

88437



NEIL ABERCROMBIE
GOVERNOR

HIGHWAY DESIGN BRANCH, ROOM 688A
BRIDGE DESIGN SECTION, ROOM 611
CADASTRAL DESIGN SECTION, ROOM 600
HIGHWAY DESIGN SECTION, ROOM 609
HYDRAULIC DESIGN SECTION, ROOM 636
TECHNICAL DESIGN SERVICE, ROOM 688
LANDSCAPE DESIGN SECTION, ROOM 609

RIGHT-OF-WAY BRANCH, ROOM 691

TRAFFIC BRANCH, ROOM 602

MOTOR VEHICLE SAFETY OFFICE, ROOM 511

STATE OF HAWAII
DEPARTMENT OF TRANSPORTATION
HIGHWAYS DIVISION AT KAPOLEI
601 KAMOKILA BOULEVARD
KAPOLEI, HAWAII 96707

GLENN M. OKIMOTO
DIRECTOR

Deputy Directors
JADE T. BUTAY
FORD N. FUCHIGAMI
RANDY GRUNE
JADINE URASAKI

IN REPLY REFER TO:
HWY-RM
3.90109

April 12, 2013

NEIL ABERCROMBIE

Board of Land and Natural Resources
State of Hawaii
Honolulu, Hawaii

GLENN M. OKIMOTO
DIRECTOR

Deputy Directors
OAHU
FORD N. FUCHIGAMI
RANDY GRUNE
JADINE URASAKI

Authorizing the Department of Transportation (DOT) to Dispose of Remnant Parcel R-5.

IN REPLY REFER TO:
HWY-RM
3.90109

REQUEST:

Authorization to dispose of subject Remnant R-5, designated as Remnant Parcel R-5 as described and shown on the attached map as Exhibit C.

LEGAL REFERENCE:

Board of Land and Natural Resources

State of Hawaii
Honolulu, Hawaii
Section 171-52 and other applicable sections of Chapter 171, Hawaii Revised Statutes (HRS), as amended.

LOCATION:

Authorizing the Department of Transportation (DOT) to Dispose of Remnant Parcel R-5.

The parcel is located on the Island of Oahu.

AREA:

Authorization to dispose of subject Remnant R-5, designated as Remnant Parcel R-5 as described and shown on the attached map as Exhibit C.

Remnant Parcel R-5: 5,112 square feet.

ZONING:

Section 171-52 and other applicable sections of Chapter 171, Hawaii Revised Statutes

Remnant Parcel R-5: Roadway.

LAND TITLE STATUS:

Ceded, DHHL 30% entitlement lands pursuant to the Hawaii State Constitution:

AREA:

YES _____ NO X

Remnant Parcel R-5: 5,112 square feet.

ZONING:

Remnant Parcel R-5: Roadway.

ITEM M-1

CURRENT USE STATUS:

Remnant Parcel R-5 was previously part of the roadway that has been realigned and is deemed surplus to the DOT, Highways Division's needs.

COMMENCEMENT DATE:

Upon transfer of title to the abutting owner.

COMPENSATION:

The remnant parcel is to be disposed of in compliance with section HRS 171-52.

LIENS AND/OR ENCUMBRANCES:

None noted at this time.

CHAPTER 343 – ENVIRONMENTAL ASSESSMENT:

Not applicable. Parcel was part of the roadway and will become privately owned land upon transfer. Chapter 343, HRS, would not apply to any future development on the parcel as no State lands would be involved.

REMARKS:

The Remnant Parcel R-5 was deemed surplus to the DOT, Highways Division's needs. The DOT has no objection to the disposal and transfer to an abutting property owner as prescribed by the Director in the best interest of the State of Hawaii.

The remnant sale was previously approved on November 18, 2005 for Remainder 119 (Item M-5). We are requesting that the approval be amended from Remainder 119 to Remnant Parcel R-5. Remainder 119 was the area which became part of the roadway and Remnant Parcel R-5 is the land actually being sold.

On February 20, 2013, the Board of Land and Natural Resources (BLNR) approved a template for Quitclaim Deeds. We are also requesting that the BLNR grandfather all documents, which have been approved by the DOT's Deputy Attorney and have been signed and notarized by the applicant be signed by the BLNR Chairperson.

RECOMMENDATION:

Authorize the DOT to dispose of Remnant Parcel R-5 in compliance with section 171-52 and any reimbursement of the Federal Aid Project, in accordance with HRS, subject to the following:

1. The standard terms and conditions of the current quitclaim deed form;
2. Review and approval by the Department of the Attorney General;
3. Such other terms and conditions as may be prescribed by the Director of Transportation to best serve the interests of the State;
4. The parcels shall be conveyed in an "as is" condition and the State makes no warranty or representation about its condition or the presence of hazardous materials on, under or about the same.

Respectfully Submitted,



GLENN M. OKIMOTO, Ph.D.
Director of Transportation

APPROVED FOR SUBMITTAL:



WILLIAM J. AILA, JR., Chairperson

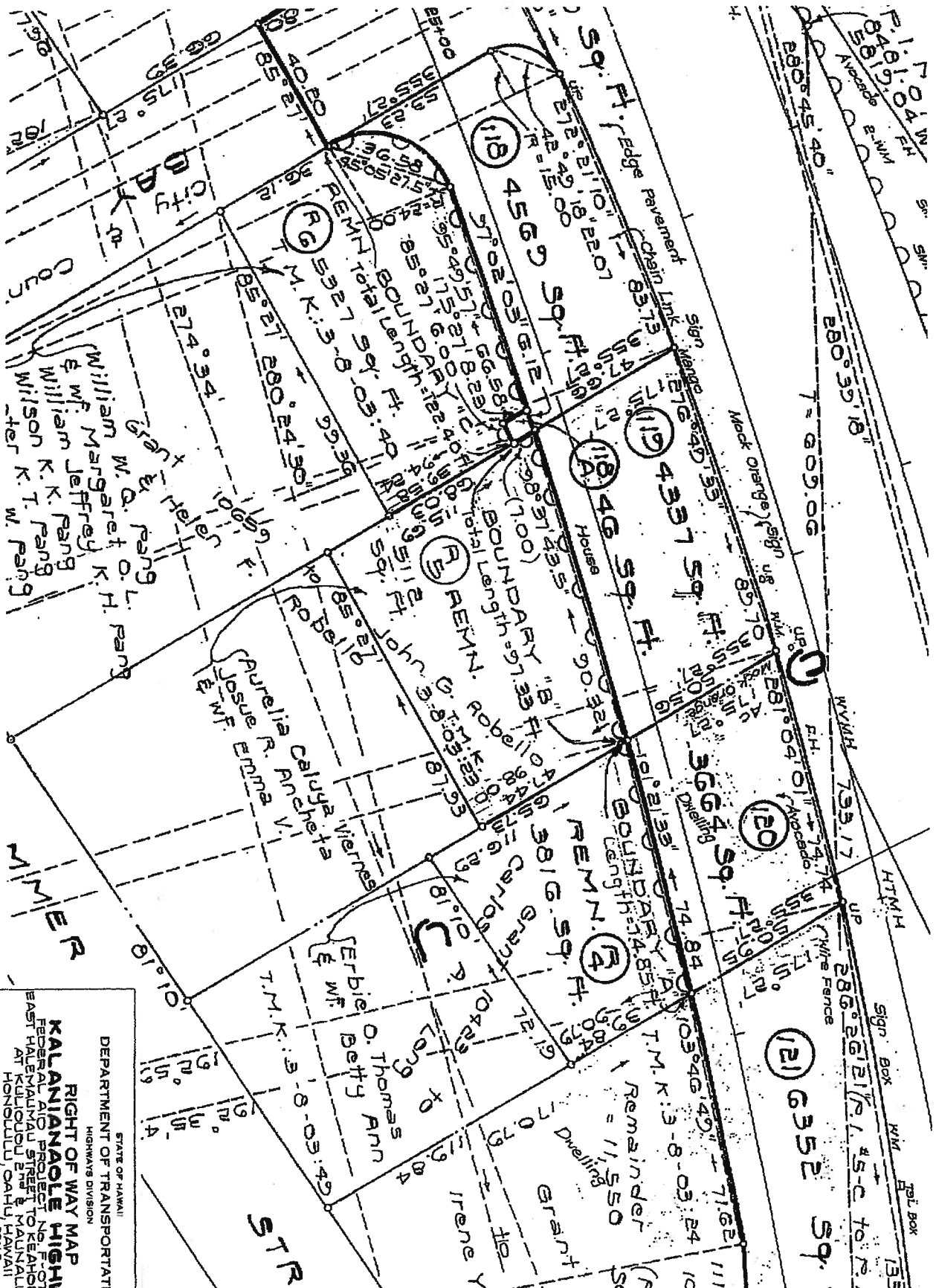


EXHIBIT C

STATE OF HAWAII
 DEPARTMENT OF TRANSPORTATION
 HIGHWAYS DIVISION

RIGHT OF WAY MAP
KALANIANA'OLE HIGHWAY
 FEDERAL AID PROJECT NO. F-072-(32)
 EAST HALEMAULAU STREET TO KEAHOLO STREET
 AT KULOULU, OAHU, HAWAII

HONOLULU, HAWAII
 DATE: 08/18/2000
 SCALE: 1" = 40'

APPROVED: *[Signature]*
 CHIEF ENGINEER
 APPROVED: *[Signature]*
 CHIEF SURVEYOR

SHEET NO. 6 OF 8 SHEETS