RESOLUTION NO. 542 22

**A RESOLUTION ACCEPTING THE DEDICATION OF ROADWAY LOT A, IDENTIFIED AS TMK NO. (3) 2-5-003-110 (POR.), SITUATED AT KAŪMANA HOMESTEADS, DISTRICT OF SOUTH HILO, ISLAND AND COUNTY OF HAWAI'I, STATE OF HAWAI'I, FROM MARK RODRIGUES AND KIM RODRIGUES, TRUSTEES OF THE RODRIGUES FAMILY JOINT REVOCABLE TRUST, DATED JUNE 1, 2011.**

**WHEREAS**, MARK RODRIGUES AND KIM RODRIGUES, Trustees of the Rodrigues Family Joint Revocable Trust, dated June 1, 2011 (hereinafter, "Owners"), are the owners of Roadway Lot A, identified as TMK No. (3) 2-5-003 (por.), Situated at Kaūmana Homesteads, District of 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**, Owners are 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,

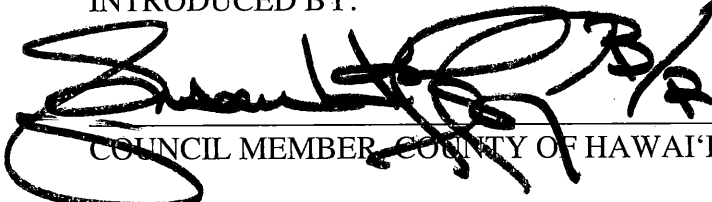
**BE IT RESOLVED BY THE COUNCIL OF THE COUNTY OF HAWAI'I** that it finds the subject roadways and improvements thereon are in full compliance with provisions of Chapter 23 of the Hawai'i County Code as certified and approved by all applicable agencies, and that it is in the public interest to accept 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 Sinclair Salas-Ferguson; (4) Mark and Kim Rodrigues, Trustees, 60 Lyman Springs Road, Hilo, Hawai'i 96720.

Dated at Kona, Hawai'i, this 19th day of October, 2022.

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 October 19, 2022.

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			
	9	0	0	0

Reference: C-984/PWMTIC -24  
 RESOLUTION NO. 542 22

**EXHIBIT A**

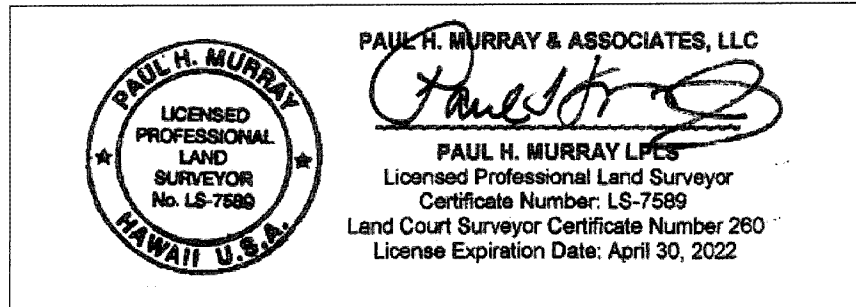
**ROAD LOT 'A'**

**'RODRIGUES SUBDIVISION'**

SUBDIVISION OF LOT 15-A, KAUMANA HOMESTEADS  
BEING A PORTION OF LOT 15, GRANT 4050 TO J. S. CANARIO  
INTO LOTS 15-A-1 TO 15-A-5 INCLUSIVE, ROAD LOT 'A' AND ROAD LOT 'B'  
KAUMANA, SOUTH HILO, ISLAND OF HAWAII, HAWAII

Beginning at a point at the southwest corner of this parcel of land, being also the southeast corner of Lot 15-B, portion of Grant 4050 to J. S. Canario, and on the northwesterly side of Kaumana Drive, the coordinates of said point of beginning referred to Government Survey Triangulation Station 'HALAI' being 13,349.81 feet south and 22,456.11 feet west and thence running by azimuths measured clockwise from true south:

1. 179° 53'                      22.74 feet along Lot 15-B, portion of Grant 4050 to J. S. Canario;
2. 241° 28'                      836.59 feet along Lot 15-A-2 and Road Lot 'B';
3. 331° 28'                      20.00 feet along Lot 15-A-5;
4. 61° 28'                        847.41 feet along the northwesterly side of Kaumana Drive to the point of beginning and containing an area of 0.387 Acres more or less.



HILO, HAWAII  
2021-JAN-31

FOLDER: 15-16 / FILE: mrod-5\_d\_rd-lot-a  
TMK (3) 2-5-003:024 / (SUB-16-001590)

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

