



RESOLUTION

APPROVING THE GRANT OF EASEMENT C-1 TO HAWAIIAN TELCOM SERVICES COMPANY, INC. WITHIN A PORTION OF THE CITY'S MAKAHA BEACH PARK  
TMK: 8-4-001:012

WHEREAS, Section 46-66, Hawaii Revised Statutes, as amended, (HRS) authorizes each county, subject to council approval, to grant, sell, or otherwise dispose of any easement for particular purposes in perpetuity by direct negotiation or otherwise, subject to reverter to such county upon the termination or abandonment of the specific purpose for which the easement was granted, including easements for any governmental or public utility purpose; and

WHEREAS, Hawaiian Telcom Services Company, Inc. ("HTI") is requesting a subsurface easement within the City's Makaha Beach Park for its fiber optic telecommunications apparatus and cable for a term of 25 years with two (2) five-year extensions; and

WHEREAS, the Director, Department of Budget and Fiscal Services (hereinafter "Director"), has recommended the granting of a non-perpetual, non-exclusive subsurface easement to HTI for its telecommunication apparatus and cable purposes for the total easement fee of \$61,500, based on an appraisal completed by the Department of Design and Construction; and

WHEREAS, the total easement fee of \$61,500 will be deposited into the reserve for fiscal stability fund; and

WHEREAS, the non-perpetual, non-exclusive subsurface easement is designated as Easement C-1, with an area of 819 square feet, within a portion of the City's Makaha Beach Park, identified as TMK: 8-4-001:012, as shown colored in yellow on the map attached as Exhibit A and which is attached hereto and by reference made a part hereof; and

WHEREAS, Easement C-1 will be located approximately 100 feet between the shoreline and the Farrington Highway Right-of-Way at a depth of 80 to 100 feet below sea level, as shown colored in red on the map attached as Exhibit B and which is attached hereto and by reference made a part hereof; and

WHEREAS, the various City agencies, including the Department of Parks and Recreation, have no objections to the granting of Easement C-1; and

WHEREAS, the grant of the above-described non-perpetual, non-exclusive subsurface easement will be in accordance with Section 46-66, HRS; now, therefore,



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## RESOLUTION

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BE IT RESOLVED by the Council of the City and County of Honolulu, that it approves the grant of the above-described non-perpetual, non-exclusive subsurface easement to HTI for a term of 25 years with two (2) five-year extensions; and

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

BE IT FURTHER RESOLVED by the Council of the City and County of Honolulu that it approves the deposit of the easement fee of \$61,500 in the reserve for fiscal stability fund; and

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



RESOLUTION

BE IT FINALLY RESOLVED that the Clerk be directed to transmit a certified copy of this resolution to the Director.

INTRODUCED BY:

*Ron Menor*

(br)

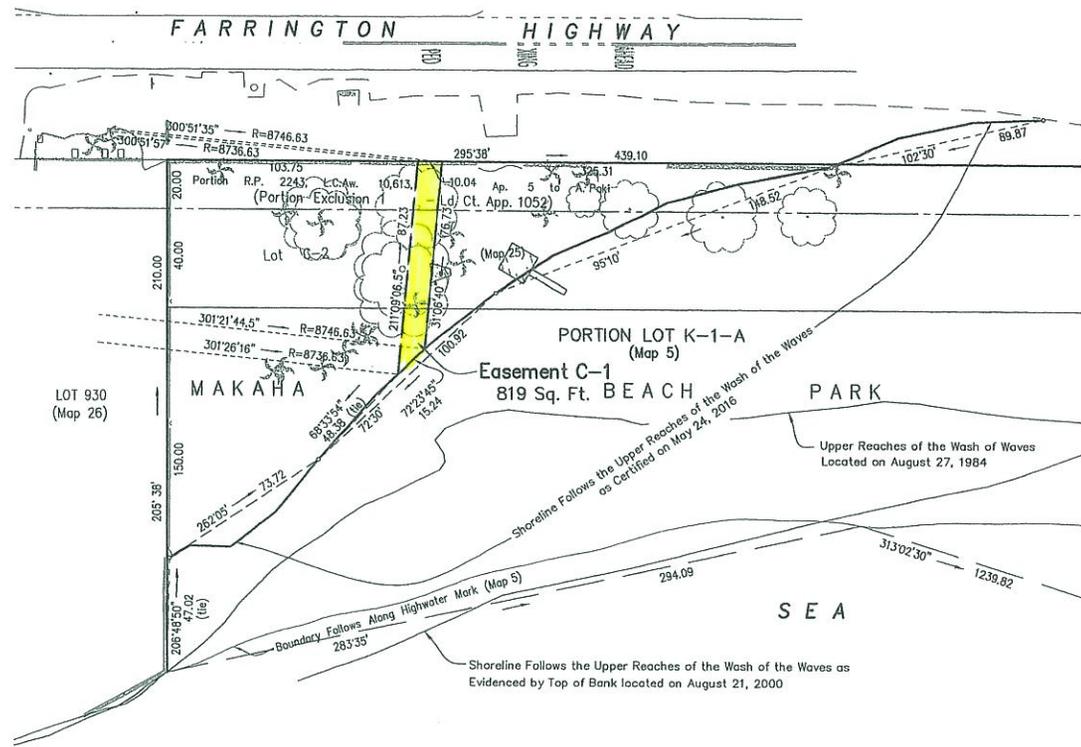
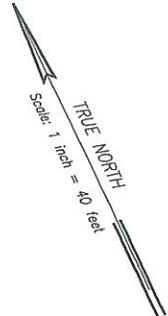
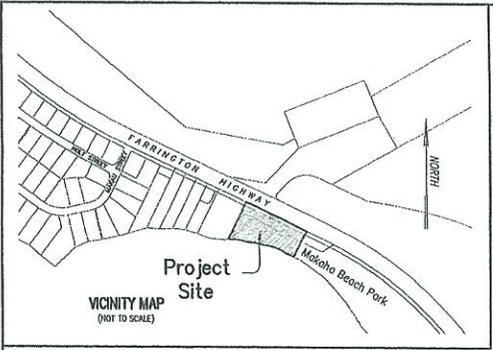
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Councilmembers

DATE OF INTRODUCTION:

MAR - 2 2017

Honolulu, Hawaii



Address: 84-369 Farrington Highway  
Makaha, Waianae, Oahu, Hawaii 96792

Owner: City and County of Honolulu  
650 South King Street  
Honolulu, Hawaii 96813

Notes:

Azimuths are referred to Government Survey  
Triangulation Station "MAKAHA"  $\Delta$ .

Boundaries are shown from record data.

Designation of Easement C-1  
For Cable Purposes  
Affecting A Portion of Makaha Beach Park

At Makaha, Waianae, Oahu, Hawaii  
Tax Map Key: (1) 8-4-001 : portion 012

R. M. TOWILL CORPORATION  
This work was prepared by me or under my  
direct supervision



Don L. M. Akita 4/30/18  
Don L. M. Akita Expiration Date  
Licensed Professional Land Surveyor  
Certificate Number 12749

Ref: RMTc No. 1-22590-0-S  
F.N.: Makaha Cable Esmt City.Dwg  
F.B. No. 8526

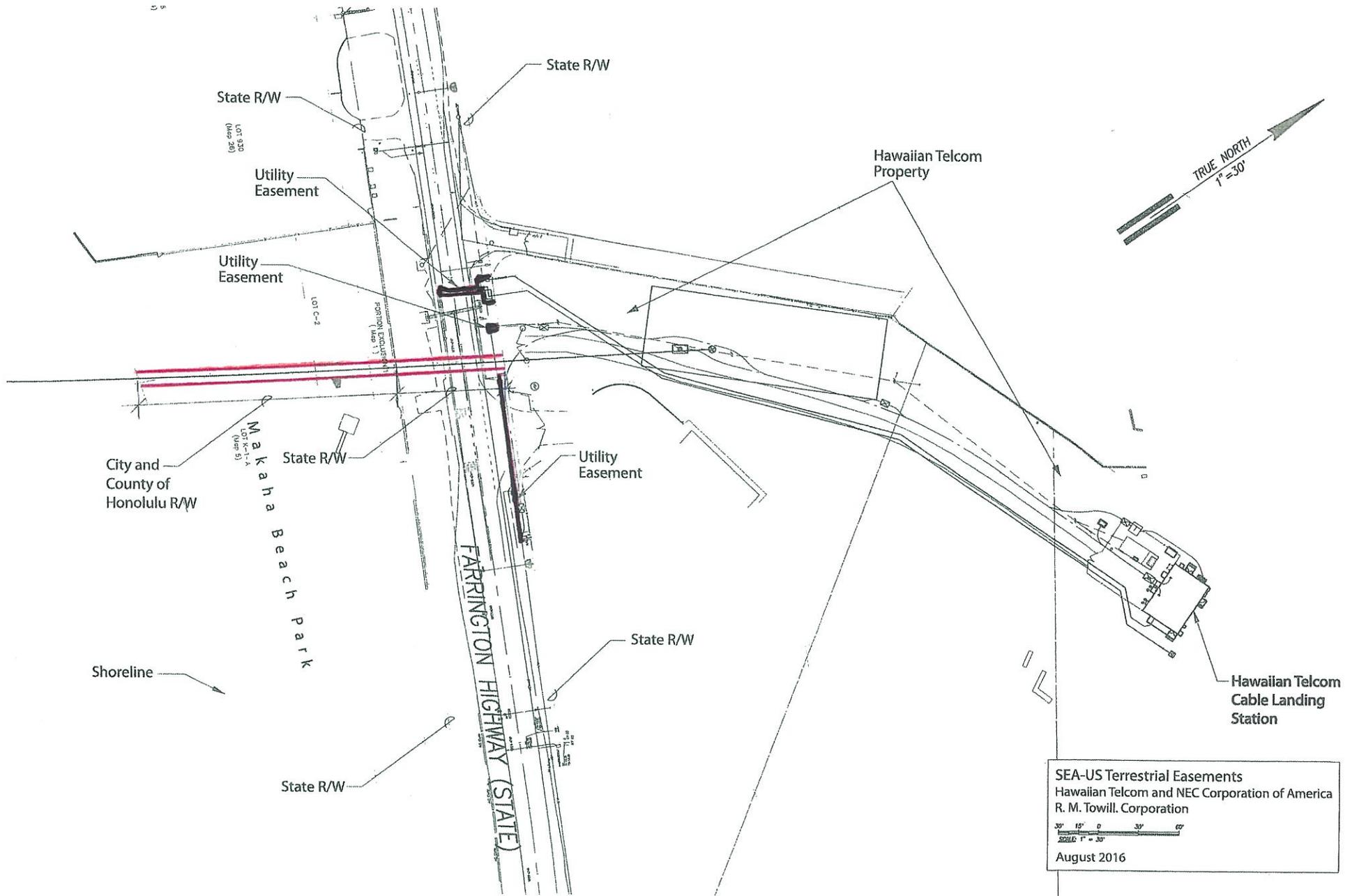


EXHIBIT B