

# NOTICE TO REQUESTER

TO: request+5ac8xtrnhw@foi.uipa.org  
(Requester's name)

FROM: City and County of Honolulu, Department of Budget and Fiscal Services, Real Property Assessment Division Tracy Teruya, 808.768.7910, tracy.teruya@honolulu.gov  
(Agency, and agency contact person's name, telephone number, & email address)

DATE THAT THE RECORD REQUEST WAS RECEIVED BY AGENCY: April 4, 2021

DATE OF THIS NOTICE: April 7, 2021

**GOVERNMENT RECORDS YOU REQUESTED** (attach copy of request or provide brief description below):

Property Tax Map Key No. (1) 3-9-019-044-0000 non-profit organization exemption for Oahu Search and Rescue. Your 4/4/2021 request attached.

**THIS NOTICE IS TO INFORM YOU THAT YOUR RECORD REQUEST:**

Will be granted in its entirety.

Cannot be granted. Agency is unable to disclose the requested records for the following reason:

- Agency does not maintain the records. (HRS § 92F-3)
- Other agency that is believed to maintain records: \_\_\_\_\_
- Agency needs further clarification or description of the records requested. Please contact the agency and provide the following information: \_\_\_\_\_
- Request requires agency to create a summary or compilation from records, but requested information is not readily retrievable. (HRS § 92F-11(c))

Will be granted in part and denied in part, **OR**  Is denied in its entirety  
Although the agency maintains the requested records, it is not disclosing all or part of them based on the exemptions provided in HRS § 92F-13 and/or § 92F-22 or other laws cited below.  
(Describe the portions of records that the agency will not disclose.)

RECORDS OR  
INFORMATION WITHHELD

APPLICABLE  
STATUTES

AGENCY  
JUSTIFICATION

**REQUESTER'S RESPONSIBILITIES:**

You are required to (1) pay any lawful fees and costs assessed; (2) make any necessary arrangements with the agency to inspect, copy or receive copies as instructed below; and (3) provide the agency any additional information requested. If you do not comply with the requirements set forth in this notice within 20 business days after the postmark date of this notice or the date the agency makes the records available, you will be presumed to have abandoned your request and the agency shall have no further duty to process your request. Once the agency begins to process your request, you may be liable for any fees and costs incurred. If you wish to cancel or modify your request, you must advise the agency upon receipt of this notice.

## METHOD & TIMING OF DISCLOSURE:

Records available for public access in their entireties must be disclosed within a reasonable time, not to exceed 10 business days from the date the request was received, or after receipt of any prepayment required. Records not available in their entireties must be disclosed within 5 business days after this notice or after receipt of any prepayment required. HAR § 2-71-13(c). If incremental disclosure is authorized by HAR § 2-71-15, the first increment must be disclosed within 5 business days of this notice or after receipt of any prepayment required.

### Method of Disclosure:

- Inspection at the following location: \_\_\_\_\_
- As requested, a copy of the record(s) will be provided in the following manner:
- Available for pick-up at the following location: \_\_\_\_\_
  - Will be mailed to you.
  - Will be transmitted to you by other means requested: request+5ac8xtrnhw@foi.uipa.org

**Timing of Disclosure:** All records, or the first increment if applicable, will be made available or provided to you:

- On April 7, 2021.
- After prepayment** of 50% of fees and 100% of costs, as estimated below.

**For incremental disclosures**, each subsequent increment will be disclosed within 20 business days after:

- The prior increment (if one prepayment of fees is required and received), or
- Receipt of each incremental prepayment, if prepayment for each increment is required.

**Records will be disclosed in increments because the records are voluminous and the following extenuating circumstances exist:**

- Agency must consult with another person to determine whether the record is exempt from disclosure under HRS chapter 92F.
- Request requires extensive agency efforts to search, review, or segregate the records or otherwise prepare the records for inspection or copying.
- Agency requires additional time to respond to the request in order to avoid an unreasonable interference with its other statutory duties and functions.
- A natural disaster or other situation beyond agency's control prevents agency from responding to the request within 10 business days.

## ESTIMATED FEES & COSTS AND PAYMENT:

**FEES:** For personal record requests under Part III of chapter 92F, HRS, the agency may charge you for its costs only, and fee waivers do not apply.

For public record requests under Part II of chapter 92F, HRS, the agency is authorized to charge you fees to search for, review, and segregate your request (even if a record is subsequently found to not exist or will not be disclosed in its entirety). The agency must waive the first \$30 in fees assessed for general requesters, OR in the alternative, the first \$60 in fees when the agency finds that the request is made in the public interest. Only one waiver is provided for each request. See HAR §§ 2-71-19, -31 and -32.

**COSTS:** For either personal or public record requests, the agency may charge you for the costs of copying and delivering records in response to your request, and other lawful fees and costs.

**PREPAYMENT:** The agency may require prepayment of 50% of the total estimated fees and 100% of the total estimated costs prior to processing your request. If a prepayment is required, the agency may wait to start any search for or review of the records until the prepayment is received by the agency. Additionally, if you have outstanding fees or costs from previous requests, including abandoned requests, the agency may require prepayment of 100% of the unpaid balance from prior requests before it begins any search or review for the records you are now seeking.

The following is an itemization of what you must pay, based on the estimated fees and costs that the agency will charge you and the applicable waiver amount that will be deducted:

**For public record requests only:**

Fees: Search	Estimate of time to be spent: <u>0</u> hours (\$2.50 for each 15-minute period)	\$ 2.50
Review & segregation	Estimate of time to be spent: _____ hours (\$5.00 for each 15-minute period)	\$
Fees waived	<input checked="" type="checkbox"/> general (\$30), <b>OR</b> <input type="checkbox"/> public interest (\$60) < \$ <u>30.00</u> > (Only one waiver per request)	
Other	_____	\$
	(Pursuant to HAR §§ 2-71-19 & 2-71-31)	
<b>Total Estimated Fees:</b>		<b>\$ 0.00</b>

**For public or personal record requests:**

Costs: Copying	Estimate of # of pages to be copied: _____ (@ \$ _____ per page, pursuant to HRS § 92-21)	\$
Delivery	Postage	\$
Other	_____	\$
<b>Total Estimated Costs:</b>		<b>\$</b>

**TOTAL ESTIMATED FEES AND COSTS from above:** **\$ 0.00**

The estimated fees and costs above are for the first incremental disclosure only. Additional fees and costs, and no further fee waivers, will apply to future incremental disclosures.

- PREPAYMENT IS REQUIRED** (50% of fees + 100% of costs, as estimated above) \$
- UNPAID BALANCE FROM PRIOR REQUESTS** (100% must be paid before work begins) \$

**TOTAL AMOUNT DUE AT THIS TIME** **\$ 0.00**

Payment may be made by:  cash  
 personal check payable to \_\_\_\_\_  
 other \_\_\_\_\_

For questions about this notice or the records being sought, please contact the agency person named at the beginning of this form. Please note that the Office of Information Practices (OIP) does not maintain the records of other agencies, and a requester must seek records directly from the agency it believes maintains the records. If the agency denies or fails to respond to your written request for records or if you have other questions regarding compliance with the UIPA, then you may contact OIP at (808) 586-1400, [oiip@hawaii.gov](mailto:oiip@hawaii.gov), or 250 South Hotel Street, Suite 107, Honolulu, Hawaii 96813.

# REQUEST TO ACCESS A GOVERNMENT RECORD

This is a model form that may be used by a Requester to provide sufficient information for an agency to process a record request. Although the Requester is not required to use this form or to provide any personal information, the agency needs enough information to contact the Requester with questions about this request or to provide its response. This request may not be processed if the agency has insufficient information or is unable to contact the Requester.

DATE: 04-04-2021

TO: **Department of Budget & Fiscal Services**  
Agency that Maintains the Government Record

bfsmail@honolulu.gov  
Agency's Contact Information

FROM: request+5ac8xtrnhw@foi.uipa.org  
Requester's Name or Alias

request+5ac8xtrnhw@foi.uipa.org  
Requester's Contact Information

---

## **AS THE REQUESTER, I WOULD LIKE THE FOLLOWING GOVERNMENT RECORD:**

Describe the government record as specifically as possible so that it can be located. Try to provide a record name, subject matter, date, location, purpose, or names of persons to whom the record refers, or other information that could help the agency identify the record. A complete and accurate description of the requested government record will prevent delays in locating the record. Attach additional pages if needed.

Aloha, Please provide the copy of the Claim for Exemption or other applicable form for the property located at 7488 Hawaii Kai Drive, TMK 390190440000. This claim appears to have been filed in September 2020.

This information will be shared with members of the community in settings such as the Hawaii Kai Neighborhood Board.

**I WOULD LIKE:** (Please check one or more of the options below, as applicable)

**To inspect the government record**

**A copy of the government record:** (Please check only one of the options below.) See the next page for information about fees and costs that you may be required to pay for agency services to process your record request. Note: Copying and transmission charges may also apply to certain options.

Pick up at agency (**date and time**): \_\_\_\_\_

Mail (address): \_\_\_\_\_

E-mail (address): request+5ac8xtrnhw@foi.uipa.org

- Fax (toll free and only if available; provide fax number): \_\_\_\_\_  
 Other, if available (please specify): \_\_\_\_\_

If the agency maintains the records in a form other than paper, please advise in which **format you would prefer to have the record**.

Electronic    Audio    Other (please specify): \_\_\_\_\_

[X] Check this box if you are attaching a request for waiver of fees in the public interest  
(See waiver information on next page).

**FEES FOR PROCESSING PUBLIC RECORD REQUESTS**

You may be charged fees for the services that the agency must perform when processing your request for public records, including fees for making photocopies and other lawful fees. **The first \$30 of fees charged for searching for a record, reviewing, and segregating will not be charged to you. Any amount over \$30 will be charged to you.** Fees are as follows:

Search for a Record	\$2.50 for 15 minutes
Review and Segregation of a Record	\$5.00 for 15 minutes

Generally, no search, review, and segregation fees may be charged if you are making a request for personal records that are about you.

**WAIVER OF FEES IN THE PUBLIC INTEREST**

As an alternative to the \$30 fee waiver (not in addition to), the agency may waive the first \$60 of fees for searching for, reviewing and segregating records when the waiver would serve the public interest. If you wish to apply for a waiver of fees in the public interest, you must attach to this request a statement of facts, including your identity as the requester, to show how the waiver of fees would serve the public interest. The criteria for this waiver, found at section 2-71-32, Hawaii Administrative Rules, are

- (1) The requested record pertains to the operations or activities of an agency;
- (2) The record is not readily available in the public domain; and
- (3) The requester has the primary intention and the actual ability to widely disseminate information from the government record to the public at large.

**COSTS**

The Agency may charge you any other lawful fees and the costs to copy and deliver your personal or public record request.

**AGENCY RESPONSE TO YOUR REQUEST FOR ACCESS**

The agency to which you addressed your request must respond within a set time period. The agency will normally respond to you within 10 business days from the date it receives your request; however, in ***extenuating circumstances***, the agency must respond within 20 business days from the date of your request. If you have questions about the response time or the records being sought, you should first contact the agency and request to consult with the agency's UIPA contact person.

**Please note that the Office of Information Practices (OIP) does not maintain the records of other agencies and a requester must seek records directly from the agency.** If the agency denies or fails to respond to your written request for records or if you have other questions regarding compliance with the UIPA, then you may contact OIP at 808-586-1400, [oiip@hawaii.gov](mailto:oiip@hawaii.gov), or 250 South Hotel Street, Suite 107, Honolulu, Hawaii 96813.

**REQUESTER'S RESPONSIBILITIES**

You have certain responsibilities under section 2-71-16, Hawaii Administrative Rules, which include making arrangements to inspect and copy records, providing further clarification or description of the requested record as instructed by the agency's notice, and making a prepayment of fees and costs, if assessed. The rules and additional training materials are available online at **[oip.hawaii.gov](http://oip.hawaii.gov)** or from OIP.

Parcel ID (Tax Map Key)

390190440000 - 3W



REAL PROPERTY ASSESSMENT DIVISION  
DEPARTMENT OF BUDGET  
AND FISCAL SERVICES  
CITY AND COUNTY OF HONOLULU

Above enter 12-digit Parcel ID  
For example: 210630150000

**CLAIM FOR EXEMPTION**  
**Charitable (Nonprofit) Purposes**  
**Revised Ordinances of Honolulu ("ROH") Sec.8-10.10**

Name of Claimant (Organization) Oahu Search and Rescue	Authorized Agent's Name Ethan Pearson-Pomerantz
Property Address 7488 Hawaii Kai Drive, Honolulu HI 96825	Authorized Agent's Title President
Mailing Address 515 Ward Ave	Agent's Telephone Number 347-620-6727
Organization's Website www.oahusar.org	Agent's Email oahusar@gmail.com
Business Name (As registered with Hawaii DCCA - <b>required</b> ) Oahu Search and Rescue	Employer Identification Number (EIN): 47-4966152

**Select the nonprofit use for which the real property, or portion thereof, is actually and exclusively being used:**

School purposes  
 Hospital/nursing home purposes  
 Dedicated to public use  
 Used as cemetery  
 Church purposes  
 Patriotic society (Title 36 U.S.C.)  
 Owned by labor union or trust benefiting labor union members  
 Owned by association or league of federal credit unions  
 Owned by government employees' association or organization  
 Other charitable purposes (describe): Non-profit organization

Describe specific use(s) of parcel: Training and education for missing person searches, wilderness first aid and rescue missions.

Ownership status of Claimant (organization):  Fee owner  Lessee (enter lease information below)

**Required:** Lease term from Sep 30, 2020 to Sep 30, 2021

Is the lease recorded at the Bureau of Conveyances?  No  Yes Instrument Number: A-75780931

**For leased properties, the lease or rental agreement must be in force and recorded at the Bureau of Conveyances at the time the exemption is claimed. The term of the lease must be for one year or more. Attach: Copy of recorded rental agreement.**

**Required: Attach** a plot plan illustrating the location of buildings and area (in square feet), and indicating their specific use. Identify any building areas (in square feet): (1) that are not exclusively being used for charitable purposes; (2) that are being used by other parties or organizations; and (3) that are being used for gift shops, thrift shops, eating establishments, and recurring commercial activities.

Are all of the land and building(s) used exclusively for the purpose claimed?  Yes  No

If "No," indicate the total area (in square feet) of land and building(s) used for this Claim For Exemption.

**Check appropriate box for documentation being submitted to support the exemption claim and attach copies of each:**

IRS ruling or determination letter  
 IRS Form 990 (includes EZ, N and PF)  
 IRS Form 990-T (if applicable)  
 Organization Charter (if applicable)  
 Hawaii Dept. of Education Certificate (schools only)  
 Hawaii Dept. of Health Certificate (hospitals and nursing homes only)  
 Proof of Hawaii Dept. of Commerce & Consumer Affairs ("DCCA") Registration

**CERTIFICATION**

I declare, under penalty of law, that all statements in this claim are true and correct to the best of my knowledge. I understand that any misstatement of facts will be grounds for disallowance of the exemption and penalty.

[Signature] Ethan Pearson-Pomerantz 9/29/2020

Authorized Agent's Signature Print Name Date

Complete and deliver or mail (post office cancellation mark) this claim form with supporting documentation, on or before **September 30**, preceding the tax year for which you are claiming the exemption to either:

Real Property Assessment Division 842 Bethel Street, Basement Honolulu, HI 96813 Telephone: (808) 768-3799	Real Property Assessment Division 1000 Uluohia Street #206 Kapolei, HI 96707 Telephone: (808) 768-3169
---	---

This claim cannot be filed by facsimile transmission or via email. For a receipted copy, submit with a self-addressed stamped envelope.

Approved  Disapproved **FOR OFFICIAL USE ONLY** Exemption Code: \_\_\_\_\_

Received By: FK Date Received: 09/30/2020 (post office cancellation mark) For Tax Year: 2021/2022

Applicable Documentation Attached:  Yes  No Lease Documents Attached:  Yes  No Plot Plan Attached:  Yes  No  N/A

Exemption % of Land: 100% Building # \_\_\_\_\_ Exemption % of Building: \_\_\_\_\_ Building # \_\_\_\_\_ Exemption % of Building: \_\_\_\_\_

ok 10/6/20

#208

## EXEMPTION CALCULATION WORKSHEET

### ROH Section 8-10.10 Charitable Purpose

Parcel ID (TMK): 3-9-019-044-0000 Claimant: OAHU SEARCH AND RESCUE Situs Address: 7488 HAWAII KAI DRIVE

Tax Year: 2021 Exemption Type: 8-10.10 / Non-profit Organization (SN) Land Classification: Conservation Ownership Of Claimant: Lessee

Lease Term: 9/30/20 to 9/30/21 1.00 Yrs Bureau Of Conveyances: Lease Recorded Recordation Date: 9/30/20 Document No. A75780931 End Yr: 2021

For exemption claims filed under ROH Section 8-10.10, subsection (c) only, the claimant's charter or other governing instrument contains a provision that in the event of dissolution or termination, the real property shall be applied for another charitable purpose or dedicated to the public.  Yes  No

#### BUILDING EXEMPTION

Land exemption only, building exemption not applicable.

Card No.	Exempt Bldg Area	Total Bldg Area	Exempt Card	Exempt Code	Bldg % Exempt	IAS	Exempt Line No.	Card No.	Exempt Bldg Area	Total Bldg Area	Exempt Card	Exempt Code	Bldg % Exempt	IAS	Exempt Line No.
---	---	---	<input type="checkbox"/>				---	---	---	---	<input type="checkbox"/>				---
---	---	---	<input type="checkbox"/>				---	---	---	---	<input type="checkbox"/>				---
---	---	---	<input type="checkbox"/>				---	---	---	---	<input type="checkbox"/>				---
---	---	---	<input type="checkbox"/>				---	---	---	---	<input type="checkbox"/>				---

#### LAND EXEMPTION ONLY

Land Type: Acres Claimant's Exempt Land Area: 69.013 Total Land Area: 69.013 Land % Exempt: 100.00% Exempt Code: SNL6 IAS: AA13

#### NOTES / COMMENTS

*Cynthia Williams*

Appraiser's Signature

*10/6/20*

Date

*Joe O. Alder*

Appraisal Supervisor's Signature

*10/6/20*

Date



Parcel ID (Tax Map Key)

390190440000 - SW



REAL PROPERTY ASSESSMENT DIVISION  
DEPARTMENT OF BUDGET  
AND FISCAL SERVICES  
CITY AND COUNTY OF HONOLULU

Above enter 12-digit Parcel ID  
For example: 210630150000

### CLAIM FOR EXEMPTION Charitable (Nonprofit) Purposes Revised Ordinances of Honolulu ("ROH") Sec.8-10.10

Name of Claimant (Organization) Oahu Search and Rescue	Authorized Agent's Name Ethan Pearson-Pomerantz
Property Address 7488 Hawaii Kai Drive, Honolulu HI 96825	Authorized Agent's Title President
Mailing Address 515 Ward Ave	Agent's Telephone Number 347-620-6727
Organization's Website www.oahusar.org	Agent's Email oahusar@gmail.com
Business Name (As registered with Hawaii DCCA - <u>required</u> ) Oahu Search and Rescue	Employer Identification Number (EIN): 47-4966152

Select the nonprofit use for which the real property, or portion thereof, is actually and exclusively being used:

School purposes       Used as cemetery       Owned by labor union or trust benefitting labor union members  
 Hospital/nursing home purposes       Church purposes       Owned by association or league of federal credit unions  
 Dedicated to public use       Patriotic society (Title 36 U.S.C.)       Owned by government employees' association or organization  
 Other charitable purposes (describe): Non-profit organization

Describe specific use(s) of parcel: Training and education for missing person searches, wilderness first aid and rescue missions.

Ownership status of Claimant (organization):  Fee owner  Lessee (enter lease information below)  
**Required:** Lease term from Sep 30, 2020 to Sep 30, 2021

Is the lease recorded at the Bureau of Conveyances?  No  Yes Instrument Number: A-75780931  
**For leased properties, the lease or rental agreement must be in force and recorded at the Bureau of Conveyances at the time the exemption is claimed. The term of the lease must be for one year or more. Attach: Copy of recorded rental agreement.**

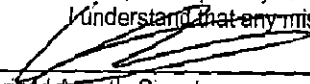
**Required: Attach** a plot plan illustrating the location of buildings and area (in square feet), and indicating their specific use. Identify any building areas (in square feet): (1) that are not exclusively being used for charitable purposes; (2) that are being used by other parties or organizations; and (3) that are being used for gift shops, thrift shops, eating establishments, and recurring commercial activities.  
Are all of the land and building(s) used exclusively for the purpose claimed?  Yes  No  
If "No," indicate the total area (in square feet) of land and building(s) used for this Claim For Exemption.

Check appropriate box for documentation being submitted to support the exemption claim and **attach** copies of each:

IRS ruling or determination letter       Hawaii Dept. of Education Certificate (schools only)  
 IRS Form 990 (includes EZ, N and PF)       Hawaii Dept. of Health Certificate (hospitals and nursing homes only)  
 IRS Form 990-T (if applicable)       Proof of Hawaii Dept. of Commerce & Consumer Affairs ("DCCA") Registration  
 Organization Charter (if applicable)

**CERTIFICATION**

I declare, under penalty of law, that all statements in this claim are true and correct to the best of my knowledge. I understand that any misstatement of facts will be grounds for disallowance of the exemption and penalty.

  
 Authorized Agent's Signature      Print Name: Ethan Pearson-Pomerantz      Date: 9/29/2020

Complete and deliver or mail (post office cancellation mark) this claim form with supporting documentation, on or before **September 30**, preceding the tax year for which you are claiming the exemption to either:

Real Property Assessment Division 842 Bethel Street, Basement Honolulu, HI 96813 Telephone: (808) 768-3799	Real Property Assessment Division 1000 Uluohia Street #206 Kapolei, HI 96707 Telephone: (808) 768-3169
---	---

This claim cannot be filed by facsimile transmission or via email. For a receipted copy, submit with a self-addressed stamped envelope.

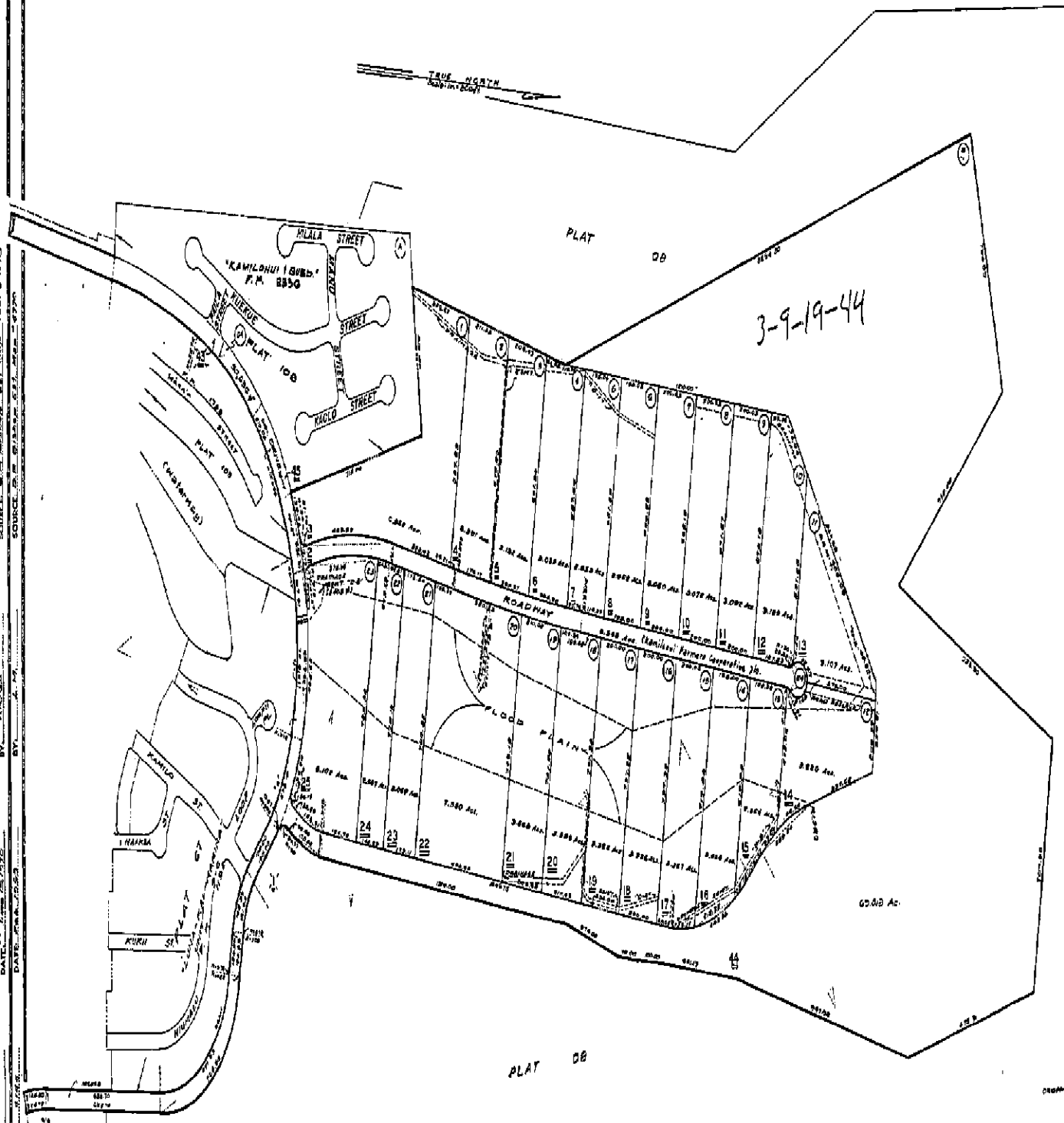
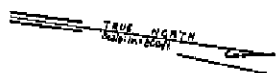
Approved       Disapproved      **FOR OFFICIAL USE ONLY**      Exemption Code: \_\_\_\_\_

Received By: PK      Date Received: 09/30/2020 (post office cancellation mark) For Tax Year: 2021/2022

Applicable Documentation Attached:  Yes  No      Lease Documents Attached:  Yes  No      Plot Plan Attached:  Yes  No  N/A

Exemption % of Land: \_\_\_\_\_ Building # \_\_\_\_\_ Exemption % of Building: \_\_\_\_\_ Building # \_\_\_\_\_ Exemption % of Building: \_\_\_\_\_

SEP 2 1944



DATE OF MAP 3-9-1944 BY ENGINEER SOURCE OF INFORMATION SEE MAPS 3-9-1944

"KAMILONUI AGRICULTURAL SUB'D.", F.F. 1215, P.O.R. MAUNULUA, OAHU (Formerly par 3-9-10)

NOTES: Formulas for the area computation of land parcels are not to be used.

ORANGE BROWN: 1/4"

DEPARTMENT OF TAXATION		
PROPERTY RECORDS OFFICE		
TAX MAPS BRANCH		
STATE OF HAWAII		
TAX MAP		
FIRST TAXATION DISTRICT		
ZONE	SEC.	PLAT
3	9	19
SCALE: 1 IN. = 200 FE.		

FOR PROPERTY ASSESSMENT PURPOSES  
SUBJECT TO CHANGE

ATLANTA GA 39901-0001

In reply refer to: 0752458399  
Nov. 24, 2017 LTR 4170C 0  
47-4966152 .000000 00

00013394

BODC: TE

OAHU SEARCH AND RESCUE  
% JUSTIN BRACKETT  
515 WARD AVE  
HONOLULU HI 96814



024153

Person to Contact: Customer Service  
Toll Free Telephone Number: 1-877-829-5500

Dear Taxpayer:

This is in response to your request of Nov. 14, 2017, regarding the tax-exempt status of OAHU SEARCH AND RESCUE.

Our records indicate that a determination letter was issued in May 2016, granting this organization exemption from Federal income tax under section 501(c)(3) of the Internal Revenue Code.

Our records also indicate this organization is not a private foundation within the meaning of section 509(a) of the Code because it is described in section 509(a)(2).

Donors may deduct contributions to this organization as provided in section 170 of the Code. Bequests, legacies, devises, transfers, or gifts to the organization or for its use are deductible for Federal estate and gift tax purposes if they meet the applicable provisions of sections 2055, 2106, and 2522 of the Code.

Please refer to our website [www.irs.gov/eo](http://www.irs.gov/eo) for information regarding filing requirements. Specifically, section 6033(j) of the Code provides that failure to file an annual information return for three consecutive years results in revocation of tax-exempt status as of the filing due date of the third return for organizations required to file. We will publish a list of organizations whose tax-exempt status was revoked under section 6033(j) of the Code on our website beginning in early 2011.

If you have any questions, please call us at the telephone number shown above.

0752458399  
Nov. 24, 2017 LTR 4170C 0  
47-4966152 000000 00  
00013395

OAHU SEARCH AND RESCUE  
% JUSTIN BRACKETT  
515 WARD AVE  
HONOLULU HI 96814

Sincerely yours,



Teri M. Johnson  
Operations Manager, AM Ops. 3

THE ORIGINAL OF THE DOCUMENT  
RECORDED AS FOLLOWS:  
STATE OF HAWAII  
BUREAU OF CONVEYANCES  
Doc A - 75780931  
DATE \_\_\_\_\_  
DOCUMENT NO. : September 30, 2020 3:29 PM

LAND COURT

REGULAR SYSTEM

Return by Mail (X) Pickup ( ) To:  
800 Bethel St. Suite 501  
Honolulu, HI 96813

This document contains 13 pages

TMK Nos.: (1) 3-9-19-44:0000

**SHORT FORM MEMORANDUM OF LEASE OF LAND**

THIS SHORT FORM MEMORANDUM OF LEASE OF LAND (this "Memorandum") is made this Thirtieth (30) day of September, 2020, by and between HAWAII KAI MEMORIAL PARK, LLC, a Hawaii limited liability company ("Lessor"), having its principal place of business, 5 Waterfront Plaza Ste 400, 500 Ala Moana Blvd, Honolulu, Hawaii 96813, and OAHU SEARCH AND RESCUE, a domestic non-profit corporation, ("Lessee"), having its principal place of business at 515 Ward Ave, Honolulu 96814.

**WITNESSETH:**

WHEREAS, Lessor is the owner of 7488 Hawaii Kai Drive, City and County of Honolulu, State of Hawaii, being more particularly described in Exhibit A attached hereto and made a part hereof, together with all rights, privileges, easements, tenements, hereditaments, rights of way and appurtenances thereto.

AND WHEREAS, Lessor and Lessee have entered into that certain unrecorded Lease of LAND (as the same may hereafter be amended from time to time collectively called the "Lease") dated as of September 30th, 2020 (the "Effective Date"), under the terms of which Lessor leases and demises to Lessee and Lessee accepts and rents the "Premises" defined therein for the uses and purposes set forth in said Lease for an initial term of one (1) year commencing on the Rent Commencement Date (the "Initial Term"), and following the expiration of said Initial Term, for consecutive periods of one-year each until terminated as provided in said Lease (the "Extended Term"). The Initial Term and the Extended Term are referred to collectively as the "Term". Capitalized terms used but not defined herein shall have

the meanings set forth in the Lease.

NOW, THEREFORE, in consideration of the terms and conditions set forth in the Lease, all of which terms and conditions are herein made a part hereof as fully and completely as if herein specifically set forth in full, Lessor hereby confirms that Lessor has leased and demised to Lessee and Lessee has accepted and rented the Premises, together with all improvements now or hereafter constructed thereon, for the uses and purposes set forth in said Lease for the Term unless sooner terminated in accordance with the terms of said Lease.

This Memorandum shall automatically terminate and be released without the necessity of any act on the part of either Lessor or Lessee, including, without limitation, any notice from either party to the other, upon the expiration of the Lease or termination of the Lease as provided therein. Notwithstanding anything contained in this Memorandum to the contrary, Lessee shall, upon the expiration or termination of the Lease and within fifteen (15) days of receipt of a written request therefor by Lessor, execute, have acknowledged, and deliver to Lessor an instrument in form and substance acceptable to Lessor confirming such expiration or termination and releasing the Premises from the Lease and this Memorandum, which Lessor shall have the right to record in the Office of the Assistant Registrar of the Land Court of the State of Hawaii and/or in the Bureau of Conveyances of the State of Hawaii, as appropriate.

This Memorandum is executed for the purpose of giving public record notice of the existence of the Lease. All of the terms, covenants and conditions of the Lease are otherwise incorporated herein by reference and made a part hereof and are not amended or otherwise modified by this Memorandum.

This Memorandum shall be binding upon and shall inure to the benefit of Lessor and Lessee and each of their respective successors and assigns.

This Memorandum may be executed on one or more counterparts, and shall be deemed to have been duly executed and delivered when a counterpart hereof is executed by each of the parties hereto and delivered to the other party. The executed counterparts, taken together, shall each constitute one and the same instrument and shall each be deemed an original. Duplicate unexecuted pages of the counterparts may be discarded and the remaining pages assembled as one document.

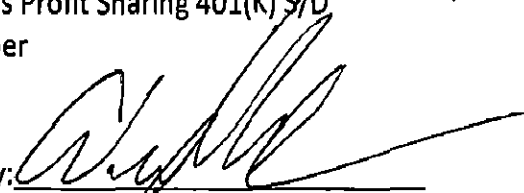
*- signatures appear on the following page -*

IN WITNESS WHEREOF, Lessor and Lessee have executed this Memorandum as of the day and year first above written.

LESSOR:

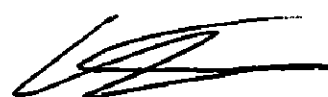
HAWAII KAI MEMORIAL PARK LLC,  
A Hawaii limited liability company

By: McCorriston Miller Mukai Mackinnon  
Attorney's Profit Sharing 401(K) S/D  
Its Member

By:   
William McCorriston  
Its Beneficiary

LESSEE:

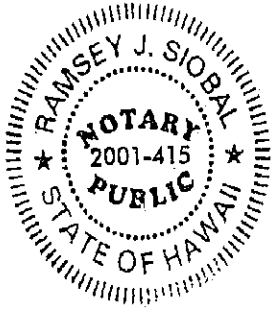
OAHU SEARCH AND RESCUE,  
A domestic non-profit corporation

By:   
Ethan Pearson-Pomerantz  
Its President

STATE OF HAWAII )  
 ) SS.  
COUNTY OF HONOLULU )

*C. G. P.*  
*R. J. S.*

On this 29<sup>th</sup> day of September, 2020, before me appeared William  
McCorriston, to me personally known, who, being by me duly sworn, did say that she executed  
this 13 page Short Form Memorandum of Lease of Land dated September 30,  
2002, in the First Circuit of the State of Hawaii, as her free act and deed and in the capacity  
shown, having been duly authorized to execute such instrument in such capacity.



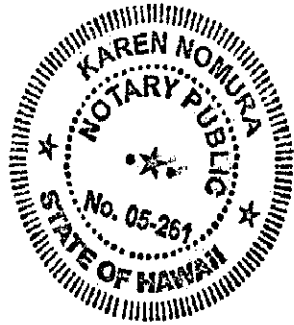
*[Signature]*  
\_\_\_\_\_  
Notary Public, State of Hawaii  
Name: RAMSEY J. SIOBAL  
My commission expires: SEP 09 2021



CITY &  
KN.P

STATE OF HAWAII )  
 ) SS.  
COUNTY OF HONOLULU )

On this 29th day of September, 2020, before me appeared ETHAN PEARSON-POMERANTZ, to me personally known, who, being by me duly sworn, did say that he executed this 13 page Short Form Memorandum of Lease of Land dated Sept. 30, 2020, in the First Circuit of the State of Hawaii, as his free act and deed and in the capacity shown, having been duly authorized to execute such instrument in such capacity.



Karen Nomura  
Notary Public, State of Hawaii  
Name: Karen Nomura  
My commission expires: 5/1/2021

## EXHIBIT A

All of that certain parcel of land (being portion(s) of the land(s) described in and covered by Royal Patent Number 4475, Land Commission Award Number 7713, Apana 30 to Victoria Kamamalu) situate, lying and being at Maunaloa, City and County of Honolulu, State of Hawaii, being LOT B-1 of "KAMILONUI 2" Subdivision, and thus bounded and described:

Beginning at the most southerly corner of this parcel of land, and on the northeast end of Hawaii Kai Drive, the coordinates of said point of beginning referred to Government Survey Triangulation Station "KOKO HEAD 3" being 12,507.36 feet north and 4,619.47 feet east, and running by azimuths measured clockwise from true South:

1. Along Lot 51 of Luna-Kai Marina, Unit 9-A (File Plan 1116) and Lots 94 and 95 of Luna-Kai Marina, Unit 9-B (File Plan 1120), on a curve to the right with a radius of 528.00 feet, the chord azimuth and distance being: 168° 21' 128.39 feet;
2. 175° 20' 622.70 feet along Lots 95 to 100 inclusive of Luna-Kai Marina, Unit 9-B (File Plan 1120) and Lots 262, 261, 260, 259 and 258 of Luna-Kai Marina, Unit 9-C (File Plan 1152);
3. Thence along Lots 258, 257, 256, 255, 254, 253 and 252 of Luna-Kai Marina, Unit 9-C (File Plan 1152), on a curve to the left with a radius of 372.00 feet, the chord azimuth and distance being: 133° 59' 491.53 feet;

4.     92° 38'             126.65     feet along Lots 252,  
251 and 250 of Luna-Kai  
Marina, Unit 9-C (File  
Plan 1152);
  
5.     Thence along Lots 250, 249, 248 and R-2 (Kamilo  
Street) of Luna-Kai  
Marina, Unit 9-C (File  
Plan 1152), on a curve  
to the right with a  
radius of 328.00 feet,  
the chord azimuth and  
distance being: 108°  
49' 182.83 feet;
  
6.     125° 00'             190.00     feet along Lots R-2  
(Kamilo Street), 233,  
232 and 231 of Luna-Kai  
Marina, Unit 9-C (File  
Plan 1152);
  
7.     Thence along Lots 231, 230, 228 and 227 of Luna-Kai  
Marina, Unit 9-C (File  
Plan 1152), on a curve  
to the left with a  
radius of 572.00 feet,  
the chord azimuth and  
distance being: 112°  
10' 254.10 feet;
  
8.     Thence along Lots 227 and 226 of Luna-Kai Marina,  
Unit 9-C (File Plan  
1152) and Lot B of  
Marina 10-B Waterway  
Lot and Marina Park No.  
3 (File Plan 1889), on  
a curve to the left  
with a radius of 972.00  
feet, the chord azimuth  
and distance being: 89°  
54' 39" 318.26 feet;

9. 170° 29' 18" 56.00 feet along Lot A of Kamilonui 1, along the remainder of R. P. 4475, L. C. Aw. 7713, Apana 30 to V. Kamamalu;
10. Thence along Lot 23 of the Kamilonui Agricultural Subdivision (File Plan 1216), on a curve to the right with a radius of 1028.00 feet, the chord azimuth and distance being: 269° 54' 39" 336.59 feet;
11. Thence along same, on a curve to the right with a radius of 628.00 feet, the chord azimuth and distance being: 286° 29' 01.5" 156.34 feet;
12. Thence along same, on a curve to the left with a radius of 30.00 feet, the chord azimuth and distance being: 250° 49' 01.5" 40.78 feet;
13. 208° 00' 32.49 feet along same;
14. Thence along same, on a curve to the left with a radius of 340.00 feet, the chord azimuth and distance being: 195° 50' 143.31 feet;
15. 183° 40' 1845.78 feet along Lots 23, 22, 21, 20, 19, 18, 17, 16 and 15 of Kamilonui Agricultural Subdivision (File Plan 1216);

16. Thence along Lots 15, 14 and 13 of Kamilonui  
Agricultural  
Subdivision (File Plan  
1216), on a curve to  
the left with a radius  
of 520.00 feet, the  
chord azimuth and  
distance being: 158°  
30' 442.26 feet;
17. 133° 20' 103.38 feet along Lot 13 of  
Kamilonui Agricultural  
Subdivision (File Plan  
1216);
18. Thence along Lots 13 and 12 of Kamilonui  
Agricultural  
Subdivision (File Plan  
1216), on a curve to  
the right with a radius  
of 580.00 feet, the  
chord azimuth and  
distance being: 147°  
35' 285.54 feet;
19. 161° 50' 337.68 feet along Lot 12 of  
Kamilonui Agricultural  
Subdivision (File Plan  
1216);
20. 90° 00' 254.21 feet along Lots 12 and  
11 of Kamilonui  
Agricultural  
Subdivision (File Plan  
1216);
21. 53° 10' 861.63 feet along Lots 11 and  
10 of Kamilonui  
Agricultural  
Subdivision (File Plan  
1216);

22.	2° 40'	1210.00	feet along Lots 10, 9, 8, 7, 6, 5 and 4 of Kamilomui Agricultural Subdivision (File Plan 1216);
23.	159° 10'	2254.80	feet along Lot B-2, along the remainder of R. P. 4475, L. C. Aw. 7713, Apana 30 to V. Kamamalu;
24.	252° 00'	730.29	feet along same;
25.	311° 30'	772.00	feet along same;
26.	203° 00'	923.50	feet along same;
27.	274° 00'	709.98	feet along same;
28.	340° 30'	675.31	feet along same;
29.	9° 00'	947.92	feet along same;
30.	2° 00'	431.17	feet along same;
31.	358° 30'	100.00	feet along same;
32.	3° 30'	110.00	feet along same;
33.	14° 00'	275.00	feet along same;
34.	3° 40'	1310.00	feet along same;
35.	Thence along same, on a curve to the right with a radius of 410.00 feet, the chord azimuth and distance being: 15° 50' 172.82 feet;		
36.	28° 00'	35.45	feet along same;

37. Thence along same, on a curve to the left with a radius of 30.00 feet, the chord azimuth and distance being: 346° 29' 16" 39.77 feet;
38. Thence along same, on a curve to the right with a radius of 628.00 feet, the chord azimuth and distance being: 304° 59' 16" 0.27 of a foot;
39. 305° 00' 190.00 feet along same;
40. Thence along same, on a curve to the left with a radius of 272.00 feet, the chord azimuth and distance being: 288° 49' 151.62 feet;
41. 272° 38' 126.65 feet along same;
42. Thence along same, on a curve to the right with a radius of 428.00 feet, the chord azimuth and distance being: 313° 59' 565.52 feet;
43. 355° 20' 622.70 feet along same and Lots 10, 9, 8, 7 and 6 of Kamilo Park, Unit 2 (File Plan 1068);
44. Thence along Lots 6, 5 and 4 of Kamilo Park, Unit 2 (File Plan 1068), on a curve to the left with a radius of 472.00 feet, the chord azimuth and distance being: 348° 21' 114.77 feet;

45. 71° 22' 56.00 feet along the northeast end of Hawaii Kai Drive to the point of beginning and containing an area of 69.013 acres, more or less.

BEING THE PREMISES ACQUIRED BY WARRANTY DEED

GRANTOR : PARADISE ACQUISITION CO., LLC, a Hawaii limited liability company

GRANTEE : FMP II, LLC, a Delaware limited liability company

DATED : February 23, 2006

RECORDED : Document No. 2006-036157

SUBJECT, HOWEVER, to the following:

1. Any and all real property taxes assessed for the current tax year but not yet due and payable.
2. Reservation in favor of the State of Hawaii of all mineral and metallic mines.

3. GRANT

TO : HAWAIIAN ELECTRIC COMPANY, INC.

DATED : December 22, 1970

RECORDED : Liber 7373 Page 316

GRANTING : an easement for utility purposes over Easement "B", as shown on the map attached thereto

Said Grant was amended by instrument dated February 4, 2000, recorded as Document No. 2000-037243.



4. GRANT

TO : HAWAIIAN ELECTRIC COMPANY, INC.  
DATED : November 16, 1973  
RECORDED : Liber 9760 Page 402  
GRANTING : an easement for utility purposes, as shown on the map attached thereto

5. DESIGNATION OF EASEMENT "2" (56 feet wide)

PURPOSE : non-exclusive access  
SHOWN : on map prepared by Wilfred Y.K. Chin, Land Surveyor, with ControlPoint Surveying, Inc., dated June 4, 1997, last revised January 27, 1998

6. The terms and provisions contained in the following:

INSTRUMENT : DEED  
DATED : August 11, 2000  
RECORDED : Document No. 2000-111030

7. The terms and provisions contained in the following:

(A) INSTRUMENT : WARRANTY DEED WITH COVENANTS

DATED : September 25, 2003  
RECORDED : Document No. 2003-206390

(B) INSTRUMENT : WARRANTY DEED

DATED : February 23, 2006  
RECORDED : Document No. 2006-036157

8. CERTIFICATE OF DEDICATION AND MAP OF PARADISE MEMORIAL PARK dated December 19, 2005, recorded as Document No. 2006-036156, made by PARADISE ACQUISITION CO., LLC, a Hawaii limited liability company.

END OF EXHIBIT A

## **By-Laws of Oahu Search and Rescue, Inc.**

### **General**

Section 1. These By-laws repeat or amplify administrative procedures and methods set forth in the Articles of Incorporation of Oahu Search and Rescue, Inc. (hereinafter “Oahu Search and Rescue” or “OSAR”), originally organized in 2015 under the statutes and codes of the State of Hawaii and the United States of America. No statement contained herein shall be in derogation of the Articles of Incorporation.

Section 2. OSAR shall commence operation on the date that the Articles of Incorporation were subscribed to by the incorporators, and shall continue in perpetuity or until the Board of Directors completes final dissolution in accordance with the Articles of Incorporation and these by-laws.

### **Article I – Name and Seal**

Section 1. The name of this organization is Oahu Search and Rescue, Inc. and the only official abbreviation of the name is “OSAR”.

Section 2. The seal of this organization shall be an outline of the island of Oahu with “OSAR” in bold print across it. Additionally, the words “Oahu Search and Rescue” shall appear below the bold print.

### **Article II – Objectives**

Section 1. The objectives of this organization are exclusively charitable, scientific or educational. Specific purposes of this organization are:

- To furnish highly trained volunteers for search and rescue for the benefit and welfare of the community.
- To organize and support the continuing education and training of volunteers and support personnel in accepted search and rescue methods.
- To increase public awareness of search and rescue trained volunteers by providing informational and educational programs and demonstrations to institutions, agencies and community organizations.

### **Article III – Instruments of Control**

Section 1. The Corporation shall be controlled through written instruments each defining authority and responsibility of appropriate groups. These shall be, in order of precedence:

- Articles of Incorporation
- Bylaws
- Operating Instructions
- Standard Operating Procedures
- Quick Reference Cards (QRCs)

Section 2. The following bodies, in order of precedence shall govern Oahu Search and Rescue:

- Board of Directors
- Elected Operational Officers
- Appointed Operational Officers

### **Article III – Membership**

Section 1. This organization shall have the following types of members: Active, Probationary, Support, and Honorary.

Section 2. Active memberships shall be open to all persons at least eighteen (18) years of age who have successfully completed their probationary period, shown a good effort towards attaining their Callout Qualification, and have been approved membership by a quorum of the Board of Directors.

Section 3. Support memberships shall be open to all persons at least eighteen (18) years of age who have the desire to assist OSAR in meeting their objectives. Support members cannot search unless, and until, they become Active members.

Section 4. Probationary memberships shall be open to all persons at least eighteen (18) years of age who are not currently Active members, but are working toward meeting the requirements to become an Active member. Probationary memberships are probationary for a period of 6 months wherein the member shall successfully meet the Active membership requirements. Otherwise their membership shall be subject to termination. The Board of Directors may grant extensions of the Inactive membership period due to unusual circumstances.

Section 5. Honorary memberships shall be open to those persons who have made outstanding contributions to the purposes, activities

and goals of the organization and may be granted by a vote of a majority of the Board of Directors.

Section 6. The Board of Directors shall provide for the issuance of identification evidencing membership in the organization and certificates for the successful completion of an area or areas of search and rescue preparedness by members of the organization.

Section 7. Prospective members shall apply for membership by filling out the Membership Application. Completed membership forms shall be submitted to an officer. Membership in the organization and changes in membership category shall be approved by majority vote of the Board of Directors. Full dues and any initial fees shall be assessed the applicant upon membership acceptance by the Board of Directors.

Section 8. The Board of Directors shall determine the annual dues that will be paid to the organization by each type of membership. Dues shall be payable in advance, no later than April 1<sup>st</sup> of a given year. New members shall pay dues upon acceptance. New members who pay dues after October 1<sup>st</sup> shall have their dues credited towards the following year.

Section 9. Membership in the organization may be terminated by:

- Resignation. Any member may resign by notifying the Board in writing of such intent. Resignation shall not relieve the resigning member of any assessments or other charges accrued and unpaid and will not entitle them to a reimbursement of dues.
- Lapsing. Any membership will be considered as lapsed and automatically terminated for any of the three (3) following circumstances. The Board of Directors will notify members terminated for the following:
  1. Any member who makes no ongoing effort to gain a basic Callout Qualification shall be considered terminated;
  2. Any member whose annual membership dues to the organization remain unpaid ninety (90) days after the due date shall be considered terminated; and
  3. Any member whose conduct is determined to be contradictory to the mission of OSAR by a quorum of the Board of Directors vote shall be considered terminated.

Any member expelled for cause will have their membership terminated.

#### **Article IV – Disciplinary Action and Expulsion**

Section 1. The Board of Director may take disciplinary action against any member on the following grounds:

- Direct violation of the by-laws, articles of incorporation, policies, procedures, rules or regulations currently in effect for the organization or;
- Conduct detrimental to the interests and objectives of the organization.

Section 2. Charges against a member shall be made in writing and submitted to the President. The charge shall include: the name of the accused member and the date, time, place and nature of the alleged infraction. The President shall brief the Board of Directors on charges received and obtain a determination if the charge(s) warrants a hearing. The President shall notify the accused member of the not less than 10-days prior to the date selected for a hearing. The hearing board shall consist of the President and the entire Board of Directors. The hearing board shall convene a hearing on the matter within 30-days of receipt of the charge or complaint. The accused member shall have ample opportunity for a defense. The hearing board may downgrade membership status, suspend, fine or expel the accused, if found guilty. Fines may be levied only to the extent necessary to make restitution or replace equipment. Excessive false charges against team members may be grounds for expulsion.

#### **Article V – Board of Directors**

Section 1. The governing body of this organization shall be its Board of Directors. The number of directors shall be six (6) consisting of the: The President, Vice President, Secretary, Treasurer, and two (2) Directors at large. A quorum of the Board of Director shall consist of three (3) officers. The membership category of the majority of Board of Directors shall be Operational. The Board of Directors shall fill vacancies for the duration of the term of the vacant officer.

Section 2. The Board of Directors shall have general powers including:

- Determining and approving the budget including expenditure, investment and obligation of all monies;
- Determining and approving policies and procedures; and
- Conducting all corporate business of the organization.

Section 3. The majority of the Board of Directors may bring matters of general powers before the membership for a vote. Any action voted upon by the majority of the Board of Directors shall be a formal action of the total board, provided a quorum is present. Any action of the Board of Directors may be overruled by a two-thirds (2/3) vote of the voting members at a regular or special meeting of the general membership.

Section 4. The President shall call regular meetings of the Board of Directors. The Board of Directors may adopt their own structure of business for meetings. The President or two members of the Board of Directors may call a special meeting of the Board of Directors. Written notice of such a meeting shall be given prior to the meeting date. Minutes of these meetings will be made available to the general membership.

## **Article VI – Officers**

Section 1. This organization shall have the following Elected Operational Officers: President, Vice President, Secretary, Treasurer, Director of Education, and Director of Training..

Section 2. The President shall be the principal executive officer of the organization and shall supervise the business and affairs of the organization by presiding over all meetings of the general membership and Board of Directors. The President is empowered to sign, along with another officer, any deeds, mortgages, bonds, contracts or other official instruments that the Board of Directors has authorized to be executed.

Section 3. The Vice President, in the absence of the President, shall perform the duties of the President and when so acting shall have both the powers and the responsibilities of the President. The Vice President shall perform other duties as may be requested by the President or the Board of Directors.

Section 4. The Secretary shall perform such duties as may be requested by the President or the Board of Directors including, keeping a roster of the general membership with such pertinent information as addresses, phone numbers, certification, activities, etc., and seeing that all official notices are duly given

- in accordance with these by-laws or as required by law.
- Section 5. The Treasurer shall perform such duties as may be requested by the President or the Board of Directors including, act as custodian with charge and responsibility for funds, securities and bonds of the organization, and receiving and issuing receipts for dues and payable monies from any sources. Report to the general membership, the condition of finances of the organization and render an accounting of all monies received and expended during the calendar year. Sign all checks; drafts, or orders for payment with another duly authorized officer.
- Section 6. The Director of Training shall perform duties as requested by the President and Board of Directors and shall primarily be responsible for creating, implementing, and managing the education and skills requirements and training for the team.
- Section 7. The Director of Education shall perform duties as requested by the President and Board of Directors and shall primarily be responsible for creating, implementing, and managing the education of the public through Preventative Search and Rescue events.

## **Article VII – General Membership Meetings**

- Section 1. Regular or special meetings of the general membership shall be scheduled for the purposes of training and conducting the business of the organization. Notice shall be given of the time, date and place of any meeting of the general membership in a timely fashion prior to that meeting.
- Section 2. An annual meeting of the general membership shall be scheduled each year for the purposes of electing officers and for the transaction of such other business as may come before that meeting.
- Section 3. All agendas or orders of business not otherwise provided for in these by-laws shall be governed by the procedures set forth in Robert’s Rules of Order. The following order of business may be altered or suspended by a majority of voting members present at any meeting:
1. Call to Order
  2. Introduction of New Members and Guests
  3. Reading of Minutes and Correspondence

4. Reports of Officers and committees
5. Unfinished Business
6. Elections
7. New Business
8. Open Forum
9. Adjournment

Section 4. Each operational, support and training member shall have one (1) vote for each matter under consideration by the general membership at regular or special meetings notwithstanding other provisions of these by-laws granting general powers to the Board of Directors. Honorary members shall not have voting rights. At any meeting, a voting member may cast his or her vote in absentia, if executed in writing by the member. Absentee and proxy votes shall only be valid for published agenda items and are not valid during Board Member elections.

### **Article VIII – Elections**

Section 1. One-half of the Directors of the Board shall be elected each year at the conclusion of unfinished business at the annual meeting. Directors shall serve for a two (2) year term with the term of office beginning immediately after the election is concluded. Elections are held on the first general meeting of the year.

Section 2. Nominations may be made at the annual general meeting by any voting member, provided that the member nominated accepts the nomination or provided further, that if the member nominated is not present, that there shall be presented, a written statement from the nominated member, signifying a wiliness to be a candidate. No member may hold more than one (1) office. Nomination will be made for one office at a time beginning with the President and following the order in article V, Section 1. After the nominations for an office are closed, the membership will vote on the nominees for that office. Any nominee not elected to that office can be nominated as a candidate for another office.

Section 3. The nominated candidate for each office receiving the greatest number of votes shall be declared elected. If there is only one (1) candidate for an open position, that candidate may be declared elected by acclamation at the annual membership meeting.



Section 4. The first Board of Directors Election will begin in 2017. Elections will be staggered; with the initial Board of Directors terms expiring as listed below or until a successor is appointed and qualified.

President: Two Years, with the initial President's term expiring in January 2017.

Vice President: Two Years, with the initial Vice-President's term expiring in January 2018.

Secretary: Two Years, with the initial Secretary's term expiring in January 2017.

Treasurer: Two Years, with the initial Treasurer's term expiring in January 2018.

Director of Training: Two Years, with the initial Director at Large's term expiring in January 2017.

Director of Education: Two Years, with the initial Director at Large's term expiring in January 2018.

### **Article IX – Committees**

Section 1. The President or the Board of Directors may appoint committees of members to further the work of the organization. These committees may adopt their own methods of operation. Such methods shall be consistent with the by-laws, articles of incorporation, policies, procedures, rules and regulation of the organization.

### **Article X – Amendments**

Section 1. The by-laws of the organization may be amended or repealed by a vote of two-thirds (2/3) of the voting membership present and a majority vote of the Board of Directors. Written notice of such proposed action shall be made to the general membership, discussed at the next regular meeting, and voted upon afterward at the next regular meeting or a special meeting of the general membership. In no case may the by-laws be amended or repealed without thirty (30) days prior written notice to the membership. The Board of Directors shall

establish procedures necessary to initially implement changes made by amendments to these by-laws.

### **Article XI – Dissolution**

Section 1. The organization may be dissolved at any time with the written consent of not less than two-thirds (2/3) of the voting members present and a majority vote of the Board of Directors at special meeting called for that purpose.

Section 2. After payment of all debts and liabilities, the property and assets of the organization shall be disposed of exclusively for the purposes of the organization, in such a manner or to such organization(s) organized and operated exclusively for similar charitable and educational purposes, as shall at that time qualify as an exempt organization under Section 501 (c)(3) of the Internal Revenue Code of 1954 (or the corresponding provisions) of any future United States Internal Revenue Law as determined by the Board of Directors.

### **Oahu Search and Rescue (OSAR)**

**Update: July 1, 2020**

**Adopted: August, 1, 2020**