

COUNTY OF HAWAII - STATE OF HAWAII

ORDINANCE NO. 683

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-1a) TO SINGLE FAMILY RESIDENTIAL (RS-20) AT WAIMEA, SOUTH KOHALA, HAWAII, COVERED BY TAX MAP KEY 6-5-02:167.

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 further amended to add a new subsection, to read as follows:

"7.09 (p). The district classification of the following area situated at Waimea, South Kohala, Hawaii, shall be Single Family Residential (RS-20):

Beginning at a pipe at the northeast corner of this parcel of land, the coordinates of said point of beginning referred to Government Survey Triangulation Station "West Base" being 794.63 feet South and 5035.14 feet West and running by azimuths measured clockwise from True South:

1. 7° 30' 220.00 feet along Lot "H", Grant 12,897 to John Vieira Jr. and Margaret V. Toledo and along a 40-Foot Road to a pipe;
2. 97° 30' 200.00 feet along Grant 7249 to Keao Kailikini to a pipe;
3. 187° 30' 220.00 feet along Lot 6, Grant 12,534 to E. D. Podmore to a pipe;
4. 277° 30' 200.00 feet along Lot 2 to the point of beginning and containing an area of 1.0101 Acres.

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

This subsection is conditioned upon the following:

- (A) that the petitioner, Philippe Michel, shall be responsible for complying with all of the stated conditions of

approval; (B) that a subdivision plan shall be submitted and tentative approval secured within one (1) year from the effective date of approval of the change of zone. Final subdivision approval shall also be secured within one (1) year thereafter; (C) that prior to the issuance of final subdivision approval, a fee shall be paid to the Finance Director of the County of Hawaii. The amount of said fee shall be the approximate equivalent of the petitioner's share of a privately initiated improvements district for Opelo Road, covering roadway, drainage, and related improvements, as determined by the Chief Engineer. Further, should an Improvement District or similar arrangements be initiated for the improvement of Opelo Road, the petitioner shall automatically participate in such an arrangement. Should the individual share for the Improvement District exceed the amount originally contributed by the petitioner, then the petitioner shall contribute towards the difference; (D) that construction of a single family dwelling shall commence on the vacant lot within one (1) year from the date of receipt of final subdivision approval and be completed within two (2) years thereafter; (E) that the rules and regulations of the Department of Water Supply shall be complied with; and (f) that 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:

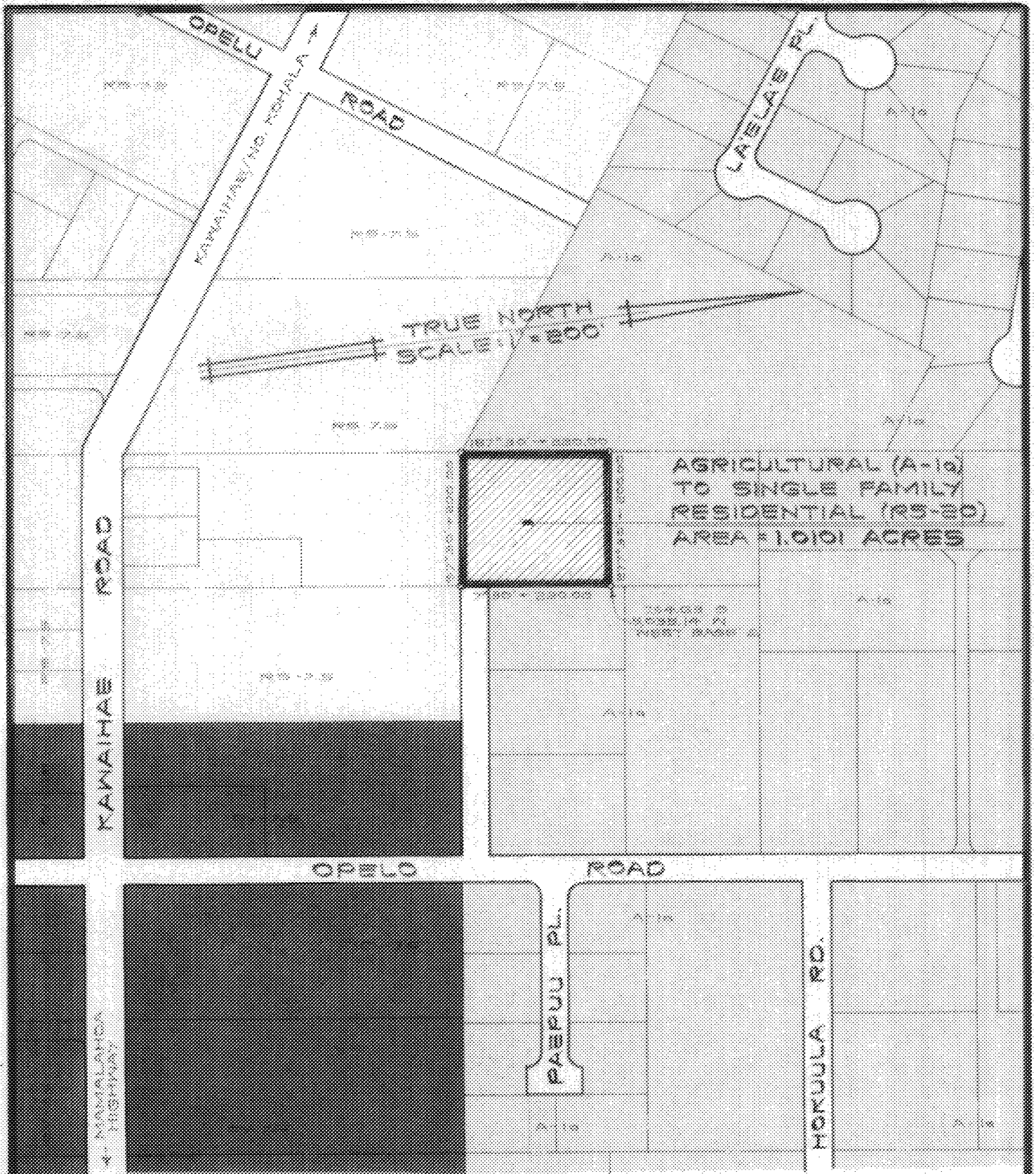

COUNCIL MEMBER, COUNTY OF HAWAII

Hilo, Hawaii

Date of Introduction: March 18, 1981

Date of Adoption: April 1, 1981

Effective Date: April 10, 1981



AGRICULTURAL (A-1a)
TO SINGLE FAMILY
RESIDENTIAL (RS-20)
AREA = 1.0101 ACRES

AMENDMENT TO THE ZONING CODE

AMENDMENT NO. 16 TO SECTION 200 (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-1a) TO SINGLE FAMILY RESIDENTIAL (RS-20) AT WAIMEA, SOUTH KOHALA, HAWAII.

DATE OF PUBLIC HEARING : FEB. 11, 1981
EFFECTIVE DATE : APRIL 10, 1981
ORDINANCE NUMBER : 683
PREPARED BY : PLANNING DEPARTMENT
COUNTY OF HAWAII

Hilo, Hawaii
Date: March 18, 1981

FIRST READING			
	AYES	NOES	A/E
Dahlberg	X		
De Luz	X		
Domingo	X		
Fujii	X		
Hale	X		
Kawahara	X		
Lai	X		
Schutte	X		
Chr. Yamashiro	X		
	9	0	0

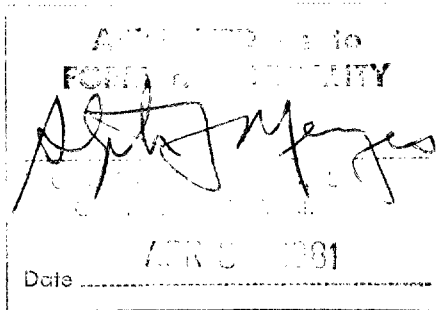
Publication Date: MAR 23 1981

Kailua-Kona, Hawaii
Date: April 1, 1981

SECOND & FINAL READING			
	AYES	NOES	A/E
Dahlberg	X		
De Luz	X		
Domingo	X		
Fujii	X		
Hale	X		
Kawahara	X		
Lai	X		
Schutte	X		
Chr. Yamashiro	X		
	9	0	0

Publication Date: APR 17 1981

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



[Signature]
Council Chairman
[Signature]
County Clerk

Approved/~~Disapproved~~ this 10th day of April, 1981.

[Signature]
Mayor, County of Hawaii

Bill No. 724
Reference: C-156/PC-20
M.B. No. _____
Ord. No. 683