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## RESOLUTION

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(FOR CONDEMNATION)

PROVIDING FOR THE ACQUISITION OF AN EASEMENT FOR PUBLIC USE, TO WIT: MALUA DRIVE SEWER EASEMENTS, SITUATE AT ALEWA, HONOLULU, OAHU, HAWAII, AND DETERMINING AND DECLARING THE NECESSITY OF THE ACQUISITION THEREOF BY EMINENT DOMAIN.

BE IT RESOLVED by the Council of the City and County of Honolulu:

I.

That for public use and purpose, to wit: Malua Drive Sewer Easements, Parcel 1 (TMK: 1-8-030-021) and Parcel 2 (TMK: 1-8-030-022), situate at Alewa, Honolulu, Oahu, Hawaii, proceedings in eminent domain as provided by law be instituted for the acquisition of sewer easements over, under, through, and across Parcels 1 and 2, the descriptions of which parcels of land are attached hereto and made a part hereof, and that the Corporation Counsel of the City and County of Honolulu be and she is hereby authorized and empowered to institute the said proceedings.

That this acquisition by eminent domain is necessary for the aforesaid public use and purpose.

II.

That in the process of said proceedings in eminent domain, the Corporation Counsel be and she is hereby authorized and empowered to negotiate terms of settlement, subject to the approval of this Council and/or of the Court before which such proceedings are commenced.





**RESOLUTION**

MALUA DRIVE SEWER EASEMENTS

PARCEL 1  
 (Sewer Easement)

Being a portion of Lot 34 of "ALEWA VIEW LOTS" (File Plan 412) also being portion of Grant 5922 to Raymer Sharp. Situate at Alewa, Honolulu, Oahu, Hawaii.

Beginning at the West corner of this parcel of land, along the east side of Mamalu Street, the coordinates of said point of beginning referred to Government Survey Triangulation Station "MOKAUEA" being 1,010.92 feet South and 4,698.83 feet East, as shown on Division of Land Survey and Acquisition Parcel Map File No. 17-10-8-87, thence running by azimuths measured clockwise from true South:

Along the East side of Mamalu Street, on a curve to the left with a radius of 70.00 feet, the chord azimuth and distance being:

- |    |      |     |     |            |   |
|----|------|-----|-----|------------|---|
| 1. | 188° | 10' | 12" | 8.68 feet; |   |
| 2. | 231° | 53' |     | 30.26 feet | along remainder of Lot 34 of "Alewa View Lots" (File Plan 412);   |
| 3. | 321° | 15' |     | 6.00 feet  | along Lot 33 of "Alewa View Lots" (File Plan 412);  |
| 4. | 51°  | 53' |     | 36.60 feet | along remainder of Lot 34 of "Alewa View Lots" (File Plan 412) to the point of beginning and containing an area of 200 square feet. |



**RESOLUTION**

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MALUA DRIVE SEWER EASEMENTS

PARCEL 2  
 (Sewer Easement)

Being a portion of Lot 33 of "ALEWA VIEW LOTS" (File Plan 412) also being portion of Grant 5922 to Raymer Sharp. Situate at Alewa, Honolulu, Oahu, Hawaii.

Beginning at the North corner of this parcel of land, along the south side of Malua Drive, the coordinates of said point of beginning referred to Government Survey Triangulation Station "MOKAUEA" being 957.36 feet South and 4,757.38 feet East, as shown on Division of Land Survey and Acquisition Parcel Map File No.17-10-8-87, thence running by azimuths measured clockwise from true South:

- |    |          |            |   |
|----|----------|------------|---|
| 1. | 265° 50' | 10.74 feet | along the South side of Malua Drive;  |
| 2. | 51° 53'  | 51.44 feet | along remainder of Lot 33 of "Alewa View Lots" (File Plan 412);   |
| 3. | 141° 15' | 6.00 feet  | along Lot 34 of "Alewa View Lots" (File Plan 412);  |
| 4. | 231° 53' | 42.59 feet | along remainder of Lot 33 of "Alewa View Lots" (File Plan 412) to the point of beginning and containing an area of 282 square feet. |



CITY COUNCIL  
CITY AND COUNTY OF HONOLULU  
HONOLULU, HAWAII  
CERTIFICATE

**RESOLUTION 16-173**

Introduced: 07/07/16 By: ERNEST MARTIN – BY REQUEST Committee: EXECUTIVE MATTERS AND LEGAL AFFAIRS

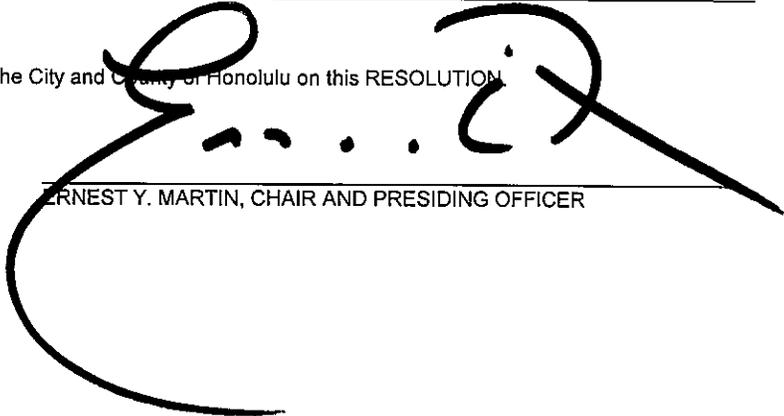
Title: RESOLUTION (FOR CONDEMNATION) PROVIDING FOR THE ACQUISITION OF AN EASEMENT FOR PUBLIC USE, TO WIT: MALUA DRIVE SEWER EASEMENTS, SITUATE AT ALEWA, HONOLULU, OAHU, HAWAII, AND DETERMINING AND DECLARING THE NECESSITY OF THE ACQUISITION THEREOF BY EMINENT DOMAIN.

Voting Legend: \* = Aye w/Reservations

07/19/16	EXECUTIVE MATTERS AND LEGAL AFFAIRS	CR-229 - RESOLUTION REPORTED OUT OF COMMITTEE TO BE LAID OVER, ORDERED PUBLISHED AND SUBSEQUENTLY ADOPTED.
08/03/16	COUNCIL	RESOLUTION LAID OVER AND ORDERED PUBLISHED. CR-229 ADOPTED. 9 AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MARTIN, MENOR, OZAWA, PINE.
08/10/16	PUBLISH	CONDEMNATION NOTICE PUBLISHED IN THE HONOLULU STAR-ADVERTISER.
09/07/16	COUNCIL	RESOLUTION 16-173 WAS ADOPTED. 9 AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MARTIN, MENOR, OZAWA, 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.

  
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GLEN J. TAKAHASHI, CITY CLERK

  
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ERNEST Y. MARTIN, CHAIR AND PRESIDING OFFICER