

COUNTY OF HAWAII - STATE OF HAWAII

ORDINANCE NO. 418

AN ORDINANCE AMENDING SECTION 7.29, THE CITY OF HILO ZONE MAP OF ARTICLE 2, CHAPTER 8 (ZONING CODE), HAWAII COUNTY CODE, AS AMENDED, BY CHANGING THE DISTRICT CLASSIFICATION FROM SINGLE FAMILY RESIDENTIAL (RS-15) TO SINGLE FAMILY RESIDENTIAL (RS-10) AT WAIAKEA, SOUTH HILO, HAWAII, COVERED BY TAX MAP KEYS 2-4-58:33 & 34.

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

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

"7.29 (111). The district classification of the following area situated at Waiakea, South Hilo, Hawaii, shall be Single Family Residential (RS-10):

Beginning at the northeast corner of this parcel of land, the southeast corner of Lot 32, Waiakea House Lots, 10th Series and on the west side of Komohana Street, the coordinates of said point of beginning referred to Government Survey Triangulation Station "HALAI" being 14,556.57 feet South and 2,514.02 feet East, thence running by azimuths measured clockwise from True South:

- 1. 355° 40' 1117.23 feet along the west side of Komohana Street;
- 2. 85° 40' 452.00 feet along Lots 1 to 6, inclusive, Waiakea House Lots, 10th Series;
- 3. 355° 40' 135.00 feet along Lot 6, Waiakea House Lots, 10th Series;
- 4. 85° 40' 75.00 feet along the north side of Haihai Street;
- 5. 175° 40' 135.00 feet along Lot 7, Waiakea House Lots, 10th Series;
- 6. 85° 40' 412.20 feet along Lots 7 to 12, inclusive, Waiakea House Lots, 10th Series;
- 7. 212° 22' 20" 218.86 feet along Lots 15, 16 and 17, Waiakea House Lots, 10th Series;
- 8. 208° 58' 375.00 feet along Lots 18 to 22, inclusive, Waiakea House Lots, 10th Series;

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| 9. | 118° 58' | 135.00 | feet along Lot 22, Waiakea House Lots, 10th Series; |
| 10. | 208° 58' | 200.00 | feet along the southeast side of Ainaola Street; |
| 11. | 298° 58' | 135.00 | feet along the Lot 23, Waiakea House Lots, 10th Series; |
| 12. | 208° 58' | 361.61 | feet along Lots 23 to 27, inclusive, Waiakea House Lots, 10th Series; |
| 13. | 237° 17' | 334.37 | feet along Lots 28, 29, 30, 31 and 32, Waiakea House Lots, 10th Series to the point of beginning and containing an AREA of 14.816 ACRES. |

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

"This ordinance shall take effect forthwith upon the conditions that (A) the petitioner or its authorized representative submit a subdivision plan for the area and secure tentative approval within one (1) year from the effective date of approval of the zone change. The petitioner/representative shall also be responsible for securing final subdivision approval; (B) a minimum of twenty-five percent (25%) of the total number of single family dwellings proposed for the subject area shall be constructed within five (5) years from the effective date of final subdivision approval; (C) a hydrologic/drainage study shall be submitted at the time of subdivision review; (D) the entire interior subdivision road section, which includes the travelway, shoulder and drainage swale, shall be paved. Additionally, protective A.C. berms should be provided around street light standards, fire hydrants, and road signs. The proposed improvements shall meet with the approval of the Department of Public Works; (E) all accesses to the proposed lots shall be from the interior subdivision roads. No direct access will be allowed from the proposed Komohana Street extension; (F) a 20-foot wide strip [along the length of] within

the subject area and running parallel and adjacent to the Komohana Street extension shall be set aside [for future addition] and dedicated to the County as an addition to the present right-of-way. This area shall not be used as part of the proposed lots, but [should] shall be subdivided out as a separate roadway [reserve] lot in conjunction with the subdivision of the residential lots; (G) the single-family residential density within the subject area shall not exceed thirty-five (35) units; and [(G)] (H) all other applicable rules, regulations and requirements shall be complied with. Should any of the foregoing conditions not be met, rezoning of the area to its original or more appropriate zoning designation may be initiated."

SECTION 2. In the event that any portion of this ordinance is declared invalid, such invalidity shall not affect the other parts of this ordinance.

SECTION 3. This ordinance shall take effect upon its approval.

INTRODUCED BY:

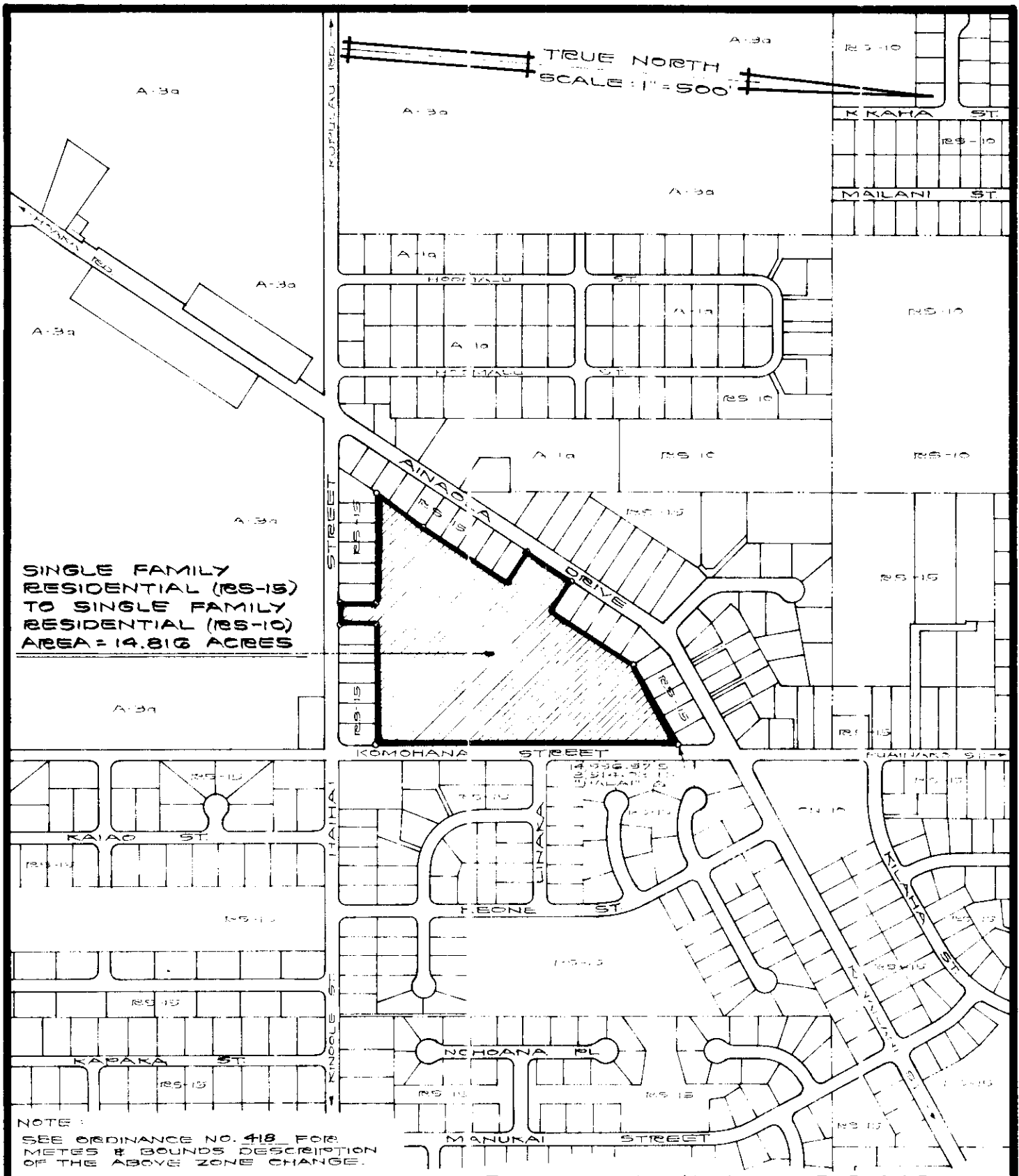

COUNCIL MEMBER, COUNTY OF HAWAII

Hilo, Hawaii

Date of Introduction: February 22, 1979

Date of Adoption: March 7, 1979

Effective Date: March 15, 1979



AMENDMENT TO THE ZONING CODE

AMENDMENT NO. 64 TO SECTION 7.29, THE CITY OF HILO ZONE MAP, ARTICLE 2, CHAPTER 8 (ZONING CODE) OF THE HAWAII COUNTY CODE, AS AMENDED, BY CHANGING THE DISTRICT CLASSIFICATION FROM SINGLE FAMILY RESIDENTIAL (RS-15) TO SINGLE FAMILY RESIDENTIAL (RS-10) AT WAIKAEKA, SOUTH HILO, HAWAII.

DATE OF PUBLIC HEARING: JAN. 11, 1979
 EFFECTIVE DATE: MARCH 15, 1979
 ORDINANCE NUMBER: 418
 PREPARED BY: PLANNING DEPARTMENT
 COUNTY OF HAWAII

Hilo, Hawaii
 Date: February 22, 1979

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		
	6	0	3

Publication Date: FEB 27 1979

Hilo, Hawaii
 Date: March 7, 1979

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		
	7	0	2

Publication Date: MAR 23 1979

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

DEPUTY
Handwritten signature
 1979

Handwritten signature: Hester K Yamashiro
 Council Chairman

Handwritten signature: R. B. Lopez
 County Clerk

Approved/~~Disapproved~~ this 15th day of March, 1979.
Handwritten signature
 Mayor, County of Hawaii

Bill No. 451 (Amended)
 Reference: C-1046
 M.B. No. _____
 Ord. No. 418