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HOUSE CONCURRENT  
RESOLUTION

APPROVING THE SALE OF THE LEASED FEE INTEREST IN 95-033  
KUAHELANI AVENUE, NO. 133, MILILANI, HAWAII.

1           WHEREAS, section 171-64.7, Hawaii Revised Statutes,  
2 requires the prior approval of the Legislature by concurrent  
3 resolution to sell certain state lands in fee simple; and  
4

5           WHEREAS, section 171-64.7(c), Hawaii Revised Statutes,  
6 states that "[t]he concurrent resolution shall contain the  
7 following information:

- 8           (1) The specific location and size in square feet or in  
9           other precise measure of the parcels of land to be  
10           sold or given;  
11           (2) The appraisal value of the land to be sold or given;  
12           (3) The names of all appraisers performing appraisals of  
13           the land to be sold or given;  
14           (4) The date of the appraisal valuation;  
15           (5) The purpose for which the land is being sold or given;  
16           (6) A detailed summary of any development plans for the  
17           land to be sold or given; and  
18           (7) A statement of whether the land is, or is not, land  
19           that was classed as government or crown lands previous  
20           to August 15, 1895, or was acquired by the State in  
21           exchange for such lands, and a detailed explanation of  
22           how the state department or agency made this  
23           determination.

24           A draft of the concurrent resolution for the prior approval  
25 of a sale or gift of land shall also be submitted to the office  
26 of Hawaiian affairs at least three months prior to the convening  
27 of a regular or special session of the legislature to allow the  
28 office to determine whether the land was classed as government  
29 or crown lands previous to August 15, 1895, or was acquired by  
30 the State in exchange for such lands"; and

1           WHEREAS, pursuant to section 171-64.7(e), Hawaii Revised  
2 Statutes, prior to finalizing any proposal for the sale or gift  
3 of lands and prior to the submission of the concurrent  
4 resolution to the Legislature, an informational briefing on the  
5 proposed sale or gift of lands shall be held in the community  
6 where the land to be sold or given is located; and  
7

8           WHEREAS, the Hawaii Housing Finance and Development  
9 Corporation (the "Corporation") desires to sell the leased fee  
10 interest in 95-033 Kuahelani Avenue, No. 133, Mililani, Hawaii,  
11 and provides the following information pursuant to section 171-  
12 64.7, Hawaii Revised Statutes:

- 13           (1) The property is an apartment unit in the Nahoia  
14           Apartments condominium built in 1975 and is identified  
15           as a 764 square foot apartment unit, TMK No. 1-9-4-5-  
16           34-32;
- 17           (2) The leased fee interest in this property was appraised  
18           to have a fair market value of \$49,300;
- 19           (3) The property was appraised by Harlin Young & Co.,  
20           Ltd.;
- 21           (4) The appraisal valuation date is April 11, 2019;
- 22           (5) The primary purpose for the sale of this property is  
23           to convey the leased fee interest to its current  
24           leasehold owner;
- 25           (6) There is no development plan for this unit, which is a  
26           residence; and
- 27           (7) As of August 15, 1895, title to the subject land was  
28           held in private ownership by Irene Ii Brown, the  
29           daughter of Ioane Ii, the awardee of Land Commission  
30           Award No. 8241, covering the Ahupuaa of Waipio,  
31           District of Ewa, Island of Oahu; the Corporation's  
32           predecessor agency, the Hawaii Housing Authority,  
33           acquired title to the property through warranty deed  
34           of Mililani Town, Inc., a Hawaii corporation, dated  
35           October 7, 1974, filed as Land Court Document No.  
36           698788; and this was determined by a search of the  
37           title records by Title Guaranty of Hawaii on August 5,  
38           2019; and  
39

40           WHEREAS, the Corporation duly submitted a draft of the  
41 Concurrent Resolution to the Office of Hawaiian Affairs on  
42 September 27, 2019, more than three months prior to the opening  
43 date of the Regular Session of 2020; and

1 WHEREAS, the Corporation duly conducted a public  
2 informational briefing on the sale of this parcel on August 22,  
3 2019, at the Mililani High School Cafeteria, Mililani, Hawaii,  
4 following publication of notice of the briefing in the Honolulu  
5 Star-Advertiser newspaper on August 14 and 16, 2019; and  
6

7 WHEREAS, no objection to the proposed sale was received at  
8 the public informational briefing; now, therefore,  
9

10 BE IT RESOLVED by the House of Representatives of the  
11 Thirtieth Legislature of the State of Hawaii, Regular Session of  
12 2020, the Senate concurring, that the sale of the leased fee  
13 interest in 95-033 Kuahelani Avenue, No. 133, Mililani, Hawaii,  
14 TMK No. 1-9-4-5-34-32, is hereby approved; and  
15

16 BE IT FURTHER RESOLVED that a certified copy of this  
17 Concurrent Resolution be transmitted to the Executive Director  
18 of the Corporation.  
19  
20

21 OFFERED BY:   
22 BY REQUEST

JAN 21 2020

JUSTIFICATION SHEET

DEPARTMENT: Business, Economic Development, and Tourism

TITLE: CONCURRENT RESOLUTION APPROVING THE SALE OF THE LEASED FEE INTEREST IN 95-033 KUAHELANI AVENUE, NO. 133, MILILANI, HAWAII.

PURPOSE: To seek the prior approval of the Legislature by concurrent resolution of the sale of the leased fee interest in 95-033 Kuahelani Avenue, No. 133, Mililani, Hawaii, TMK No. 1-9-4-5-34:32, to its current leasehold owner.

MEANS: Concurrent resolution pursuant to section 171-64.7, Hawaii Revised Statutes.

JUSTIFICATION: The Hawaii Housing Finance and Development Corporation (HHFDC) is seeking legislative approval to sell the leased fee interest in 95-033 Kuahelani Avenue, No. 133, to its current leasehold owner. The property is an apartment unit in the Naha Apartments condominium built in 1975.

The fair market value of the leased fee interest in 95-033 Kuahelani Avenue, No. 133, was determined to be \$49,300 as of April 11, 2019, by the lessee's appraiser, Harlin Young & Co., Ltd.

A title search conducted by Title Guaranty of Hawaii on August 5, 2019, determined that as of August 15, 1895, title to the subject land was held in private ownership by Irene Ii Brown, the daughter of Ioane Ii, the awardee of Land Commission Award No. 8241, covering the Ahupuaa of Waipio, District of Ewa, Island of Oahu; the Corporation's predecessor agency, the Hawaii Housing Authority, acquired title to the property through warranty deed of Mililani Town, Inc., a Hawaii corporation, dated October 7, 1974, filed as Land Court Document No. 698788.

HHFDC conducted a public meeting on the proposed sale on August 22, 2019, at Mililani High School Cafeteria, Mililani, Hawaii, following publication of notice in the Honolulu Star-Advertiser newspaper on August 14 and 16, 2019. There was no objection to the proposed sale raised at that time.

HHFDC has also worked with the Office of Hawaiian Affairs during the interim to keep them informed of these findings and intent to sell the leased fee interest in this unit.

Impact on the public: Minimal.

Impact on the department and other agencies: Minimal.

GENERAL FUND:	None.
OTHER FUNDS:	None.
PPBS PROGRAM DESIGNATION:	BED 160.
OTHER AFFECTED AGENCIES:	Office of Hawaiian Affairs.
EFFECTIVE DATE:	Upon adoption.