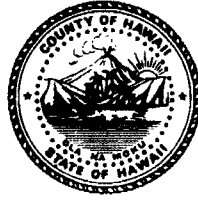


COUNTY OF HAWAI‘I



STATE OF HAWAI‘I

ORDINANCE NO. 13 117 BILL NO. 122

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 AGRICULTURAL – ONE ACRE (A-1a) AND SINGLE-FAMILY RESIDENTIAL – 10,000 SQUARE FEET (RS-10) TO UNIVERSITY (UNV), AND THE DELETION OF THE PROPOSED 80-FOOT RIGHT-OF-WAY CONNECTING KOMOHANA STREET AND KUMUKOA STREET, AT WAIĀKEA, SOUTH HILO, HAWAI‘I, COVERED BY TAX MAP KEYS 2-4-001:005, PORTION OF 007, 041, 162, 163, 167 AND 2-4-056:017.

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 areas situated at Waiākea, South Hilo, Hawai‘i, shall be University (UNV):

PARCEL “A”

Beginning at the Northeast corner of this parcel, the coordinates of said point of beginning referred to Government Triangulation Station “HALAI”, being 4,160.40 feet South and 1,624.54 feet East, and running by azimuths measured clockwise from True South:

- |    |          |             |  |
|----|----------|-------------|--|
| 1. | 328° 10’ | 210.82 feet | along the West side of Mokaulele Street; |
| 2. | 238° 10’ | 60.00 feet  | along the South end of Mokaulele Street; |

3.	328° 10'	2624.35 feet	along the remainder of Lot H of the University of Hawai'i, Portion of the Government (Crown) Land of Waiākea;
4.	15° 46'	484.35 feet	along same;
5.	53° 54'	705.70 feet	along the remainders of Lot 11 and Lot J of the University of Hawai'i, Portion of the Government (Crown) Land of Waiākea;
6.	355° 40'	420.10 feet	along the remainder of Lot J and Lot H of the University of Hawai'i, Portion of the Government (Crown) Land of Waiākea;
7.	79° 03' 30"	415.32 feet	along Lot H of the University of Hawai'i, Portion of the Government (Crown) Land of Waiākea;
8.	175° 40'	2540.17 feet	along the East side of Komohana Street;  Thence along same on a curve to the left with a radius of 2040.00 feet, the chord azimuth and distance being:
9.	161° 55'	969.76 feet;	
10.	148° 10'	211.68 feet	along same;  Thence along same on a curve to the right with a radius of 32.00 feet, the chord azimuth and distance being:
11.	193° 10'	45.25 feet;	
12.	238° 10'	148.00 feet	along the Southeasterly side of Mohouli Street to the point of beginning and containing an area of 55.352 acres.

PARCEL "B"

Beginning at the Northeast corner of this parcel, the coordinates of said point of beginning referred to Government Triangulation Station "HALAI", being 3,825.24 feet South and 2,564.09 feet East, and running by azimuths measured clockwise from True South:

- |    |              |              |  |
|----|--------------|--------------|--|
| 1. | 328° 10'     | 798.48 feet  | along University Heights Residential Subdivision, First Increment;   |
|    |              |              | Thence along University Heights Residential Subdivision, First and Second Increments, on a curve to the left with a radius of 975.00 feet, the chord azimuth and distance being; |
| 2. | 305° 35'     | 748.85 feet; |  |
| 3. | 283° 00'     | 378.50 feet  | along University Heights Residential Subdivision, Second Increment;  |
| 4. | 193° 00'     | 135.00 feet  | along Grant S-14567 to Yukio Koshi and Yuriko Koshi;   |
|    |              |              | Thence along same on a curve to the right with a radius of 50.00 feet, the chord azimuth and distance being:   |
| 5. | 143° 38' 30" | 6.58 feet;   |  |
|    |              |              | Thence along same on a curve to the left with a radius of 20.00 feet, the chord azimuth and distance being:  |
| 6. | 125° 12' 30" | 15.12 feet;  |  |
| 7. | 283° 00'     | 332.60 feet  | along the Southwest side of Lanikāula Street;  |
| 8. | 0° 00'       | 284.55 feet  | along Wailoa River And Its Tributaries Flood Control Project, Part 4, Governor's Executive Order 2125 (C.S.F. 14,118);   |

9.	90°	00'		90.00 feet	along same;
10.	22°	00'		450.00 feet	along same;
11.	0°	00'		350.00 feet	along same;
12.	11°	00'		520.00 feet	along same;
13.	309°	35'	20"	100.67 feet	along same;
14.	39°	29'	12"	662.81 feet	along same;
Thence along same, on a curve to the right with a radius of 252.67 feet, the chord azimuth and distance being:					
15.	60°	24'	48"	180.49 feet;	
16.	11°	31'	03"	471.26 feet	along same;
17.	47°	39'	32"	85.04 feet	along same;
18.	306°	20'	54"	67.34 feet	along same;
19.	11°	31'	03"	61.65 feet	along same;
20.	31°	30'		226.65 feet	along same;
21.	175°	40'		89.09 feet	along Water Tank Site (C.S.F. 15,288);
22.	85°	40'		200.00 feet	along same;
23.	355°	40'		200.00 feet	along same;
24.	85°	40'		877.10 feet	along the North side of Proposed Saddle Road Realignment;
Thence along same on a curve to the right with a radius of 30.00 feet, the chord azimuth and distance being:					
25.	130°	40'		42.43 feet;	

26.	175° 40'		241.33 feet	along the East side of Komohana Street;
27.	259° 03' 30"		415.32 feet	along Lot J of the University of Hawai'i, Portion of the Government (Crown) Land of Waiākea;
28.	175° 40'		420.10 feet	along the remainder of Lot J of the University of Hawai'i, Portion of the Government (Crown) Land of Waiākea;
29.	233° 54'		705.70 feet	along the remainders of Lot J and Lot H of the University of Hawai'i, Portion of the Government (Crown) Land of Waiākea;
30.	195° 46'		484.35 feet	along the remainder of Lot H of the University of Hawai'i, Portion of the Government (Crown) Land of Waiākea;
31.	148° 10'		2624.35 feet	along same;
32.	238° 10'		915.00 feet	along Mokaulele Heights House Lots, Block 70 to the point of beginning and containing an area of 104.471 acres.

PARCEL "C"

Beginning at the Northeast corner of this parcel, the coordinates of said point of beginning referred to Government Triangulation Station "HALAI", being 4,462.41 feet South and 5,869.90 feet East, and running by azimuths measured clockwise from True South:

1.	328° 10'		1381.20 feet	along the Westerly side of Kapiolani Street;
				Thence along same, on a curve to the right with a radius of 30.00 feet, the chord azimuth and distance being;
2.	13° 10'		42.43 feet;	

3.	58°	10'	1225.47 feet	along the Northwest side of Kāwili Street;
				Thence along same, on a curve to the left with a radius of 890.00 feet, the chord azimuth and distance being:
4.	26°	55'	923.42 feet;	
5.	355°	40'	972.43 feet	along same;
6.	99°	00'	657.68 feet	along the North side of Proposed Saddle Road Realignment;
				Thence along same, on a curve to the left with a radius of 1145.00 feet, the chord azimuth and distance being:
7.	92°	20'	265.85 feet;	
8.	85°	40'	1074.90 feet	along same;
9.	175°	40'	49.77 feet	along Water Tank Site (C.S.F. 15,288);
10.	301°	30'	45.92 feet	along Wailoa River And Its Tributaries Flood Control Project, Part 4, Governor's Executive Order 2125 (C.S.F. 14,118);
11.	211°	30'	260.00 feet	along same;
12.	191°	31' 03"	55.13 feet	along same;
13.	126°	20' 54"	23.61 feet	along same;
14.	191°	31' 03"	374.35 feet	along same;
15.	238°	07' 44"	165.54 feet	along same;
16.	8°	00'	196.16 feet	along same;
17.	278°	00'	100.00 feet	along same;

18.	188°	00'		195.00 feet	along same;
19.	238°	07'	44"	78.00 feet	along same;
20.	188°	00'		125.61 feet	along same;
					Thence along same, on a curve to the left with a radius of 407.41 feet, the chord azimuth and distance being:
21.	212°	31'	09"	42.17 feet	along same;
22.	209°	33'	08"	353.53 feet	along same;
23.	230°	45'	16"	208.97 feet	along same;
24.	180°	00'		202.71 feet	along same;
25.	199°	07'	30"	78.97 feet	along same;
26.	253°	00'		450.00 feet	along same;
27.	180°	00'		725.00 feet	along same;
28.	219°	00'		43.54 feet	along same;
29.	129°	00'		197.80 feet	along same;
30.	180°	00'		365.84 feet	along same;
31.	205°	34'	48"	38.75 feet	along same;
32.	283°	00'		152.54 feet	along the South side of Lanikāula Street;
					Thence along same, on a curve to the left with a radius of 485.00 feet, the chord azimuth and distance being:
33.	260°	35'		369.90 feet;	
34.	238°	10'		979.75 feet	along same;

Thence along same, on a curve to the right with a radius of 30.00 feet, the chord azimuth and distance being:

35. 283° 10' 42.43 feet to the point of beginning and containing an area of 116.541 acres.

PARCEL "D"

Beginning at the North corner of this parcel, the coordinates of said point of beginning referred to Government Triangulation Station "HALAI", being 6,110.11 feet South and 6,044.96 feet East, and running by azimuths measured clockwise from True South:

1. 328° 10' 461.06 feet along Lot 2-A, Executive Order Number 3832;

2. 51° 16' 274.56 feet along same;

Thence along same, on a curve to the left with a radius of 200.00 feet, the chord azimuth and distance being:

3. 22° 06' 30" 194.89 feet;

4. 352° 57' 1317.47 feet along same;

5. 85° 40' 843.11 feet along the North side of Puainako Street;

Thence along same on a curve to the right with a radius of 30.00 feet, the chord azimuth and distance being:

6. 130° 40' 42.43 feet;

7. 175° 40' 770.67 feet along the East side of Kāwili Street;

8. 265° 40' 40.00 feet along same;

9. 178° 33' 50" 56.00 feet along same;



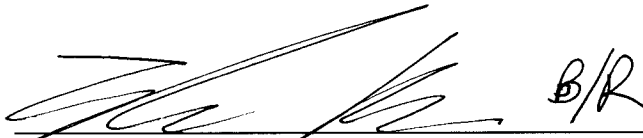
10.	85°	40'		40.00 feet	along same;
11.	181°	37'	30"	46.38 feet	along same;
12.	177°	49'		174.97 feet	along same;
					Thence along same on a curve to the right with a radius of 872.00 feet, the chord azimuth and distance being:
13.	203°	10'	40"	747.00 feet;	Thence along the Southeasterly side of Kāwili Street on a curve to the right with a radius of 22.00 feet, the chord azimuth and distance being:
14.	275°	46'	25"	32.30 feet;	
15.	323°	00'	30"	7.58 feet	along same;
16.	233°	00'	30"	88.50 feet	along same;
17.	143°	00'	30"	7.50 feet	along same;
					Thence along same on a curve to the right with a radius of 22.00 feet, the chord azimuth and distance being:
18.	190°	35'	15"	32.48 feet;	
19.	238°	10'		89.83 feet	along same;
20.	235°	31'	30"	260.08 feet	along same;
21.	238°	10'		149.40 feet	along same to the point of beginning and containing an area of 35.364 acres.

All as shown on the map attached hereto, marked Exhibit "A" and by reference made a 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 HAWAI'I

Hilo, Hawai'i

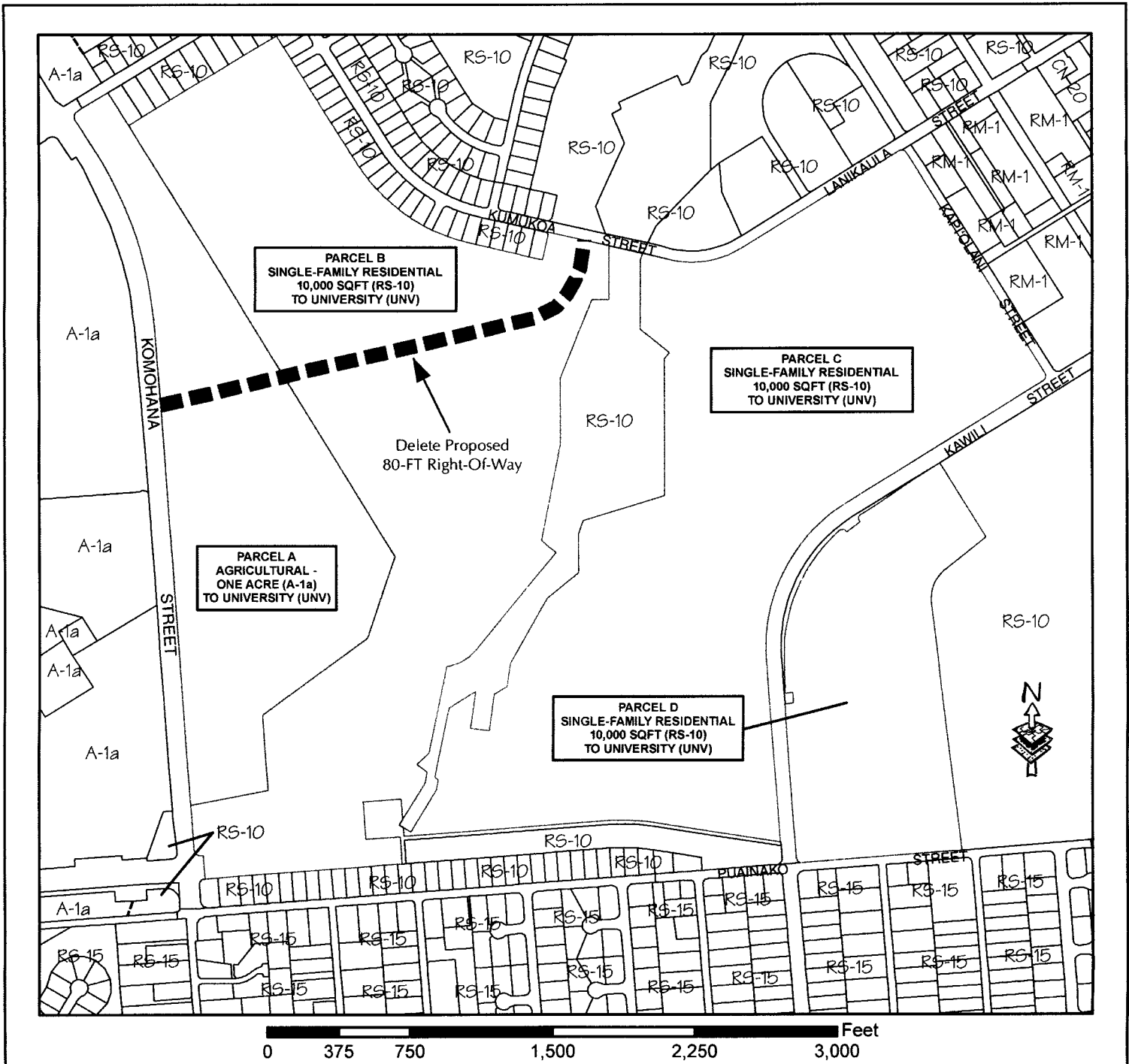
Date of Introduction: October 16, 2013

Date of 1st Reading: October 16, 2013

Date of 2nd Reading: November 6, 2013

Effective Date: November 26, 2013

REFERENCE Comm. 411



# AMENDMENT TO THE ZONING CODE

AMENDING SECTION 25-8-33 (CITY OF HILO ZONE MAP) ARTICLE 8,  
 CHAPTER 25 (ZONING CODE) OF THE HAWAII COUNTY CODE 1983 (2005 EDITION),  
 BY CHANGING THE DISTRICT CLASSIFICATION FROM  
 AGRICULTURAL - ONE ACRE (A-1a) AND SINGLE-FAMILY RESIDENTIAL - 10,000 SQFT (RS-10)  
 TO UNIVERSITY (UNV), AND THE DELETION OF THE PROPOSED 80-FT RIGHT-OF-WAY  
 CONNECTING KOMOHANA STREET AND KUMUKOA STREET,  
 AT WAIĀKEA, SOUTH HILO, HAWAII

MAP PREPARED BY:  
 COUNTY OF HAWAII, PLANNING DEPARTMENT

TMKS: (3)2-4-001:005, por. of 007, 041,  
 162, 163, 167; & (3)2-4-056:17

DATE: JUNE 12, 2013

EXHIBIT "A"

Planning Director  
 Map 1336

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

COUNTY CLERK  
 COUNTY OF HAWAII

2013 NOV 26 PM 3:32

Introduced By: Zendo Kern (B/R)  
 Date Introduced: October 16, 2013  
 First Reading: October 16, 2013  
 Published: N/A

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

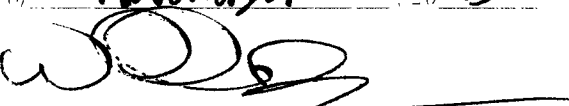
Second Reading: November 6, 2013  
 To Mayor: November 15, 2013  
 Returned: November 26, 2013  
 Effective: November 26, 2013  
 Published: December 5, 2013

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			
	8	1	0	0

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			
	8	1	0	0

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

Approved/Disapproved this 26<sup>th</sup> day  
 of November, 2013  
  
 MAYOR, COUNTY OF HAWAII

  
 COUNCIL CHAIRPERSON  
  
 COUNTY CLERK

Bill No.: 122  
 Reference: C-411/PC-49  
 Ord No.: 13 117