



**STATE OF HAWAII**  
**DEPARTMENT OF TRANSPORTATION**  
869 PUNCHBOWL STREET  
HONOLULU, HAWAII 96813-5097

IN REPLY REFER TO:

August 5, 2020

Suzanne D. Case, Chairperson  
c/o Board of Land and Natural Resources  
1151 Punchbowl Street, Room 130  
Honolulu, Hawaii 96813

Dear Chair Case and Board members:

Subject: Request for: (1) Temporary Construction Right-of-Entry to the Department of Transportation, Highways Division, for Highway Purposes, Relating to Kaumualii Highway, Eleele Pedestrian Overpass Repairs, Project No. 50C-01-19M, at Eleele, Koloa, Island of Kauai, State of Hawaii, Tax Map Key No: (4) 2-1-03: Portions of 023

KAUAI

APPLICANT:

State of Hawaii, Department of Transportation, Highways Division (DOT).

LEGAL REFERENCE:

Sections 107-10, 171-30, and Chapter 264, Hawaii Revised Statutes, as amended.

LOCATION:

Portions of land relating to Kaumualii Highway, Eleele Pedestrian Overpass Repairs, Project No. 50C-01-19M, at Eleele, Koloa, Island of Kauai, State of Hawaii, as shown and described on the enclosed map labeled as Exhibit A.

AREA:

Temporary Construction Parcels:  
Construction Parcel C1  
Construction Parcel C2

Tax Map Key Nos.:  
(4) 2-1-03: 023  
(4) 2-1-03: 023

**Item M- 7**

ZONING:

Tax Map Key No. (4) 2-1-03: 023                      Commercial

CURRENT USE STATUS:

Tax Map Key No. (4) 2-1-03: 023                      Occupied and encumbered by encumbrances  
that will not be affected by the project.

Current ownership is as follows:

<u>Temporary Construction Parcels:</u>	<u>Tax Map Key Nos.:</u>
Construction Parcel C1	(4) 2-1-03: 023
Fee owner = Eleele Associates, Inc.	

Construction Parcel C2	(4) 2-1-03: 023
Fee owner = Eleele Associates, Inc.	

COMPENSATION:

DOT determined the compensation by an independent appraiser by report dated June 27, 2020.

CHAPTER 343 – ENVIRONMENTAL ASSESSMENT:

The Environmental Quality Commission exempted the proposed action from Section 343-5(b), Hawaii Revised Statutes and Section 11-200-5, Hawaii Administrative Rules on November 15, 2000.

REMARKS:

The Eleele Pedestrian Overpass sits approximately 15 feet above Kaumualii Highway at Eleele Shopping Center. Due to damage, the overpass has been closed and the proposed improvements include removal of the damaged bridge and replacement with a new bridge. Makai of the overpass in the parking lot of the Eleele Shopping Center, the project requires a construction staging area and a bypass road. A temporary traffic detour will be required through the shopping center to allow Kaumualii Highway to close during the removal of the damaged bridge and installation of the new bridge. Traffic detours are anticipated only during the night closures of Kaumualii Highway to perform bridge work.

As of September 1, 2018, the Department of the Attorney General has mandated the DOT to obtain Board approval for all acquisitions in accordance with §171-30, Hawaii Revised Statutes.

Item M-7, Request for Temporary Construction Right-of-Entry  
Suzanne D. Case, Chairperson  
August 5, 2020  
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RECOMMENDATION:

That the Board:

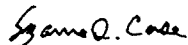
- A. Authorize the acquisition of the subject land under the terms and conditions cited above which are by this reference incorporated herein and further subject to the following:
1. The standard terms and conditions of the appropriate conveyance document, as may be amended from time to time;
  2. Review and approval by the Department of the Attorney General; and
  3. Such other terms and conditions as may be prescribed by the Chairperson to best serve the interest of the State of Hawaii.
- B. Authorize the acquisition even in the event of a change in the ownership of those temporary construction parcels described herein and on the enclosed maps labeled collectively as Exhibit A, under the terms and conditions cited above which are by this reference incorporated herein.

Sincerely,



JADE T. BUTAY  
Director of Transportation

APPROVED FOR SUBMITTAL:

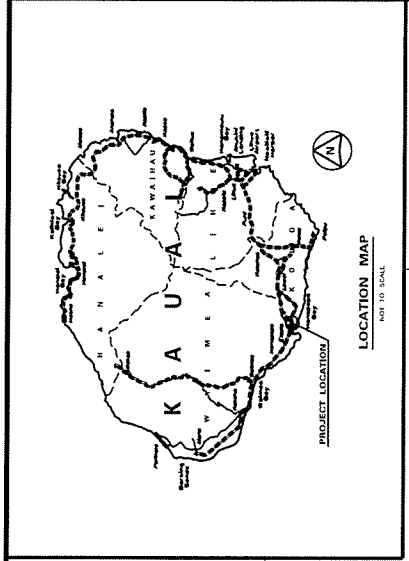
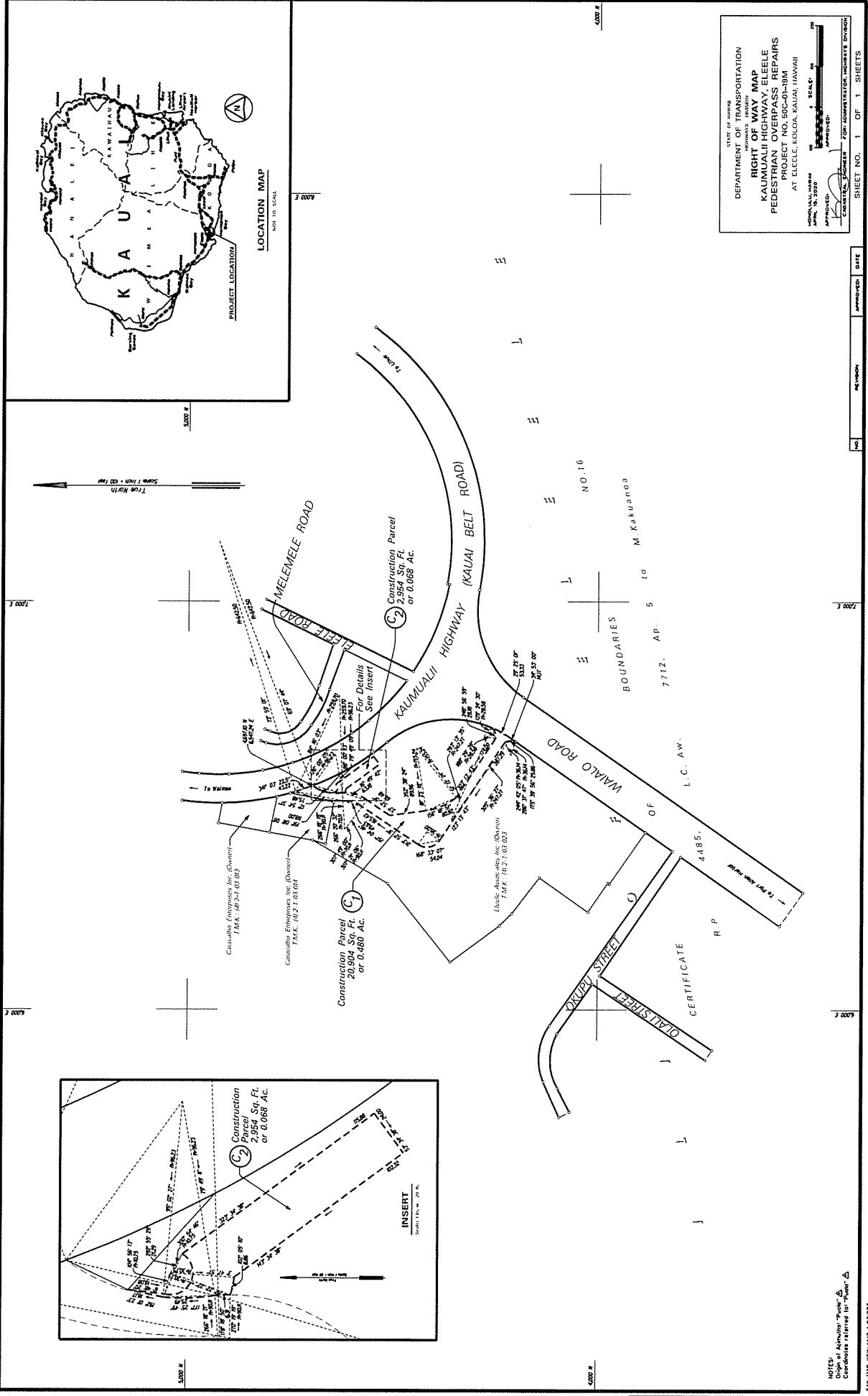


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SUZANNE D. CASE, Chairperson

Enclosure





Scale 1 inch = 100 feet  
True North

7200 ±

6000 ±

5000 ±

6000 ±

7200 ±

6000 ±

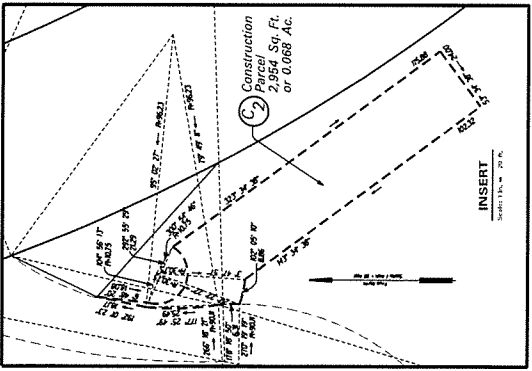
5000 ±

4000 ±

7200 ±

6000 ±

5000 ±



HY-0217 Diversion/Right of Way/Construction/Easement Pedestrian Overpass

DATE	
BY	
CHKD	
APP'D	
DATE	
CHKD	
APP'D	
DATE	
CHKD	
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APP'D	

NOTES:  
Origin of Archaic "Puka"  
Coordinates referred to "Puka" Δ

TAX MAP KEY: 042-103923

STATE OF HAWAII  
DEPARTMENT OF TRANSPORTATION  
HIGHWAY DIVISION  
**RIGHT OF WAY MAP**  
**KAUNUALII HIGHWAY, ELEELE**  
**PEDESTRIAN OVERPASS REPAIRS**  
PROJECT NO. 300-01-1801  
AT ELEELE, KAUAI, HAWAII

APPROVED: [Signature]  
DATE: JAN 10, 2023  
SCALE: 1" = 100'

CONTRACT NUMBER: [Blank]  
FOR ADMINISTRATOR HIGHWAY DIVISION

NO.	NETWORK	APPROVED	DATE

SHEET NO. 1 OF 1 SHEETS  
PI-18-11-14-1  
P.H. 108

