

COUNTY OF HAWAII - STATE OF HAWAII

ORDINANCE NO. 875

AN ORDINANCE AMENDING SECTION 7.05 (THE KAILUA-HONALO URBAN 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 VILLAGE COMMERCIAL (CV-7.5) AT KAWANUI 1ST, NORTH KONA, HAWAII, COVERED BY TAX MAP KEY 7-9-14:PORTION OF 3.

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

SECTION 1. Section 7.05, 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:

"7.05 (cc). The district classification of the following area situated at Kawanui 1st, North Kona, Hawaii, shall be Village Commercial (CV-7.5):

Beginning at the Southeasterly corner of this parcel of land, being also the Northeasterly corner of Lot E and a point on the Southerly side of Saint Paul Road, the coordinates of said point of beginning referred to Government Survey Triangulation Station "PUU OHAU" being 10,326.50 feet North and 8,269.86 feet East and running by azimuths measured clockwise from True South:

Thence, for the next five (5) courses following along the remainder of Grant 1178 to Hapuku:

1. 64° 10' 70.00 feet along Lot E to a point;
2. 79° 00' 112.94 feet along Lot E to a point;
3. 178° 36' 61.22 feet along Lot 2 of this subdivision to a point;
4. 260° 40' 71.30 feet along Lot 2 of this subdivision to a point;
5. 265° 31' 64.95 feet along Lot 2 of this subdivision and along the Southerly side of Saint Paul Road to a point;

6. 302° 39'

47.81 feet along the
Southerly side of
Saint Paul Road to the
point of beginning and
containing an area of
8,644 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) the petitioner or its authorized representative shall be responsible for complying with all conditions of approval; (B) plans shall be submitted for Plan Approval within one year of the effective date of the change of zone ordinance; (C) construction shall commence within one year from the date of receipt of final Plan Approval and shall be completed within two years thereafter; (D) a road widening setback meeting with the approval of the Chief Engineer be delineated along Saint Paul Road at the time of Plan Approval; (E) the driveway for the commercial facility shall be located at the western end of the subject property; (F) the pavement within the Saint Paul Road right-of-way be widened to twenty feet from the driveway of the subject property to the Mamalahoa Highway meeting with the approval of the Chief Engineer. The pavement widening shall be completed prior to the issuance of occupancy permit; (G) all on-site drainage shall be disposed of in a manner acceptable to the Chief Engineer; and (H) all other applicable rules, regulations, and requirements be complied with. Should any of the foregoing conditions not be met, a change of zone to the original or other appropriate designations 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

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: _____

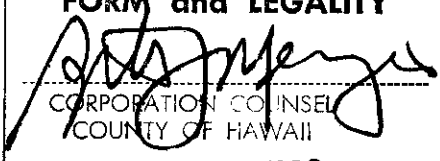
Hilo, Hawaii

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.

**APPROVED as to
FORM and LEGALITY**

 CORPORATION COUNSEL
 COUNTY OF HAWAII
 Date APR 22 1983

ACT. 
Council Chairman


County Clerk

Approved/~~Disapproved~~ this 26th day of April, 1983.


Mayor, County of Hawaii

Bill No. 951
Reference: PC-218
M.B. No. _____
Ord. No. 875