

MAR 10 2017

SENATE CONCURRENT RESOLUTION

AUTHORIZATION TO ISSUE A QUITCLAIM DEED TO THE COUNTY OF MAUI
FOR A REMNANT PORTION OF A STATE OWNED ROAD RIGHT-OF-WAY AT
WAIAKOA, WAILUKU, MAUI.

1 WHEREAS, the parcel of land is situated at Waiakoa,
2 Wailuku, Maui identified by Tax Map Key: (2) 3-9-06: "20 Foot
3 Right-of-Way", containing an area of 3,979 square feet; and
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5 WHEREAS, the parcel is a road remnant that has been unused
6 and unmaintained for several decades; and
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8 WHEREAS, the Hawaii Conference Foundation, on behalf of
9 Keolahou Congregational Hawaiian Church, is the only abutting
10 property owner in the immediate vicinity of the road remnant and
11 has expressed an interest in owning, cleaning, and maintaining
12 the parcel in order to improve safety of ingress, egress, and
13 circulation for vehicles arriving and departing the church
14 property; and
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16 WHEREAS, the County of Maui has expressed an interest in
17 disposing of the unused and unmaintained road remnant for fair
18 market value pursuant to Maui County Code, section 3.44.050,
19 Disposition by Negotiation; and
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21 WHEREAS, approval by the Board of Land and Natural
22 Resources is required for the issuance of a quitclaim deed to
23 the County of Maui for the disposition of the road remnant; and
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25 WHEREAS, on May 24, 1996, under agenda item D-4, the Board
26 of Land and Natural Resources approved the quitclaim of the
27 State's interest in the road remnant to the County of Maui; and
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29 WHEREAS, subsequent staffing changes and personnel
30 involvement at state and county agencies and at Keolahou Church
31 resulted in the disposition of the road remnant not being
32 completed; and



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WHEREAS, chapter 264, Hawaii Revised Statutes, states in part that all public highways other than state or federal aid highways under the jurisdiction of the State Department of Transportation are county highways; and

WHEREAS, the County of Maui requires documentation of the transfer of ownership of the road remnant from the Board of Land and Natural Resources to the County of Maui in order to complete the disposal process; now, therefore,

BE IT RESOLVED by the Senate of the Twenty-ninth Legislature of the State of Hawaii, Regular Session of 2017, the House of Representatives concurring, that the Board of Land and Natural Resources is hereby authorized to issue a quitclaim deed conveying the parcel of land situated at Waiakoa, Wailuku, Maui identified by Tax Map Key: (2) 3-9-06: "20 Foot Right-of-Way", containing an area of 3,979 square feet to the County of Maui; and

BE IT FURTHER RESOLVED that certified copies of this Concurrent Resolution be transmitted to the Chairperson of the Board of Land and Natural Resources, Mayor of the County of Maui, and Chairperson of Maui County Council.

OFFERED BY:

Michelle Fedani

Rosalyn de Bak

~~Don~~ A.C. Smith

Alan JGR

Mark

Clarence K. Smith

Will Egan

BTCS

