

COUNTY OF HAWAII - STATE OF HAWAII

ORDINANCE NO. 83 60

AN ORDINANCE AMENDING SECTION 25-114 (CITY OF HILO ZONE MAP), ARTICLE 3, CHAPTER 25 (ZONING CODE) OF THE HAWAII COUNTY CODE, 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 2-4-61:1.

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

SECTION 1. Section 25-114, Article 3, Chapter 25 (Zoning Code) of the Hawaii County Code, is amended to change the district classification of property described hereinafter as follows:

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

Beginning at the southeast corner of this parcel of land and on the north side of Haihai Street, the coordinates of said point of beginning referred to Government Survey Triangulation Station "HALAI" being 15724.87 feet South and 3762.80 feet East and running by azimuths measured clockwise from True South:

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|----|------|-----|--------|---|
| 1. | 85° | 40' | 128.00 | feet along the north side of Haihai Street; |
| 2. | 175° | 40' | 200.00 | feet along 20 Feet Wide Drainage Easement "B-5", along Lot 45 of Machado Acres Subdivision F.P. 1343; |
| 3. | 265° | 40' | 128.00 | feet along Lots 78 and 79 of Maunakai Circle Subdivision F.P. 1290; |
| 4. | 355° | 40' | 200.00 | feet along Lot "I" of the Subdivision of Grant 11265 to the Heirs of Virginia C. Carey (deceased) to the point of beginning and containing an area of 25,600 Square Feet. |

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

SECTION 2. This change in district classification is conditioned upon the following: (A) the date of the change of zone ordinance shall become effective only upon the awarding of a contract for the construction of needed water improvements, provided that such contract must be awarded within two years from the date the ordinance is signed by the Mayor; provided further that a maximum one-year extension to the two-year time limit may be granted by the Planning Director with reasonable and sufficient justification. No subdivision plans shall be acted upon until after the effective date of the change of zone. The Planning Director shall be mandated to initiate action to seek the repeal of the ordinance if the above-cited terms have not been complied with; (B) the petitioner, successors or its assigns shall be responsible for complying with all of the stated conditions of approval of the zone change; (C) subdivision plans shall be submitted within one year from the effective date of the zone change; (D) the construction of a single-family dwelling on one of the proposed lots shall commence within one year from the date of receipt of final subdivision approval and be completed within one year thereafter; (E) a 10-foot wide future road widening strip along the Haihai Street frontage shall be set aside and delineated on the subdivision plans; (F) access to the proposed lots from Haihai Street shall meet with the approval of the Department of Public Works; (G) a drainage system in accordance with the requirements of the Department of Public Works shall be installed; and

(H) all other applicable rules, regulations and requirements shall be complied with. Should Conditions B through H not be met, rezoning of the property to its original or more appropriate designation may be initiated.

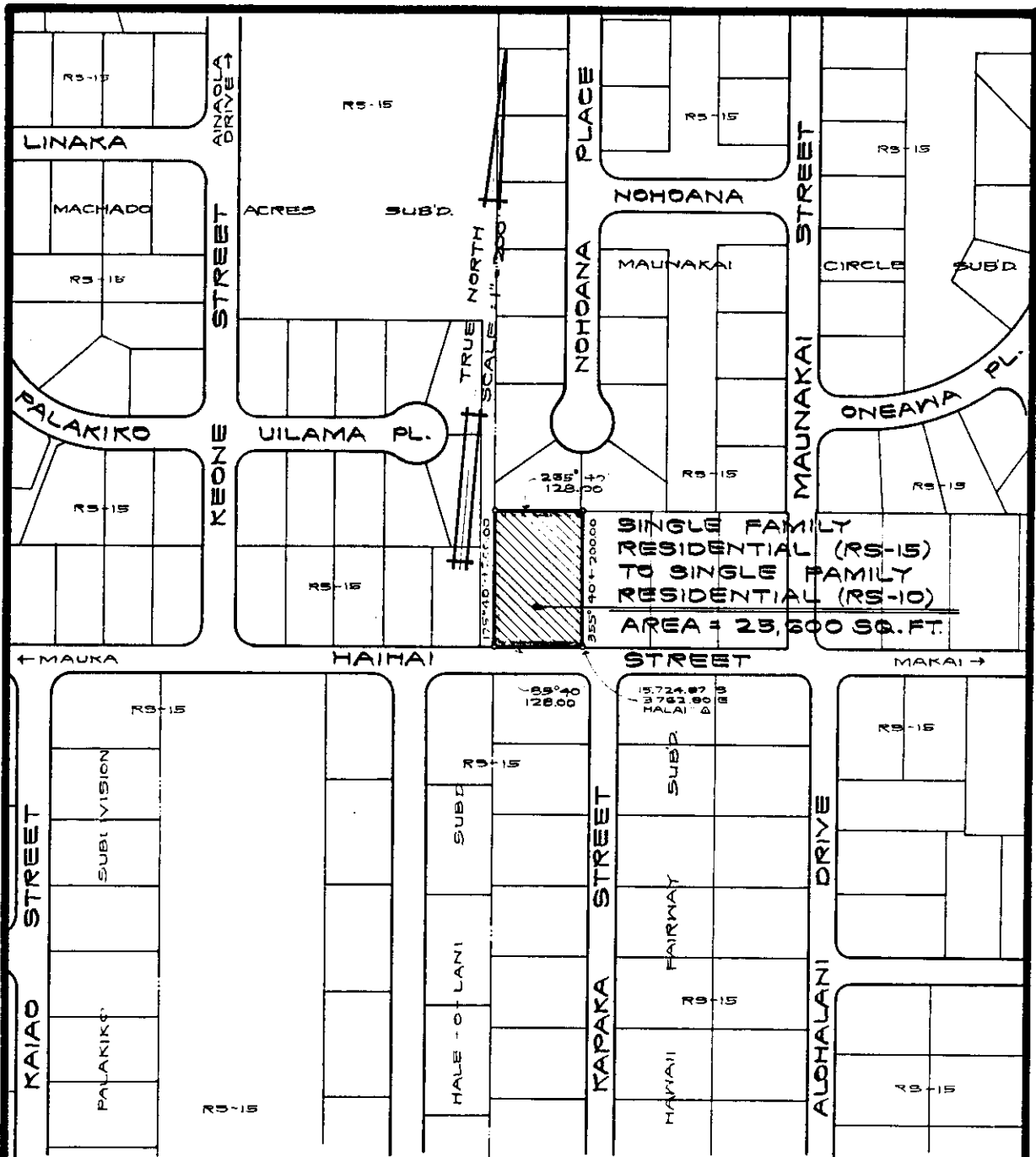
SECTION 3. In the event that any portion of this ordinance is declared invalid, such invalidity shall not affect the other parts of this ordinance.

SECTION 4. This ordinance shall take effect upon its approval.

INTRODUCED BY:


COUNCIL MEMBER, COUNTY OF HAWAII

Hilo, Hawaii
Date of Introduction: December 6, 1983
Date of 1st Reading: December 6, 1983
Date of 2nd Reading: December 14, 1983
Effective Date: December 19, 1983



AMENDMENT TO THE ZONING CODE

AMENDING SECTION 25-114 (CITY OF HILO ZONE MAP) ARTICLE 3, CHAPTER 25 (ZONING CODE) OF THE HAWAII COUNTY CODE, BY CHANGING THE DISTRICT CLASSIFICATION FROM SINGLE FAMILY RESIDENTIAL (RS-15) TO SINGLE FAMILY RESIDENTIAL (RS-10) AT WAIAKEA, SOUTH HILO, HAWAII.

PREPARED BY: PLANNING DEPARTMENT
COUNTY OF HAWAII