

COUNTY OF HAWAII -- STATE OF HAWAII

ORDINANCE NO. 873

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 AGRICULTURAL (A-1a) TO SINGLE FAMILY RESIDENTIAL (RS-7.5) AT PONAHAHAWAI, SOUTH HILO, HAWAII, COVERED BY TAX MAP KEY 2-3-39:38.

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 (mmmmmm). The district classification of the following area situated at Ponehawai, South Hilo, Hawaii, shall be Single Family Residential (RS-7.5):

Beginning at the West corner of this parcel of land, on the northeasterly side of Wiliwili Street, the coordinates of said point of beginning referred to Government Survey Triangulation Station "HALAI" being 1,863.33 feet South and 2,651.09 feet West and running by azimuths measured clockwise from True South:

1. 236° 50' 330.62 feet along R. P. 5707, L. C. Aw. 463 to Kuihelani no E. Kahakumakaliua;
2. 316° 15' 103.68 feet along the remainder of Grant 252 to B. Pitman;
3. 46° 15' 325.00 feet along Lot 60 (portion of Grant 252 to B. Pitman);
4. 136° 15' 164.40 feet along Wiliwili Street to the point of beginning and containing an area of 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) the petitioner, successors, or assigns shall be responsible for complying with all of the stated conditions of approval; (B) subdivision plans shall be submitted within one year from the effective date of the zone change. Final subdivision plans shall be submitted within one year from the effective date of tentative subdivision approval; (C) single family dwellings be constructed on two of the proposed lots within three years from the date of receipt of final subdivision approval; (D) a drainage system as required by the Department of Public Works shall be installed; (E) Wiliwili Street along the frontage of the subject property shall be improved with curbs, gutters and sidewalks meeting with the approval of the Department of Public Works. Further, should an improvement district or similar arrangements be initiated for the improvement of Wiliwili Street, the applicant shall automatically participate in the improvement district petition, and this obligation shall run with the land and be included as a covenant in any conveyance document relating to the subject property; and (F) all other applicable rules, regulations, and requirements, including those of the Department of Water Supply and the State Department of Health 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. 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:

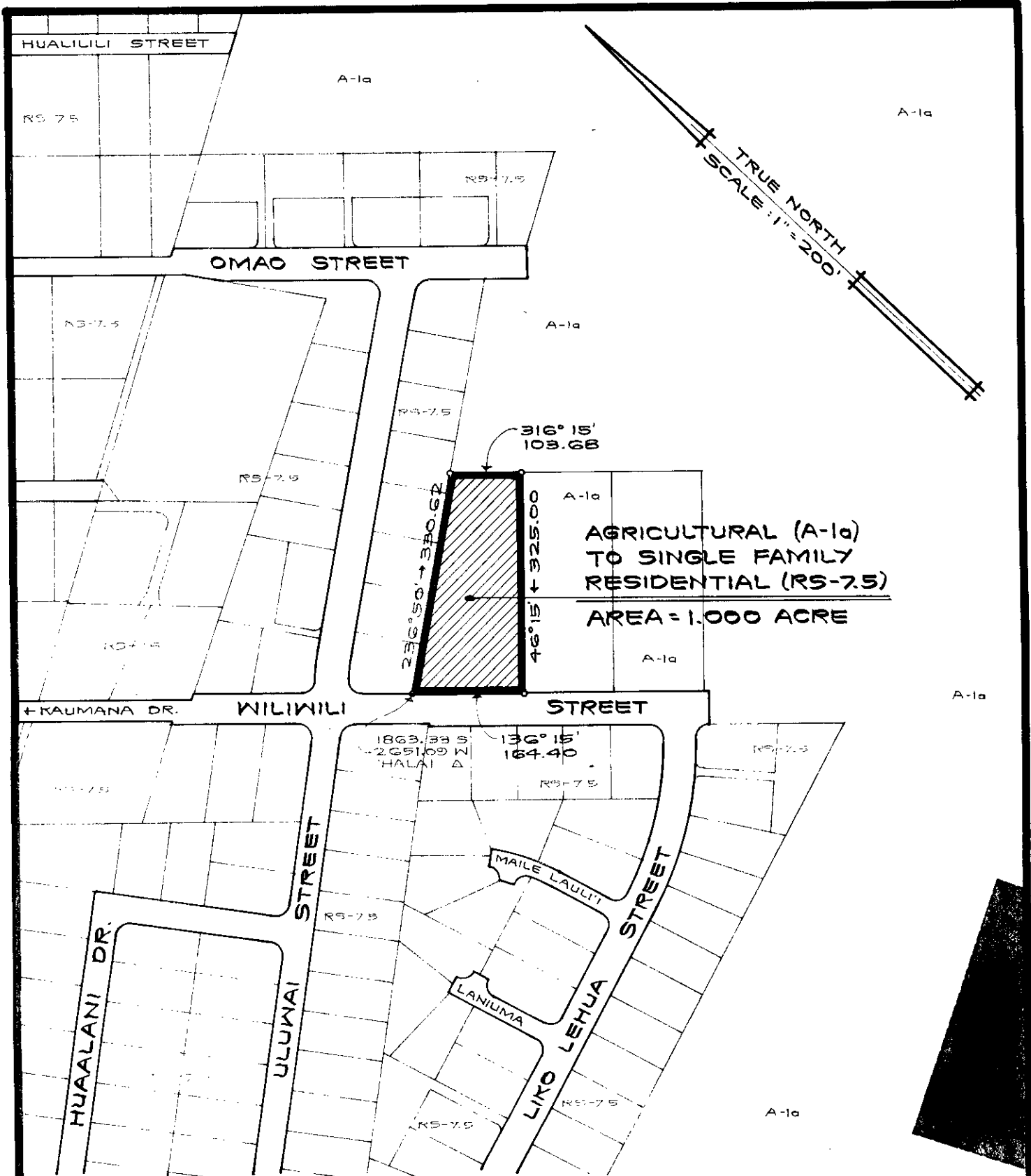
  
COUNCIL MEMBER, COUNTY OF HAWAII

Hilo, Hawaii

Date of Introduction: April 6, 1983

Date of Adoption: April 20, 1983

Effective Date: April 26, 1983



## AMENDMENT TO THE ZONING CODE

AMENDMENT NO.117 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 AGRICULTURAL (A-1a) TO SINGLE FAMILY RESIDENTIAL (RS-7.5) AT PONAHAWAI, SOUTH HILO, HAWAII.

DATE OF PUBLIC HEARING: DEC. 9, 1982 & JAN. 13, 1983  
 EFFECTIVE DATE: APRIL 20, 1983  
 ORDINANCE NUMBER: 873  
 PREPARED BY: PLANNING DEPARTMENT  
 COUNTY OF HAWAII

TMK: 2-3-39:38

JAN. 5, 1983

EXHIBIT "A"

Hilo, Hawaii  
Date: April 6, 1983

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		
	7	0	2

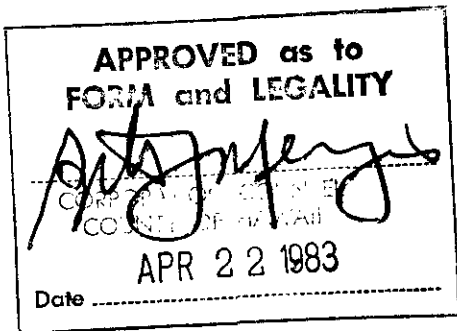
Publication Date: \_\_\_\_\_

Hilo, Hawaii  
Date: April 20, 1983

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
	5	0	4

Publication Date: MAY 6 1983

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



Sk Schutte  
ACT, Council Chairman

R. B. Legaspi  
County Clerk

Approved/Disapproved this 26<sup>th</sup> day of  
April, 1983

[Signature]  
Mayor, County of Hawaii

Bill No. 929 (DRAFT 2)  
Reference: PC-215  
M.B. No. \_\_\_\_\_  
Ord. No. 873