

COUNTY OF HAWAII STATE OF HAWAII

Bill No. 308

ORDINANCE NO. 87 16

AN ORDINANCE AMENDING SECTION 25-95C (HAWI-KAPAAU 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 NEIGHBORHOOD COMMERCIAL (CN-20) AT KAPUA AND PUEHUEHU, NORTH KOHALA, HAWAII, COVERED BY TAX MAP KEY 5-4-07:PORTION OF 10.

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

SECTION 1. Section 25-95C, 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 Kapua and Puehuehu, North Kohala, Hawaii, shall be Neighborhood Commercial (CN-20):

Beginning at the south corner of this parcel of land on the north side of Akoni Pule Highway, the coordinates of said point of beginning referred to Government Survey Triangulation Station "PUU O NALE" being 12,815.85 feet north and 9,502.12 feet east and running by azimuths measured clockwise from True South:

1. 115° 31'                    219.63 feet along Akoni Pule Highway;
2. Thence along the remainder of Grant 1956 to Poepoe on a curve to the right with a radius of 30.00 feet, the chord azimuth and distance being:  
160° 31'                    42.43 feet;
3. 205° 31'                    170.00 feet along the remainders of Grant 1956 to Poepoe and R. P. 7653, L. C. Aw. 8741 to Kalua;

Thence along the remainder of R. P. 7653,  
L. C. Aw. 8741 to Kalua for the next four (4) courses,  
the azimuths and distances being:

4. Following along a curve to the right with a radius of  
250.00 feet, the chord azimuth and distance being:  
213° 15' 30" 67.35 feet;
5. 221° 00' 100.00 feet;
6. Following along a curve to the right with a radius of  
45.00 feet, the chord azimuth and distance being:  
249° 07' 32" 42.43 feet;
7. Following along a curve to the left with a radius of  
45.00 feet, the chord azimuth and distance being:  
227° 52' 32" 68.31 feet;
8. 268° 30' 173.14 feet along the remainders of  
R. P. 7653, L. C. Aw. 8741 to  
Kalua, Grant 1956 to Poepoe  
and Grant 1544 to Makanoanoa,  
Maria and Kanehalau;
9. 25° 03' 535.67 feet along the remainder of  
Grant 1544 to Makanoanoa,  
Maria and Kanehalau to the  
point of beginning and  
containing an area of  
2.518 Acres.

All as shown 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 applicant, successors  
or assigns shall be responsible for complying with all stated  
conditions of approval; (B) plans for the proposed development  
shall be submitted to the Planning Department for Plan Approval  
review within one year from the effective date of the change of

zone; (C) construction shall commence within one year from the date of receipt of Final Plan Approval and be completed within two years thereafter; (D) access(es) to the property shall meet with the approval of the Department of Transportation, Highways Division. Further, a 10-foot wide, "no vehicle access," planting screen easement along the frontage of the property bordering Akoni Pule Highway, exclusive of access points, shall be provided prior to receipt of the occupancy permit; (E) a drainage system shall be installed in accordance with the requirements of the Department of Public Works; and (F) all other applicable rules, regulations, and requirements shall be complied with. The Planning Director may administratively grant extensions to the foregoing condition(s). Further, should any of the conditions not be met or substantially complied with in a timely fashion, the Director may initiate rezoning of the area to its original or more appropriate designation.

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

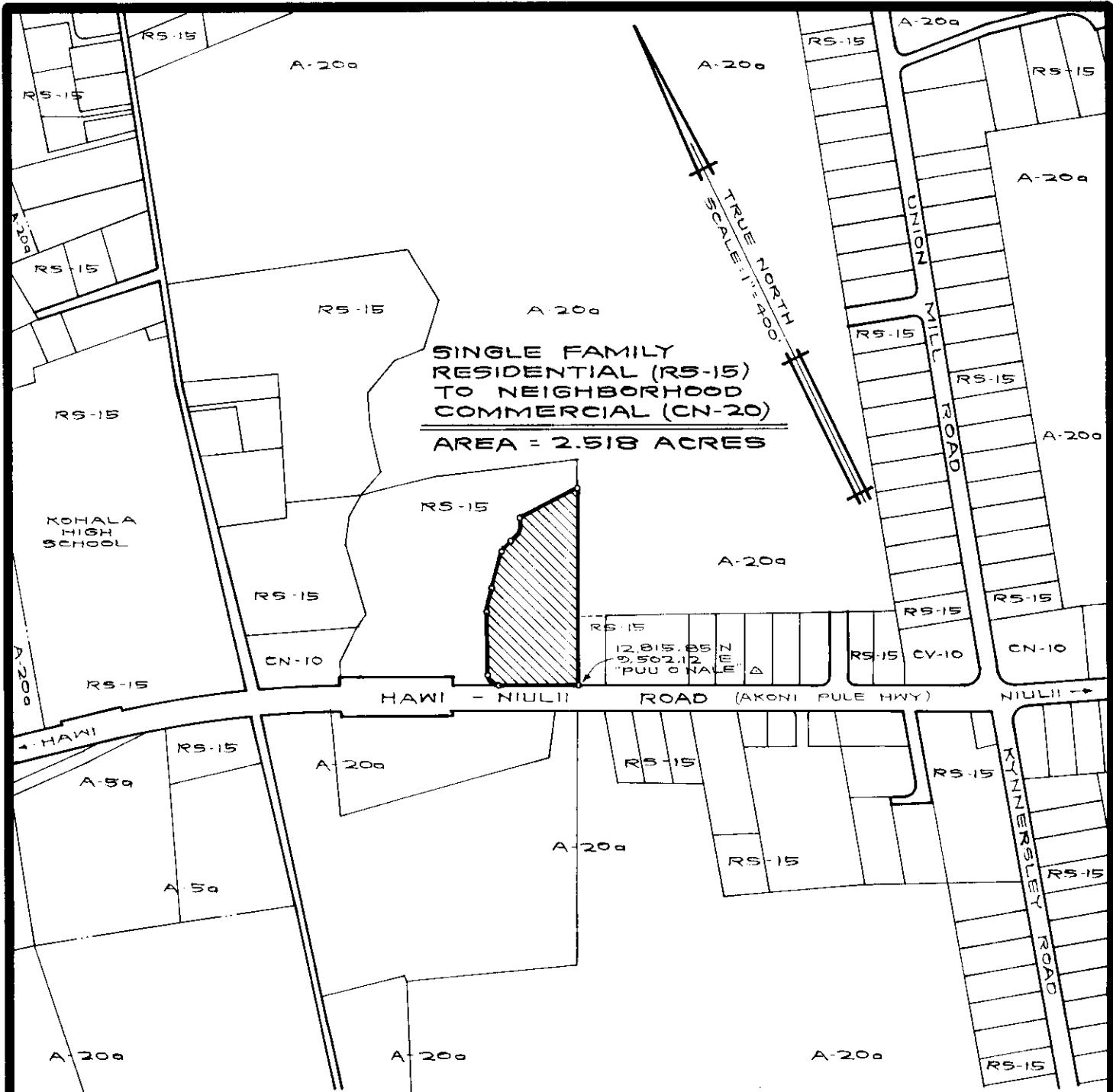
SECTION 4. This ordinance shall take effect upon its approval.

INTRODUCED BY:

  
COUNCIL MEMBER, COUNTY OF HAWAII

Hilo, Hawaii

Date of Introduction: February 4, 1987  
Date of 1st Reading: February 4, 1987  
Date of 2nd Reading: February 18, 1987  
Effective Date: February 24, 1987



# AMENDMENT TO THE ZONING CODE

AMENDING SECTION 25-95C (HAWI-KAPAAU 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 NEIGHBORHOOD COMMERCIAL (CN-20) AT KAPUA AND PUEHUEHU, NORTH KOHALA, HAWAII.

PREPARED BY : PLANNING DEPARTMENT  
COUNTY OF HAWAII

TMK : 5-4-07 : PORTION OF 10

DEC. 22, 1986

EXHIBIT "A"