

COUNTY OF HAWAII - STATE OF HAWAII

ORDINANCE NO. 733

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 SINGLE FAMILY RESIDENTIAL (RS-15) TO SINGLE FAMILY RESIDENTIAL (RS-10) AT WAIAKEA, SOUTH HILO, HAWAII, COVERED BY TAX MAP KEY 2-4-11:166.

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

Beginning at the southwest corner of this parcel of land, being the northwest corner of Lot D-5, and on the east side of Kehaulani Street, the coordinates of said point of beginning referred to Government Survey Triangulation Station "HALAI" being 13,057.63 feet South and 8,083.64 feet East, thence running by azimuths measured clockwise from True South:

1. 175° 40' 180.00 feet along the east side of Kehaulani Street;
2. 265° 40' 242.00 feet along a portion of Lot 712-A, Lot B and a 16-foot wide Roadway Lot;
3. 355° 40' 180.00 feet along Lot 6, Lot 5, and Lot 4, all being portions of Lot 711-B, Grant 10,499;
4. 85° 40' 242.00 feet along Lot D-1 and Lot D-5 to the point of beginning and containing an area of 43,560 Square Feet or 1.000 Acre.

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, Archie Komae, shall be responsible for complying with all of the stated conditions of approval; (B) that subdivision plans shall be submitted and tentative approval secured within one (1) year from the effective date of the zone change. Final subdivision approval shall be secured within one (1) year thereafter; (C) that prior to issuance of final subdivision approval, a roadway improvement cash contribution shall be paid to the Finance Director of the County of Hawaii. The amount of said contribution shall be the approximate equivalent of the petitioner's share of a privately-initiated improvement district for Kehaulani Street, covering roadway, drainage, and related improvements, and shall be used for those purposes, as determined by the Chief Engineer. Further, should an Improvement District or similar arrangements be initiated for the improvement of Kehaulani Street, the landowners of the subject property 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 a single family dwelling, in addition to the existing dwelling, shall be constructed on one (1) of the proposed lots within three (3) years from the date of receipt of final subdivision approval; (E) that all water runoff generated by the proposed development shall be disposed of by a drainage system acceptable to the Department of Public Works; and ~~[(E)]~~ (F) that all other applicable rules, regulations, and requirements be complied with. Should any of the

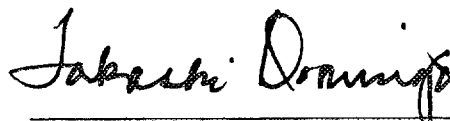
foregoing conditions not be met, rezoning of the area to its original or more appropriate designation may be initiated."

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 [2.] 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 [3.] 4. This ordinance shall take effect upon its approval.

INTRODUCED BY:



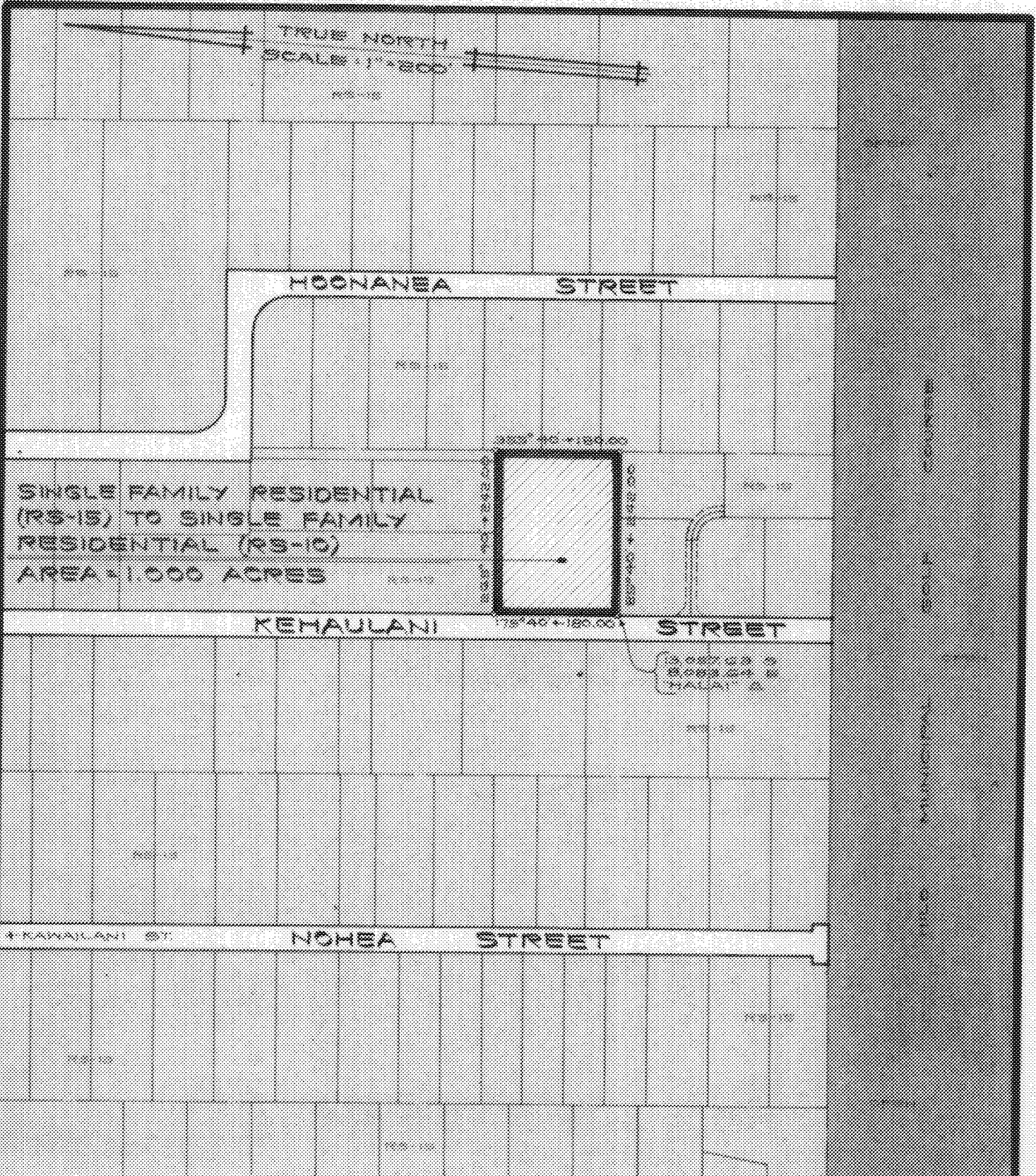
COUNCIL MEMBER, COUNTY OF HAWAII

Hilo, Hawaii

Date of Introduction: October 28, 1981

Date of Adoption: November 4, 1981

Effective Date: November 17, 1981



## AMENDMENT TO THE ZONING CODE

AMENDMENT NO. 96 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 WAIAKEA, SOUTH HILO, HAWAII.

DATE OF PUBLIC HEARING: JULY 9, 1981  
 EFFECTIVE DATE: NOV. 17, 1981  
 ORDINANCE NUMBER: 753  
 PREPARED BY: PLANNING DEPARTMENT  
 COUNTY OF HAWAII

Hilo, Hawaii  
 Date: October 28, 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

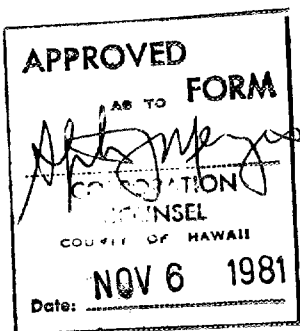
Publication Date: \_\_\_\_\_

Hilo, Hawaii  
 Date: November 4, 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: **NOV 27 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 17<sup>th</sup> day of November, 1981.

*[Signature]*  
 Mayor, County of Hawaii

Bill No. 795 (REVISED)

Reference: C-515/PC-66

M.B. No. \_\_\_\_\_

Ord. No. 733