

COUNTY OF HAWAII - STATE OF HAWAII

ORDINANCE NO. 29

AN ORDINANCE AMENDING SECTION 7.29, THE CITY OF HILO ZONE MAP OF CHAPTER 8 (ZONING CODE), ARTICLE 2, HAWAII COUNTY CODE, AS AMENDED, BY CHANGING THE DISTRICT CLASSIFICATION FROM AGRICULTURAL (A-1a) TO SINGLE FAMILY RESIDENTIAL (RS-10) AT WAIAKEA HOMESTEADS, 2ND SERIES, WAIAKEA, SOUTH HILO, HAWAII, COVERED BY TAX MAP KEY 2-4-03:38, 40 AND 53.

BE IT ORDAINED BY THE COUNCIL OF THE COUNTY OF HAWAII:

SECTION 1. Section 7.29 of Chapter 8 (Zoning Code), Article 2, Hawaii County Code, as amended, is hereby further amended by adding thereto the following subsection:

"7.29(t). The district classification of the following area situated at Waiakea Homesteads, 2nd Series, Waiakea, South Hilo, Hawaii, shall be Single Family Residential (RS-10):

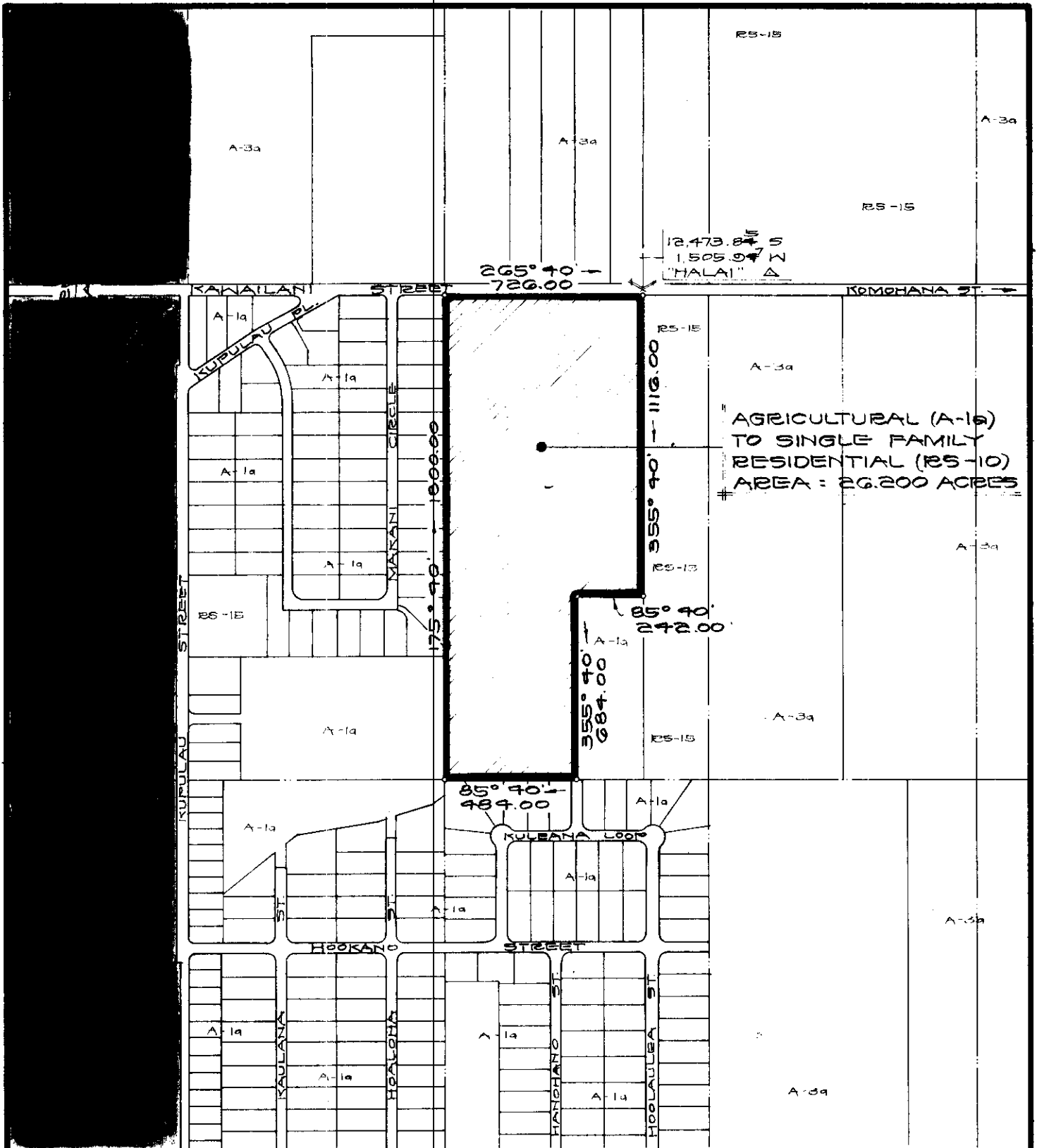
Beginning at a pipe at the northeast corner of this parcel of land on the south side of Kawailani Street, the coordinates of said point of beginning referred to Government Survey Triangulation Station "HALAI," being 12473.85 feet South and 1505.97 feet West and running by azimuths measured clockwise from true South:

1. 355° 40' 1116.00 feet along Lot 4 of the subdivision of Lot 722, Grant 11608 to Raymond H. and Shizuko Sekido, Waiakea Homesteads, 2nd Series, to a spike in the middle of the stream;
2. 85° 40' 242.00 feet along Lot 3-B, the remainder of Grant 11608 to Raymond H. and Shizuko Sekido, Waiakea Homesteads, 2nd Series, to a pipe;
3. 355° 40' 684.00 feet along the same, to a pipe;
4. 85° 40' 484.00 feet along Grant 11637 to Morio and Kikue U. Yagi, Waiakea Homesteads, 2nd Series, to a pipe;
5. 175° 40' 1800.00 feet along Grant 11308 to Henry H. Padgett, Waiakea Homesteads, 2nd Series, to a pipe;
6. 265° 40' 726.00 feet along the south side of Kawailani

Street to the point of beginning and containing an area of 26.200 acres.

"All as outlined in red on the map attached hereto, marked Exhibit 'A' and by reference made a part hereof."

SECTION 2. Section 1 of this ordinance shall take effect forthwith upon the conditions that (A) the area be zoned in two (2) increments. The first increment shall consist of 65 lots and the second increment the remaining lots. The effective date of zoning for the second increment shall be after development has occurred on the first increment. Development is defined as building permits issued for residential dwelling units and construction partially completed - partially completed in the sense of having roofs on 26 units within the first increment to assure that a minimum of 40 per cent of the lots are developed with dwellings. The existing dwellings on the subject area shall be included as part of the requirement of providing the 26 units within the first increment; (B) the applicant, Kenneth Fujiyama, submit and secure tentative approval of increment No. 1 of the proposed subdivision within one (1) year from the date of approval of the change of zone and also assume the responsibility for securing final subdivision approval for the first increment; (C) a minimum of 60-foot wide drainage easement be delineated and set aside for future drainage improvements through the length of the subject area along the existing river, and (D) a minimum of 1.2-acre area be set aside within the subject area for park and recreational purposes. Said park shall be kept in private ownership and maintenance and the type of park improvements shall include a minimum of lot grading and grass planting meeting the approval of the Parks and Recreation Director. There shall also be adequate assurance, as determined by the Corporation Counsel, for the maintenance of the private park by recorded covenant running with the land which shall include the following:



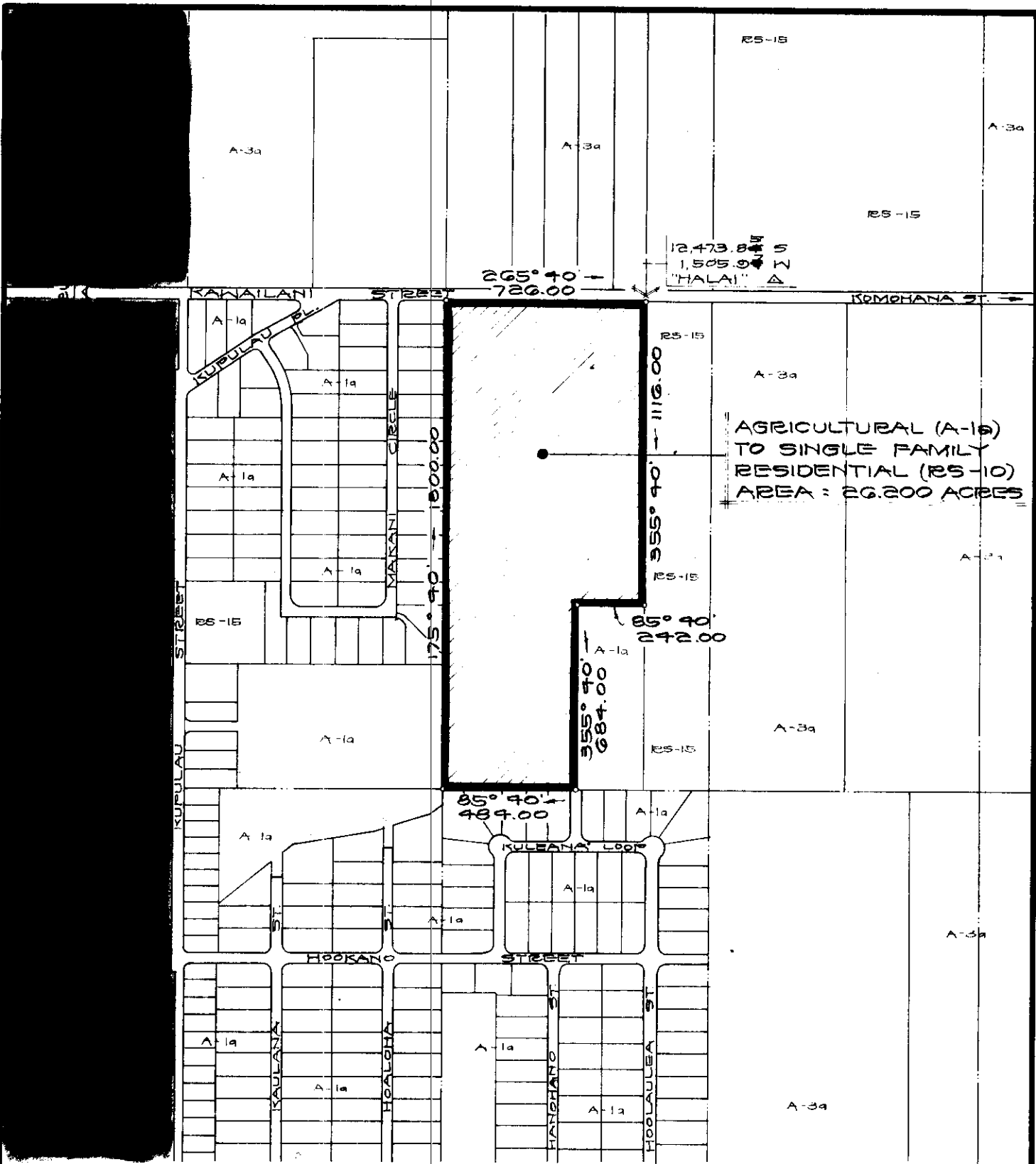
AMENDMENT TO THE ZONING CODE

AMENDMENT NO. _____ OF CHAPTER 8 (ZONING CODE),
 ARTICLE 2, SECTION 7.29, THE CITY OF HILO ZONE
 MAP, CHANGING THE DISTRICT CLASSIFICATION
 FROM AGRICULTURAL (A-1a) TO SINGLE FAMILY
 RESIDENTIAL (RS-10) AT WAIAKEA HOMESTEADS,
 SECOND SERIES, WAIAKEA, SOUTH HILO, HAWAII.

DATE OF PUBLIC HEARING: NOV. 13, 1973
 DATE OF APPROVAL: _____
 ORDINANCE NO. _____
 PREPARED BY: PLANNING DEPARTMENT
 COUNTY OF HAWAII

TMK: 2-4-03: ⁵³ ~~15~~, 38 & 40

DEC. 18, 1973



AMENDMENT TO THE ZONING CODE

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DATE OF PUBLIC HEARING: NOV. 13, 1973
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 ORDINANCE NO.
 PREPARED BY PLANNING DEPARTMENT
 COUNTY OF HAWAII

TMK: 2-4-03: 53, 38, & 40

DEC. 18, 1973

EXHIBIT "A"

Bill No. 24 - 1974

AN ORDINANCE AMENDING SECTION 7.29, THE CITY OF HILO ZONE MAP OF CHAPTER 8 (ZONING CODE), ARTICLE 2, HAWAII COUNTY CODE, AS AMENDED, BY CHANGING THE DISTRICT CLASSIFICATION FROM AGRICULTURAL (A-1a) TO SINGLE FAMILY RESIDENTIAL (RS-10) AT WAIAKEA HOMESTEADS, 2ND SERIES, WAIAKEA, SOUTH HILO, HAWAII, COVERED BY TAX MAP KEY 2-4-03:38, 40 AND 53.

This Bill amends Section 7.29, The City of Hilo Zone Map, Chapter 8 (Zoning Code), Article 2, Hawaii County Code, as amended, by changing the district classification from Agricultural (A-1a) to Single Family Residential (RS-10) at Waiakea Homesteads, 2nd Series, Waiakea, S. Hilo.

Date Introduced: January 23, 1974

Copies of the foregoing Bill, in full, are on file in the Office of the County Clerk for use and examination by the public.

I hereby certify that the foregoing Bill passed first reading at the meeting of the County Council on January 23, 1974, by the following aye and no vote:

AYES: Councilmen Carpenter, De Luz, Fujii, Kawahara, Matayoshi, Yadao and Chairman Yamada - 7.

NOES: None.

ABSENT AND EXCUSED: Councilmen Farias and Hisaoka - 2.

AN ORDINANCE AMENDING SECTION 7.29, THE CITY OF HILO ZONE MAP OF CHAPTER 8 (ZONING CODE), ARTICLE 2, HAWAII COUNTY CODE, AS AMENDED, BY CHANGING THE DISTRICT CLASSIFICATION FROM AGRICULTURAL (A-1a) TO SINGLE FAMILY RESIDENTIAL (RS-10) AT WAIAKEA HOMESTEADS, 2ND SERIES, WAIAKEA, SOUTH HILO, HAWAII, COVERED BY TAX MAP KEY 2-4-03:38, 40 AND 53.

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AYES: Councilmen Carpenter, De Luz, Fujii, Kawahara, Matayoshi, Yadao and Chairman Yamada - 7.

NOES: None.

ABSENT AND EXCUSED: Councilmen Farias and Hisaoka - 2.

TADASHI SUZUKI
COUNTY CLERK
COUNTY OF HAWAII

Tadashi Suzuki

COUNTY CLERK
COUNTY OF HAWAII

ORDINANCE NO. 21
(Bill No. 24-1974)

AN ORDINANCE AMENDING SECTION 7.29, THE CITY OF HILO ZONE MAP OF CHAPTER 8 (ZONING CODE), ARTICLE 2, HAWAII COUNTY CODE, AS AMENDED, BY CHANGING THE DISTRICT CLASSIFICATION FROM AGRICULTURAL (A-1a) TO SINGLE FAMILY RESIDENTIAL (RS-10) AT WAIAKEA HOMESTEADS, 2ND SERIES, WAIAKEA, SOUTH HILO, HAWAII, COVERED BY TAX MAP KEY 2-4-03:38, 40 AND 53.

Date Approved: March 6, 1974
Date Effective: March 18, 1974

Copies of the foregoing Ordinance, in full, are on file in the Office of the County Clerk for use and examination by the public.

I hereby certify that the foregoing Ordinance passed second and final reading at the meeting of the County Council on March 6, 1974, by the following aye and no vote:

AYES: Councilmen Carpenter, De Luz, Farias, Fujii, Hisaoka, Kawahara, Matayoshi, Yadao and Chairman Yamada - 9.

NOES: None.

Tadashi Suzuki

COUNTY CLERK
COUNTY OF HAWAII

AN ORDINANCE AMENDING SECTION 7.29, THE CITY OF HILO ZONE MAP OF CHAPTER 8 (ZONING CODE), ARTICLE 2, HAWAII COUNTY CODE, AS AMENDED, BY CHANGING THE DISTRICT CLASSIFICATION FROM AGRICULTURAL (A-1a) TO SINGLE FAMILY RESIDENTIAL (RS-10) AT WAIAKEA HOMESTEADS, 2ND SERIES, WAIAKEA, SOUTH HILO, HAWAII, COVERED BY TAX MAP KEY 2-4-03:38, 40 AND 53.

Date Approved: March 6, 1974
Date Effective: March 18, 1974
Copies of the foregoing Ordinance, in full, are on file in the Office of the County Clerk for use and examination by the public.

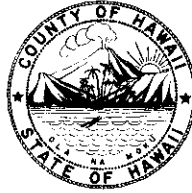
I hereby certify that the foregoing Ordinance passed second and final reading at the meeting of the County Council on March 6, 1974, by the following aye and no vote:

AYES: Councilmen Carpenter, De Luz, Farias, Fujii, Hisaoka, Kawahara, Matayoshi, Yadao and Chairman Yamada - 9.

NOES: None.

TADASHI SUZUKI
COUNTY CLERK
COUNTY OF HAWAII

Tadashi Suzuki
COUNTY CLERK



Robert Shioji
DEPUTY COUNTY CLERK

OFFICE OF THE COUNTY CLERK

COUNTY OF HAWAII
HILO, HAWAII 96720

Mayor Shunichi Kimura
County of Hawaii
Hilo, Hawaii

I hereby transmit Ordinance Bill No. 24 passed by
the County Council on second and final reading.

Tadashi Suzuki

COUNTY CLERK

Encl.

Dated: March 6, 1974

Hilo, Hawaii

Date: January 23, 1974

FIRST READING			
	AYES	NOES	A/E
Carpenter	X		
De Luz	X		
Farias			X
Fujii	X		
Hisaoka			X
Kawahara	X		
Matayoshi	X		
Yadao	X		
Chr. Yamada	X		
	7		2

Publication Date: January 27, 1974

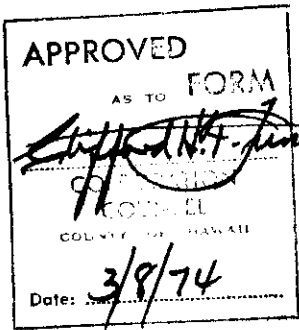
Hilo, Hawaii

Date: March 6, 1974

SECOND & FINAL READING			
	AYES	NOES	A/E
Carpenter	X		
De Luz	X		
Farias	X		
Fujii	X		
Hisaoka	X		
Kawahara	X		
Matayoshi	X		
Yadao	X		
Chr. Yamada	X		
	9		

Publication Date: March 21, 1974

We do hereby certify that the foregoing BILL was adopted by the County Council and published as indicated above.



Robert M. Yamada

Council Chairman

Tadashi Suzuki

County Clerk

Approved/Disapproved this 18th day of March, 19 74.

Sumich Kimura

Mayor, County of Hawaii

Bill No. 24
Reference: C-640/PRDC-23
M.B. No. _____
Ord. No. 21 21

Street to the point of beginning and containing an area of 26.200 acres.

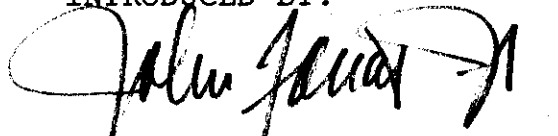
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SECTION 3. In the event that any portion of this ordinance is declared invalid, such invalidity shall not affect the other parts of this ordinance.

SECTION 4. The ordinance shall take effect upon its approval.

INTRODUCED BY:



COUNCILMAN, COUNTY OF HAWAII

Hilo, Hawaii

Date of Introduction: January 23, 1974

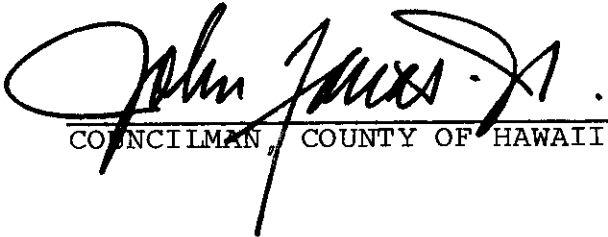
Date of Adoption:

- 1) Obligate the subdividers, purchasers, occupants or association in the subdivision to maintain the private park in perpetuity; and
- 2) Empower the County through the Parks and Recreation Director to enforce the covenants to maintain the private park and authorize the performance of maintenance work by the County in the event of failure by the subdivider, purchaser, occupants or association in the subdivision, to perform such work and permit the subjecting of the land and properties in the subdivision to a lien until the cost of work performed by the County has been reimbursed.

SECTION 3. In the event that any portion of this ordinance is declared invalid, such invalidity shall not affect the other parts of this ordinance.

SECTION 4. The ordinance shall take effect upon its approval.

INTRODUCED BY:

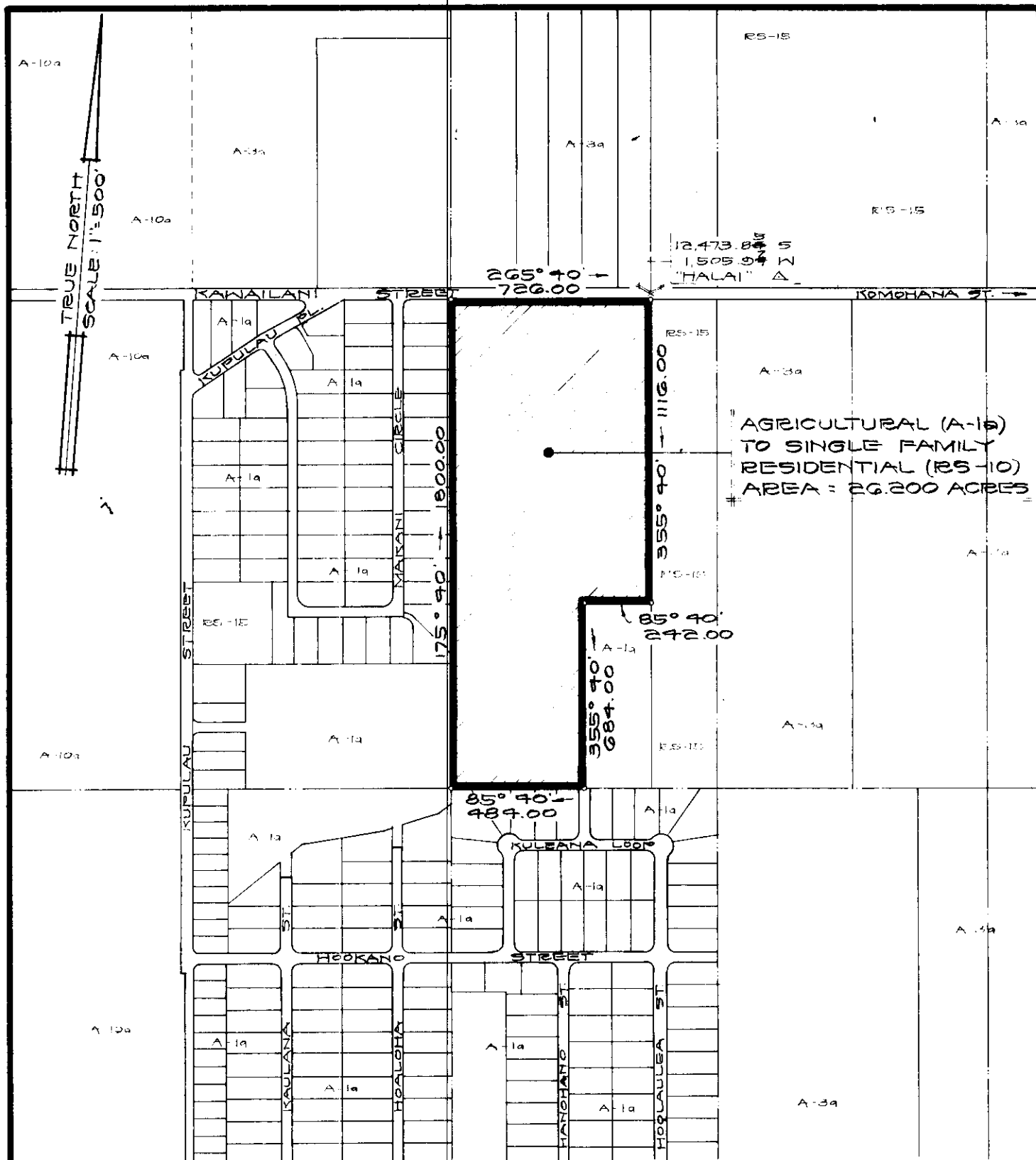

COUNCILMAN, COUNTY OF HAWAII

Hilo, Hawaii

Date of Introduction: January 23, 1974

Date of Adoption: March 6, 1974

Effective Date: March 18, 1974



AMENDMENT TO THE ZONING CODE

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 ARTICLE 2, SECTION 7.29, THE CITY OF HILO ZONE
 MAP, CHANGING THE DISTRICT CLASSIFICATION
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PREPARED BY: PLANNING DEPARTMENT
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TMK: 2-4-03: ⁵³15,38.0 40

DEC. 18, 1973

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