

COUNTY OF HAWAII - STATE OF HAWAII

ORDINANCE NO. 247

AN ORDINANCE AMENDING SECTION 7.06, THE NORTH AND SOUTH KOHALA DISTRICTS ZONE MAP OF CHAPTER 8 (ZONING CODE), ARTICLE 2, HAWAII COUNTY CODE, AS AMENDED, BY CHANGING THE DISTRICT CLASSIFICATION FROM AGRICULTURAL (A-20a) TO AGRICULTURAL (A-5a) AT KAHEI HOMESTEADS, NORTH KOHALA, HAWAII, COVERED BY TAX MAP KEY 5-5-01: 53 & 55.

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

SECTION 1. Section 7.06 of Chapter 8 (Zoning Code), Article 2, Hawaii County Code, as amended, is hereby further amended by adding thereto the following subsection:

"7.06(q). The district classification of the following area situated at Kaheii Homesteads, North Kohala, Hawaii, shall be Agricultural (A-5a):

Beginning at a pipe in concrete marked 601 (found) at the Southeast corner of this parcel of land on the Westerly side of Homestead Road, being also the Northeast corner of Lot 5 of Land Court Application 1122, the coordinates of which referred to Government Survey Triangulation Station "PUU O NALE" being 2,506.39 feet North and 1,401.61 feet East and running by azimuths measured clockwise from true South:

1. 83° 55' 657.00 feet along Lot 5 of Land Court Application 1122 to a 1-1/4 inch pipe found and passing over a pipe in concrete marked 604 (found) at 632.50 feet;
2. 173° 21' 10" 626.56 feet along Government Land to a "△" cut on rock in concrete marked 105 (found);
3. 183° 04' 496.48 feet along L. C. Aw. 11216, Ap. 29 to M. Kekauonohi;
4. 288° 37' 68.04 feet along remainder of Grant 6195 to Antonia Ascension;
5. 198° 37' 57.08 feet along remainder of Grant 6195 to Antonia Ascension;
6. 290° 05' 968.78 feet along the Southerly side of an existing roadway;

- 7. 29° 28' 534.87 feet along the Westerly side of Homestead Road;
- 8. 6° 06' 284.13 feet along the Westerly side of Homestead containing an area of 18.477 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 petitioners, Richard Silva et al submit a subdivision plan and secure tentative approval within one (1) year from the effective date of adoption of the change of zone. The petitioners shall also be responsible for securing final subdivision approval; (B) at least one (1) of the proposed lots shall be put into agricultural production. Agricultural production is defined as the actual use of the land for agricultural purposes, and in accordance with the State Land Use Commission's definition of agriculture; and (C) all other applicable rules and regulations shall be complied with. Should any of the foregoing conditions not be met, rezoning of the area 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:

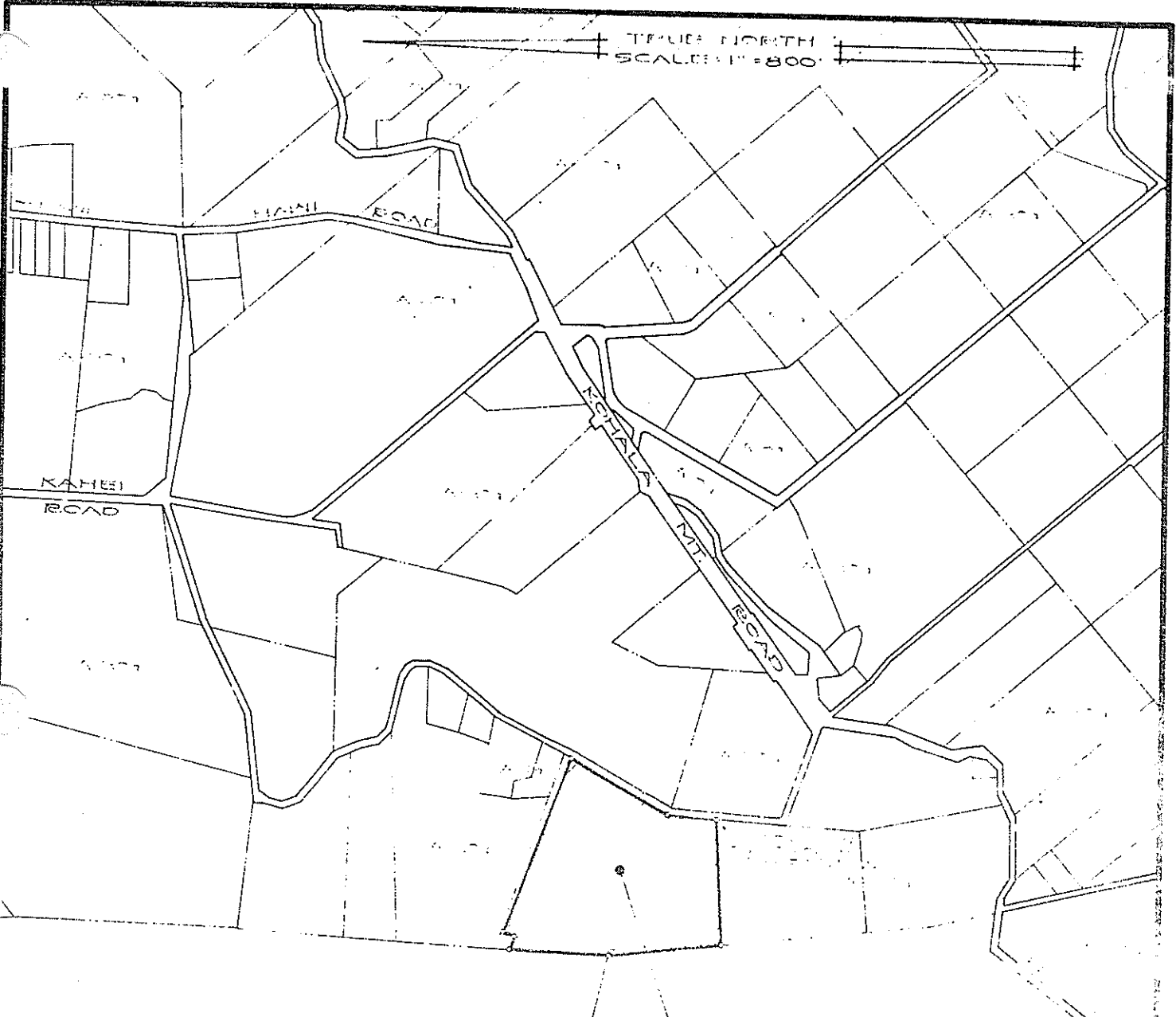
  
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 COUNCILMAN, COUNTY OF HAWAII

Hilo, Hawaii

Date of Introduction: January 17, 1977

Date of Adoption: February 2, 1977

Effective Date: February 9, 1977



AGRICULTURAL (A-20a)  
 TO AGRICULTURAL (A-5a)  
 AREA = 18.477 ACRES

SEE ORDINANCE NO. 1976-17 FOR  
 LEGAL DESCRIPTION OF THE  
 ABOVE ZONE CHANGE.

## AMENDMENT TO THE ZONING CODE

AMENDMENT NO. 17 TO SECTION 706, THE NORTH AND SOUTH KOHALA DISTRICTS ZONE MAP, OF CHAPTER 8 (ZONING CODE), ARTICLE 2, HAWAII COUNTY CODE, AS AMENDED, BY CHANGING THE DISTRICT CLASSIFICATION FROM AGRICULTURAL (A-20a) TO AGRICULTURAL (A-5a) AT KAHEI HOMESTEADS, NORTH KOHALA, HAWAII.

DATE OF PUBLIC HEARING: OCT 28, 1976  
 DATE OF APPROVAL:  
 ORDINANCE NO.  
 PREPARED BY: PLANNING DEPARTMENT  
 COUNTY OF HAWAII

TRIN. 5-10-76  
 10-11-76