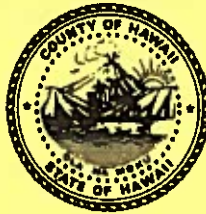


William P. Kenoi
Mayor



William T. Takaba
Managing Director

Walter K.M. Lau
Deputy Managing Director

County of Hawai'i Office of the Mayor

891 Ululani Street • Hilo, Hawai'i 96720-3982 • (808) 961-8211 • Fax (808) 961-6553
KONA: 75-5722 Hanama Place, Suite 102 • Kailua-Kona, Hawai'i 96740
(808) 327-3602 • Fax (808) 326-5663

July 29, 2010

Honorable J Yoshimoto, Council Chair
and Members of the County Council
County of Hawaii
25 Aupuni Street
Hilo, HI 96720

2010 AUG 2 AM 8 47
RECEIVED
COUNTY CLERK
COUNTY OF HAWAII

Dear Chair Yoshimoto and Members of the County Council:

SUBJECT: Grant of Pedestrian Public Access Easements

I am pleased to forward for your consideration and adoption a Resolution accepting the Grant of Pedestrian Public Access Easements from Sunstone Realty Partners V, LLC affecting the lands within the Kona Sea Ranch Subdivision located in South Kona.

Please contact Larry Brown at 961-8135 or lbrown@co.hawaii.hi.us if you have any questions.

Sincerely,

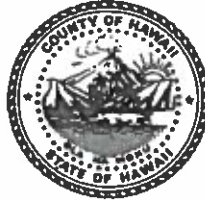
WILLIAM P. KENOI
Mayor

LB:

P:\wpwin60\CZM\Public Access\Legislation\Mayor xmtl to CC.doc

Enclosure: Resolution w/Exh. 1

William P. Kenoi
Mayor



BJ Leithead Todd
Director

Margaret K. Masunaga
Deputy

County of Hawai'i

PLANNING DEPARTMENT

Aupuni Center • 101 Pauahi Street, Suite 3 • Hilo, Hawaii
Phone (808) 961-8288 • Fax (808) 961-8742

July 12, 2010

Honorable William P. Kenoi,
Mayor
Mayor's Office
25 Aupuni Street
Hilo, HI 96720

Dear Mayor Kenoi:

SUBJECT: GRANT OF PEDESTRIAN PUBLIC ACCESS EASEMENTS

I am pleased to transmit the enclosed Resolution, accepting the Grant of Public Access Pedestrian Easements from Sunstone Realty Partners V, LLC, for your approval and forwarding to the Hawai'i County Council for acceptance.

Please contact me or Larry Brown at 961-8135 if you have any questions.

Sincerely,

BJ LEITHEAD TODD
Planning Director

LB:cs

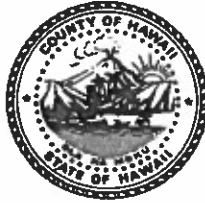
P:\wpwin60\CZM\Public Access\South Kona\Kona Sea Ranch\Mayor Reso Transmittal Letter.doc

Enclosure: Resolution w/Exhibit 1

cc: Steven Lim, Carlsmith Ball, LLC

Hold
Kona Sea Ranch
JUL 14 2010
Bill Corp. Counsel
Signature
To Mayor
To Council

COUNTY OF HAWAI'I



STATE OF HAWAI'I

RESOLUTION NO. _____

RESOLUTION ACCEPTING THE GRANT OF PUBLIC ACCESS PEDESTRIAN EASEMENT FROM SUNSTONE REALTY PARTNERS V, LLC, TAX MAP KEY NOS. (3) 8-7-011:001, 016, 025, 026 and 034.

WHEREAS, Sunstone Realty Partners V, LLC, a Hawai'i limited liability company, (hereinafter "Grantor") is the developer of that certain real property being the subdivision of Lot 9 of the Kona Sea Ranch Subdivision, Increments I and II, being a portion of Grant 1725, into Lots 1 to 18, inclusive, and Lot R-1 roadway, situate at Kukuiope'e 2nd, District of South Kona, County and Island of Hawai'i, and State of Hawai'i, as created under Subdivision Nos. SPH-05-000006 (Increment I) and SPH-05-000007 (Increment II) approved by the County of Hawai'i Planning Department on July 7, 2005, and being further identified as Tax Map Key Nos.: (3)8-7-011:001, 016, 025, 026 and 034 (hereinafter "Project"), subject to the provisions of the October 27, 2005 Planning Department letter which provided that a formal grant of easement document in favor of the County of Hawai'i for all public access easements except for the "Ala Loa" historic trail; and

WHEREAS, in order to assure that pedestrian public access is provided within the Property along the shoreline, the Grantor and the County of Hawai'i agree to be bound by and to encumber the Property by recordation of the Grant of Public Access Easement, attached hereto as Exhibit "1," at the Bureau of Conveyances of the State of Hawai'i.

NOW, THEREFORE, BE IT RESOVED BY THE COUNCIL OF THE COUNTY OF HAWAI'I, in accordance with Article XIII, Section 13-12 of the Hawai'i County Charter that the

County of Hawai'i accepts the grant of public access easement as described and delineated in Exhibit 1 attached hereto.

BE IT FURTHER RESOLVED that the Clerk of the County of Hawai'i is directed to transmit copies of this Resolution to: (1) The Honorable William P. Kenoi, Mayor of the County of Hawai'i; (2) County of Hawai'i, Planning Department; (3) Amy G. Self, Deputy Corporation Counsel; and (4) Sunstone Realty Partners V, LLC, at Pauahi Tower, 1003 Bishop Street, Suite 1240, Honolulu, Hawai'i 96813.

Dated at _____, Hawai'i, this _____ day of _____, 2010

INTRODUCED BY:

COUNCIL MEMBER, COUNTY OF HAWAI'I

COUNTY COUNCIL
County of Hawai'i
Hilo, Hawai'i

ROLL CALL VOTE

I hereby certify that the foregoing

RESOLUTION was by the vote
Indicated to the right hereof adopted
By the COUNCIL of the County of
Hawai'i on _____

ATTEST:

	AYES	NOES	ABS	EX
ENRIQUES				
FORD				
GREENWELL				
HOFFMANN				
IKEDA				
NAEOLE-BEASON				
ONISHI				
YAGONG				
YOSHIMOTO				

Reference _____

COUNTY CLERK CHAIRMAN & PRESIDING OFFICER RESOLUTION NO. _____