. 193° 21' 60.00 feet along remainder of Royal Patent 4475, Land Commission Award 7713, Apana 33 to V. Kamamalu;
- 10. 267° 58' 262.25 feet along Parcel 32 (TMK 6-6-04: 32), along the remainder of Royal Patent 4475, Land Commission Award 7713, Apana 33 to V. Kamamalu;
- 11. 5° 30' 326.00 feet along Lots 14, 13, 12 (TMK 6-6-04: 28), 11, 10 (TMK6-6-04: 17) and 9 (6-6-04: 18) and Roadway Lot, of the Waiialua Store Lots, to the point of beginning and containing an area of 77, 025 square feet, more or less.

Description prepared by

HAWAII LAND CONSULTANTS

Patrick M. Cummins

Patrick M. Cummins
 Licensed Professional Land Surveyor
 Certificate No. 5078



Kaneohe, Hawaii
September 15, 2011

PARCEL 15

Land Situated on the Westerly Side of Kamehameha Highway

at Kawaihoa, Waialua, Oahu, Hawaii

Being a portion of Royal Patent 4475, Land Commission Award 7713,

Apana 33 to V. Kamamalu

Being also Lots 16 and 17 of the Waialua Store Lots as shown on Bishop Estate Map No. 1124B

Beginning at a point at the North corner of this piece of land, being also the East corner Lot 18 (TMK 6-6-04: 14) of the Waialua Store Lots and on the Westerly Side of Kamehameha Highway, the coordinates of said point of beginning referred to Government Survey Triangulation Station "WAIALUA 2" being 890.69 feet North and 5,370.73 feet East, and running by true azimuths measured clockwise from South:

- | | | | |
|----|----------|-------------|---|
| 1. | 340° 49' | 100.00 feet | along Kamehameha Highway; |
| 2. | 70° 49' | 100.00 feet | along Lot 15 (TMK 6-6-04: 16) of the Waialua Store Lots; |
| 3. | 160° 49' | 100.00 feet | along Parcel 32 (TMK 6-6-04: 32), along the remainder of Royal Patent 4475, Land Commission Award 7713, Apana 33 to V. Kamamalu; |
| 4. | 250° 49' | 100.00 feet | along Lot 18 (TMK 6-6-04: 14) of the Waialua Store Lots to the point of beginning and containing an area of 10,000 square feet, more or less. |

1 2 - 3 5

Parcel 15



Description prepared by

HAWAII LAND CONSULTANTS

Patrick M. Cummins

Patrick M. Cummins
Licensed Professional Land Surveyor
Certificate No. 5078

Kaneohe, Hawaii
September 15, 2011

1 2 - 3 5

PARCEL 16

Land Situated on the Westerly Side of Kamehameha Highway
at Kawailoa, Waialua, Oahu, Hawaii

Being a portion of Royal Patent 4475, Land Commission Award 7713,

Apana 33 to V. Kamamalu

Being also Lot 15 of the Waialua Store Lots as shown on Bishop Estate Map No. 1124B

Beginning at a point at the Southeast corner of this piece of land, being also the Northeast corner Lot 14 (TMK 6-6-04: 28) of the Waialua Store Lots and on the Westerly Side of Kamehameha Highway, the coordinates of said point of beginning referred to Government Survey Triangulation Station "WAIALUA 2" being 705.71 feet North and 5,417.35 feet East, and running by true azimuths measured clockwise from South:

- | | | | |
|----|----------|-------------|---|
| 1. | 95° 35' | 100.00 feet | along Lot 14 (6-6-4: 16) of the Waialua House Lots:

Thence along Parcel 32 (TMK 6-6-04: 32), along the remainder of Royal Patent 4475, Land Commission Award 7713, Apana 33 to V. Kamamalu on a curve to the left with a radius of 82.20 feet, the chord azimuth and distance being: |
| 2. | 173° 12' | 35.26 feet; | |
| 3. | 160° 49' | 13.70 feet | along Parcel 32 (TMK 6-6-04: 32), along the remainder of Royal Patent 4475, Land Commission Award 7713, Apana 33 to V. Kamamalu; |
| 4. | 250° 49' | 100.00 feet | along Lot 16 (TMK 6-6-04: 28) of the Waialua Store Lots; |

Parcel 16

5. 340° 49'

13.70 feet along Kamehameha Highway;

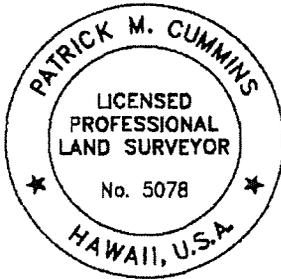
Thence along Kamehameha Highway, on a curve to the right with a radius of 182.20 feet, the chord azimuth and distance being:

6. 353° 12'

78.15 feet to the point of beginning and containing an area of 6,985 square feet, more or less.

Description prepared by

HAWAII LAND CONSULTANTS



Patrick M. Cummins

Patrick M. Cummins
Licensed Professional Land Surveyor
Certificate No. 5078

Kaneohe, Hawaii
September 15, 2011

PARCEL 17

Land Situated on the Westerly Side of Kamehameha Highway
at Kawaihoa, Waialua, Oahu, Hawaii

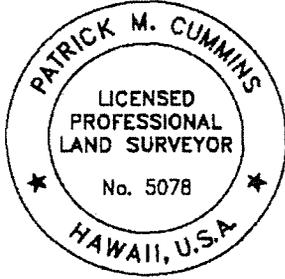
Being a portion of Royal Patent 4475, Land Commission Award 7713,
Apana 33 to V. Kamamalu

Being also Lots 10 and 11 of the Waialua Store Lots
as shown on Bishop Estate Map No. 1124B

Beginning at a point at the Southeast corner of this piece of land, being also the Northeast corner of Lot 9 (TMK 6-6-04: 18) of the Waialua Store Lots as shown on Bishop Estate Map No. 1124B, the coordinates of said point of beginning referred to Government Survey Triangulation Station "WAIALUA 2" being 468.64 feet North and 5,394.17 feet East, and running by true azimuths measured clockwise from South:

- | | | | |
|----|----------|-------------|--|
| 1. | 95° 35' | 100.00 feet | along Lot 9 (TMK 6-6-04: 18) of the Waialua Store Lots; |
| 2. | 185° 35' | 100.00 feet | along Parcel 13 (TMK 6-6-04: 13), along the remainder of Royal Patent 4475, Land Commission Award 7713, Apana 33 to V. Kamamalu; |
| 3. | 275° 35' | 100.00 feet | along Lot 12 (TMK 6-6-04: 28) of the Waialua Store Lots; |
| 4. | 5° 35' | 100.00 feet | along Kamehameha Highway to the point of beginning and containing an area of 10,000 square feet; |

Parcel 17



Description prepared by

HAWAII LAND CONSULTANTS

Patrick M. Cummins

Patrick M. Cummins
Licensed Professional Land Surveyor
Certificate No. 5078

Kaneohe, Hawaii
September 15, 2011

PARCEL 18

Land Situated on the Westerly Side of Kamehameha Highway
at Kawaiiloa, Waialua, Oahu, Hawaii

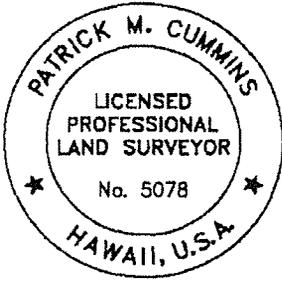
Being a portion of Royal Patent 4475, Land Commission Award 7713,
Apana 33 to V. Kamamalu

Being also Lot 9 of the Waialua Store Lots
as shown on Bishop Estate Map No. 1124B

Beginning at a point at the Northeast corner of this piece of land, being also the Southeast corner of Lot 10 (TMK 6-6-04: 17) of the Waialua Store Lots as shown on Bishop Estate Map No. 1124B, the coordinates of said point of beginning referred to Government Survey Triangulation Station "WAIALUA 2" being 468.64 feet North and 5,394.17 feet East, and running by true azimuths measured clockwise from South:

- 1. 5° 35' 57.80 feet along Kamehameha Highway;
- 2. 95° 35' 100.00 feet along Roadway Lot (TMK 6-6-04: 19);
- 2. 185° 35' 57.80 feet along Parcel 13 (TMK 6-6-04: 13), along the remainder of Royal Patent 4475, Land Commission Award 7713, Apana 33 to V. Kamamalu;
- 3. 275° 35' 100.00 feet along Lot 10 (TMK 6-6-04: 17) of the Waialua Store Lots to the point of beginning and containing an area of 5,780 square feet;

Parcel 18



Description prepared by

HAWAII LAND CONSULTANTS

Patrick M. Cummins

Patrick M. Cummins
Licensed Professional Land Surveyor
Certificate No. 5078

Kaneohe, Hawaii
September 15, 2011

PARCEL 19

Land Situated on the Westerly Side of Kamehameha Highway
at Kawailoa, Waialua, Oahu, Hawaii

Being a portion of Royal Patent 4475, Land Commission Award 7713,

Apana 33 to V. Kamamalu

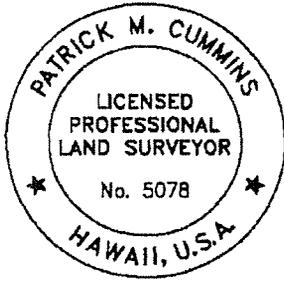
Being also Roadway Lot, portion of Waialua Store Lots

as shown on Bishop Estate Map No. 1124B

Beginning at a point at the Southeast corner of this piece of land, being also the Northeast corner Lot 3 and on the Westerly Side of Kamehameha Highway, the coordinates of said point of beginning referred to Government Survey Triangulation Station "WAIALUA 2" being 381.26 feet North and 5,385.63 feet East, and running by true azimuths measured clockwise from South:

- | | | | |
|----|----------|-------------|--|
| 2. | 95° 35' | 100.00 feet | along Lot 3; |
| 3. | 185° 35' | 30.00 feet | along Parcel 13 (TMK 6-6-04: 13), along the remainder of Royal Patent 4475, Land Commission Award 7713, Apana 33 to V. Kamamalu; |
| 4. | 275° 35' | 100.00 feet | along Lot 9 (TMK 6-6-04: 18) of the Waialua Store Lots; |
| 6. | 5° 35' | 30.00 feet | along Kamehameha Highway to the point of beginning and containing an area of 3,000 square feet, more or less. |

Parcel 19



Description prepared by

HAWAII LAND CONSULTANTS

Patrick M. Cummins

Patrick M. Cummins
Licensed Professional Land Surveyor
Certificate No. 5078

Kaneohe, Hawaii
September 15, 2011

PARCEL 32
(TMK 6-6-04: 32)

Land Situated 100 feet Westerly from Kamehameha Highway
at Kawaiiloa, Waialua, Oahu, Hawaii

Being a portion of Royal Patent 4475, Land Commission Award 7713,
Apana 33 to V. Kamamalu

Being also a portion of the Waialua Store Lots as shown on Bishop Estate Map No. 1124B

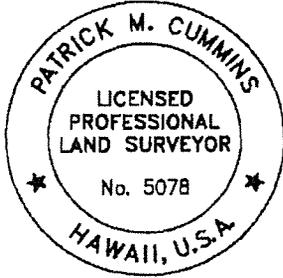
Beginning at a point at the North corner of this piece of land, being also the West corner of Lot 18 (TMK 6-6-04: 14) as shown on Bishop Estate Map No. 1124B and on the Southerly side of Mahaulu Lane, the coordinates of said point of beginning referred to Government Survey Triangulation Station "WAIALUA 2" being 929.88 feet North and 5,251.25 feet East, and running by true azimuths measured clockwise from South:

- | | | | |
|----|----------|-------------|--|
| 1. | 340° 49' | 190.00 feet | along Lots 18 (TMK 6-6-04: 14), 17 (TMK 6-6-04: 15), 16 (TMK 6-6-04: 15) and portion of Lot 15 (TMK 6-6-04: 16) of the Waialua Store Lots; |
| | | | Thence along Lot 15 (TMK 6-6-04: 16) of the Waialua Store Lots, on a curve to the right with a radius of 82.20 feet, the chord azimuth and distance being: |
| 2. | 353° 12' | 35.26 feet; | |
| 3. | 87° 58' | 262.25 feet | along Parcel 13 (TMK 6-6-04: 13); |
| 4. | 193° 21' | 200.17 feet | along remainder of Royal Patent 4475, Land Commission Award 7713, Apana 33 to V. Kamamalu; |

Parcel 32

5. 259° 00'

152.04 feet along Mahaulu Lane to the point of beginning and containing an area of 42,985 square feet, more or less.



Description prepared by

HAWAII LAND CONSULTANTS

Patrick M. Cummins

Patrick M. Cummins
Licensed Professional Land Surveyor
Certificate No. 5078

Kaneohe, Hawaii
September 15, 2011

MAHAULU LANE
(TMK 6-6-04: 27)

Land Situated on the Westerly Side of Kamehameha Highway
at Kawaiiloa, Waialua, Oahu, Hawaii

Being a portion of Royal Patent 4475, Land Commission Award 7713,
Apana 33 to V. Kamamalu

Beginning at a point at the East corner of this piece of land, being also the North corner of Lot 18 of the Waialua Lots, and on the Westerly Side of Kamehameha Highway, the coordinates of said point of beginning referred to Government Survey Triangulation Station "WAIALUA 2" being 949.15 feet North and 5,350.40 feet East, and running by true azimuths measured clockwise from South:

- | | | | |
|----|----------|-------------|---|
| 1. | 79° 00' | 253.04 feet | along Lot 18 (6-6-04: 14) of the Waialua Store Lots, along Parcel 32 (TMK 6-6-04: 32) and along the remainder of Royal Patent 4475, Land Commission Award 7713, Apana33 to V. Kamamalu; |
| 2. | 193° 21' | 32.93 feet | along Lot 2; |
| 3. | 259° 00' | 235.15 feet | along Lot 1, along Lot L of Land Court Application 113; |
| 4. | 340° 49' | 30.31 feet | along Kamehameha Highway to the point of beginning and containing an area of 7,323 square feet, more or less. |

Parcel 27



Description prepared by

HAWAII LAND CONSULTANTS

Patrick M. Cummins

Patrick M. Cummins
Licensed Professional Land Surveyor
Certificate No. 5078

Kaneohe, Hawaii
September 15, 2011

CITY COUNCIL
CITY AND COUNTY OF HONOLULU
HONOLULU, HAWAII
CERTIFICATE

ORDINANCE 12-35

BILL 52 (2012), CD1

Introduced: 06/26/12 By: ERNEST MARTIN (BR)

Committee: ZONING AND PLANNING

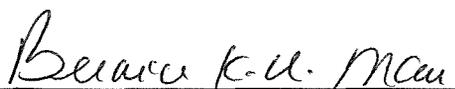
Title: A BILL FOR AN ORDINANCE TO REZONE LAND SITUATED AT HALEIWA, NORTH SHORE, OAHU, HAWAII.

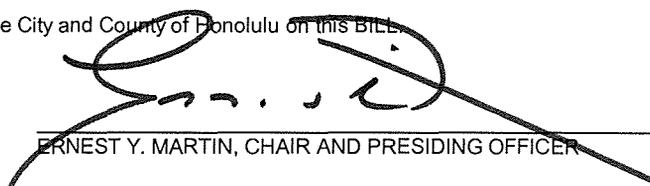
Links: [BILL 52 \(2012\)](#)
[BILL 52 \(2012\), CD1](#)
[CR-309](#)
[CR-342](#)

Voting Legend: Y= Aye, Y* = Aye w/Reservations, N = No, A = Absent, ABN = Abstain

COUNCIL	07/11/12	BILL PASSED FIRST READING AND REFERRED TO COMMITTEE ON ZONING AND PLANNING.				
		ANDERSON Y	BERG Y	CACHOLA Y	CHANG Y	GABBARD Y
		GARCIA Y	HARIMOTO Y	KOBAYASHI Y	MARTIN Y	
		NOTE: EFFECTIVE AUGUST 16, 2012, COUNCILMEMBER TULSI GABBARD, REPRESENTING COUNCIL DISTRICT VI, RESIGNED FROM OFFICE. (Refer to Communication CC-231)				
ZONING AND PLANNING	08/30/12	CR-309 – BILL REPORTED OUT OF COMMITTEE FOR PASSAGE ON SECOND READING AND SCHEDULING OF A PUBLIC HEARING. CURRENT DEADLINE: 09/23/12 (GRANTED A 90-DAY EXTENSION OF TIME (NEW DEADLINE: DECEMBER 22, 2012).				
PUBLISH	09/01/12	PUBLIC HEARING NOTICE PUBLISHED IN THE HONOLULU STAR-ADVERTISER.				
COUNCIL/PUBLIC HEARING	09/12/12	CR-309 ADOPTED. BILL PASSED SECOND READING, PUBLIC HEARING CLOSED AND REFERRED TO COMMITTEE ON ZONING AND PLANNING.				
		ANDERSON Y	BERG Y	CACHOLA Y	CHANG Y	GARCIA Y
		HARIMOTO Y	KOBAYASHI Y	MARTIN Y		
ZONING AND PLANNING	09/20/12	CR-342 – BILL REPORTED OUT OF COMMITTEE FOR PASSAGE ON THIRD READING AS AMENDED IN CD1 FORM.				
PUBLISH	09/25/12	SECOND READING NOTICE PUBLISHED IN THE HONOLULU STAR-ADVERTISER.				
COUNCIL	10/03/12	CR-342 ADOPTED. BILL 52 (2012), CD1 PASSED THIRD READING AS AMENDED.				
		ANDERSON Y	BERG Y	CACHOLA Y	CHANG Y	GARCIA Y
		HARIMOTO Y	KOBAYASHI Y	MARTIN Y		

I hereby certify that the above is a true record of action by the Council of the City and County of Honolulu on this BILL.


BERNICE K. N. MAU, CITY CLERK


ERNEST Y. MARTIN, CHAIR AND PRESIDING OFFICER