

COUNTY OF HAWAII - STATE OF HAWAII

ORDINANCE NO. 398

AN ORDINANCE AMENDING SECTION 7.29 THE CITY OF HILO 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-4) AT WAIAKEA HOMESTEAD HOUSELOTS, WAIAKEA, SOUTH HILO, HAWAII, COVERED BY TAX MAP KEY 2-2-38:12.

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

SECTION 1. Section 7.29 of Chapter 8 (Zoning Code), Article 2, Hawaii County Code, as amended, is hereby further amended by adding thereto the following subsection:

"7.29(jjj). The district classification of the following area situated at Waiakea Homestead Houselots, Waiakea, South Hilo, Hawaii, shall be Multiple Family Residential (RM-4):

Beginning at an iron pipe at the North corner of this lot and the West corner of Lot 12, Block 301, on the South side of Kawili Street, the coordinates of said point of beginning referred to Government Survey Trig. Station "Halai" being 4565.0 feet South and 8512.5 feet East as shown on Government Survey Registered Map No. 2600, and running by true azimuths:

1. 328° 10' 360.0 feet along Lot 12, Block 301, to an iron pipe;
2. 58° 10' 242.0 feet along Lot 7, Block 301, to an iron pipe;
3. 148° 10' 360.0 feet along Lots 8 and 9, Block 301, to an iron pipe;
4. 238° 10' 242.0 feet along the South side of Kawili Street to the point of beginning and containing an area of 2.0 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) plans for the entire development shall be submitted for Plan Approval within one (1) year from the effective date of the change of zone. Construction shall commence within one year of the receipt of Final Plan Approval and be completed within two (2) years thereafter; (B) as part of the Plan Approval submittal the applicant shall include a drainage and

grading plan for the review and approval of the Chief Engineer; (C) the applicant shall delineate a drainage easement on the drainage and grading plans meeting with the approval of the Chief Engineer. Further, the easement line shall be considered as a property line for the purpose of determining structural setbacks; (D) the State Department of Health's and County Department of Water Supply's Rules and Regulations shall be complied with; (E) the design of any and all structures on the subject property shall take into consideration the surrounding residential character of the area; and (F) all other rules and regulations shall be complied with. Should any of the foregoing conditions not be met, the rezoning of the area of its original or a more appropriate 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.

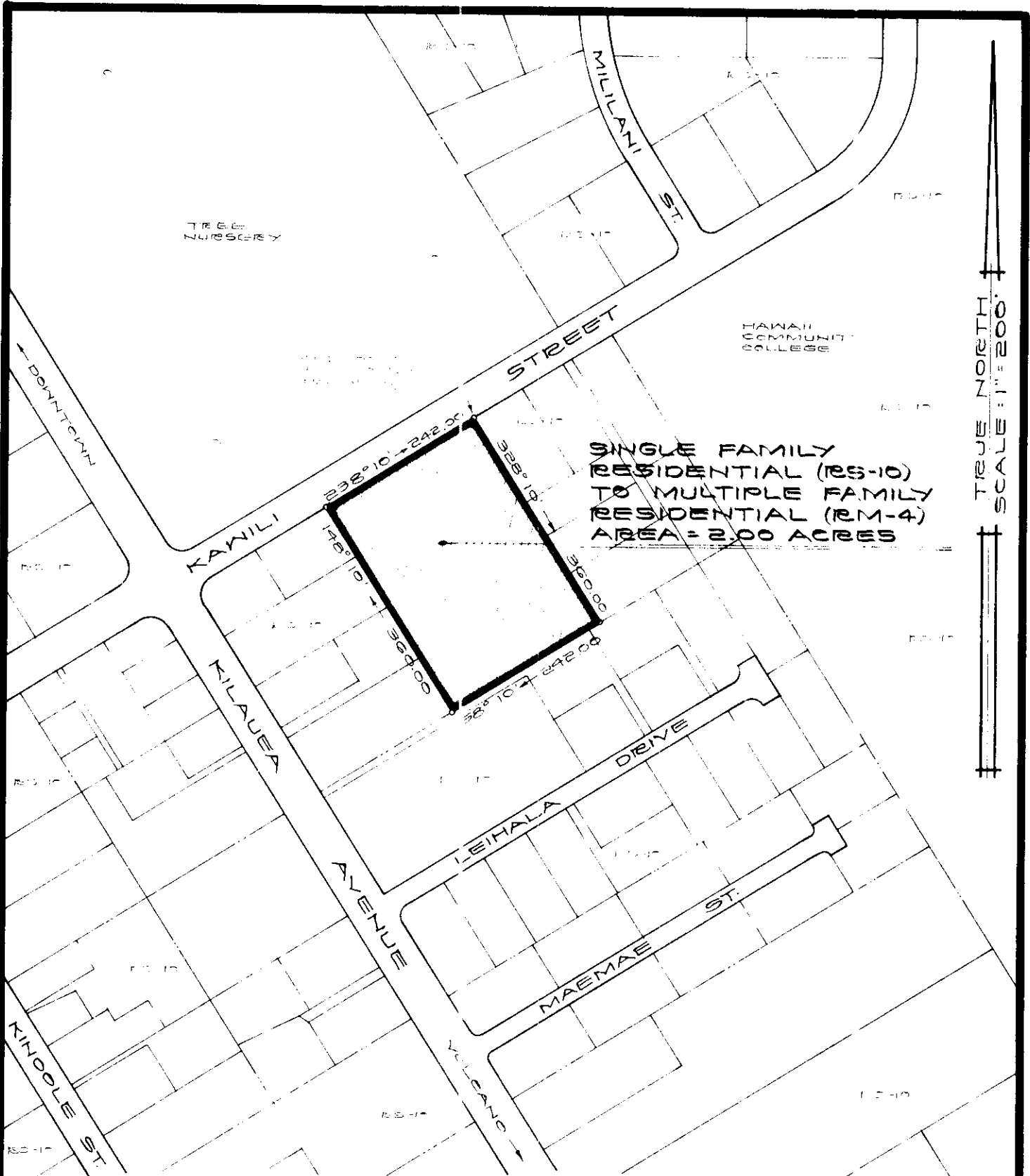
SECTION 4. This ordinance shall take effect upon its approval.

INTRODUCED BY:


COUNCIL MEMBER, COUNTY OF HAWAII

Hilo, Hawaii

Date of Introduction: November 1, 1978
Date of Adoption: November 15, 1978
Effective Date: November 21, 1978



AMENDMENT TO THE ZONING CODE

AMENDMENT NO. 62 TO SECTION 7.29, THE CITY OF HILO 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-4) AT WAIAKEA HOMESTEAD HOUSELOTS, WAIAKEA, SOUTH HILLO, HAWAII.

DATE OF PUBLIC HEARING : AUG. 16, 1978
 EFFECTIVE DATE : NOV. 21, 1978
 ORDINANCE NUMBER : 398
 PREPARED BY : PLANNING DEPARTMENT
 COUNTY OF HAWAII

TMK : 2-2-38:12

AUG. 16, 1978

EXHIBIT "A"

Hilo, Hawaii
 Date: November 1, 1978

FIRST READING			
	AYES	NOES	A/E
Dahlberg	X		
Domingo	X		
Fujii	X		
Garcia	X		
Kawahara	X		
Lal	X		
Sameshima	X		
Tajiri	X		
Chr. Yamashiro	X		
	9	0	

NOV 8 1978

Publication Date: _____

Hilo, Hawaii
 Date: November 15, 1978

SECOND & FINAL READING			
	AYES	NOES	A/E
Dahlberg			X
Domingo	X		
Fujii	X		
Garcia	X		
Kawahara	X		
Lal	X		
Sameshima	X		
Tajiri	X		
Chr. Yamashiro	X		
	8	0	1

Publication Date: _____

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

Joseph R. Garcia, Jr.
 Council Chairman

Council Chairman

R. B. Legrosi
 County Clerk

County Clerk

APPROVED as to
 DEPUTY
Reginald P. ...
 Date: NOV 20 1978

Approved/Disapproved this 21st day of
November, 1978

... ..
 Mayor, County of Hawaii

Bill No. 428
 Reference: C-953/PC-51
 M.B. No. _____
 Ord. No. 398