



RESOLUTION

REQUESTING THE CITY ADMINISTRATION TO TAKE THE STEPS NECESSARY TO ACQUIRE THE NON-CITY PORTIONS OF PA'AKEA ROAD IN WAI'ANAE, INCLUDING, IF NECESSARY, THE PREPARATION OF A RESOLUTION TO INITIATE PROCEEDINGS IN EMINENT DOMAIN.

WHEREAS, Pa'akea Road in Wai'anae has multiple roadway segments that are owned by different owners, including one segment owned by the City and County of Honolulu ("City"); and

WHEREAS, Pa'akea Road is of great public importance and concern because it is:

- 1) An important component of the Wai'anae Coast Emergency Access Road ("WCEAR") system;
- 2) A significant safety risk due to speeding and roadway conditions; and
- 3) A longtime target of waste dumping and environmental contamination; and

WHEREAS, the WCEAR system was completed by the City in 2015 and consists of newer gated road segments in Nānākuli, Lualualei-Mā'ili, Wai'anae, and Mākaha that connect with previously existing roads to allow traffic to be detoured around blockages on most segments of Farrington Highway, which is the main route of travel for communities on the Leeward Coast of O'ahu and is the only public highway that leads into and out of the region; and

WHEREAS, when Farrington Highway is impacted by major automobile accidents, storm damage, water main breaks, or other types of emergency situations, traffic can come to a standstill due to lane closures, with motorists completely locked in or out of various Leeward Coast communities when all lanes of Farrington Highway are shut down; and

WHEREAS, in addition to the severe impact on motorists, an unexpected blockage of Farrington Highway becomes a major public health and safety issue when it delays response times by ambulances, fire engines, and police units, which are unable to rescue and assist residents in a timely manner; and

WHEREAS, in addition to being an important component of the WCEAR system, the Pa'akea Road Extension would lengthen and continue Pa'akea Road out to Lualualei Naval Road and make Pa'akea Road a true secondary access road if it were



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permanently opened to traffic as was recommended in the 2002 WCEAR Final Environmental Assessment, as well as in State House Resolution No. 164 (2020); and

WHEREAS, Pa'akea Road is primarily a long straightaway, and excessive speeding by motorists on the Road has long been a problem, with deaths and injuries going back decades; and

WHEREAS, residents have long voiced their concerns regarding Pa'akea Road and the need for traffic-calming measures to blunt speeding, improved lighting and signage to increase safety, and consistent maintenance of and repairs to the roadway to comply with governmental policies, procedures, and regulations; and

WHEREAS, for many years Pa'akea Road has been the frequent site of illegal dumping and associated environmental hazards, with community cleanups along the Road collecting and disposing of appliances and other bulky items, biohazardous human and animal waste, raw metals, construction waste, discarded tires, and abandoned and derelict vehicles; and

WHEREAS, based on the continuing emergency access and safety concerns of the community regarding Pa'akea Road and the public's need for City oversight and resources for this roadway, the Council believes it is in the best interest of Wai'anae community residents, residents of surrounding Leeward Coast communities, and the general public for the City Administration to commence certain actions to prepare for the acquisition of the non-City portions of Pa'akea Road to ensure that all safety, access, and environmental concerns are analyzed and addressed, and if it is unable to negotiate a purchase of the roadway at a fair price, to submit to the Council for its approval a resolution authorizing the Corporation Counsel to initiate condemnation proceedings to acquire those portions of Pa'akea Road; now, therefore,

BE IT RESOLVED by the City Council of the City and County of Honolulu that the City Administration is requested to complete the following actions, as may be required, to prepare for the City's acquisition of the non-City portions of Pa'akea Road:

1. Prepare a land survey of this roadway;
2. Prepare a land survey map of this roadway;
3. Prepare a metes and bounds description of this roadway;
4. Conduct a title search for this roadway to accurately determine the current ownership of all portions thereof; and



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5. Prepare an appraisal of the market value of this roadway; and

BE IT FURTHER RESOLVED that within 45 days after the adoption of this resolution, the City Administration is requested to submit to the Council a schedule with estimated completion dates for each action set forth above; and

BE IT FURTHER RESOLVED that upon completion of the preparatory actions set forth above, the City Administration is requested to negotiate a purchase of the non-City portions of Pa'akea Road at a fair value, and, if it is unable to negotiate such a purchase, to submit to the Council for its approval a resolution authorizing the Corporation Counsel to initiate proceedings in eminent domain to acquire the non-City portions of Pa'akea Road for a public purpose, including to serve as a public thoroughfare, function as an emergency access road for Leeward Coast communities, and to address public safety concerns regarding the roadway; and

BE IT FINALLY RESOLVED that copies of this resolution be transmitted to the Mayor, the Managing Director, the Director of Land Management, the Director of Transportation Services, the Director of Facility Maintenance, the Director of Design and Construction, the Director of Planning and Permitting, and the Corporation Counsel.

INTRODUCED BY:

A. Fyola

DATE OF INTRODUCTION:

FEB 2 2022

Honolulu, Hawai'i

Councilmembers

CITY COUNCIL
CITY AND COUNTY OF HONOLULU
HONOLULU, HAWAII
CERTIFICATE

RESOLUTION 22-22

Introduced: 02/02/22 By: ANDRIA TUPOLA

Committee: EXECUTIVE MATTERS AND LEGAL
AFFAIRS (EMLA)

Title: REQUESTING THE CITY ADMINISTRATION TO TAKE THE STEPS NECESSARY TO ACQUIRE THE NON-CITY
PORTIONS OF PA'AKEA ROAD IN WAI'ANAE, INCLUDING, IF NECESSARY, THE PREPARATION OF A RESOLUTION
TO INITIATE PROCEEDINGS IN EMINENT DOMAIN.

Voting Legend: * = Aye w/Reservations

02/02/22	INTRO	Introduced.
02/08/22	EMLA	Reported out for adoption. CR-17 8 AYES: CORDERO, ELEFANTE, FUKUNAGA, SAY, TSUNEYOSHI, TULBA, TUPOLA, WATERS 1 EXCUSED: KIA'ĀINA
02/23/22	CCL	Committee report and Resolution were adopted. 9 AYES: CORDERO, ELEFANTE, FUKUNAGA, KIA'ĀINA, SAY, TSUNEYOSHI, TULBA, TUPOLA, WATERS

I hereby certify that the above is a true record of action by the Council of the City and County of Honolulu on this
RESOLUTION.



GLEN I. TAKAHASHI, CITY CLERK



TOMMY WATERS, CHAIR AND PRESIDING OFFICER