

COUNTY OF HAWAII - STATE OF HAWAII

ORDINANCE NO. 722

AN ORDINANCE AMENDING 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 MULTIPLE FAMILY RESIDENTIAL (RM-1) TO OFFICE COMMERCIAL (CO-20) AT PONAHAHAWAI, SOUTH HILO, HAWAII, COVERED BY TAX MAP KEY 2-3-12:52.

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

SECTION 1. Section 7.29, 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:

"7.29 (0000). The district classification of the following area situated at Ponehawai, South Hilo, Hawaii, shall be Office Commercial (CO-20):

Beginning at a pipe at the east corner of this parcel of land, the coordinates of said point of beginning referred to Government Survey Triangulation Station "HALAI" being 1,184.56 feet North and 2,880.52 feet East, thence running by azimuths measured clockwise from True South:

1. 60° 50' 114.55 feet to a nail in concrete sidewalk on the northeast side of Kapiolani Street;
2. 145° 53' 63.70 feet along the northeast side of Kapiolani Street to a fence corner pipe;
3. 242° 36' 57.92 feet along old fence to a spike;
4. 245° 32' 62.37 feet along old fence to a bolt;
5. 330° 50' 56.57 feet to the point of beginning and containing an area of 7,123 square feet, more or less.

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, Joseph Okuna, shall be respon-


sible for complying with all of the stated conditions of approval; (B) that plans shall be submitted and Final Plan Approval, in accordance with Chapter 8 (Zoning Code), Hawaii County Code, shall be secured from the Planning Department within one (1) year from the effective date of the change of zone; (C) that construction shall commence within one (1) year from the date of receipt of Final Plan Approval and be completed within two (2) years thereafter; (D) that the proposed improvements shall be designed in keeping with the existing character of the immediate neighborhood; (E) that the sewage requirements of the appropriate governmental agencies shall be complied with; (F) that the 10-foot road widening strip shall be delineated on the plans submitted for Plan Approval. No structural improvements, including parking, shall be allowed within this 10-foot wide strip. Further, the setback shall be taken from the future road widening strip. The required landscaping, however, may be allowed within this 10-foot wide strip; (G) that access to the proposed development shall meet with the approval of the Department of Public Works; (H) that the "Permitted Uses" under the provisions of Chapter 8 (Zoning Code), Article 10, Section 3. G, in effect on the date of adoption, shall not be permitted without specific authority of the Planning Director; (I) that all water runoff generated by the proposed development shall be disposed of [on-site] by a drainage system acceptable to the Department of Public Works; and (J) 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 designation may be initiated."

SECTION 2. Material to be repealed is bracketed. New material is underscored. In printing this ordinance, the brackets, bracketed material, and underscoring need not be included.

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:

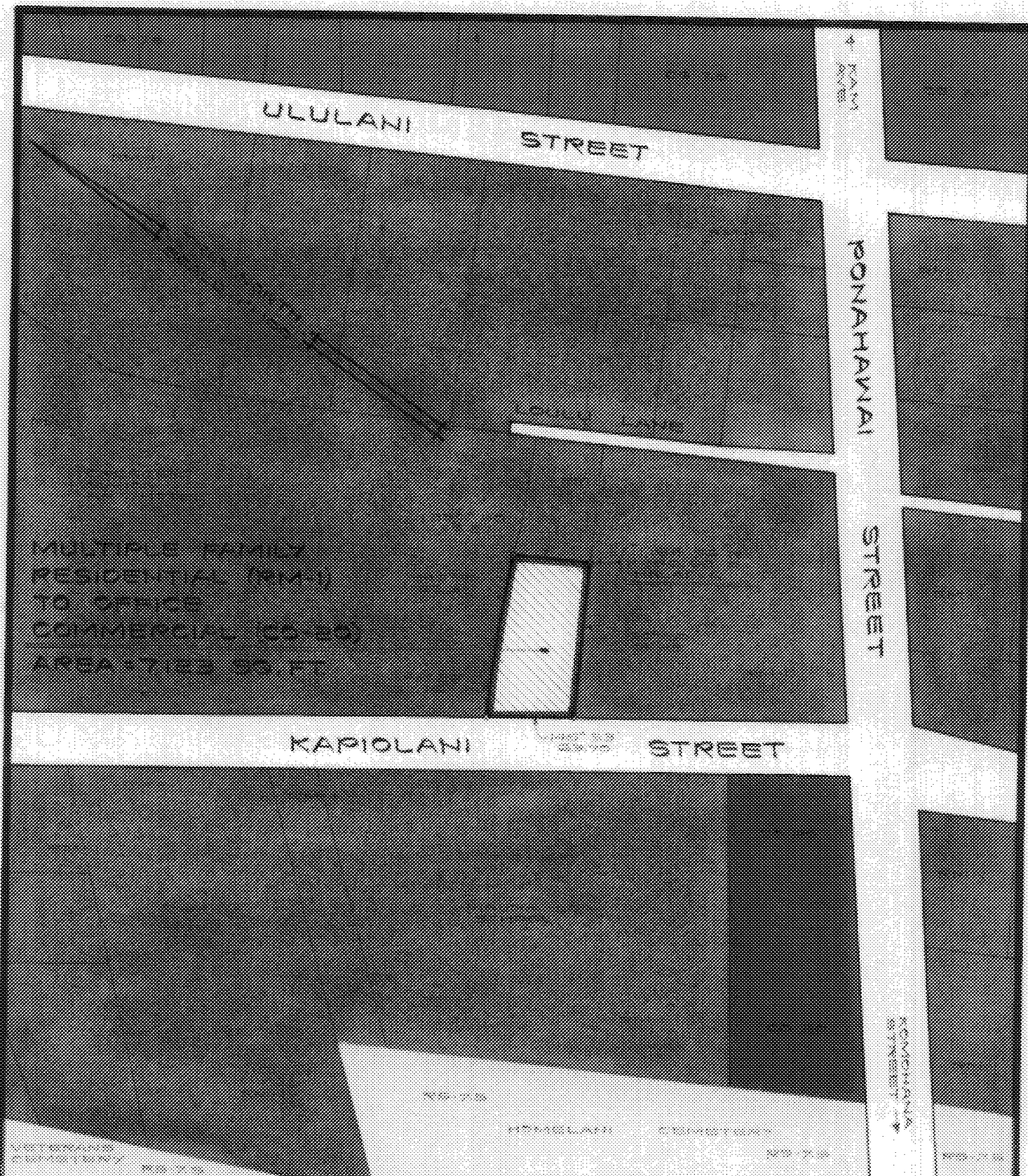

COUNCIL MEMBER, COUNTY OF HAWAII

Hilo, Hawaii

Date of Introduction: October 7, 1981

Date of Adoption: October 28, 1981

Effective Date: November 4, 1981



AMENDMENT TO THE ZONING CODE

AMENDMENT NO. 93 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 MULTIPLE FAMILY RESIDENTIAL (RM-1) TO OFFICE COMMERCIAL (CO-20) AT PONAHAHAWAI, SOUTH HILO, HAWAII.

DATE OF PUBLIC HEARING : JULY 9, 1981
 EFFECTIVE DATE : NOV. 4, 1981
 ORDINANCE NUMBER : 722
 PREPARED BY : PLANNING DEPARTMENT
 COUNTY OF HAWAII

Hilo, Hawaii
Date: October 7, 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		
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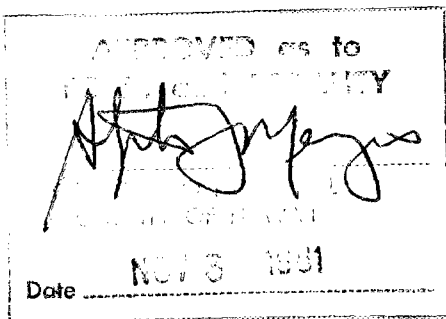
Hilo, Hawaii
Date: October 28, 1981

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		
	7	2	0

Publication Date: OCT 13 1981

Publication Date: _____

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



John G. ...
Council Chairman

R. B. Leggett
County Clerk

Approved/Disapproved this 4th day of
November, 1981.

Alan ...
Mayor, County of Hawaii

AMENDED

Bill No. 766 (REVISED)

Reference: C-443/PC-58

M.B. No. _____

Ord. No. 722