

JAN 18 2018

A BILL FOR AN ACT

RELATING TO PRIVATE ROADS.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:

1 SECTION 1. The legislature finds that there are many roads
2 throughout the State that are not owned by the State or a county
3 and whose private ownership is unknown. Historically, these
4 roads may have been indicated on a subdivision plat or came
5 about as a remnant of a former road or a small portion of a
6 larger public road. Although these roads are often used by and
7 benefit the public, the roads do not receive necessary repair
8 and maintenance and in some situations have fallen into great
9 disrepair.

10 The legislature also finds that Act 194, Session Laws of
11 Hawaii 2016, expanded the State's and counties' authority to
12 condemn these roads. It also exempts, for three years, the
13 State or county from requirements to maintain or improve roads
14 taken by condemnation.

15 The purpose of this Act is for the State to pursue a means
16 to resolve this situation by requiring the attorney general to
17 condemn four roads.



1 SECTION 2. The attorney general shall take all necessary
2 action to condemn the following roads:

3 (1) Auld Lane on O'ahu, from Olomea Street to North King
4 Street;

5 (2) Rawlins Lane on O'ahu, from Auld Lane to its terminus;

6 (3) 'Īao Lane on O'ahu, from Olomea Street to Auld Lane;

7 and

8 (4) Akau Lane on O'ahu, from Hikina Lane to its terminus.

9 Condemnation proceedings shall be initiated no later than
10 January 1, 2019.

11 SECTION 3. The attorney general shall submit a report on
12 the status of condemnation proceedings to the legislature no
13 later than twenty days prior to the convening of the regular
14 sessions of 2019, 2020, and 2021.

15 SECTION 4. This Act shall take effect upon its approval.

16

INTRODUCED BY:





S.B. NO. 2043

Report Title:

Condemnation; Private Roads; Attorney General

Description:

Requires the attorney general to condemn parts of Auld Lane, Rawlins Lane, 'Īao Lane, and Akau Lane.

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