

COUNTY OF HAWAII - STATE OF HAWAII

ORDINANCE NO. 355

AN ORDINANCE AMENDING SECTION 7.04, THE KAILUA URBAN ZONE MAP OF CHAPTER 8 (ZONING CODE), ARTICLE 2, HAWAII COUNTY CODE, AS AMENDED, BY CHANGING THE DISTRICT CLASSIFICATION FROM RESORT-HOTEL (V-1.25) TO VILLAGE COMMERCIAL (CV-7.5) AT HIENALOLI 4TH, NORTH KONA, HAWAII, COVERED BY TAX MAP KEY 7-5-08:21.

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

SECTION 1. Section 7.04 of Chapter 8 (Zoning Code), Article 2, Hawaii County Code, as amended, is hereby further amended by adding thereto the following subsection:

"7.04( n ). The district classification of the following area situated at Hienaloli 4th, North Kona, Hawaii, shall be Village Commercial (CV-7.5):

Beginning at a pipe in concrete at the Northwest corner of this parcel of land, on the East side of Kuakini Highway (Federal Aid Project S229 (1), and on the South boundary of L. C. Aw. 7716, Apana 5, the coordinates of point of beginning referred to Government Survey Triangulation Station "NORTH MERIDIAN" being 2043.28 feet South and 1601.94 feet East, thence running by azimuths measured clockwise from True South:

- |    |              |   |
|----|--------------|---|
| 1. | 266° 25'     | 63.30 feet along stone wall, along L. C. Aw. 7716, Apana 5, to a pipe in concrete;  |
| 2. | 258° 40'     | 105.11 feet along same to a pipe in concrete;   |
| 3. | 263° 34'     | 71.25 feet along same to a pipe in concrete;  |
| 4. | 267° 38'     | 183.94 feet along same to a pipe in concrete;   |
| 5. | 324° 16' 30" | 99.71 feet along the West side of the Hualalai Road, to a pipe in concrete;   |
| 6. | 69° 54' 30"  | 407.65 feet along L. C. Aw. 8524-B to a pipe in concrete;   |
| 7. | 151° 59'     | 204.80 feet along the East side of Kuakini Highway (Federal Aid Project S229 (1) to the point of beginning, and containing an area of 1.41 acres, or thereabouts. |

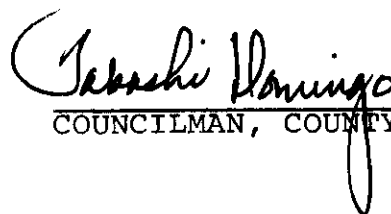
"All as outlined in red on the map attached hereto, marked Exhibit 'A' and by reference made a part hereof."

SECTION 2. Section 1 of this ordinance shall take effect forthwith upon the conditions that (A) only one (1) access, which may include a single common access, be allowed from Kuakini Highway; (B) the rules, regulations, and requirements of the Department of Water Supply be complied with; (C) plans for one of the proposed structures shall be submitted for Plan Approval within one (1) year from the effective date of approval of the Change of Zone; (D) construction of one (1) of the proposed structures commence within one (1) year from the date of receipt of Final Plan Approval and be completed within two (2) years thereafter; (E) the method of sewage disposal meet with the rules, regulations, and requirements of the State Department of Health; (F) should any archaeological or historical sites be found during land preparation or grading, the Planning Department shall be immediately notified. Such sites shall not be disturbed until authorization from the Planning Department is received; and (G) all other applicable rules and regulations, 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

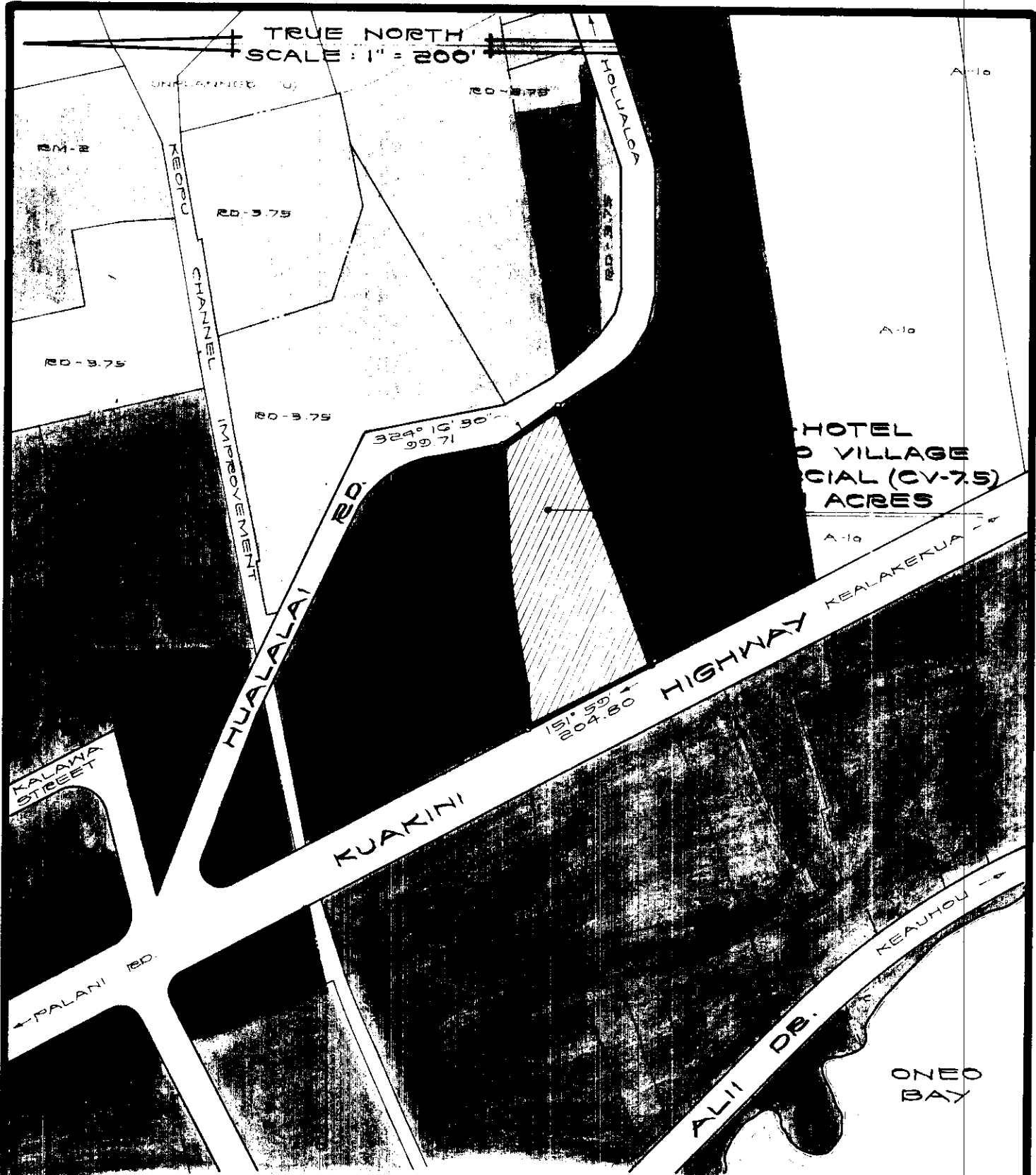
Hilo, Hawaii

Date of Introduction: May 6, 1978

Date of Adoption: May 18, 1978

Effective Date: May 30, 1978

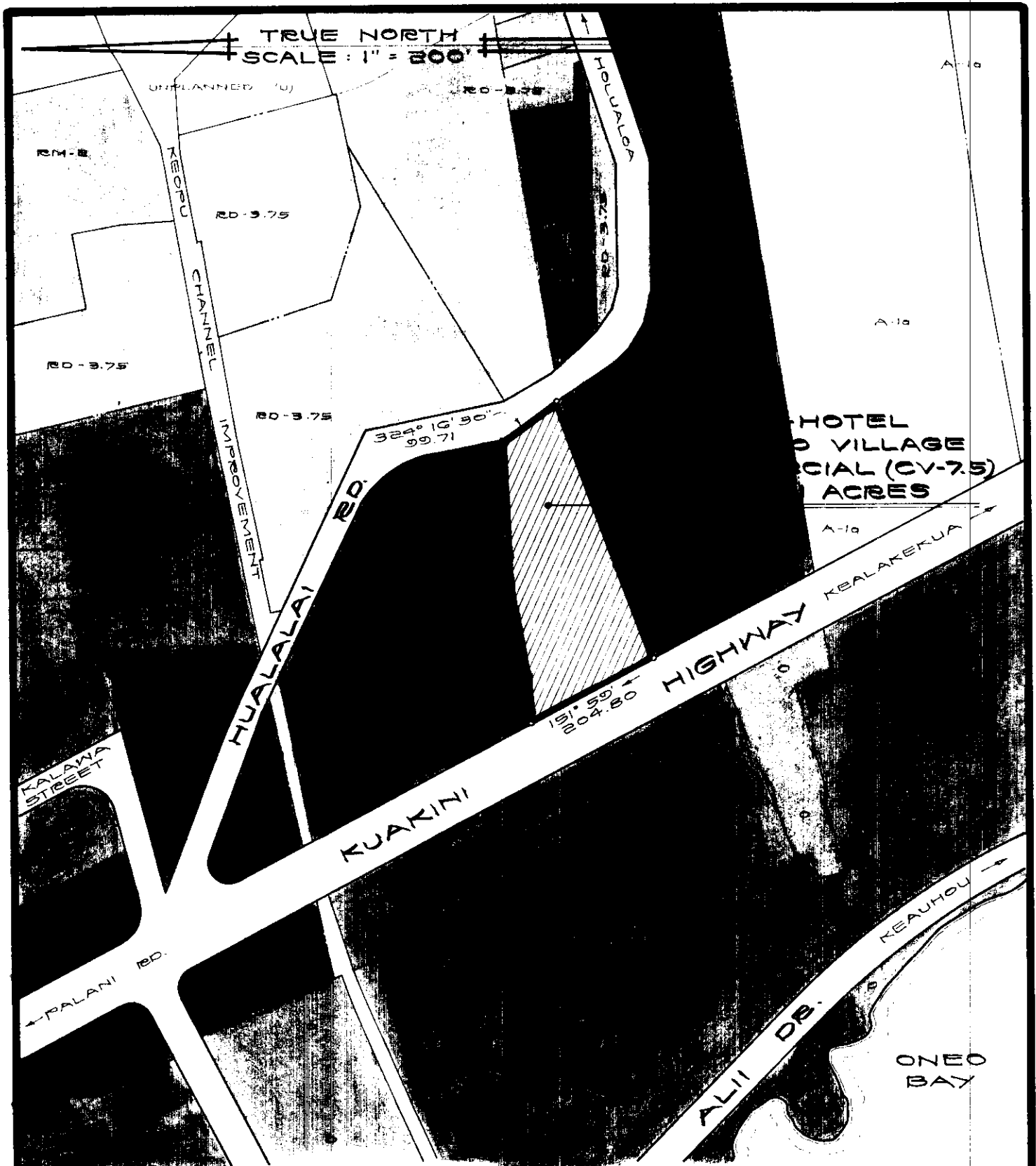




**AMENDMENT TO THE ZONING CODE**

AMENDMENT NO. 14 TO SECTION 7.04, THE KAILUA URBAN ZONE MAP OF CHAPTER 8 (ZONING CODE), ARTICLE 2, HAWAII COUNTY CODE, AS AMENDED, BY CHANGING THE DISTRICT CLASSIFICATION FROM RESORT-HOTEL (V-1.25) TO VILLAGE COMMERCIAL (CV-7.5) AT HIENALOLI 4TH, NORTH KONA, HAWAII.

DATE OF PUBLIC HEARING: MARCH 9, 1978  
 DATE OF APPROVAL: MAY 30, 1978  
 ORDINANCE NO. 355  
 PREPARED BY: PLANNING DEPARTMENT  
 COUNTY OF HAWAII



**AMENDMENT TO THE ZONING CODE**

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 COUNTY OF HAWAII

Hilo, Hawaii

Date: May 6, 1978

FIRST READING			
	AYES	NOES	A/E
Dahlberg	X		
Domingo	X		
Fujii	X		
Garcia	X		
Kawahara	X		
Lai	X		
Sameshima	X		
Tajiri	X		
Chr. Yamashiro			1
	8	0	1

Hilo, Hawaii


Date: May 18, 1978


SECOND & FINAL READING			
	AYES	NOES	A/E
Dahlberg	X		
Domingo	X		
Fujii	X		
Garcia	X		
Kawahara	X		
Lai	X		
Sameshima	X		
Tajiri	X		
Chr. Yamashiro	X		
	9	0	0

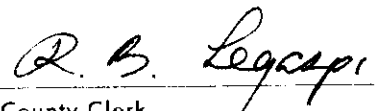
Publication Date: May 11, 1978

Publication Date: June 4, 1978

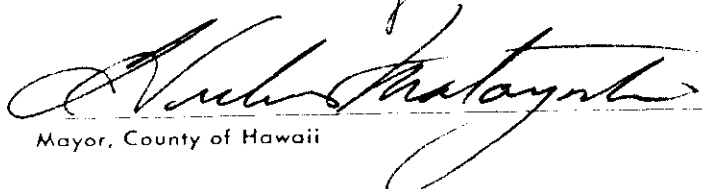
We do hereby certify that the foregoing BILL was adopted by the County Council and published as indicated above.

**APPROVED as to  
FORM and LEGALITY**  
  
 CORPORATION COUNSEL  
 COUNTY OF HAWAII  
 Date MAY 23 1978

  
 Council Chairman

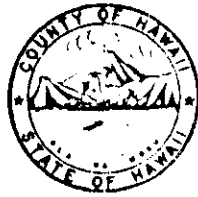
  
 County Clerk

Approved/Disappeared this 30<sup>th</sup> day of  
 May, 1978

  
 Mayor, County of Hawaii

Bill No. 382  
 Reference: C-759/PC-30  
 M.B. No.  
 Ord. No. 355

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

May 18, 1978

Mayor Herbert T. Matayoshi  
County of Hawaii  
Hilo, HI

I hereby transmit Ordinance Bill No. 382  
passed by the County Council on second final reading.

*R. B. Legaspi*  
COUNTY CLERK

Encl.

Dated: May 22, 1978

Bill No. 382 - 1978

AN ORDINANCE AMENDING SECTION 7.04, THE KAILUA URBAN ZONE MAP OF CHAPTER 8 (ZONING CODE), ARTICLE 2, HAWAII COUNTY CODE, AS AMENDED, BY CHANGING THE DISTRICT CLASSIFICATION FROM RESORT-HOTEL (V-1.25) TO VILLAGE COMMERCIAL (CV-7.5) AT HIENALOLI 4TH, NORTH KONA, HAWAII COVERED BY TAX MAP KEY 7-5-08:21.

This Bill proposes to amend the Kailua Urban Zone Map, by changing the district classification from Resort-Hotel (V-1.25) to Village Commercial Zoned District.

Date Introduced: May 6, 1978

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 May 6, 1978, by the following aye and no vote:

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

NOES: None.

ABSENT AND EXCUSED: Chairman Yamashiro - 1.

Bill No. 382 - 1978  
AN ORDINANCE AMENDING SECTION 7.04, THE KAILUA URBAN ZONE MAP OF CHAPTER 8 (ZONING CODE), ARTICLE 2, HAWAII COUNTY CODE, AS AMENDED, BY CHANGING THE DISTRICT CLASSIFICATION FROM RESORT-HOTEL (V-1.25) TO VILLAGE COMMERCIAL (CV-7.5) AT HIENALOLI 4TH, NORTH KONA, HAWAII COVERED BY TAX MAP KEY 7-5-08:21.

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AYES: Councilmen Dahlberg, Domingo, Fujii, Garcia, Kawahara, Lai, Sameshima and Tajiri.

NOES: None.

ABSENT AND EXCUSED: Chairman Yamashiro - 1.

R. B. LEGASPI  
County Clerk  
County of Hawaii

(185-Hawaii Statutes) Bill No. 382 - 1978  
11, 1978.

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



ORDINANCE NO. 355  
(Bill No. 382-1978)

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Date Approved: May 18, 1978  
Date Effective: May 30, 1978

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 May 18, 1978, by the following aye and no vote:

AYES: Councilmen Dahlberg, Domingo, Fujii, Garcia, Kawahara, Lai, Sameshima, Tajiri and Chairman Yamashiro - 9.

NOES: None.

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AYES: Councilmen Dahlberg, Domingo, Fujii, Garcia, Kawahara, Lai, Sameshima, Tajiri and Chairman Yamashiro-9.  
NOES: None.

R. B. Legaspi  
County Clerk  
Hawaii

June 6, 1978

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