

COUNTY OF HAWAII - STATE OF HAWAII

ORDINANCE NO. 267

AN ORDINANCE AMENDING SECTION 7.01, THE NORTH & SOUTH KONA 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 KOHANAIKI HOMESTEADS, NORTH KONA, HAWAII, COVERED BY TAX MAP KEY 7-3-06:1.

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

SECTION 1. Section 7.01 of Chapter 8 (Zoning Code), Article 2, Hawaii County Code, as amended, is hereby further amended by adding thereto the following subsection:

"7.01 (c). The district classification of the following area situated at Kohanaiki Homesteads, North Kona, Hawaii, shall be Agricultural (A-5a):

Beginning at a pipe at the Southeast corner of this parcel of land at the Northeast corner of a 60-foot road the coordinates of which referred to Government Survey Triangulation "MOANUIAHEA" being 12017.16 feet South and 4296.86 feet West and running by Azimuths measured clockwise from true South:

- |     |      |         |   |
|-----|------|---------|---|
| 1.  | 72°  | 30'     | 1479.00 feet along the land of Kaloko;  |
| 2.  | 162° | 28'     | 512.38 feet along Lot 29 along remainder<br>Kohanaiki;                              |
| 3.  | 258° | 00'     | 63.84 feet along Kaukaoku Road;   |
| 4.  | 233° | 40' 30" | 59.81 feet along Kaukaoku Road;   |
| 5.  | 237° | 46'     | 163.90 feet along Kaukaoku Road;  |
| 6.  | 244° | 24' 20" | 139.74 feet along Kaukaoku Road;  |
| 7.  | 253° | 34'     | 37.67 feet along Kaukaoku Road;   |
| 8.  | 269° | 01' 30" | 151.50 feet along Kaukaoku Road;  |
| 9.  | 275° | 00'     | 220.00 feet along Kaukaoku Road;  |
| 10. | 255° | 00'     | 325.00 feet along Kaukaoku Road;  |
| 11. | 272° | 00'     | 192.00 feet along Kaukaoku Road;  |
| 12. | 256° | 00'     | 186.96 feet along Kaukaoku Road;  |
| 13. | 345° | 00'     | 367.99 feet to the point of beginning<br>and containing an area of<br>16.578 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 petitioner, Elbridge Durant, submit a subdivision plan and secure tentative approval within one (1) year from the effective date of adoption of the change of zone request. The petitioner 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; (C) a payment of fee for park and recreational purposes shall be assessed at the time of subdivision approval using the standards and guidelines of the Park Dedication Code; and (D) 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:

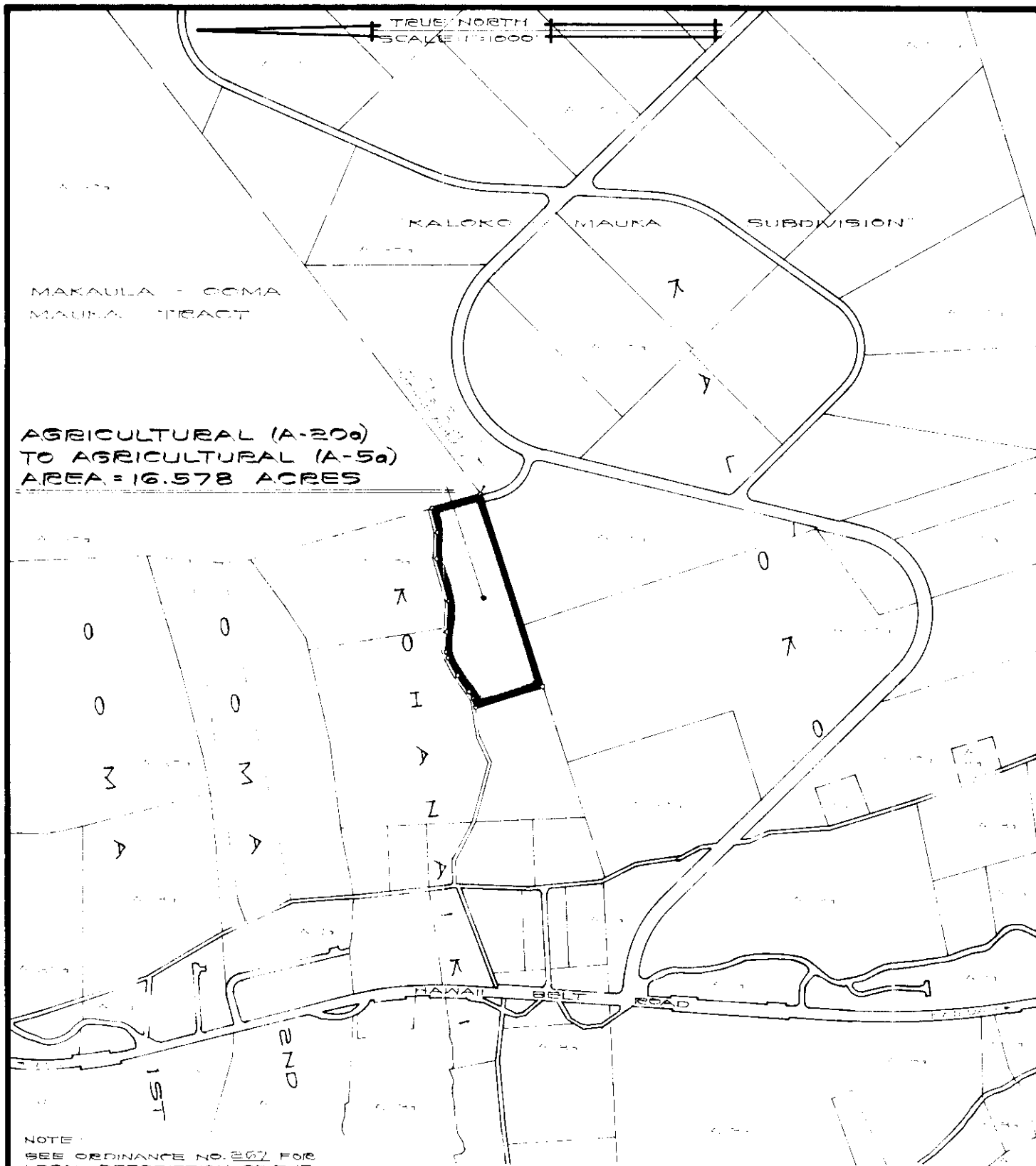
  
COUNCILMAN, COUNTY OF HAWAII

Hilo, Hawaii

Date of Introduction: April 6, 1977

Date of Adoption: April 20, 1977

Effective Date: April 28, 1977



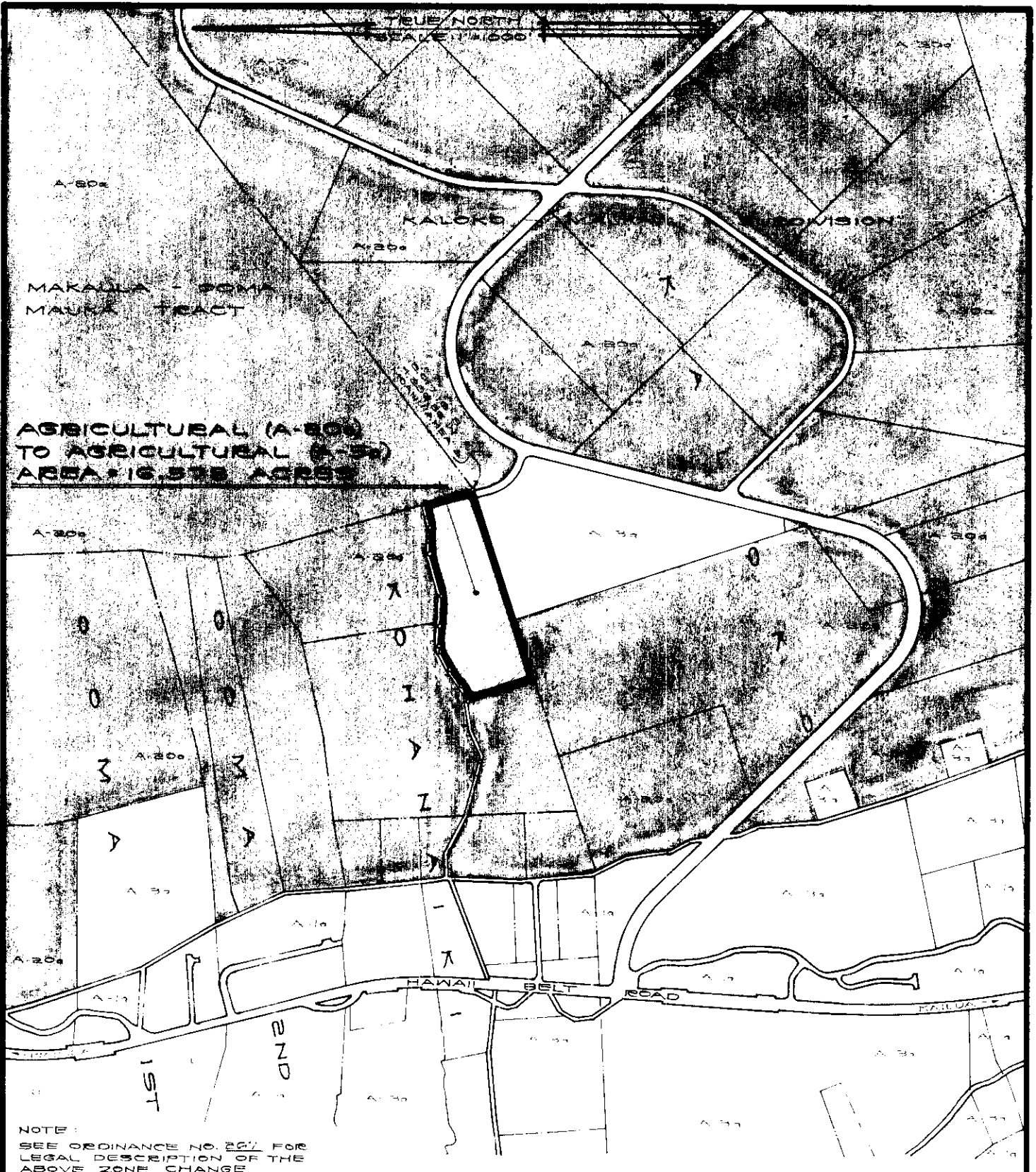
AGRICULTURAL (A-20a)  
 TO AGRICULTURAL (A-5a)  
 AREA = 16.578 ACRES

NOTE:  
 SEE ORDINANCE NO. 267 FOR  
 LEGAL DESCRIPTION OF THE  
 ABOVE ZONE CHANGE

## AMENDMENT TO THE ZONING CODE

AMENDMENT NO. 4 TO SECTION 7.01, THE NORTH AND SOUTH KONA 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 KOHANAIKI HOMESTEADS, NORTH KONA, HAWAII.

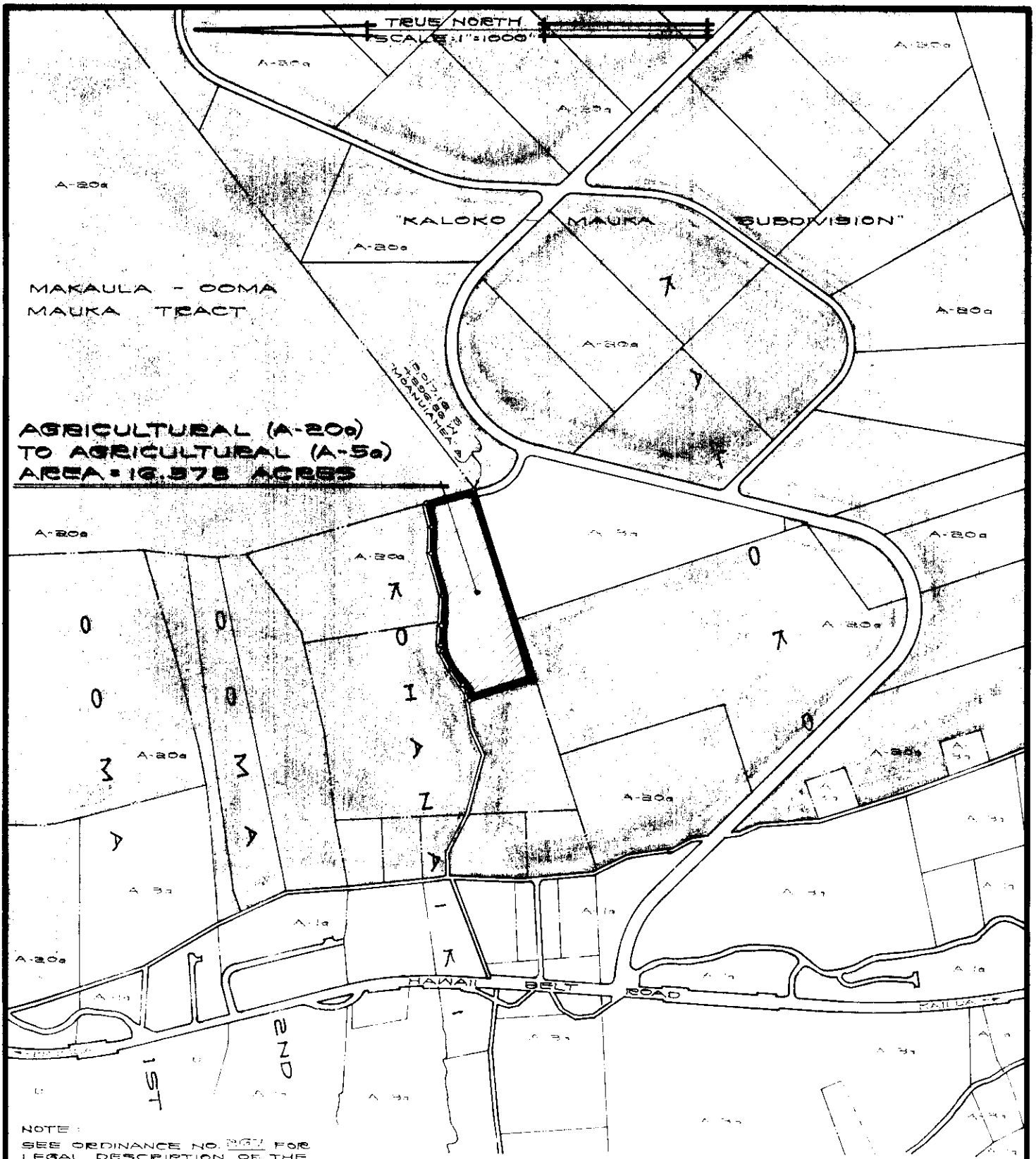
DATE OF PUBLIC HEARING: NOV. 15, 1976  
 DATE OF APPROVAL: APRIL 28, 1977  
 ORDINANCE NO. 267  
 PREPARED BY: PLANNING DEPARTMENT  
 COUNTY OF HAWAII



## AMENDMENT TO THE ZONING CODE

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DATE OF PUBLIC HEARING: NOV. 15, 1976  
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 ORDINANCE NO. 267  
 PREPARED BY: PLANNING DEPARTMENT  
 COUNTY OF HAWAII

Hilo, Hawaii  
 Date: April 6, 1977

FIRST READING			
	AYES	NOES	A/E
Dahlberg			X
Domingo	X		
Fujii	X		
Garcia	X		
Kawahara	X		
Lai	X		
Sameshima	X		
Yamashiro	X		
Chr. Tajiri	X		
	8		1

Hilo, Hawaii  
 Date: April 20, 1977

SECOND & FINAL READING			
	AYES	NOES	A/E
Dahlberg	X		
Domingo	X		
Fujii	X		
Garcia	X		
Kawahara	X		
Lai	X		
Sameshima	X		
Yamashiro	X		
Chr. Tajiri			X
	8		1

Publication Date: April 10, 1977

Publication Date: MAY 4 1977

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

*Joseph R. Garcia Jr.*  
 Act. Council Chairman

*R. B. Legaspi*  
 County Clerk

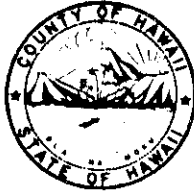
APPROVED as to FORM and BEAUTY  
 Copy of Bill  
 Date 4/25/77

Approved/Disapproved this 28<sup>th</sup> day of April, 1977.

*Aluani Malan*  
 Mayor, County of Hawaii

Bill No. 294  
 Reference: C-231/PC-7  
 M.B. No. \_\_\_\_\_  
 Ord. No. 267

R. B. Legaspi  
COUNTY CLERK



Yasuki Arakaki  
DEPUTY COUNTY CLERK

Harry A. Takahashi  
LEGISLATIVE AUDITOR

OFFICE OF THE COUNTY CLERK  
COUNTY OF HAWAII  
HILO, HAWAII 96720

Mayor Herbert T. Matayoshi  
County of Hawaii  
Hilo, HI

I hereby transmit Ordinance Bill No. 294  
passed by the County Council on second final reading.

*R. B. Legaspi*  
COUNTY CLERK

Encl.

Dated: April 21, 1977

Bill No. 294 - 1977

AN ORDINANCE AMENDING SECTION 7.01, THE NORTH & SOUTH KONA 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 KOHANAIKI HOMESTEADS, NORTH KONA, HAWAII, COVERED BY TAX MAP KEY 7-3-06:1.

This Bill amends Section 7.01, The North & South Kona Districts Map, 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 Kohanaiki Homesteads, N. Kona.

Date Introduced: April 6, 1977

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

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I hereby certify that the foregoing Bill passed first reading at the meeting of the County Council on April 6, 1977, by the following ye and no vote:

AYES: Councilmen Domingo, Fujii, Garcia, Kawahara, Lai, Sameshima, Yamashiro and Chairman Tajiri - 8.

NOES: None.

ABSENT AND EXCUSED: Councilman Dahlberg - 1.

AN ORDINANCE AMENDING SECTION 7.01, THE NORTH & SOUTH KONA 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 KOHANAIKI HOMESTEADS, NORTH KONA, HAWAII, COVERED BY TAX MAP KEY 7-3-06:1.

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Date Introduced: April 6, 1977.  
Copies of the foregoing Bill, in full, are on file in the Office of the County Clerk for use and examination by the public.

*R. B. Leggett*  
COUNTY CLERK  
COUNTY OF HAWAII

I hereby certify that the foregoing Bill passed first reading at the meeting of the County Council on April 6, 1977, by the following ye and no vote:  
AYES: Councilmen Domingo, Fujii, Garcia, Kawahara, Lai, Sameshima, Yamashiro and Chairman Tajiri - 8.  
NOES: None.  
ABSENT AND EXCUSED: Councilman Dahlberg - 1.

*R. B. Leggett*  
COUNTY CLERK  
COUNTY OF HAWAII  
April 10, 1977



ORDINANCE NO. 267  
(Bill No. 294-1977)

AN ORDINANCE AMENDING SECTION 7.01, THE NORTH & SOUTH KONA 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 KOHANAIKI HOMESTEADS, NORTH KONA, HAWAII, COVERED BY TAX MAP KEY 7-3-06:1.

Date Approved: April 20, 1977

Date Effective: April 28, 1977

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

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I hereby certify that the foregoing Ordinance passed second and final reading at the meeting of the County Council on April 20, 1977, by the following aye and no vote:

AYES: Councilmen Dahlberg, Domingo, Fujii, Garcia, Kawahara, Lai, Sameshima and Yamashiro - 8.

NOES: None.

ABSENT AND EXCUSED: Council Chairman Tajiri - 1.

*R. B. Legea*  
COUNTY CLERK  
COUNTY OF HAWAII

AN ORDINANCE AMENDING SECTION 7.01, THE NORTH & SOUTH KONA 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 KOHANAIKI HOMESTEADS, NORTH KONA, HAWAII, COVERED BY TAX MAP KEY 7-3-06:1.

Date Approved: APRIL 20, 1977  
Date Effective: APRIL 28, 1977  
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 April 20, 1977, by the following aye and no vote:

AYES: Councilmen Dahlberg, Domingo, Fujii, Garcia, Kawahara, Lai, Sameshima and Yamashiro - 8.

NOES: None.

ABSENT AND EXCUSED: Council Chairman Tajiri - 1.

May 2