

JAN 24 2018

SENATE CONCURRENT RESOLUTION

APPROVING THE DEDICATION OF LEALI'I PARKWAY, LAHAINA, HAWAII, TO
THE COUNTY OF MAUI.

1 WHEREAS, section 171-64.7, Hawaii Revised Statutes,
2 requires the prior approval of the Legislature by concurrent
3 resolution to sell certain state lands in fee simple; and
4

5 WHEREAS, section 171-64.7(c), Hawaii Revised Statutes,
6 states that "[t]he concurrent resolution shall contain the
7 following information:

- 8 (1) The specific location and size in square feet or in
9 other precise measure of the parcels of land to be
10 sold or given;
11 (2) The appraisal value of the land to be sold or given;
12 (3) The names of all appraisers performing appraisals of
13 the land to be sold or given;
14 (4) The date of the appraisal valuation;
15 (5) The purpose for which the land is being sold or given;
16 (6) A detailed summary of any development plans for the
17 land to be sold or given; and
18 (7) A statement of whether the land is, or is not, land
19 that was classed as government or crown lands previous
20 to August 15, 1895, or was acquired by the State in
21 exchange for such lands, and a detailed explanation of
22 how the state department or agency made this
23 determination.

24 A draft of the concurrent resolution for the prior approval
25 of a sale or gift of land shall also be submitted to the office
26 of Hawaiian affairs at least three months prior to the convening
27 of a regular or special session of the legislature to allow the
28 office to determine whether the land was classed as government
29 or crown lands previous to August 15, 1895, or was acquired by
30 the State in exchange for such lands"; and
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1 WHEREAS, pursuant to section 171-64.7(e), Hawaii Revised
2 Statutes, prior to finalizing any proposal for the sale or gift
3 of lands and prior to the submission of the concurrent
4 resolution to the Legislature, an informational briefing on the
5 proposed sale or gift of lands shall be held in the community
6 where the land to be sold or given is located; and
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8 WHEREAS, the Hawaii Housing Finance and Development
9 Corporation (the "Corporation") desires to transfer the fee
10 interest in Leali'i Parkway, Lahaina, Hawaii, and provides the
11 following information pursuant to section 171-64.7, Hawaii
12 Revised Statutes:

- 13 (1) The parcel is a roadway identified as a 134,045 square
14 foot parcel, TMK No. 2-4-5-36-112;
- 15 (2) The fee interest in this parcel was appraised to have
16 a fair market value of \$1;
- 17 (3) The parcel was appraised by ACM Consultants, Inc.;
- 18 (4) The appraisal valuation date is July 24, 2017;
- 19 (5) The primary purpose for the transfer of this parcel is
20 to dedicate the roadway to the County of Maui;
- 21 (6) There is no development plan for this roadway; and
- 22 (7) As of August 15, 1895, the parcel was a portion of the
23 Government (Crown) Land of Wahikuli; the Corporation's
24 predecessor agency, the Housing Finance and
25 Development Corporation, acquired title to the
26 property through Land Patent Grant No. S-15,792, dated
27 November 4, 1994; and this was determined by a search
28 of the title records for this parcel by Title Guaranty
29 of Hawaii on October 21, 2015; and
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31 WHEREAS, pursuant to section 5(f) of the Admission Act,
32 "the development of farm and home ownership on as widespread a
33 basis as possible for the making of public improvement" is an
34 expressly authorized purpose of the ceded lands inventory; and
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36 WHEREAS, the Corporation duly submitted a draft of the
37 Concurrent Resolution to the Office of Hawaiian Affairs on
38 September 29, 2017, more than three months prior to the opening
39 date of the Regular Session of 2018; and
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41 WHEREAS, the Corporation duly conducted a public
42 informational briefing on the dedication of this parcel on
43 August 24, 2017, at the Lahaina Civic Center Social Hall,
44 Lahaina, Hawaii, following publication of notice of the briefing

1 in The Maui News newspaper on August 15 and 17, 2017, and The
2 Lahaina News newspaper on August 17, 2017; and
3

4 WHEREAS, relevant public comments made at the public
5 informational briefing questioned the County of Maui's ability
6 to maintain Leali'i Parkway, and development in Lahaina
7 generally, but did not object to the dedication of the roadway
8 to the County of Maui per se; now, therefore,
9

10 BE IT RESOLVED by the Senate of the Twenty-ninth
11 Legislature of the State of Hawaii, Regular Session of 2018, the
12 House of Representatives concurring, that the dedication of
13 Leali'i Parkway, Lahaina, Hawaii, TMK No. 2-4-5-36-112, to the
14 County of Maui is hereby approved; and
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16 BE IT FURTHER RESOLVED that a certified copy of this
17 Concurrent Resolution be transmitted to the Executive Director
18 of the Corporation.
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21
22

OFFERED BY: 
BY REQUEST

JUSTIFICATION SHEET

S. C. R. NO. 16

DEPARTMENT: Business, Economic Development, and Tourism

TITLE: CONCURRENT RESOLUTION APPROVING THE
DEDICATION OF LEALI'I PARKWAY, LAHAINA,
HAWAII, TO THE COUNTY OF MAUI.

PURPOSE: To seek the prior approval of the
Legislature by concurrent resolution of the
dedication of Leali'i Parkway, Lahaina,
Hawaii, TMK No. 2-4-5-36:112, to the County
of Maui.

MEANS: Concurrent resolution pursuant to section
171-64.7, Hawaii Revised Statutes.

JUSTIFICATION: The Hawaii Housing Finance and Development
Corporation (HHFDC) is seeking legislative
approval to dedicate the fee interest in
Leali'i Parkway to the County of Maui.

This roadway is a 134,045 square foot parcel
serving the Villages of Leali'i master plan
community in Lahaina, Maui. The Villages of
Leali'i includes Department of Hawaiian Home
Lands (DHHL) and HHFDC housing developments.
DHHL is responsible for maintenance of
Leali'i Parkway at present.

The fair market value of the Leali'i Parkway
was determined to be \$1 as of July 24, 2017,
by HHFDC's appraiser, ACM Consultants, Inc.

A title search conducted by Title Guaranty
of Hawaii on October 21, 2015, determined
that as of August 15, 1895, the parcel was
part of the Government (Crown) Land of
Wahikuli, and that HHFDC's predecessor
agency, the Housing Finance and Development
Corporation, acquired title to it through
Grant No. S-15,792, dated November 4, 1994.

HHFDC conducted a public meeting on the
proposed dedication on August 24, 2017, at

S. C. R. NO. 16

Lahaina Civic Center Social Hall, Lahaina, Hawaii, following publication of notice in The Maui News newspaper on August 15 and 17, 2017, and the Lahaina News newspaper on August 17, 2017.

Relevant public comments made at the public informational briefing questioned the County of Maui's ability to maintain Leali'i Parkway, and development in Lahaina generally, but did not object to the dedication of the roadway to the County of Maui.

HHFDC has also worked closely with the Office of Hawaiian Affairs during the interim to keep them informed of these findings and our intent to dedicate this parcel to the County of Maui.

Impact on the public: Minimal.

Impact on the department and other agencies:
Will relieve the Department of Hawaiian Home Lands from roadway maintenance expenses.

GENERAL FUND: None.

OTHER FUNDS: None.

PPBS PROGRAM
DESIGNATION: BED 160.

OTHER AFFECTED
AGENCIES: Department of Hawaiian Home Lands; Office of
Hawaiian Affairs.

EFFECTIVE DATE: Upon adoption.