

COUNTY OF HAWAI'I



STATE OF HAWAI'I

ORDINANCE NO. 13 88 BILL NO. 88

AN ORDINANCE AMENDING SECTION 25-8-33 (CITY OF HILO ZONE MAP), ARTICLE 8, CHAPTER 25 (ZONING CODE) OF THE HAWAI'I COUNTY CODE 1983 (2005 EDITION), BY CHANGING THE DISTRICT CLASSIFICATION FROM SINGLE-FAMILY RESIDENTIAL – 10,000 SQUARE FEET (RS-10) TO NEIGHBORHOOD COMMERCIAL – 20,000 SQUARE FEET (CN-20) AT WAIĀKEA, SOUTH HILO, HAWAI'I, COVERED BY TAX MAP KEY 2-2-025:024 (PORTION).

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

SECTION 1. Section 25-8-33, 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 Waiākea, South Hilo, Hawai'i, shall be Neighborhood Commercial – 20,000 square feet (CN-20):

Beginning at the north corner of this parcel of land, the west corner of Grant 10,124 to Chong C. Akana and on the southeast side of Lanikāula Street, the coordinates of said point of beginning referred to Government Survey Triangulation Station "HALAI" being 3976.90 feet South and 6594.97 feet East, thence running by azimuths measured clockwise from True South:

- |    |          |        |  |
|----|----------|--------|--|
| 1. | 328° 10' | 173.40 | feet along Grant 10,124 to Chong C. Akana;   |
| 2. | 58° 10'  | 30.00  | feet along the remainder of the Abandoned Railroad Right-of-Way (30.00 feet wide);                                       |
| 3. | 148° 10' | 173.40 | feet along Grant 8890 to Stanley Sims;   |
| 4. | 238° 10' | 30.00  | feet along the southeast side of Lanikāula Street to the point of beginning and containing an area of 5,202 square feet. |

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

SECTION 2. In accordance with Section 25-2-44, Hawai'i County Code 1983 (2005 Edition), the County Council finds the following condition is:

Necessary to prevent circumstances which may be adverse to the public health, safety and welfare; or

- (1) Reasonably conceived to fulfill needs directly emanating from the land use proposed with respect to:
  - (A) Protection of the public from the potentially deleterious effects of the proposed use, or
  - (B) Fulfillment of the need for public service demands created by the proposed use.

- A. The applicant, successors or assigns shall be responsible for complying with all of the stated conditions of approval for Change of Zone Ordinance No. 99 158, or any amendments thereto.

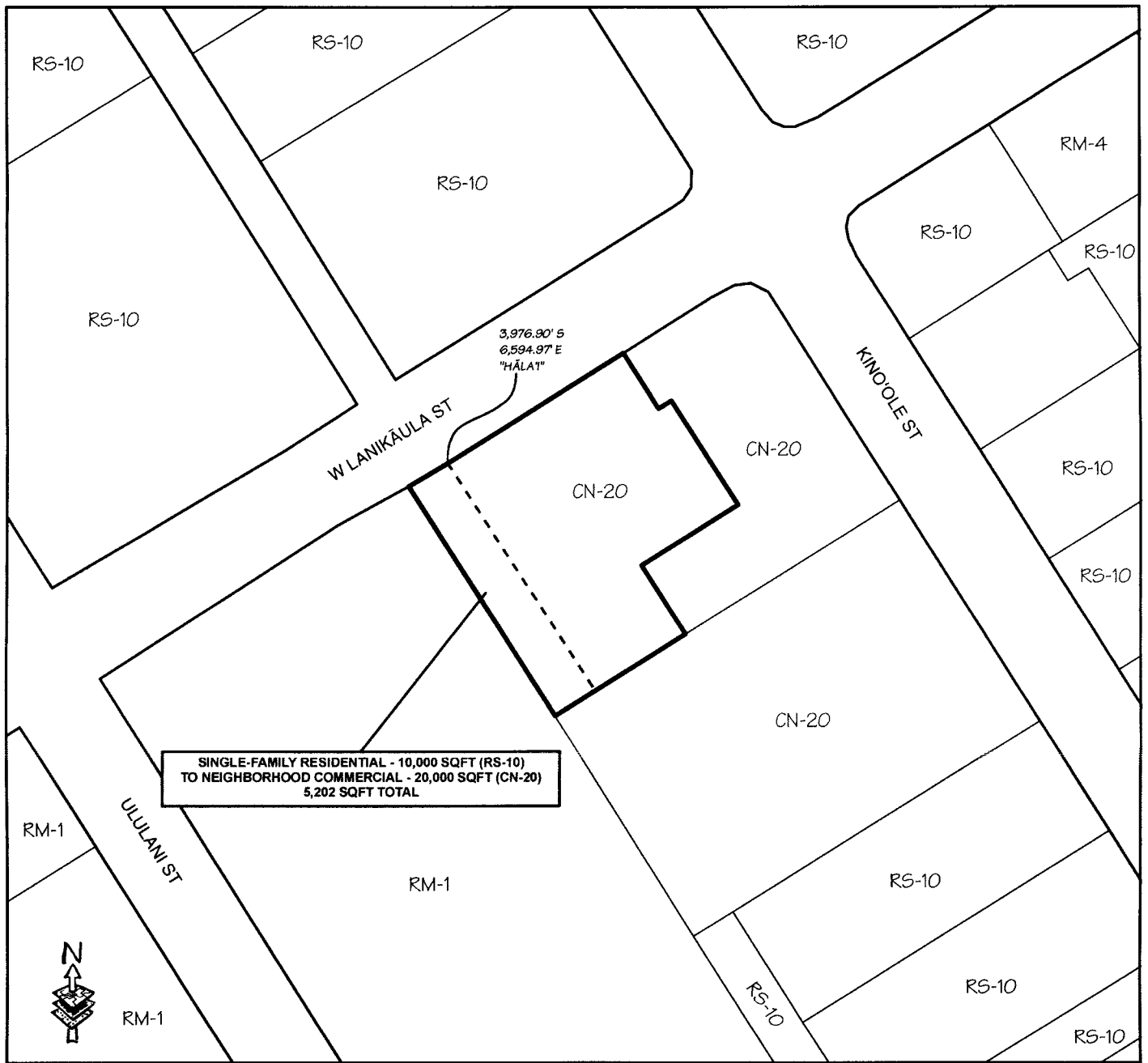
SECTION 3. In the event that any portion of this ordinance is declared invalid, such invalidity shall not affect the other parts of this ordinance.

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

INTRODUCED BY:

 B/R  
\_\_\_\_\_  
COUNCIL MEMBER, COUNTY OF HAWAI'I

Hilo, Hawai'i  
Date of Introduction: July 24, 2013  
Date of 1st Reading: July 24, 2013  
Date of 2nd Reading: August 7, 2013  
Effective Date: August 28, 2013



SINGLE-FAMILY RESIDENTIAL - 10,000 SQFT (RS-10)  
 TO NEIGHBORHOOD COMMERCIAL - 20,000 SQFT (CN-20)  
 5,202 SQFT TOTAL

3,976.80' S  
 6,594.97' E  
 "HĀLA"

# AMENDMENT TO THE ZONING CODE

AMENDING SECTION 25-8-33 (CITY OF HILO ZONE MAP) ARTICLE 8,  
 CHAPTER 25 (ZONING CODE) OF THE HAWAI'I COUNTY CODE 1983 (2005 EDITION),  
 BY CHANGING THE DISTRICT CLASSIFICATION FROM  
 SINGLE-FAMILY RESIDENTIAL - 10,000 SQFT (RS-10) TO  
 NEIGHBORHOOD COMMERCIAL - 20,000 SQFT (CN-20),  
 AT WAIĀKEA, SOUTH HILO, HAWAI'I

MAP PREPARED BY:  
 COUNTY OF HAWAI'I, PLANNING DEPARTMENT

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

COUNTY CLERK  
 COUNTY OF HAWAII

2013 AUG 29 AM 9: 57

Introduced By: Zendo Kern (B/R)  
 Date Introduced: July 24, 2013  
 First Reading: July 24, 2013  
 Published: N/A

REMARKS: \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_


Second Reading: August 7, 2013  
 To Mayor: August 15, 2013  
 Returned: August 29, 2013  
 Effective: August 28, 2013  
 Published: September 9, 2013

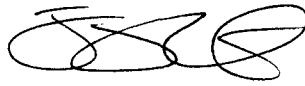

REMARKS: \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

ROLL CALL VOTE				
	AYES	NOES	ABS	EX
Eoff	X			
Ford	X			
Ilagan	X			
Kanuha	X			
Kern	X			
Onishi	X			
Poindexter	X			
Wille	X			
Yoshimoto	X			
	9	0	0	0

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Kern	X			
Onishi	X			
Poindexter	X			
Wille	X			
Yoshimoto	X			
	9	0	0	0

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

Approved Disapproved this 28<sup>th</sup> day  
 of August, 2013  
  
 MAYOR, COUNTY OF HAWAII

  
 COUNCIL CHAIRPERSON  
  
 COUNTY CLERK

Bill No.: 88  
 Reference: C-297/PC-40  
 Ord No.: 13 88