

COUNTY OF HAWAII - STATE OF HAWAII

ORDINANCE NO. 790

AN ORDINANCE AMENDING SECTION 7.04 (THE KAILUA URBAN 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 RESORT-HOTEL (V-2) AT PUA A 2ND, NORTH KONA, HAWAII, COVERED BY TAX MAP KEY 7-5-09:39.

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

SECTION 1. Section 7.04, 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:

"7.04 ( y ). The district classification of the following area situated at Puaa 2nd, North Kona, Hawaii, shall be Resort-Hotel (V-2):

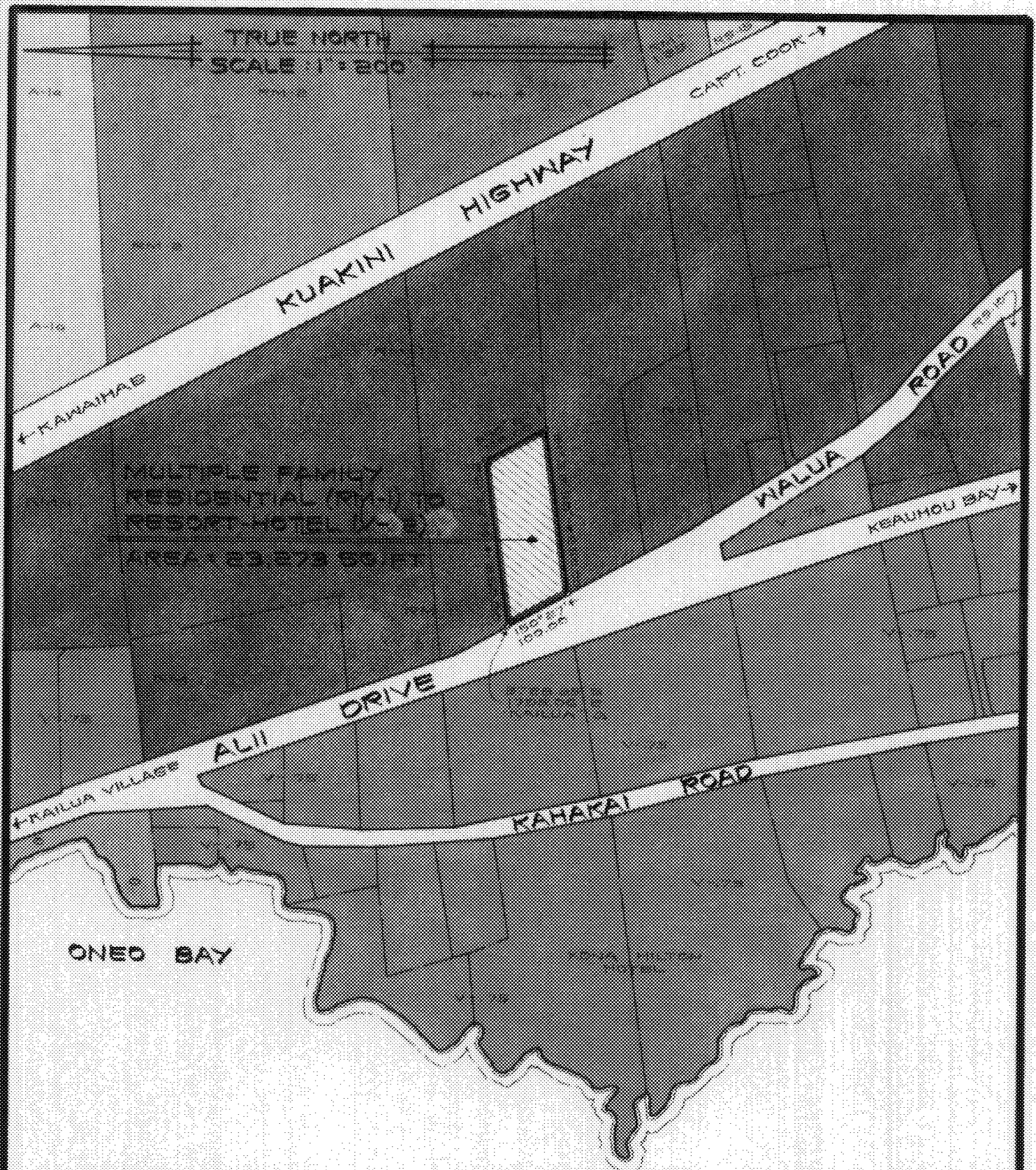
Beginning at a pipe in concrete at the northwest corner of this parcel of land, and on the easterly side of Walua Road, the coordinates of said point of beginning referred to Government Survey Triangulation Station "KAILUA" being 3,728.25 feet South and 1,795.06 feet East, and thence running by azimuths measured clockwise from True South:

1. 261° 52' 50" 250.00 feet along remainder of Lot 1, Apana 2, Grant 7489 to D. P. Waahila, to a pipe in concrete;
2. 330° 27' 100.00 feet along remainder of Lot 1, Apana 2, Grant 7489 to D. P. Waahila, to a pipe in concrete;
3. 81° 52' 50" 250.00 feet along remainder of Lot 1, Apana 2, Grant 7489 to D. P. Waahila, to a spike in concrete;
4. 150° 27' 100.00 feet along Walua Road, to the point of beginning and containing an area of 23,273 Square Feet.

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 or its authorized representative shall be responsible for complying with all stated conditions of approval; (B) that the plans shall be submitted and Final Plan Approval secured in accordance with Article 22, Chapter 8 (Zoning Code) of the Hawaii County Code within one (1) year from the effective date of the change of zone; (C) that construction of the proposed development shall commence within one (1) year from the date of receipt of Final Plan Approval and shall be completed within two (2) years thereafter; (D) that a drainage system consistent with the standards of the Department of Public Works shall be installed; (E) that the frontage of the subject property shall be improved with curbs, gutters, and sidewalks and other related improvements meeting with the approval of the Chief Engineer prior to the issuance of occupancy permit; and (F) that all other applicable requirements, including the requirements of the Department of Water Supply, State Department of Health, and the Department of Public Works shall be complied with. Should any of the foregoing conditions not be met, the rezoning of the subject property to its original or more appropriate zoning designation may be initiated by the Planning Director."

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.



## AMENDMENT TO THE ZONING CODE

AMENDMENT NO. 25 TO SECTION 204 (THE KAILUA URBAN 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 RESORT-HOTEL (V-2) AT PUAU END, NORTH KONA, HAWAII.

DATE OF PUBLIC HEARING : MARCH 17, 1982  
 EFFECTIVE DATE : MAY 24, 1982  
 ORDINANCE NUMBER : 790  
 PREPARED BY : PLANNING DEPARTMENT  
 COUNTY OF HAWAII

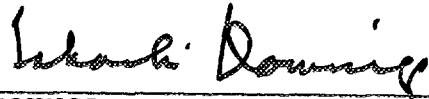
TMK : 7-5-05 : 33

MARCH 24, 1982

EXHIBIT "A"

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

INTRODUCED BY:



COUNCIL MEMBER, COUNTY OF HAWAII

Hilo, Hawaii

Date of Introduction: May 5, 1982

Date of Adoption: May 19, 1982

Effective Date: May 24, 1982

Hilo, Hawaii  
Date: May 5, 1982

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

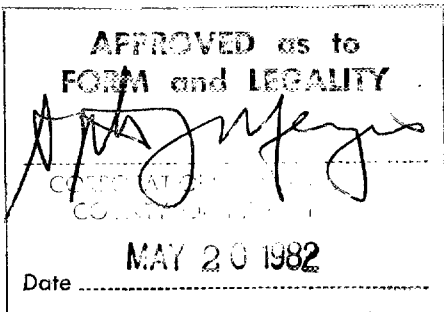
Publication Date: \_\_\_\_\_

Hilo, Hawaii  
Date: May 19, 1982

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	0	2

Publication Date: JUN 1 1982

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 24<sup>th</sup> day of May, 1982.

*[Signature]*  
Mayor, County of Hawaii

Bill No. 843  
Reference: C-755/PC-105  
M.B. No. \_\_\_\_\_  
Ord. No. 790