

MAR 16 2011

SENATE RESOLUTION

URGING THE GOVERNOR TO ISSUE AN EXECUTIVE ORDER RESCINDING THE
TERMS OF EXECUTIVE ORDER NO. 107 FOR THE PURPOSE OF SELLING
PARCEL 107 TO THE BOARD OF WATER SUPPLY.

1 WHEREAS, the Governor of the Territory of Hawaii, Charles
2 James McCarthy, issued Executive Order No. 107 on June 28, 1921;
3 and
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5 WHEREAS, Executive Order No. 107 set aside 50,548 square
6 feet of public land, Parcel 107, to the City and County of
7 Honolulu for the limited purpose of constructing and operating a
8 water pumping station and municipal garage along Beretania
9 Street and Alapai Street on the island of Oahu; and
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11 WHEREAS, in 1929, the Territorial Legislature enacted Act
12 96, creating the Honolulu Board of Water Supply and transferring
13 to the Board the function of providing water to the residents of
14 the City and County of Honolulu; and
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16 WHEREAS, rescinding the terms of Executive Order No. 107
17 and conveying Parcel 107 to the Honolulu Board of Water Supply
18 would enable the Board to consolidate and redevelop the parcels
19 at the Beretania Street location to the benefit of ratepayers;
20 and
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22 WHEREAS, section 171-95(a)(1), Hawaii Revised Statutes,
23 authorizes the Board of Land and Natural Resources to sell
24 public lands to governments, including the United States, city
25 and county, counties, and other governmental agencies authorized
26 to hold lands in fee simple; now, therefore,
27

28 BE IT RESOLVED by the Senate of the Twenty-sixth
29 Legislature of the State of Hawaii, Regular Session of 2011,
30 that the Governor is urged to issue an executive order
31 rescinding the terms of Executive Order No. 107, with the stated
32 purpose of conveying the fee simple interest in Parcel 107 to
33 the Honolulu Board of Water Supply; and
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1 BE IT FURTHER RESOLVED that, upon the Governor's issuance
 2 of the executive order, the Board of Land and Natural Resources
 3 is urged to sell Parcel 107 to the Honolulu Board of Water
 4 Supply pursuant to section 171-95(a)(1), Hawaii Revised
 5 Statutes; and

6
 7 BE IT FURTHER RESOLVED that certified copies of this
 8 Resolution be transmitted to the Governor, the Chairperson of
 9 the Board of Land and Natural Resources, the Mayor of the City
 10 and County of Honolulu, and the Chairperson of the Honolulu
 11 Board of Water Supply.

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