October 11, 2021

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 Authorization to Acquire Land for the Department of Transportation, Highways Division, for Highway Purposes, Relating to Fort Weaver Road Widening, Vicinity of Aawa Drive to Geiger Road, Federal Aid Project No. CMAQ-076-1(9), Honouliuli, Ewa, Island of Oahu, State of Hawaii, Tax Map Key Nos. (1) 9-1-17: 59, (1) 9-1-17: 04, (1) 9-1-17: 78, (1) 9-1-17: Road, (1) 9-1-43: 160, (1) 9-1-122: 07, (1) 9-1-122: 04, and (1) 9-1-122: 06

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:

Portion of land relating Fort Weaver Road Widening, Vicinity of Aawa Drive to Geiger Road, Federal Aid Project No. CMAQ-076-1(9), Honouliuli, Ewa, Island of Oahu, State of Hawaii, as shown and described on the enclosed map labeled as Exhibit A.

ZONING:

Tax Map Key No. (1) 9-1-17: 59 Agricultural
Tax Map Key No. (1) 9-1-17: 04 Agricultural

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ZONING:

Tax Map Key No. (1) 9-1-17: 78  Agricultural  
Tax Map Key No. (1) 9-1-17: Road  Road  
Tax Map Key No. (1) 9-1-43: 160  Residential  
Tax Map Key No. (1) 9-1-122: 07  Agricultural  
Tax Map Key No. (1) 9-1-122: 04  Agricultural  
Tax Map Key No. (1) 9-1-122: 06  Agricultural

OWNERSHIP:

Tax Map Key No. (1) 9-1-17: 59  DR Horton-Schuler Homes LLC  
Tax Map Key No. (1) 9-1-17: 04  Hawaiian Humane Society  
Tax Map Key No. (1) 9-1-17: 78  City and County of Honolulu  
Tax Map Key No. (1) 9-1-17: Road  City and County of Honolulu  
Tax Map Key No. (1) 9-1-43: 160  Seven-Eleven Hawaii, Inc.  
Tax Map Key No. (1) 9-1-122: 07  City and County of Honolulu  
Tax Map Key No. (1) 9-1-122: 04  City and County of Honolulu  
Tax Map Key No. (1) 9-1-122: 06  City and County of Honolulu

COMPENSATION:

The acquisition of any parcels, easements, and/or temporary construction parcels' fair market value will be determined by an independent appraiser (contracted for by the State of Hawaii). Compensation to the landowners may exceed the appraisal to the extent allowed by §171-30 (e), Hawaii Revised Statutes.

CHAPTER 343 – ENVIRONMENTAL ASSESSMENT:

A Chapter 343, Hawaii Revised Statutes Final Environmental Assessment and Finding of No Significant Impact for the proposed action was published by the State of Hawaii, Office of Environmental Quality Control on August 23, 2003.

REMARKS:

The DOT completed the construction of Fort Weaver Road Widening, Vicinity of Aawa Drive to Geiger Road, Federal Aid Project No. CMAQ-076-1(9) but did not finalize all of its acquisitions for the project.

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.
RECOMMENDATION:

That the Board:

A. Authorize the acquisition of the subject lands subject to an appropriate conveyance document, as reviewed and approved by the Department of the Attorney General and by the Department of Transportation.

B. Authorize the acquisition even in the event of a change in the ownership or tax map key number of the land described herein and on the enclosed map 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:

SUZANNE D. CASE, Chairperson

Enclosure