

COUNTY OF HAWAII - STATE OF HAWAII

ORDINANCE NO. 394

AN ORDINANCE AMENDING SECTION 7.09 THE KAMUELA ZONE MAP OF CHAPTER 8 (ZONING CODE), ARTICLE 2, HAWAII COUNTY CODE, AS AMENDED, BY CHANGING THE DISTRICT CLASSIFICATION FROM AGRICULTURAL (A-1a) TO AGRICULTURAL (A-5a) AT PUUKAPU HOMESTEADS, 2ND SERIES, SOUTH KOHALA, HAWAII, COVERED BY TAX MAP KEY 6-4-18:57.

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

SECTION 1. Section 7.09 of Chapter 8 (Zoning Code), Article 2, Hawaii County Code, as amended, is hereby further amended by adding thereto the following subsection:

"7.09 (j). The district classification of the following area situated at Puukapu Homesteads, 2nd Series, South Kohala, Hawaii, shall be Agricultural (A-5a):

Beginning at a pipe at the north corner of this parcel of land being the west corner of Lot 102, Grant 9567 and on the south side of Mamalahoa Highway, the coordinates of said point of beginning referred to Government Survey Triangulation Station "EAST BASE" being 5,598.20 feet North and 774.80 feet West and running by azimuths measured clockwise from True South:

- 1. 346° 10' 3,110.82 feet along Lot 102, Grant 9567 to a pipe;
- 2. 76° 10' 600.00 feet along Mana Road to a pipe;
- 3. 166° 10' 3,119.20 feet along Grant 7766 to a pipe;
- 4. 256° 58' 600.06 feet along south side of Mamalahoa Highway to the point of beginning and containing an area of 42.906 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) that the petitioners or their authorized representative shall secure final subdivision approval within one year from the effective date of approval of the change of zone; (B) that within three (3) years from the receipt of final subdivision approval, two of the proposed lots shall be used for agricultural purposes in accordance with the State Land Use Commission's definition of agriculture; and (C) that all other applicable rules, regulations and requirements shall be complied with.

Should any of the foregoing conditions not be met, rezoning of the subject area to its original or a more appropriate 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.

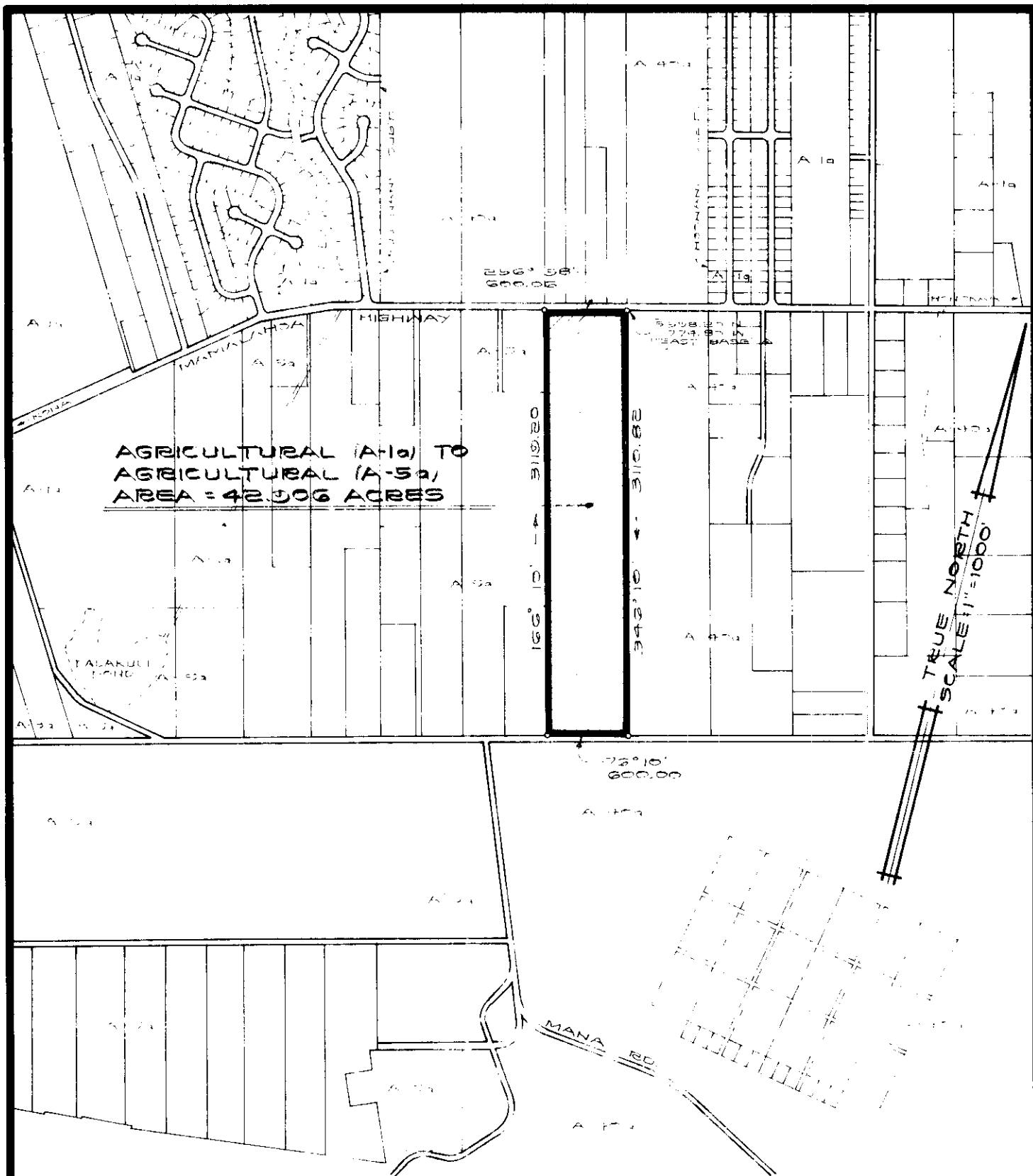
SECTION 4. This ordinance shall take effect upon its approval.

INTRODUCED BY:


COUNCIL MEMBER, COUNTY OF HAWAII

Holualoa, Hawaii

Date of Introduction: October 18, 1978
Date of Adoption: November 1, 1978
Effective Date: November 13, 1978



AMENDMENT TO THE ZONING CODE

AMENDMENT NO. 10 TO SECTION 709, THE KAMUELA ZONE MAP OF CHAPTER 8 (ZONING CODE), ARTICLE 2, HAWAII COUNTY CODE, AS AMENDED, BY CHANGING THE DISTRICT CLASSIFICATION FROM AGRICULTURAL (A-1a) TO AGRICULTURAL (A-5a) AT PUUKAPU HOMESTEADS, 2ND SERIES, SOUTH KOHALA, HAWAII.

DATE OF PUBLIC HEARING : AUG. 31, 1978
 EFFECTIVE DATE : NOV. 13, 1978
 ORDINANCE NUMBER : 394
 PREPARED BY : PLANNING DEPARTMENT
 COUNTY OF HAWAII

Holualoa, Hawaii

Date: October 18, 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	X		
	9	0	0

Publication Date: OCT 24 1978

Hilo, Hawaii

Date: November 1, 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: NOV 17 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

[Signature]

NOV 13 1978

[Signature]
Council Chairman

[Signature]
County Clerk

Approved/Disapproved this 13th day of
November, 1978

[Signature]
Mayor, County of Hawaii

Bill No. 426
Reference: C-939/PC-48
M.B. No. _____
Ord. No. 394