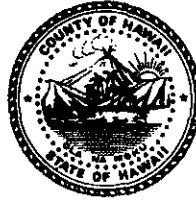


COUNTY OF HAWAI'I



STATE OF HAWAI'I

ORDINANCE NO. 07 112 BILL NO. 114

AN ORDINANCE AMENDING SECTION 25-8-7 (NORTH AND SOUTH KOHALA DISTRICT ZONE MAP) AND SECTION 25-8-11 (LALAMILO-PUUKAPU ZONE MAP), ARTICLE 8, CHAPTER 25 (ZONING CODE) OF THE HAWAI'I COUNTY CODE 1983 (2005 EDITION), BY CHANGING THE DISTRICT CLASSIFICATION FROM AGRICULTURAL – 40 ACRE (A-40a) AND AGRICULTURAL – 1 ACRE (A-1a) TO AGRICULTURAL – 400 ACRE (A-400a) AT WAIMEA, SOUTH KOHALA, HAWAI'I, COVERED BY TAX MAP KEY 6-5-001:020.

BE IT ORDAINED BY THE COUNCIL OF THE COUNTY OF HAWAI'I:

SECTION 1. Sections 25-8-7 and 25-8-11, Article 8, Chapter 25 (Zoning Code) of the Hawai'i County Code 1983 (2005 Edition), is amended to change the district classification of property described hereinafter as follows:

The district classification of the following area situated at Waimea, South Kohala Hawai'i, shall be Agricultural – 400 acre (A-400a):

Beginning at the southeast corner of this parcel of land, at the north corner of Lot 4, Block 1, Waimea Homesteads and at the south corner of the Waimea Water Reservation (Governor's Executive Order 2511), the coordinates of said point of beginning referred to Government Survey Triangulation Station "WEST BASE" being 901.60 feet North and 1293.84 feet West, as shown on Government Survey Registered Map 2739, thence running by azimuths measured clockwise from True South:

- | | | | |
|----|----------|-------|---|
| 1. | 55° 09' | 435.0 | feet along Lot 4, Block 1 of Waimea Homesteads; |
| 2. | 145° 09' | 500.0 | feet along Lot 5, Block 1 of Waimea Homesteads; |
| 3. | 55° 09' | 600.0 | feet along Lots 5, 6 and 7, Block 1 of Waimea Homesteads; |

4.	145° 09'	500.0	feet along the northeast side of a 20-foot Road;
5.	55° 09'	1000.0	feet across the said 20-foot road and along Lots 8-B, 9, 10, 11 and 12, Block 1 of Waimea Homesteads;
6.	145° 09'	390.0	feet along Lot 2, Block 12 of Waimea Homesteads and across Lihipali Road;
7.	55° 09'	321.4	feet along the northwest side of Lihipali Road;
8.	67° 59'	482.7	feet along the northwest side of Lihipali Road;
9.	7° 30'	295.6	feet along the west side of Opelo Road;
10.	97° 30'	594.4	feet along the north side of Kohokohau Road;
11.	124° 28'	433.6	feet along the north side of Kohokohau Road;
12.	91° 44'	597.0	feet along the north side of Kohokohau Road;
13.	33° 12'	598.0	feet along Lots 5 and 4, Block 10 of Waimea Homesteads;
14.	130° 30'	2051.0	feet along Grant 5276 to A. T. K. Parker;
15.	220° 30'	210.00	feet along Grant 5275 to A. T. K. Parker;
16.	130° 30'	110.00	feet along Grant 5275 to A. T. K. Parker, to the middle of Waiaua Stream;

Thence along the middle of Waiuia Gulch to its junction with Oolamakapehu Gulch, being also R.P. 4504-A, L.C. Aw. 589-2258, Apana 1 to James Fay and thence along the middle of Oolamakapehu Gulch, being also R.P. 8158, L.C. Aw. 4513, Apana 2 to Paukeaho, the direct azimuth and distance being:

17.	221° 07' 50"	1513.24	feet;
18.	212° 48'	718.5	feet along R.P. 8158, L.C. Aw. 4513, Apana 2 to Paukeaho;
19.	206° 27'	741.0	feet along R.P. 8158, L.C. Aw. 4513, Apana 2 to Paukeaho;
20.	218° 42'	649.0	feet along R.P. 8158, L.C. Aw. 4513, Apana 2 to Paukeaho, to a concrete monument;
21.	279° 46'	1478.75	feet along the Hawaiian Home Land of Puukapu;
22.	9° 46'	500.00	feet along Reservoir Site;
23.	279° 46'	1400.00	feet along Reservoir Site;
24.	189° 46'	500.00	feet along Reservoir Site;
25.	279° 46'	183.85	feet along Kohala Forest Reserve (Governor's Proclamation dated May 2, 1938);
26.	316° 02'	1192.9	feet along Kohala Forest Reserve (Governor's Proclamation dated May 2, 1938);
27.	289° 54'	332.0	feet along Kohala Forest Reserve (Governor's Proclamation dated May 2, 1938);
28.	267° 39'	50.0	feet along Kohala Forest Reserve (Governor's Proclamation dated May 2, 1938) to the middle of Waikoloa-iki Stream;

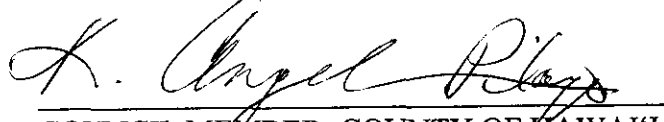
- | | | | |
|-----|----------|--------|--|
| 29. | 55° 09' | 1011.9 | feet along Waimea Water
Reservation (Governor's Executive
Order 2511); |
| 30. | 325° 09' | 1913.5 | feet along Waimea Water
Reservation (Governor's Executive
Order 2511), to the point of
beginning and containing an AREA
OF 420.17 ACRES. |

All as shown on the map attached hereto, marked Exhibit "A" and by reference made part hereof.

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:

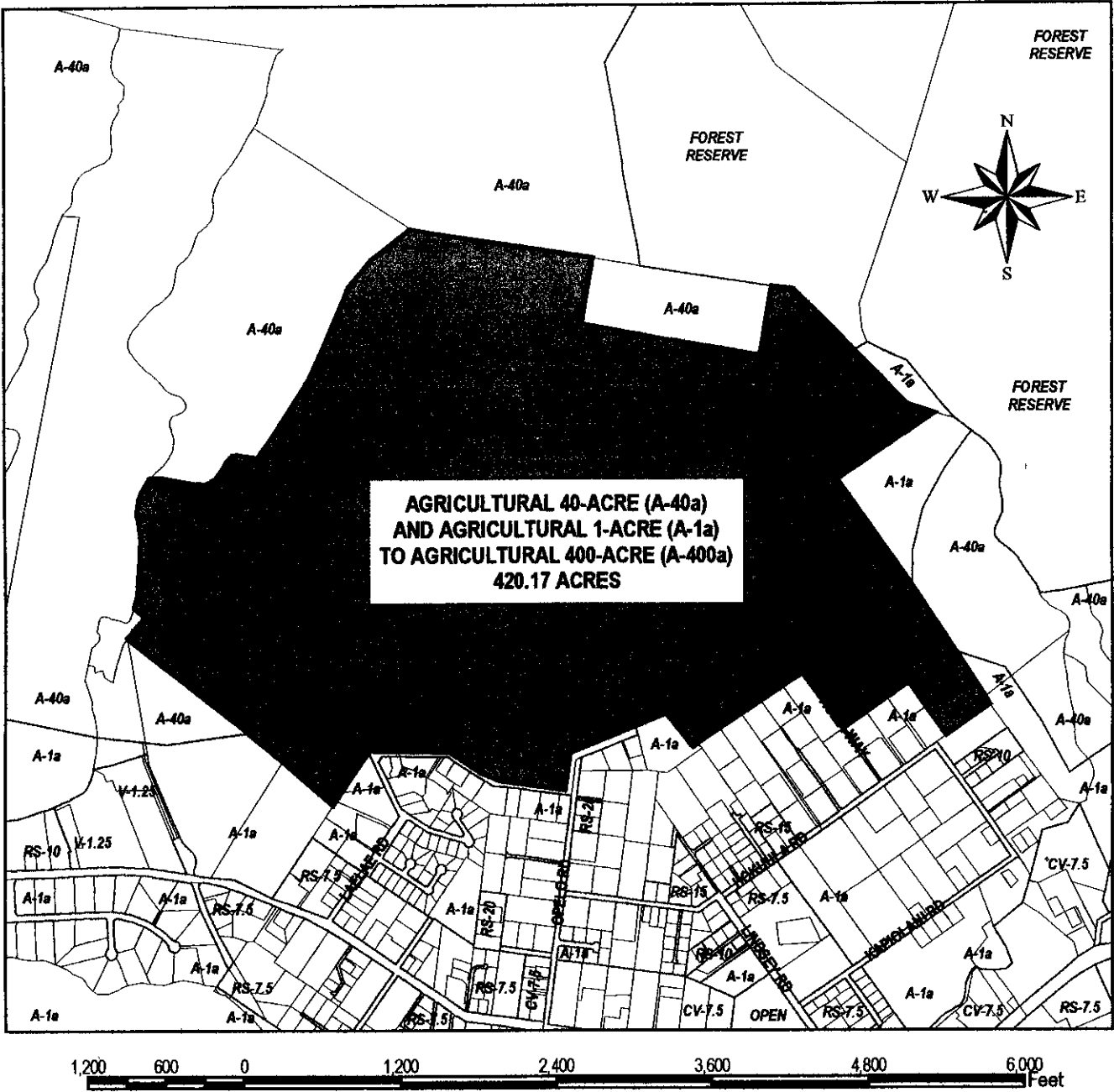


 COUNCIL MEMBER, COUNTY OF HAWAII

 Hilo , Hawai'i

Date of Introduction: July 25, 2007
 Date of 1st Reading: July 25, 2007
 Date of 2nd Reading: August 22, 2007
 Effective Date: September 11, 2007

REFERENCE: Comm. 482



AMENDMENT TO THE ZONING CODE

AMENDING SECTION 25-8-7 (NORTH AND SOUTH KOHALA DISTRICT ZONE MAP)
AND 25-8-11 (LALAMILO-PUUKAPU ZONE MAP)
ARTICLE 8, CHAPTER 25 (ZONING CODE) OF THE HAWAII COUNTY CODE
1983 (2005 EDITION), BY CHANGING THE DISTRICT CLASSIFICATION
FROM AGRICULTURAL 40-ACRE (A-40a) AND AGRICULTURAL 1-ACRE (A-1a)
TO AGRICULTURAL 400-ACRE (A-400a)
AT WAIMEA, SOUTH KOHALA, HAWAII
PREPARED BY: PLANNING DEPARTMENT
COUNTY OF HAWAII

OFFICE OF THE COUNTY CLERK
County of Hawai'i
Hilo, Hawai'i

Introduced By: K. Angel Pilago
Date Introduced: July 25, 2007
First Reading: July 25, 2007
Published: N/A

REMARKS: _____


Second Reading: August 22, 2007
To Mayor: August 30, 2007
Returned: September 12, 2007
Effective: September 11, 2007
Published: September 20, 2007



REMARKS: _____

ROLL CALL VOTE				
	AYES	NOES	ABS	EX
Ford	X			
Higa	X			
Hoffmann	X			
Ikeda	X			
Jacobson	X			
Naeole	X			
Pilago	X			
Yagong	X			
Yoshimoto	X			
	9	0	0	0

ROLL CALL VOTE				
	AYES	NOES	ABS	EX
Ford	X			
Higa			X	
Hoffmann	X			
Ikeda	X			
Jacobson	X			
Naeole	X			
Pilago	X			
Yagong			X	
Yoshimoto	X			
	7	0	2	0


I DO HEREBY CERTIFY that the foregoing BILL was adopted by the County Council published as indicated above.

APPROVED AS TO
FORM AND LEGALITY:

DEPUTY CORPORATION COUNSEL
COUNTY OF HAWAII
Date 9/04/07


COUNCIL CHAIRMAN

COUNTY CLERK

Bill No.: 114
Reference: C-482/PC-37
Ord No.: 07 112

~~Approved~~ Disapproved this 11th day
of September, 2007


MAYOR, COUNTY OF HAWAII