RESOLUTION NO. 171 21

A RESOLUTION ACCEPTING THE DEDICATION OF ROADWAY LOT A, AREA 2,086 SQUARE FEET, BLOCK 46, WAIAKEA HOUSE LOTS EXTENSION, BEING IDENTIFIED AS A PORTION OF TMK NO. (3) 2-2-050-043, SITUATED AT WAIAKEA, SOUTH HILO, ISLAND AND COUNTY OF HAWAI'I FROM TREVOR L. RODRIGUES.

WHEREAS, TREVOR L. RODRIGUES (hereinafter, "Owner"), is the owner of Roadway Lot A, area 2,086 square feet, Block 46, Waiakea House Lots Extension, Identified as a portion of TMK No. (3) 2-2-050-043, Situated at Waiakea, South Hilo, Island and County of Hawai'i, State of Hawai'i, as described in Exhibit A, and delineated in Exhibit B, which are attached hereto and made part hereof; and

WHEREAS, Owner is desirous of dedicating the Roadway and all improvements thereon to the County of Hawai'i, a municipal corporation of the State of Hawai'i (hereinafter, the "County of Hawaii"), and the Roadway and improvements have been inspected and approved by the Department of Public Works, and received dedication approval from the Department of Water Supply, the Planning Department, and the Department of Environmental Management; and

WHEREAS, Section 23-10 of the Hawai'i County Code prohibits the Council from receiving by dedication any streets in any subdivision platted after December 2, 1966 except upon full compliance with provisions of Chapter 23; and

WHEREAS, Article XIII, Section 13-12 of the Hawai'i County Charter provides that the Council may accept gifts, including real estate or any interest in real estate, on behalf of the County of Hawai'i; now, therefore,

BE IT RESOLVED BY THE COUNCIL OF THE COUNTY OF HAWAI'I that it finds the subject roadways and improvements thereon are in full compliance with provisions of Chapter 23 of the Hawai'i County Code as certified and approved by all applicable agencies, and that it is in the public interest to accept such a dedication.

BE IT FURTHER RESOLVED BY THE COUNCIL OF THE COUNTY OF HAWAII, in accordance with Article XIII, Section 13-12 of the Hawai'i County Charter and Chapter 23 of the Hawai'i County Code, that the County of Hawai'i accepts the dedication of the Roadway for public road purposes.

BE IT FINALLY RESOLVED that the County Clerk shall transmit a copy of this resolution to (1) The Honorable Mitchell D. Roth, Mayor of Hawai'i County; (2) the Department of Public Works; (3) Deputy Corporation Counsel Dalilah Schlueter; (4) Trevor L. Rodrigues, Post Office Box 5833, Hilo, Hawai'i 96720.

Dated at Kona, Hawai'i, this 18th day of August, 2021.

INTRODUCED BY:



COUNCIL MEMBER, COUNTY OF HAWAII

COUNTY COUNCIL
County of Hawai'i
Hilo, Hawai'i

I hereby certify that the foregoing RESOLUTION was by the vote indicated to the right hereof adopted by the COUNCIL of the County of Hawai'i on August 18, 2021.

ATTEST:



COUNTY CLERK CHAIRPERSON & PRESIDING OFFICER

ROLL CALL VOTE

	AYES	NOES	ABS	EX
CHUNG			X	
DAVID	X			
INABA	X			
KANEALI'I-KLEINFELDER	X			
KIERKIEWICZ	X			
KIMBALL	X			
LEE LOY	X			
RICHARDS			X	
VILLEGAS	X			
	7	0	2	0

Reference: C-335/PWMTG-10
RESOLUTION NO. 171 21

AFTER RECORDATION, RETURN BY: MAIL () PICK UP ()

COUNTY OF HAWAII
25 Aupuni Street
Hilo, Hawaii 96720

Total Pages: 5

TITLE OF DOCUMENT:

DEDICATION DEED

PARTIES TO DOCUMENT:

GRANTOR: TREVOR L. RODRIGUES, husband of Colleen M. Rodrigues, Post Office
Box 5833, Hilo, Hawaii 96720

GRANTEE: COUNTY OF HAWAII, a municipal corporation of the State of Hawaii,
County Building, 25 Aupuni Street, Hilo, Hawaii 96720

PROPERTY DESCRIPTION:

ROAD LOT 'A', area 2,086 square feet, Block 46,
Waiakea House Lots Extension, Waiakea, South
Hilo, Island of Hawaii, Hawaii

LIBER/PAGE:
DOCUMENT NO.:
TRANSFER CERTIFICATE
OF TITLE NO.:

TAX MAP KEY NO.: Previously Portion of (3)-2-2-050-043

DEDICATION DEED

KNOW ALL MEN BY THESE PRESENTS:

That TREVOR L. RODRIGUES, husband of Colleen M. Rodrigues, whose mailing address is Post Office Box 5833, Hilo, Hawaii 96720, hereinafter called "Grantor," for and in consideration of the sum of TEN AND NO/100 DOLLARS (\$10.00) and other valuable consideration to it paid by the COUNTY OF HAWAII, a municipal corporation of the State of Hawaii, whose principal place of business and mailing address is the County Building, 25 Aupuni Street, Hilo, Hawaii 96720, hereinafter called "Grantee," the receipt of which is hereby acknowledged, does hereby grant, bargain, sell and convey unto Grantee, its successors and assigns, for a road lot, in fee simple, forever, the following real property:

All of that certain piece or parcel of land being ROAD LOT 'A', in Block 46, of the Waiakea House Lots Extension, situate, lying and being at Waiakea, South Hilo, Island of Hawaii, Hawaii, containing an area of 2,086 square feet, more particularly described in Exhibit "A" attached hereto and made a part hereof. Said land being a portion of the premises conveyed to Grantor herein by Quitclaim Deed dated March 23, 2011, and recorded with the Bureau of Conveyances of the State of Hawaii, as Document No. 2011-051196. (Notes: (1) Grantor's divorce from Glenda C. Rodrigues on March 28, 2011; and (2) Grantor's marriage to Colleen M. Nakamura, now known as Colleen M. Rodrigues, on April 10, 2016.)


TO HAVE AND TO HOLD the same, together with all rights, improvements, easements, privileges and appurtenances thereunto belonging or in anywise appertaining, or held and enjoyed therewith, unto Grantee, its successors and assigns, in fee simple, forever.

AND Grantor, its successors and assigns, do hereby covenant with Grantee, its successors and assigns, that it is seised in fee simple of the above-described premises; that the same is free and clear of and from all encumbrances, except as aforesaid; that it has good right to

sell and convey the same as aforesaid; and that it, and its successors and assigns will,
WARRANT AND DEFEND the same unto Grantee, its successors and assigns, forever, against
the lawful claims and demands of all persons whomsoever.

IN WITNESS WHEREOF, Grantor has caused these presents to be executed this

5th day of August, 2020.



TREVOR L. RODRIGUES GRANTOR

APPROVED AS TO FORM:



RAYMOND K. HASEGAWA
Attorney At Law

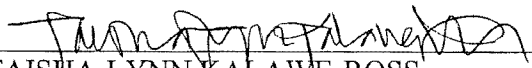
DEPUTY CORPORATION COUNSEL
COUNTY OF HAWAII

STATE OF HAWAII)
) SS:
COUNTY OF HAWAII)

On this 5th day of August, 2020, before me personally appeared TREVOR L. RODRIGUES, to me known to be the person described in and who executed the foregoing instrument, and acknowledged to me that he executed said instrument as his free act and deed.

I, the Notary Public whose name is printed in the signature block immediately below, do hereby certify that I notarized the foregoing *Dedication Deed* dated August 5, 2020, consisting of five (5) pages, in the Third Circuit, State of Hawaii.





TAISHA-LYNN KALAWE-ROSS
Notary Public, State of Hawaii

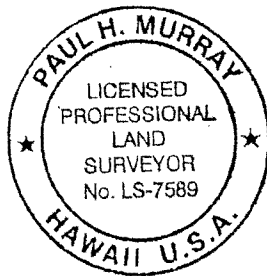
My commission expires: December 14, 2020

ROAD LOT 'A'

THE CONSOLIDATION OF LOT 5 AND LOT 7
BLOCK 46, WAIAKEA HOUSE LOTS EXTENSION
GRANT 11,760 TO MANUEL J & VIRGINIA TAVARES
AND RE-SUBDIVISION OF SAID CONSOLIDATION
INTO LOT 5-A AND ROAD LOT 'A'
WAIAKEA, SOUTH HILO, ISLAND OF HAWAII, HAWAII

Beginning at ½" pipe found at the northeast corner of this parcel of land, being also the northwest corner of Lot 5-A, and on the easterly side of LAUKAPU STREET, the coordinates of said point of beginning referred to Government Survey Triangulation Station "HALAI" being 3,694.00 feet south and 10,131.00 feet east and thence running by azimuths measured clockwise from true south:

1. 0° 00' 180.00 feet along Lot 5-A to a ½" pipe; thence along Lot 5-A along a curve to the left having a radius of 20.00 feet, the chord azimuths and distance being:
2. 315° 00' 28.28 feet to a ½" pipe;
3. 90° 00' 30.00 feet along the northerly side of KAWILI STREET to a ½" pipe;
4. 180° 00' 200.00 feet along the easterly side of LAUKAPU STREET to a ½" pipe found;
5. 270° 00' 10.00 feet along the easterly side of LAUKAPU STREET to the point of beginning and containing an area of 2,086 SQUARE FEET more or less.



PAUL H. MURRAY & ASSOCIATES, LLC

By: 

PAUL H. MURRAY-LPLS
Licensed Professional Land Surveyor
Certificate Number: LS-7589
License Expiration Date: April 30, 2014

HILO, HAWAII
2013-NOV-30

FOLDER: 13-32 / FILE: trod-4_d_rd-lot
TMK (3) 2-2-050

PAUL H. MURRAY & ASSOCIATES, LLC
LICENSED PROFESSIONAL LAND SURVEYORS
P. O. BOX 1189 HILO, HAWAII 96721-1189

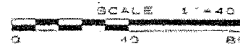
EXHIBIT "A"

NOTES:

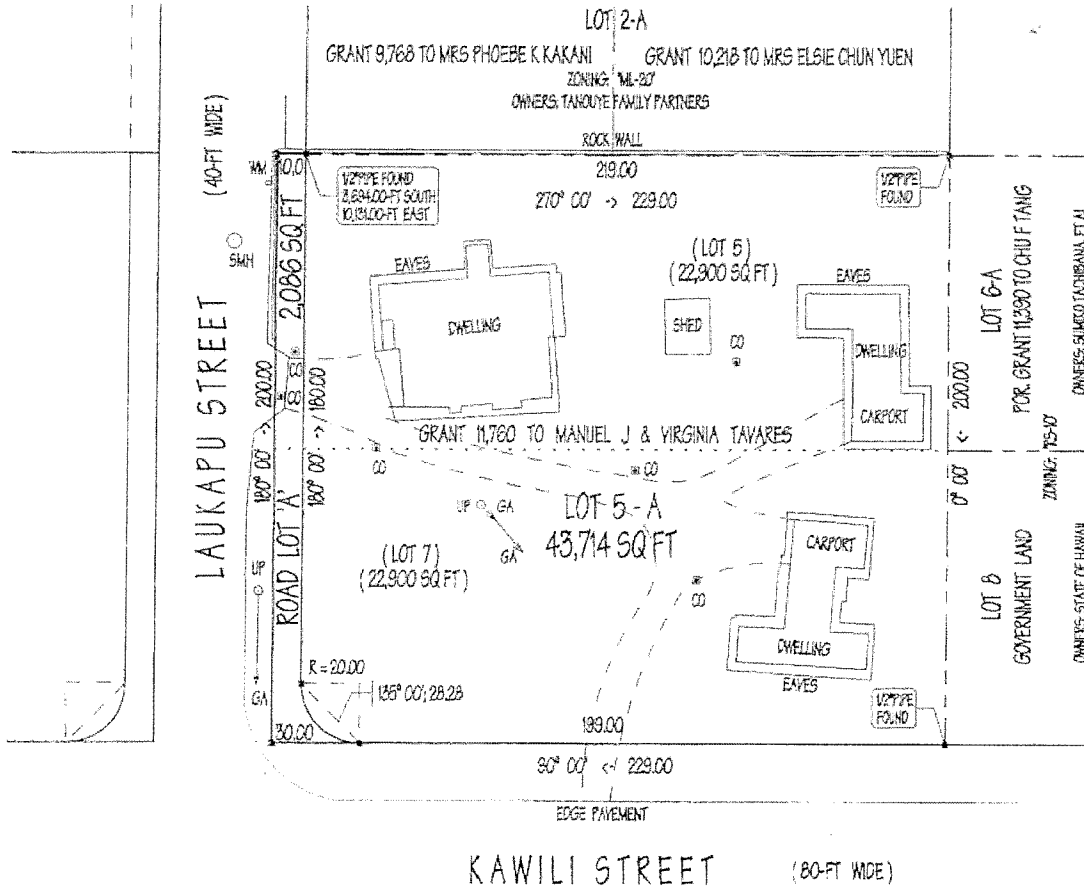
1. AZIMUTHS AND COORDINATES ARE REFERRED TO GOVERNMENT SURVEY TRIANGULATION STATION "HALA".
2. THE GROSS AREA OF THE SUBJECT PARCEL IS 45,800 SQUARE FEET. THE TOTAL NUMBER OF PROPOSED LOT(S) IS ONE (1) AND ONE (1) ROAD LOT. ROAD LOT 'A' WAS CREATED TO COMPLY WITH THE CONDITIONS OUTLINED IN REZONING ORDINANCE 09-90A AND WILL BE DEDICATED TO THE COUNTY.
3. THE EXISTING ZONING OF THE SUBJECT PARCEL IS MCK-20, INDUSTRIAL-COMMERCIAL MIXED 20,000 SQUARE FEET. THE ADJOINING PROPERTY IS ZONED RS-10, RESIDENTIAL 10,000 SQUARE FEET AND ML-20, LIMITED INDUSTRIAL 20,000 SQUARE FEET.
4. THE LISTED OWNERS OF THE ADJACENT PARCELS WERE TAKEN FROM THE AVAILABLE TAX MAP RECORDS.
5. TO MY KNOWLEDGE THERE ARE NO WATER COURSES, AREAS SUBJECT TO FLOODING OR STORM WATER OVERFLOW AFFECTING THIS PARCEL.

ABBREVIATIONS:

- BLDG BUILDING
- EAVE BUILDING ROOF LINE
- SMH SEWER MANHOLE
- CO CLEAN OUT
- WM WATER METER
- UP UTILITY POLE
- GA GUY ANCHOR

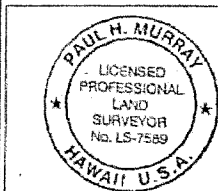


OWNER:
DR. TREVOR L. RODRIGUES
P O BOX 5833
HILO, HI 96720



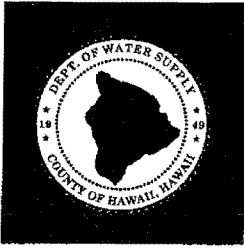
SUBDIVISION NUMBER **SUB-13-001280**
APPROVED FOR RECORDATION with the Bureau of Conveyances, State of Hawaii

Paul H. Murray
Planning Director, County of Hawaii
Date: **OCT 10 2013**



THIS WORK WAS PREPARED BY ME OR UNDER MY DIRECT SUPERVISION
Paul H. Murray
PAUL H. MURRAY:PLS
LICENSED PROFESSIONAL LAND SURVEYOR
CERTIFICATE NUMBER: LS-7589
LICENSE EXPIRATION DATE: APRIL 30, 2014

PLAN SHOWING
CONSOLIDATION OF LOT 5 AND LOT 7,
BLOCK 46, WAIAKEA HOUSE LOTS EXTENSION
GRANT 11,760 TO MANUEL J & VIRGINIA TAVARES
AND RE-SUBDIVISION OF SAID CONSOLIDATION
INTO LOT 5-A AND ROAD LOT 'A'
WAIAKEA, SOUTH HILO, ISLAND OF HAWAII, HAWAII
SURVEY AND PLAN BY PAUL H. MURRAY & ASSOCIATES, LLC
P. O. BOX 1189 HILO, HAWAII
TMK (3) 2-2-050:043 2013-JULY-19



DEPARTMENT OF WATER SUPPLY • COUNTY OF HAWAII

345 KEKŪANAŌ'A STREET, SUITE 20 • HILO, HAWAII 96720

TELEPHONE (808) 961-8050 • FAX (808) 961-8657

August 17, 2020

TO: Mr. Joseph K. Kamelamela, Corporation Counsel
Attention: Mr. Danny Patel, Deputy Corporation Counsel

FROM: Keith K. Okamoto, Manager-Chief Engineer

SUBJECT: Dedication Deed
Grantor: Trevor L. Rodrigues
Tax Map Key (3) 2-2-050:043
Waiakea, South Hilo, Island of Hawai'i, Hawai'i

We have reviewed the subject Dedication Deed document and have no objection to it being accepted by the Hawai'i County Council.

Should there be any questions, please call Mr. Ronaldo B. Aurelio at 961-8070, extension 287.

Sincerely yours,

Keith K. Okamoto, P.E.
Manager-Chief Engineer

RBA:dfg

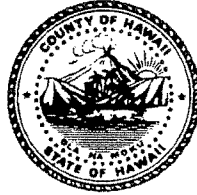
... Water, Our Most Precious Resource ... Ka Wai A Kāne ...

The Department of Water Supply is an Equal Opportunity provider and employer.

Harry Kim
Mayor

Roy Takemoto
Managing Director

West Hawai'i Office
74-5044 Ane Keohokalole Hwy
Kailua-Kona, Hawai'i 96740
Phone (808) 323-4770
Fax (808) 327-3563



County of Hawai'i
PLANNING DEPARTMENT

Michael Yee
Director

April Surprenant
Acting Deputy Director


East Hawai'i Office
101 Pauahi Street, Suite 3
Hilo, Hawai'i 96720
Phone (808) 961-8288
Fax (808) 961-8742

MEMORANDUM

DATE: August 18, 2020

TO: DANNY PATEL
Deputy Corporation Council

ATTN: EMILY HIRAYAMA
Legal Clerk III

FROM: MICHAEL YEE 
Planning Department, Director

SUBJECT: Dedication Deed for "Road Lot A" - Trevor L. Rodrigues
Reference: COR-20-135158, SUB-13-001280
TMK: (3) 2-2-050:043

We have reviewed the subject dedication deed and have no comments to provide. We recommend that the dedication be accepted by the County Council inasmuch as the project is in full compliance to the extent applicable with the provisions of Chapter 23 (Subdivisions) of the Hawai'i County Code.

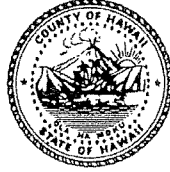
Should you have any questions, please feel free to contact Hans Santiago of this department at (808) 961-8165.

HS:tb

\\coh33\planning\public\Admin Permits Division\Subdivision\2020\2020-3\22050043-Memo to Corp Counsel on Dedication Deed.doc

Harry Kim
Mayor

Roy Takemoto
Managing Director



William A. Kucharski
Director

Diane A. Noda
Deputy Director

County of Hawai'i


DEPARTMENT OF ENVIRONMENTAL MANAGEMENT

345 Kekūanāo'a Street, Suite 41 · Hilo, Hawai'i 96720

Ph: (808) 961-8083 · Fax: (808) 961-8086

Email: cohdem@hawaiicounty.gov

TO: Danny Patel, Deputy Corporation Counsel
Office of the Corporation Counsel

FROM: William A. Kucharski, Director 
Department of Environmental Management

DATE: August 13, 2020

RE: Dedication Deed – Trevor L. Rodrigues
Tax Map Key (3) 2-2-050:043

Pursuant to your August 12, 2020, memorandum, the Solid Waste Division and Wastewater Division of the Department of Environmental Management have reviewed the proposed Dedication Deed and have no objections to it being accepted.

Thank you.

WK:mef

DEPARTMENT OF PUBLIC WORKS
COUNTY OF HAWAII
HILO, HAWAII

DATE: June 1, 2021

Memorandum

TO: Dalilah Schleuter, Deputy Corporation Counsel

MD for
FROM: Steven Ikaika Rodenhurst, Director

SUBJECT: ROADWAY DEDICATION DEED

Grantor: Trevor L. Rodrigues
Project: Aloha Veterinary Center
Project TMK: 2-2-050:043
Subdivision No.: 13-1280
DPW Folder No.: 22612

We have reviewed the subject deed and recommend that it be accepted by the Council inasmuch as the subject road improvements have been inspected and found to comply with Department of Public Works Standard Details, are in acceptable condition for dedication, and are in full compliance with the provisions of Chapter 23 of the Hawaii County Code.

Questions may be referred to Melanie DeMello at 961-8927.

MD

Enclosures

cc: Trevor Rodrigues (via e-mail to alohatrev@yahoo.com)
Planning Department (w/o enclosure)