RESOLUTION NO. 190 19

**A RESOLUTION ACCEPTING THE DEDICATION OF LOT 2, HÖKŪLI'A PHASE 3 EAST, PART B LARGE LOT SUBDIVISION, IDENTIFIED AS TMK NO. (3) 8-1-036:002, SITUATED ALONG THE SOUTHERLY SIDE OF HALEKI'I AND KE'EKE'E 1<sup>ST</sup>, DISTRICT OF SOUTH KONA, ISLAND AND COUNTY OF HAWAI'I, STATE OF HAWAI'I, FROM 1250 OCEANSIDE, LLC, A DELAWARE LIMITED LIABILITY COMPANY.**

**WHEREAS**, 1250 Oceanside, LLC, a Delaware limited liability company ("1250 Oceanside"), is the owner of Lot 2, Hōkūli'a Phase 3 East, Part B Large Lot Subdivision, containing an area of 2.273 acres, identified as Tax Map Key (3) 8-1-036:002, situated along the southerly side of Haleki'i Street at Haleki'i and Ke'eke'e 1st, District of South Kona, Island and County of Hawai'i, State of Hawai'i, more particularly described in **Exhibit A** attached hereto and as shown on the map attached hereto as **Exhibit B** ("Lot 2"); and

**WHEREAS**, Condition N of Ordinance 96-08 requires that 1250 Oceanside provide two acres of land abutting the north side of Kona Scenic Park for public purposes prior to Final Subdivision Approval of the subject property; and

**WHEREAS**, 1250 Oceanside is desirous of dedicating Lot 2, including all improvements thereon, to the County of Hawai'i for park purposes; and

**WHEREAS**, Pursuant to Hawai'i County Code Section 2-162.1, the County of Hawai'i Planning Department, Department of Public Works, Department of Parks and Recreation, Department of Water Supply and the Department of Environmental Management have been consulted, performed necessary inspections, and recommend approval and acceptance of this dedication; and


**WHEREAS**, Article XIII, Section 13-12 of the Hawai'i County Charter, provides that the council, on behalf of the county, may accept gifts of donations of money, securities, or other personal property or of real estate or any interest in real estate; now therefore,

**BE IT RESOLVED BY THE COUNCIL OF THE COUNTY OF HAWAI'I**, that it finds that it is in the public interest to accept this dedication of land as described herein.

**BE IT FURTHER RESOLVED BY THE COUNCIL OF THE COUNTY OF HAWAI'I**, in accordance with Article XIII, Section 13-12 of the Hawai'i County Charter, and Section 2-162.1 of the Hawai'i County Code, that the County of Hawai'i accept the dedication of Lot 2, identified as Tax Map Key: (3) 8-1-036-002, delineated on Exhibit A and Exhibit B attached hereto, including all improvements thereon, for public purposes.

**BE IT FINALLY RESOLVED** that a copy of this resolution be forwarded to:  
 (1) Mayor Harry Kim; (2) the Department of Parks and Recreation; (3) the Department of Public Works; (4) the Planning Department; (5) the Department of Water Supply; (6) the Department of Environmental Management; (7) J Yoshimoto, Deputy Corporation Counsel, Office of the Corporation Counsel; and (8) Carlsmith, Ball, LLP, Attn: Jason K. Knable, P.O. Box 686, Hilo, Hawai'i 96720.

Dated at Hilo, Hawai'i, this 9th day of July, 2019.

INTRODUCED BY:  
  
 COUNCIL MEMBER, COUNTY OF HAWAI'I

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 July 9, 2019.

ATTEST:

 COUNTY CLERK  
 CHAIRPERSON & PRESIDING OFFICER

ROLL CALL VOTE

	AYES	NOES	ABS	EX
CHUNG	X			
DAVID	X			
EOFF	X			
KANEALI'I-KLEINFELDER	X			
KIERKIEWICZ	X			
LEE LOY	X			
POINDEXTER	X			
RICHARDS	X			
VILLEGAS	X			
	9	0	0	0

Reference: C-316/PWMC -12  
 RESOLUTION NO. 190 19

LOT 2  
HOKULI'A PHASE 3 EAST, PART B LARGE LOT SUBDIVISION

Land situated along the Southerly side of Haleki'i Street at Haleki'i and Keekee 1st, South Kona, Island and County of Hawaii, State of Hawaii.

Being portions of:

Lot 2-A of Hokuli'a Phase 3 East, Part B Large Lot Subdivision;

Royal Patent 1670 to John D. Parish on a portion of Land Commission Award 387, Part 4, Section 2 to the American Board of Commissioners for Foreign Missions; and

Grant 977 to Pariaunau.

Beginning at the Northwesterly corner of this parcel of land, being also the Northeasterly corner of Lot 1 of this subdivision and being a point on the Southerly side of Haleki'i Street, the coordinates of said point of beginning referred to Government Survey Triangulation Station "PUU OHAU" being 1,912.61 feet North and 8,234.61 feet East and running by azimuths measured clockwise from True South:

Thence, from a tangent azimuth of 310° 14' following along the Southerly side of Haleki'i Street on a curve to the left with a radius of 540.00 feet, the chord azimuth and distance being:

- 1. 284° 22' 471.18 feet to a point;

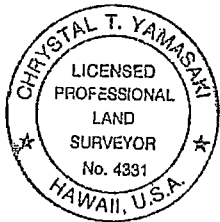
Thence, for the next three (3) courses following along Lot 3 (County of Hawaii):

- 2. 78° 30' 467.61 feet to a point;

*WES THOMAS ASSOCIATES*  
- Land Surveyors -  
75-5749 Kalawa Street, Kailua-Kona, Hawaii 96740-1817

# EXHIBIT A

- 3. 348° 30' 438.70 feet to a point;
- 4. 266° 28' 187.31 feet to a point;
- 5. 4° 24' 35.63 feet along middle of stonewall, Lot 22 of Keekee Estates (File Plan 2087) and along the remainder of Grant 977 to Panaunau to a point;
- 6. 5° 11' 25.00 feet along middle of stonewall, Lot 22 of Keekee Estates (File Plan 2087) and Grant 977 to Panaunau to a point;
- 7. 86° 28' 256.04 feet along Lot 1 of this subdivision and along the remainders of Lot 2-A and Grant 977 to Panaunau to a point;
- 8. 168° 30' 591.49 feet along Lot 1 of this subdivision and along the remainders of Grant 977 to Panaunau and Royal Patent 1670 to John D. Parish on a portion of Land Commission Award 387, Part 4, Section 2 to the American Board of Commissioners for Foreign Missions to a point;
- 9. 220° 14' 163.84 feet along Lot 1 of this subdivision and along the remainder of Royal Patent 1670 to John D. Parish on a portion of Land Commission Award 387, Part 4, Section 2 to the American Board of Commissioners for Foreign Missions to the point of beginning and containing an area of 2.273 Acres.



WES THOMAS ASSOCIATES

Chrystal Thomas Yamasaki  
 Licensed Professional Land Surveyor  
 State of Hawaii Certificate No. LS-4331

75-5749 Kalawa Street  
 Kailua-Kona, Hawaii 96740-1817  
 TMK: 8-1-036: portion 002 (3rd Division)  
 July 11, 2014

EXHIBIT B

