

COUNTY OF HAWAII - STATE OF HAWAII

ORDINANCE NO. 422

AN ORDINANCE AMENDING SECTION 7.09, THE KAMUELA ZONE MAP, ARTICLE 2, CHAPTER 8 (ZONING CODE) OF THE HAWAII COUNTY CODE, AS AMENDED, BY CHANGING THE DISTRICT CLASSIFICATION FROM AGRICULTURAL (A-5a) TO NEIGHBORHOOD COMMERCIAL (CN-7.5) AT PUUKAPU, SOUTH KOHALA, HAWAII, COVERED BY TAX MAP KEY 6-4-01: PORTION OF 88.

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

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

"7.09 (k). The district classification of the following area situated at Puukapu, South Kohala, Hawaii, shall be Neighborhood Commercial (CN-7.5):

Beginning at the Southwest corner of this parcel of land on the Northerly side of Mamalahoa Highway, being also the Southeast corner of Grant 4210 to Elizabeth W. Lyons, the coordinates of which referred to Government Survey Triangulation Station "WEST BASE" being 580.53 feet South and 1,141.85 feet East and running by azimuths measured clockwise from true South:

1. 149° 07' 436.00 feet along Grant 4210 to Elizabeth W. Lyons;
2. 260° 42' 50" 414.37 feet along remainder of Grant 4870 to John Crowley;
3. 329° 07' 150.00 feet along Grant 4736 to Hee Akou;
4. 70° 10' 30" 204.93 feet along Lots 1 and 2 of Land Court Application 1696;
5. 330° 32' 208.40 feet along Lot 2 of Land Court Application 1696;
6. 70° 21' 182.50 feet along the Northerly side of Mamalahoa Highway to the point of beginning and containing an area of 2.540 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 his authorized representative shall

submit a subdivision plan and secure tentative approval within one (1) year from the effective date of approval of the change of zone. The petitioner/representative shall also be responsible for securing final subdivision approval; (B) construction of commercial structures shall commence on two (2) of the proposed lots within one (1) year of receipt of final subdivision approval. Construction shall be completed within two (2) years thereafter; (C) all other applicable rules, regulations, and requirements, including the "Plan Approval" process 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:

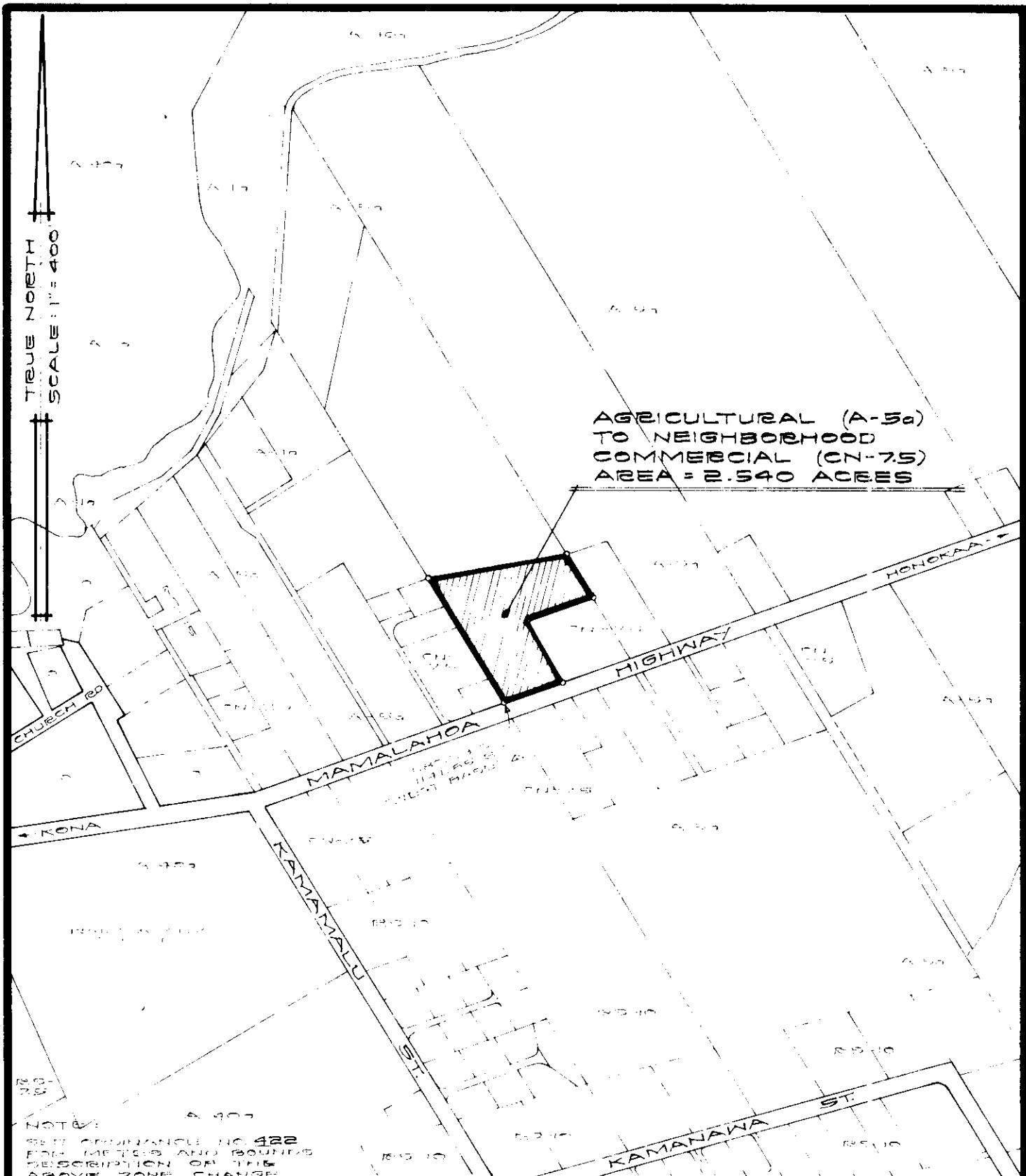

COUNCIL MEMBER, COUNTY OF HAWAII

Hilo, Hawaii

Date of Introduction: March 7, 1979

Date of Adoption: March 21, 1979

Effective Date: March 28, 1979



NOTES:
 SEE ORDINANCE NO. 422
 FOR METES AND BOUNDS
 DESCRIPTION OF THE
 ABOVE ZONE CHANGE.

AMENDMENT TO THE ZONING CODE

AMENDMENT NO. 11 TO SECTION 709, THE KAMUELA ZONE MAP, ARTICLE 2, CHAPTER 8 (ZONING CODE) OF THE HAWAII COUNTY CODE, AS AMENDED, BY CHANGING THE DISTRICT CLASSIFICATION FROM AGRICULTURAL (A-5a) TO NEIGHBORHOOD COMMERCIAL (CN-7.5) AT PUUKAPU, SOUTH KOHALA, HAWAII.

DATE OF PUBLIC HEARING : JAN. 25, 1979
 EFFECTIVE DATE : MARCH 28, 1979
 ORDINANCE NUMBER : 422
 PREPARED BY : PLANNING DEPARTMENT
 COUNTY OF HAWAII

Hilo, Hawaii
Date: March 7, 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		
	7	0	2

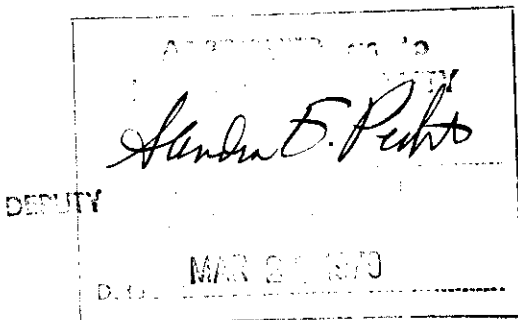
Hilo, Hawaii
Date: March 21, 1979

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 12 1979

Publication Date: APR 05 1979

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



Hubert Yamashiro
Council Chairman

R. B. Legaspi
County Clerk

Approved/Disapproved this 28th day of March, 1979

Hubert Yamashiro
Mayor, County of Hawaii

Bill No. 452
Reference: C-1055?PC-71
M.B. No. _____
Ord. No. 422