

COUNTY OF HAWAII - STATE OF HAWAII

ORDINANCE NO. 404

AN ORDINANCE AMENDING SECTION 7.12, THE HAMAKUA DISTRICT HOMESTEADS AREA ZONE MAP OF CHAPTER 8 (ZONING CODE), ARTICLE 2, HAWAII COUNTY CODE, AS AMENDED, BY CHANGING THE DISTRICT CLASSIFICATION FROM AGRICULTURAL (A-5a) TO AGRICULTURAL (A-3a) AT AHUALOA HOMESTEADS, AHUALOA, HAMAKUA, HAWAII, COVERED BY TAX MAP KEY 4-6-07:68.

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

SECTION 1. Section 7.12 of Chapter 8 (Zoning Code), Article 2, Hawaii County Code, as amended, is hereby further amended by adding thereto the following subsection:

"7.12(d). The district classification of the following area situated at Ahualoa Homesteads, Ahualoa, Hamakua, Hawaii, shall be Agricultural (A-3a):

Beginning at a pipe at the Southeast corner of this parcel of land and on the Northerly side of Honokaa-Waimea Government Main Road, the coordinates of said point of beginning referred to Government Survey Triangulation Station "KUILEI" being 6836.39 feet South and 6507.41 feet East and running by azimuths measured clockwise from true South:

- | | | |
|----|-------------|--|
| 1. | 77° 20' | 149.00 feet along the Northerly side of Honokaa-Waimea Government Main Road to a pipe; |
| 2. | 189° 52' | 431.00 feet along the Easterly side of 30-foot Homestead Road to a pipe; |
| 3. | 201° 43' | 845.00 feet along the Easterly side of 30-foot Homestead Road to a pipe; |
| 4. | 291° 30' | 240.57 feet along the Southerly side of 40-foot Homestead Road to a pipe; |
| 5. | 23° 07' 30" | 1183.93 feet along the remainder of Lot 38, Grant 4170 to Kealakai to the point of beginning and containing an area of 6.00 Acres. |

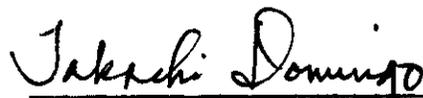
"All as outlined in red on the map attached hereto, marked Exhibit 'A' and by reference made a part hereof."

SECTION 2. Section 1 of this ordinance shall take effect forthwith upon the conditions that (A) the petitioner or his authorized representative shall submit plans for subdivision within one (1) year from the effective date of approval of the change of zone. The petitioner or his authorized representative shall be responsible for obtaining final subdivision approval; (B) the land shall remain in agricultural use; and (C) all other applicable rules, regulations, and requirements shall be complied with.

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:

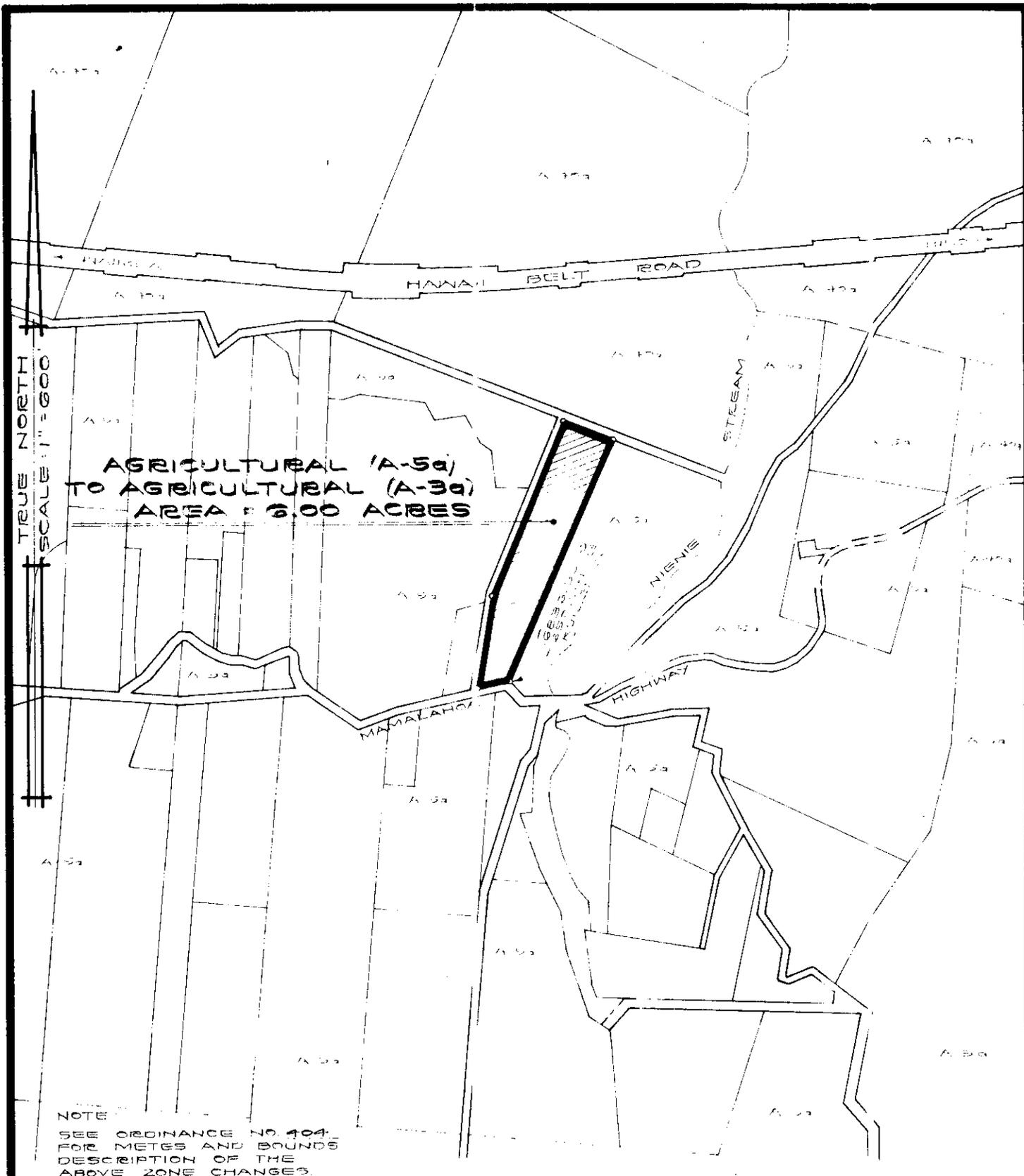

COUNCILMAN, COUNTY OF HAWAII

Hilo, Hawaii

Date of Introduction: December 6, 1978

Date of Adoption: December 20, 1978

Effective Date: December 27, 1978



NOTE
 SEE ORDINANCE NO. 404
 FOR METES AND BOUNDS
 DESCRIPTION OF THE
 ABOVE ZONE CHANGES.

AMENDMENT TO THE ZONING CODE

AMENDMENT NO. 4 TO SECTION 7.12, THE HAMAKUA DISTRICT HOMESTEADS AREA ZONE MAP OF CHAPTER 8 (ZONING CODE), ARTICLE 2, HAWAII COUNTY CODE, AS AMENDED, BY CHANGING THE DISTRICT CLASSIFICATION FROM AGRICULTURAL (A-5a) TO AGRICULTURAL (A-3a) AT AHUALO'A HOMESTEADS, AHUALO'A, HAMAKUA, HAWAII.

DATE OF PUBLIC HEARING: AUG. 3, 1978
 EFFECTIVE DATE: DEC. 27, 1978
 ORDINANCE NUMBER: 404
 PREPARED BY: PLANNING DEPARTMENT
 COUNTY OF HAWAII

TMK: 4-6-07:68

SEPT. 5, 1978

Hilo, Hawaii
 Date: December 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	X		
	9	0	0

Pahoa, Hawaii
 Date: December 20, 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
	8	0	1

Publication Date: DEC 11 1978

Publication Date: JAN 02 1979

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
 Roxanna Garcia
 ASSISTANT CLERK
 Date: DEC 20 1978

Arthur Klemmer
 Council Chairman

R. B. Legaspi
 County Clerk

Approved/Disapproved this 27th day of
December, 1978.

Hubert Matayoshi
 Mayor, County of Hawaii

Bill No. 425
 Reference: C-938/PC-57
 M.B. No. _____
 Ord. No. 404