



RESOLUTION

APPROVING THE ABANDONMENT AND SALE OF PARCEL 1, PORTION OF LUAKAHA STREET, AREA 86 SQ. FT., ABUTTING TMK: 3-2-058-075, KAPAHULU.

WHEREAS, Paragraph 16, Section 46-1.5, 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

WHEREAS, Parcel 1, with an area of 86 square feet, is City-owned and a portion of Luakaha Street, and is shown colored in yellow on the map designated as Exhibit A, attached hereto and by reference made a part of this resolution; and

WHEREAS, Parcel 1 is a portion of a county highway as defined in Section 264-1, HRS, as amended; and

WHEREAS, said Section 264-1, HRS provides that all county highways once established shall continue until vacated, closed, abandoned, or discontinued by a resolution of the legislative body of the county wherein the county highway lies; and

WHEREAS, Section 264-3, HRS provides that a county highway, before it is disposed of in any way, it shall be first offered to the abutters for a reasonable length of time and at reasonable price; and

WHEREAS, the various City agencies, including the Departments of Facility Maintenance, Transportation Services, and Planning and Permitting, have no objections to the sale of Parcel 1; and

WHEREAS, the Director, Department of Budget and Fiscal Services (hereinafter "Director"), has recommended to the Council to sell Parcel 1, pursuant to Sections 37-1.2, 37-1.4 and 37-1.6, Revised Ordinances of Honolulu 1990, as amended; and

WHEREAS, the Director has proposed and recommended that said Parcel 1, with a total area of 86 square feet, be sold to Cheryl Y. Penhart, Trustee, etal, as the abutting property owners of Tax Map Key No. 3-2-058-075, by negotiated sale for the recommended sale price of \$4,400 based on an appraisal by the Department of Design and Construction; and

WHEREAS, the recommended sale price of \$4,400 will be deposited into the reserve for fiscal stability fund; now therefore,



RESOLUTION

BE IT RESOLVED by the Council of the City and County of Honolulu that Parcel 1 is hereby abandoned as a public roadway effective as of the date of recordation of the deed of conveyance; and

BE IT FURTHER RESOLVED by the Council of the City and County of Honolulu that it approves the sale of Parcel 1 to Cheryl Y. Penhart, Trustee, etal for the recommended sale price of \$4,400; and

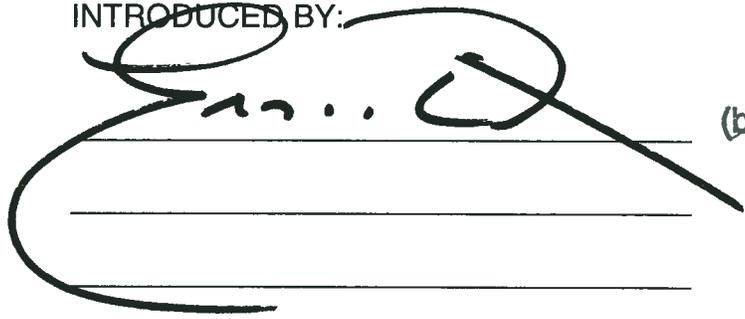
BE IT FURTHER RESOLVED that the sale be in accordance with the recommendations of the Director, and/or designee and with all applicable laws; and

BE IT FURTHER RESOLVED by the Council of the City and County of Honolulu approves the recommended sale price of \$4,400 be deposited in the reserve for fiscal stability fund; 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:



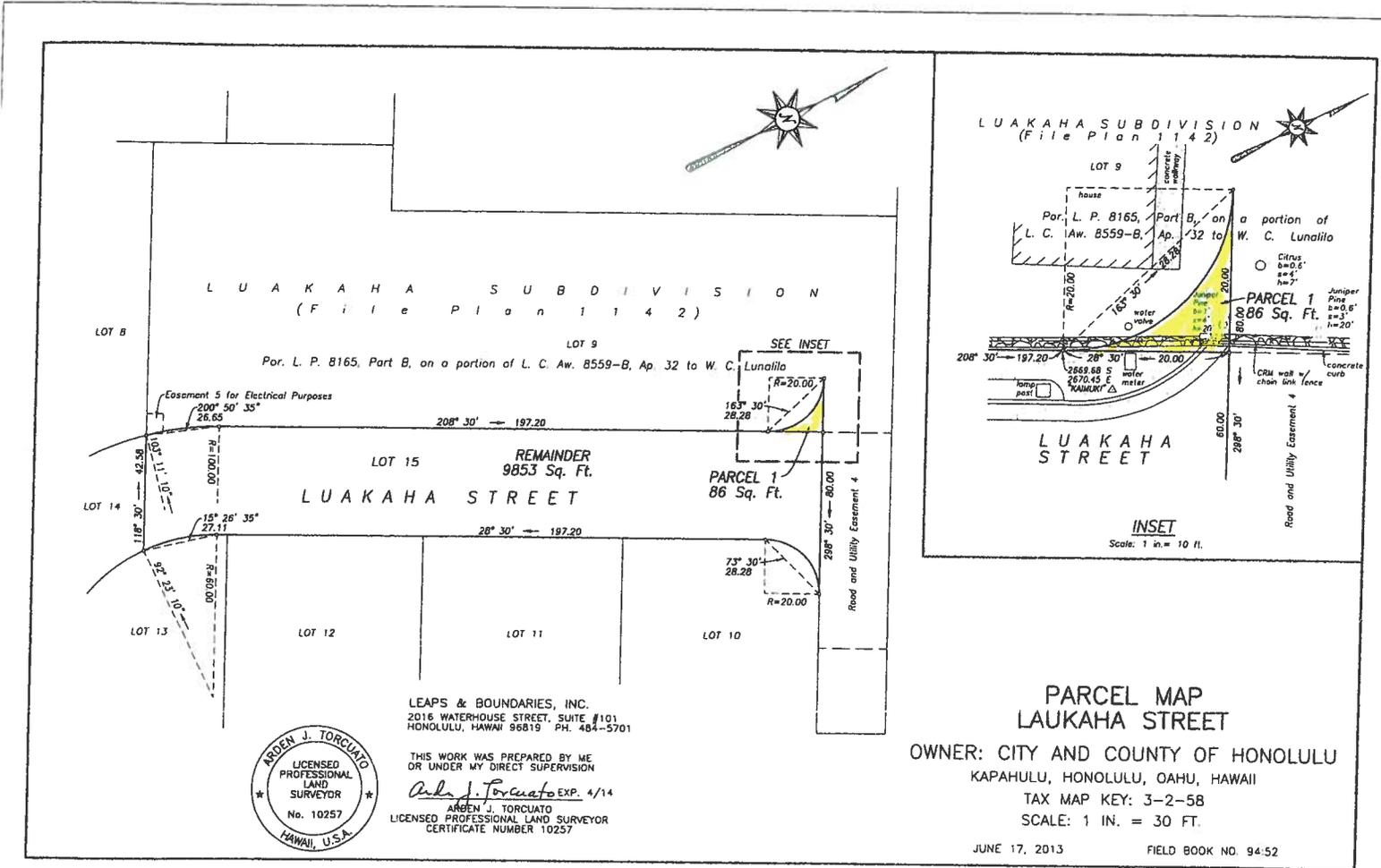
(br)

DATE OF INTRODUCTION:

APR 16 2014
Honolulu, Hawaii

Councilmembers

EXHIBIT A



LEAPS & BOUNDARIES, INC.
2016 WATERHOUSE STREET, SUITE #101
HONOLULU, HAWAII 96819 PH. 484-5701

THIS WORK WAS PREPARED BY ME
OR UNDER MY DIRECT SUPERVISION

Arden J. Torcuato EXP. 4/14
ARDEN J. TORCUATO
LICENSED PROFESSIONAL LAND SURVEYOR
CERTIFICATE NUMBER 10257

CITY COUNCIL
CITY AND COUNTY OF HONOLULU
HONOLULU, HAWAII
CERTIFICATE

RESOLUTION 14-82

Introduced: 04/16/14 By: ERNEST MARTIN (BR)

Committee: BUDGET

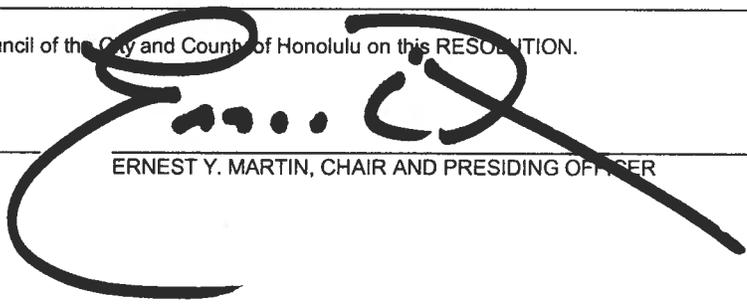
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Voting Legend: * = Aye w/Reservations

04/23/14	BUDGET	CR-115 - RESOLUTION REPORTED OUT OF COMMITTEE FOR ADOPTION.
05/07/14	COUNCIL	CR-115 AND RESOLUTION 14-82 WERE ADOPTED. 9 AYES: ANDERSON, CHANG, FUKUNAGA, HARIMOTO, KOBAYASHI, MANAHAN, MARTIN, MENOR, PINE.

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


BERNICE K. N. MAU, CITY CLERK


ERNEST Y. MARTIN, CHAIR AND PRESIDING OFFICER