

COUNTY OF HAWAII - STATE OF HAWAII

ORDINANCE NO. 98

AN ORDINANCE AMENDING SECTION 7.03, THE SOUTH KONA ZONE MAP OF CHAPTER 8 (ZONING CODE), ARTICLE 2, HAWAII COUNTY CODE, AS AMENDED, BY CHANGING THE DISTRICT CLASSIFICATION FROM SINGLE FAMILY RESIDENTIAL (RS-10) TO MULTIPLE FAMILY RESIDENTIAL (RM-7) AT KEALAKEKUA, SOUTH KONA, HAWAII, COVERED BY TAX MAP KEY 8-2-02:23, 27, 43 & PORTIONS OF 3-8, 11, 17, 24, 26, 29 & 30.

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

SECTION 1. Section 7.03 of Chapter 8 (Zoning Code), Article 2, Hawaii County Code, as amended, is hereby further amended by adding thereto the following subsection:

"7.03(p). The district classification of the following area situated at Kealakekua, South Kona, Hawaii, shall be Multiple Family Residential (RM-7):

Beginning at the north corner of this parcel of land on the south-westerly side of Hawaii Belt Road, the coordinates of said point of beginning referred to Government Survey Triangulation Station "PUU OHAU" being 7,420.22 feet south and 13,569.48 feet east, and thence running by azimuths measured clockwise from true South:

1. 311° 55' 30" 544.26 feet along the southwesterly side of Hawaii Belt Road;

Thence along the southwesterly side of Hawaii Belt Road on a 985.37 foot radius curve to the left, the chord azimuth and distance being:

2. 305° 52' 43" 207.58 feet;

Thence along remainder of R. P. 3607 and 7533, L. C. Aw. 8452:9 to A. Keohokalole for the following five (5) courses:

3. 46° 27' 128.42 feet;

4. 315° 42' 150.35 feet;

5. 336° 48' 145.01 feet;

6. 354° 13' 30" 105.00 feet;

7. 264° 13' 30" 162.21 feet;

Thence along remainder of R. P. 3607 and 7533, L. C. Aw. 8452:9 to A. Keohokalole on a 525.00 foot radius curve to the right, the chord azimuth and distance being:

8. 282° 58' 30" 337.51 feet;

9. 301° 43' 30" 524.90 feet along remainder of R. P. 3607 and 7533, L. C. Aw. 8452:9 to A. Keohokalole;

Thence along stonewall, along Grant 867 to Preston Cumings at Kiloa for the following eight (8) courses:

10. 46° 27' 30" 48.30 feet;

11. 48° 45' 103.13 feet;

12. 51° 25' 109.39 feet;

13. 49° 24' 135.79 feet;

14. 40° 30' 30" 127.13 feet;

15. 45° 20' 268.49 feet;

16. 52° 11' 68.57 feet;

17. 52° 03' 65.95 feet;

Thence along remainder of R. P. 3607 and 7533, L. C. Aw. 8452:9 to A. Keohokalole on a 3000.00 foot radius curve to the left, the chord azimuth and distance being:

18. 133° 43' 56" 364.43 feet, thence

19. 130° 15' 60.00 feet along remainder of R. P. 3607 and 7533, L. C. Aw. 8452:9 to Keohokalole;

Thence along remainder of R. P. 3607 and 7533, L. C. Aw. 8452:9 to A. Keohokalole on a 325.00 foot radius curve to the left, the chord azimuth and distance being:

20. 182° 55' 394.19 feet, thence

21. 145° 35' 200.00 feet along remainder of R. P. 3607 and 7533, L. C. Aw. 8452:9 to Keohokalole;

Thence along remainder of R. P. 3607 and 7533, L. C. Aw. 8452:9 to A. Keohokalole on a 1000.00 foot radius curve to the left, the chord azimuth and distance being:

22. 136° 17' 30" 322.92 feet, thence

23. 127° 00' 125.00 feet along remainder of R. P. 3607 and 7533, L. C. Aw. 8452:9 to Keohokalole;

Thence along remainder of R. P. 3607 and 7533, L. C. Aw. 8452:9 to A. Keohokalole on a 400.00 foot radius curve to the right, the chord azimuth and distance being:

24. 143° 15' 223.86 feet, thence

25. 159° 30' 270.00 feet along remainder of R. P. 3607 and 7533, L. C. Aw. 8452:9 to Keohokalole;

Thence along remainder of R. P. 3607 and 7533, L. C. Aw. 8452:9 to A. Keohokalole, on a 300.00 foot radius curve to the right, the chord azimuth and distance being:

26. 188° 48' 05" 293.64 feet to the point of beginning and containing an area of 21.187 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) a Planned Unit Development application be processed and approved prior to construction of any new facilities on the subject area; (B) the applicant, Gentry-Hawaii, Ltd., submit a consolidation and resubdivision plan and secure tentative approval within one (1) year from the date of approval of the change of zone. The applicant shall also be responsible for securing final subdivision approval; (C) all historical or archaeological features within the area be preserved and/or restored; and (D) the method of sewage disposal shall conform to the rules and regulations of the State Department of Health. Should any of the foregoing conditions not be met, rezoning of the property to its original zoning designation may be initiated.

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. This ordinance shall take effect upon its approval.

INTRODUCED BY:

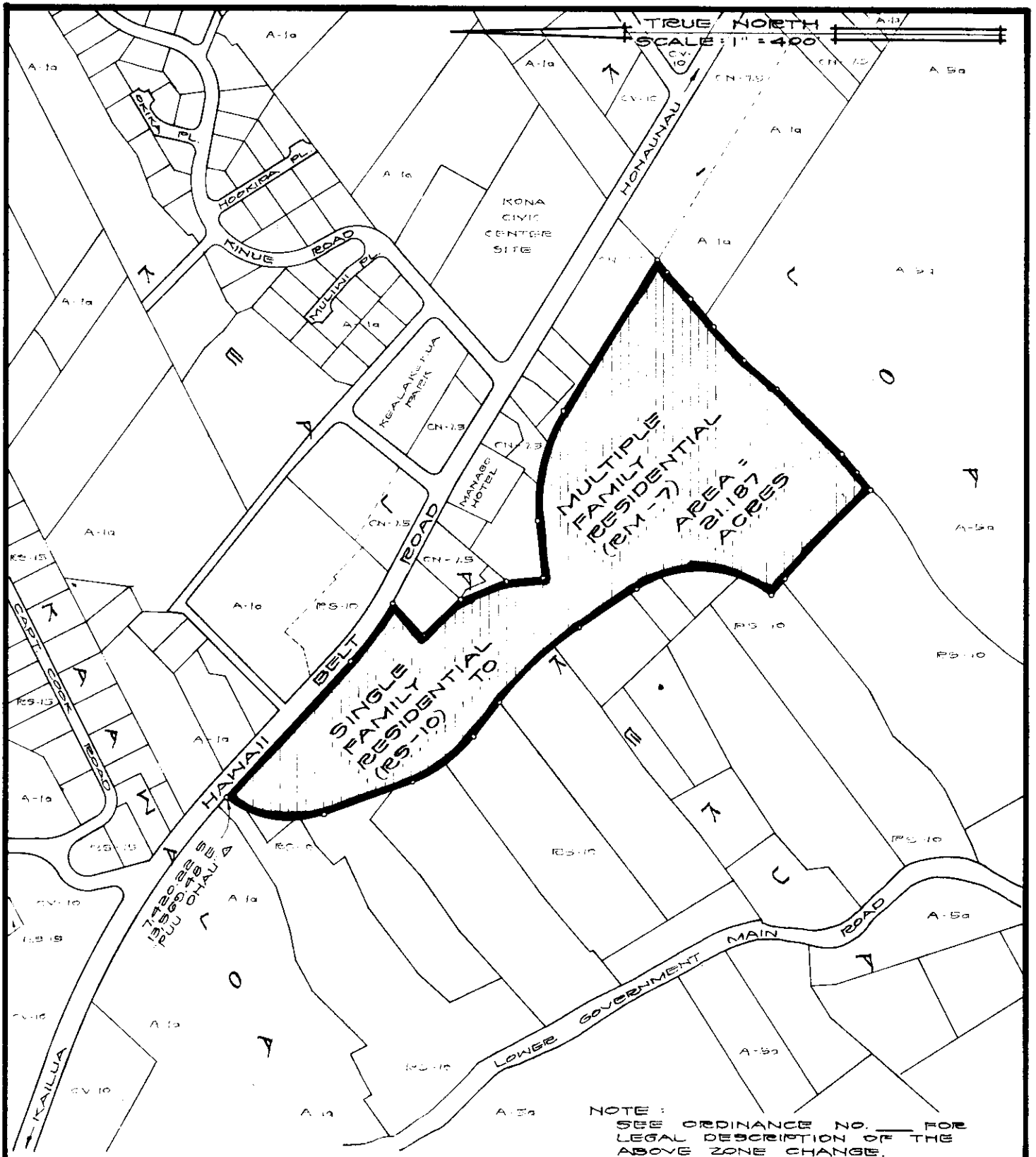

COUNCILMAN, COUNTY OF HAWAII

Hilo, Hawaii

Date of Introduction: February 19, 1975

Date of Adoption: March 5, 1975

Effective Date: March 11, 1975



AMENDMENT TO THE ZONING CODE

AMENDMENT NO. _____ OF CHAPTER 8 (ZONING CODE), ARTICLE 2, SECTION 7.03, THE SOUTH KONA ZONE MAP, CHANGING THE DISTRICT CLASSIFICATION FROM SINGLE FAMILY RESIDENTIAL (RS-10) TO MULTIPLE FAMILY RESIDENTIAL (RM-7) AT KEALAKEKUA, SOUTH KONA, HAWAII.

DATE OF PUBLIC HEARING: JAN. 9, 1975

DATE OF APPROVAL:

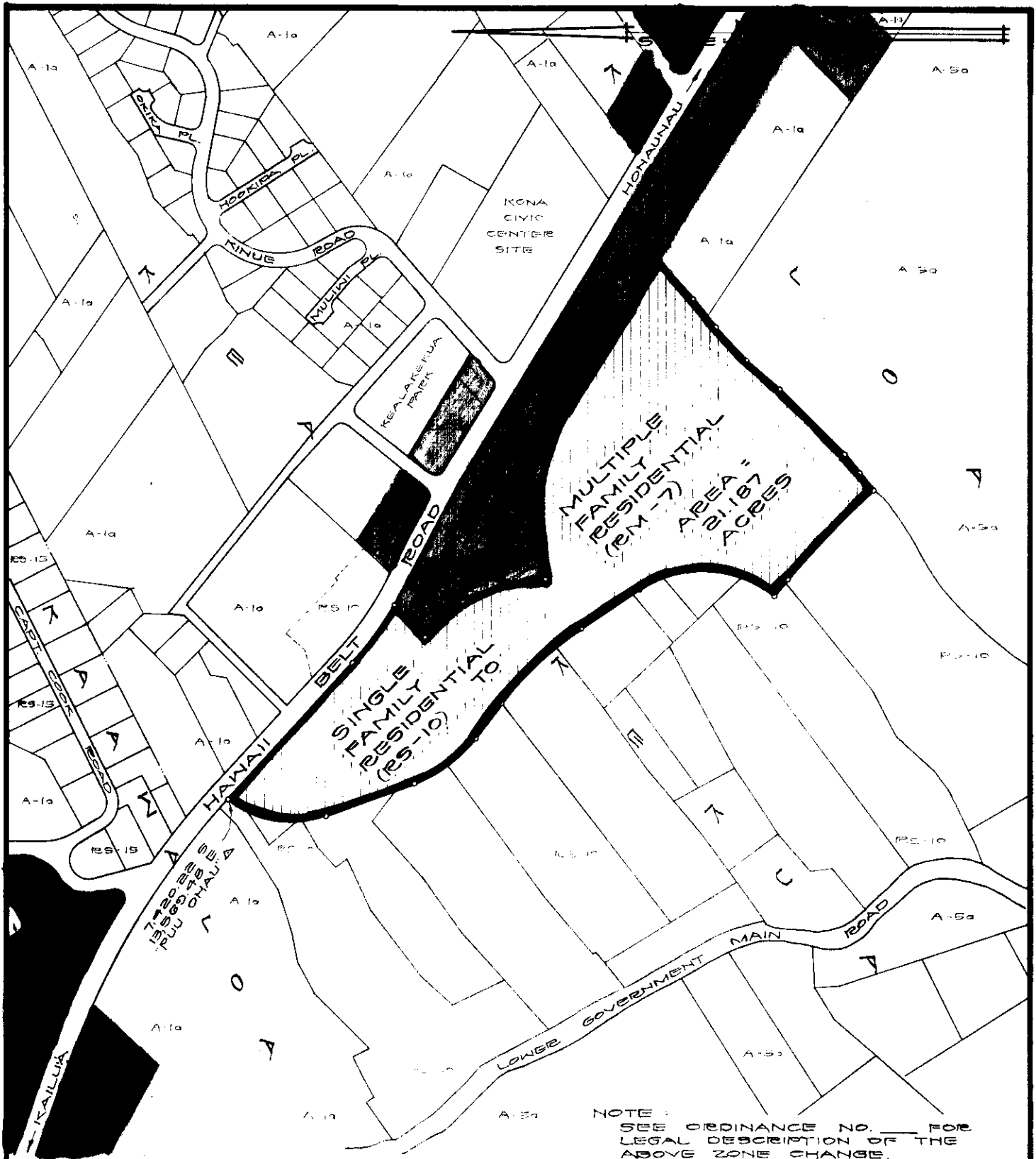
ORDINANCE NO.

PREPARED BY: PLANNING DEPARTMENT
COUNTY OF HAWAII

TMK: 8-2-02:23,27,43 & PORTIONS OF 3-8, 11, 17, 24, 26, 29 & 30

JAN. 10, 1975

EXHIBIT "A"



AMENDMENT TO THE ZONING CODE

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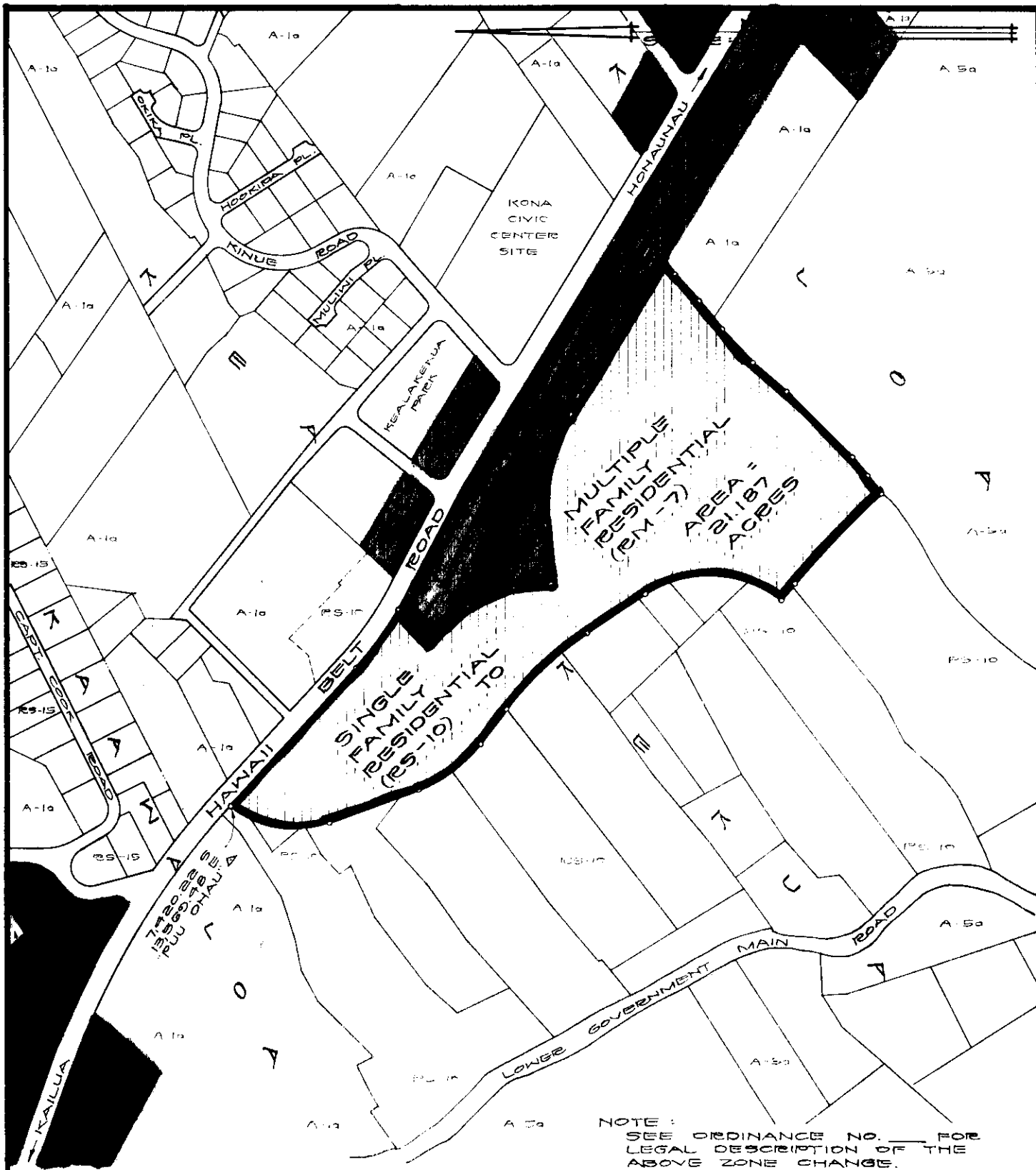
ORDINANCE NO.

PREPARED BY: PLANNING DEPARTMENT
COUNTY OF HAWAII

TMK : 6-2-02:2327,43 & PORTIONS OF 3-8, 11, 17, 24, 26, 29 & 30

JAN. 10, 1975

EXHIBIT "A"



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AMENDMENT NO. _____ OF CHAPTER 8 (ZONING CODE), ARTICLE 2, SECTION 7.03, THE SOUTH KONA ZONE MAP, CHANGING THE DISTRICT CLASSIFICATION FROM SINGLE FAMILY RESIDENTIAL (RS-10) TO MULTIPLE FAMILY RESIDENTIAL (RM-7) AT KEALAKEKUA, SOUTH KONA, HAWAII.

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PREPARED BY: PLANNING DEPARTMENT
COUNTY OF HAWAII

Hilo, Hawaii
 Date: February 19, 1975

| FIRST READING | | | |
|---|------|------|-----|
| | AYES | NOES | A/E |
| Carpenter | X | | |
| De Luz | X | | |
| Lai | X | | |
| XX | | | |
| Fujii | X | | |
| Hisaoka | X | | |
| Kawahara | X | | |
| Levin | X | | |
| Yadao | X | | |
| Chr. Yamada | X | | |
| | 9 | | |

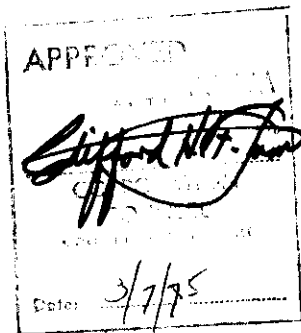
Publication Date: FEB 23 1975

Hilo, Hawaii
 Date: March 5, 1975

| SECOND & FINAL READING | | | |
|---|------|------|-----|
| | AYES | NOES | A/E |
| Carpenter | X | | |
| De Luz | | | X |
| Lai | X | | |
| XX | | | |
| Fujii | X | | |
| Hisaoka | X | | |
| Kawahara | X | | |
| Levin | | | X |
| Yadao | X | | |
| Chr. Yamada | X | | |
| | 7 | | 2 |

Publication Date: MAR 10 1975

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



Robert M. Yamada
 Council Chairman

Ted F. Suzuki
 County Clerk

Approved/Disapproved this 11th day of March, 19 75

Heber K. Matsuyoshi
 Mayor, County of Hawaii

Bill No. 104
 Reference: C-1167/PRDLC-44
 M.B. No. 1132-1170
 Ord. No. 95

Bill No. 104 - 1975

AN ORDINANCE AMENDING SECTION 7.03, THE SOUTH KONA ZONE MAP OF CHAPTER 8 (ZONING CODE), ARTICLE 2, HAWAII COUNTY CODE, AS AMENDED, BY CHANGING THE DISTRICT CLASSIFICATION FROM SINGLE FAMILY RESIDENTIAL (RS-10) TO MULTIPLE FAMILY RESIDENTIAL (RM-7) AT KEALAKEKUA, SOUTH KONA, HAWAII, COVERED BY TAX MAP KEY 8-2-02:23, 27, 43 & PORTIONS OF 3-8, 11, 17, 24, 26, 29 & 30.

This Bill amends Section 7.03, the South Kona Zone Map, Chapter 8 (Zoning Code), Article 2, Hawaii County Code, as amended, by changing the district classification from Single Family Residential (RS-10) to Multiple Family Residential (RM-7) at Kealakekua, S. Kona.

Date Introduced: February 19, 1975

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 February 19, 1975, by the following aye and no vote:

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

NOES: None.



CHAPTER 8 (ZONING CODE), ARTICLE 2, HAWAII COUNTY CODE, AS AMENDED, BY CHANGING THE DISTRICT CLASSIFICATION FROM SINGLE FAMILY RESIDENTIAL (RS-10) TO MULTIPLE FAMILY RESIDENTIAL (RM-7) AT KEALAKEKUA, SOUTH KONA, HAWAII, COVERED BY TAX MAP KEY 8-2-02:23, 27, 43 & PORTIONS OF 3-8, 11, 17, 24, 26, 29 & 30.

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AYES: Councilmen Carpenter, De Luz, Fujii, Hisaoka, Kawahara, Lai, Levin, Yadao and Chairman Yamada—9.

NOES: None.

Ted T. Suzuki
COUNTY CLERK
COUNTY OF HAWAII

Ted T. Suzuki
COUNTY CLERK
COUNTY OF HAWAII

ORDINANCE NO. 98
(Bill No. 104-1975)

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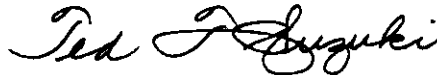
Date Approved: March 5, 1975
Date Effective: March 11, 1975

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 5, 1975, by the following aye and no vote:

AYES: Councilmen Carpenter, Fujii, Hisaoka, Kawahara, Lai, Yadao and Chairman Yamada - 7.

ABSENT AND EXCUSED: Councilmen De Luz and Levin - 2.



COUNTY CLERK
COUNTY OF HAWAII

ORDINANCE NO. 98
(Bill No. 104-1975)

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Ted T. Suzuki
COUNTY CLERK
COUNTY OF HAWAII