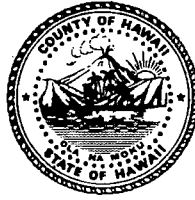


COUNTY OF HAWAI'I



STATE OF HAWAI'I

ORDINANCE NO. 17 16

BILL NO. 5
(DRAFT 2)

AN ORDINANCE AMENDING SECTION 25-8-15 (HĀMĀKUA DISTRICT MAP), ARTICLE 8, CHAPTER 25 (ZONING CODE) OF THE HAWAI'I COUNTY CODE 1983 (2016 EDITION, AS AMENDED), BY CHANGING THE DISTRICT CLASSIFICATION FROM RESORT-HOTEL – 25,000 SQUARE FEET (V-25) AND AGRICULTURAL – FORTY ACRES (A-40a) TO SINGLE FAMILY RESIDENTIAL – TEN ACRES (RS-10a) AND SINGLE FAMILY RESIDENTIAL – FIVE ACRES (RS-5a) AT KUKUIHAELE, WAIKOEKOE, HĀMĀKUA, HAWAI'I, COVERED BY TAX MAP KEY: 4-8-006:003, 4-8-006:013 AND 4-8-006:069.

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

SECTION 1. Section 25-8-15, Article 8, Chapter 25 (Zoning Code) of the Hawai'i County Code 1983 (2016 Edition, as amended), is amended to change the district classification of property described hereinafter as follows:

The district classification of the following area situated at Kukuihaele, Waikoekoe, Hāmākua, Hawai'i, shall be Single Family Residential – 10 acres (RS-10a) and Single Family Residential – 5 acres (RS-5a):

LOT A

Beginning at the northeast corner of this parcel of land, and on the south side of Government Main Road, the coordinates of said point of beginning referred to Government Survey Triangulation Station "PUU MAUU NORTH" being 7,272.23 feet North and 2,323.29 feet East and running by azimuths measured clockwise from True South:

- | | | | |
|----|---------|--------|-------------------|
| 1. | 0° 30' | 131.70 | feet along Lot 1; |
| 2. | 13° 00' | 530.00 | feet along Lot 1; |
| 3. | 17° 30' | 101.27 | feet along Lot 1; |

| | | | |
|----|-------------|--------|--|
| 4. | 94° 43' 30" | 875.84 | feet along Lot A-1; |
| 5. | 191° 23' | 503.63 | feet along Lot B-1; |
| 6. | 191° 38' | 166.66 | feet along Lot B-1; |
| 7. | 270° 41' | 641.76 | feet along the south side of Government Main Road; |
| 8. | 264° 40' | 250.05 | feet along the south side of Government Main Road to the point of beginning and containing an area of 14.356 acres. |

LOT 1

Beginning at the southwest corner of this parcel of land, and on the north side of Honoka'a- Waipi'o Road, the coordinates of said point of beginning referred to Government Survey Triangulation "PUU MAUU NORTH" being 6,404.05 feet North and 1,239.40 feet East and running by azimuths measured clockwise from True South:

| | | | |
|----|----------|--------|---|
| 1. | 197° 30' | 230.76 | feet along Lots A-1 and A; |
| 2. | 193° 00' | 530.00 | feet along Lot A; |
| 3. | 180° 30' | 131.70 | feet along Lot A; |
| 4. | 264° 40' | 121.65 | feet along the south side of Government Main Road; |
| 5. | 278° 03' | 248.01 | feet along the south side of Government Main Road; |
| 6. | 292° 48' | 66.28 | feet along the south side of Government Main Road; |
| 7. | 5° 00' | 778.36 | feet along Lot 2; |

Thence along the north side of Honoka'a-Waipii'o Road for the next seven (7) courses, the direct azimuths and distances between

| | | | | | |
|-----|------|-----|-----|--------|--|
| 8. | 88° | 34' | 30" | 23.52 | points being: feet; |
| 9. | 358° | 34' | 30" | 40.00 | feet; |
| 10. | 88° | 34' | 30" | 70.00 | feet; |
| 11. | 178° | 34' | 30" | 30.00 | feet; |
| 12. | 88° | 34' | 30" | 100.00 | feet; |
| 13. | 358° | 34' | 30" | 20.00 | feet; |
| 14. | 88° | 34' | 30" | 357.12 | feet to the point of beginning and containing an area of 9.159 acres. |

PORTION OF LOT 2

Beginning at the southwest corner of this parcel of land, and on the north side of Honoka'a-Waipio Road, the coordinates of said point of beginning referred to Government Survey Triangulation Station "PUU MAUU NORTH" being 6,469.16 feet North and 1,790.99 feet East and running by azimuths measured clockwise from True South:

| | | | | | |
|----|------|-----|-----|--------|--|
| 1. | 185° | 00' | | 756.86 | feet along Lot 1; |
| 2. | 292° | 48' | | 471.33 | feet along the north side of Government Main Road; |
| 3. | 356° | 10' | | 586.85 | feet along Lot 3; |
| 4. | 91° | 30' | 30" | 539.88 | feet to the point of beginning and containing an area of 7.520 acres. |

PORTION OF LOT 2

Beginning at the southwest corner of this parcel of land, and on the north side of Honoka'a-Waipio Road, the coordinates of said point of beginning referred to Government Survey Triangulation Station "PUU MAUU NORTH" being 6,447.74 feet North and 1,789.12 feet East and running by azimuths measured clockwise from True South:

| | | | | | |
|----|------|-----|-----|--------|-------------------|
| 1. | 185° | 00' | | 21.50 | feet along Lot 1; |
| 2. | 271° | 30' | 30" | 539.88 | feet; |

- | | | | |
|----|--------------|--------|---|
| 3. | 356° 10' | 13.75 | feet along Lot 3; |
| 4. | 88° 34' 30" | 235.68 | feet along the north side of Honoka'a-Waipii'o Road; |
| 5. | 178° 34' 30" | 20.00 | feet along the north side of Honoka'a-Waipii'o Road; |
| 6. | 88° 34' 30" | 306.48 | feet along the north side of Honoka'a-Waipii'o Road to the point of beginning and containing an area of 8,803 square feet. |

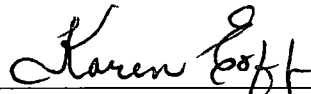
All as shown on the map attached hereto, marked Exhibit "A" and by reference made a part hereof.

SECTION 2. All conditions contained in Section 2 of Ordinance No. 01-22 shall be repealed.

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:

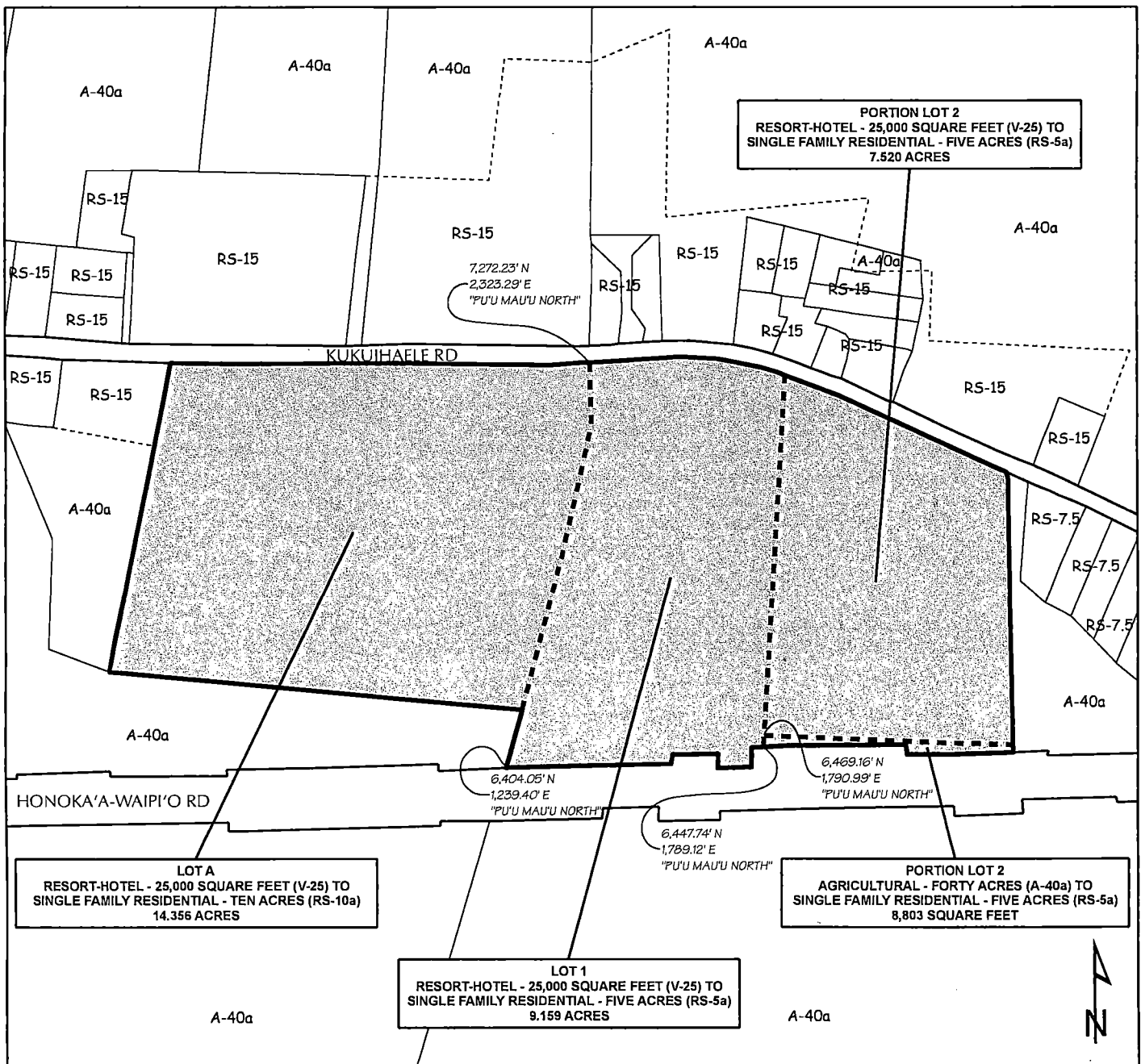


COUNCIL MEMBER, COUNTY OF HAWAII

Hilo, Hawai'i

Date of Introduction: January 25, 2017
 Date of 1st Reading: January 25, 2017
 Date of 2nd Reading: February 8, 2017
 Effective Date: February 17, 2017

REFERENCE Comm. 29.2



AMENDMENT TO THE ZONING CODE

AMENDING SECTION 25-8-15 (HĀMĀKUA DISTRICT MAP) ARTICLE 8, CHAPTER 25 (ZONING) OF THE HAWAII COUNTY CODE 1983 (2016 EDITION, AS AMENDED),
 BY CHANGING THE DISTRICT CLASSIFICATION FROM
 RESORT-HOTEL - 25,000 SQUARE FEET (V-25) AND AGRICULTURAL - FORTY ACRES (A-40a) TO
 SINGLE FAMILY RESIDENTIAL - TEN ACRES (RS-10a) AND
 SINGLE FAMILY RESIDENTIAL - FIVE ACRES (RS-5a)
 AT KUKUIHAELE, WAIKOEKOE, HĀMĀKUA, HAWAII

TMK: (3) 4-8-006:003
 4-8-006:013
 4-8-006:069

MAP PREPARED BY:
 COUNTY OF HAWAII, PLANNING DEPARTMENT

DATE: November 1, 2016

EXHIBIT "A"

Planning Director Initiated
 Map: 1384

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

COUNTY CLERK
COUNTY OF HAWAI'I
RECEIVED
Time 10:07am By AS
Date FEB 21 2017

(Draft 2)

Introduced By: Karen Eoff
Date Introduced: January 25, 2017
First Reading: January 25, 2017
Published: February 4, 2017

REMARKS: _____

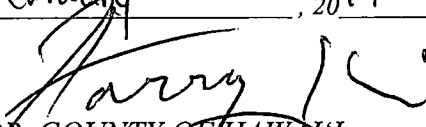
Second Reading: February 8, 2017
To Mayor: February 16, 2017
Returned: February 21, 2017
Effective: February 17, 2017
Published: March 4, 2017

REMARKS: _____

| ROLL CALL VOTE | | | | |
|----------------|------|------|-----|----|
| | AYES | NOES | ABS | EX |
| Chung | X | | | |
| David | X | | | |
| Eoff | X | | | |
| Kanuha | X | | | |
| Lee Loy | X | | | |
| O'Hara | X | | | |
| Poindexter | X | | | |
| Richards | X | | | |
| Ruggles | X | | | |
| | 9 | 0 | 0 | 0 |

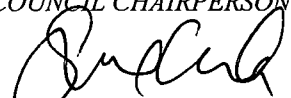
| ROLL CALL VOTE | | | | |
|----------------|------|------|-----|----|
| | AYES | NOES | ABS | EX |
| Chung | X | | | |
| David | X | | | |
| Eoff | X | | | |
| Kanuha | X | | | |
| Lee Loy | X | | | |
| O'Hara | X | | | |
| Poindexter | X | | | |
| Richards | X | | | |
| Ruggles | X | | | |
| | 9 | 0 | 0 | 0 |

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

Approved/Disapproved this 17th day
of February, 2017

MAYOR, COUNTY OF HAWAI'I



COUNCIL CHAIRPERSON


COUNTY CLERK

Bill No.: 5 (Draft 2)
Reference: C-29.2/PC-4

Ord No.: 17 16