

**ORDINANCE NO 04 102**

AN ORDINANCE AMENDING THE STATE LAND USE BOUNDARIES MAP, H-7 FOR THE COUNTY OF HAWAII, BY CHANGING THE DISTRICT CLASSIFICATION FROM THE AGRICULTURAL TO THE RURAL DISTRICT AT KOHANAIKI, NORTH KONA, HAWAII, COVERED BY TAX MAP KEY 7-3-19:28.

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

SECTION 1. The State Land Use Boundaries Map, H-7 for the County of Hawaii, is amended to change the district classification of property described hereinafter as follows:

The district classification of the following area situated at Kohanaiki, North Kona, Hawaii, shall be Rural:

Beginning at a found 1/2" iron pipe in concrete on top of an old dry stacked rock wall, being the Northeast corner of this herein-described tract of land and being on the South line of a 47.710 acre tract of land as found in Document No. 2000-096375, as recorded in the State of Hawaii Bureau of Conveyances; said beginning point coordinates of which referred to Government Survey Triangulation Station "MOANUIAHEA" being 11,821.92 feet South and 8,533.43 feet West and running by azimuths measured clockwise from true South:

Thence, following along the remainder of Grant 2030 to Kaiakoili along the East line of this herein-described tract of land, along the center of an old dry stacked rock wall with the following (4) four courses:

- |    |              |        |  |
|----|--------------|--------|--|
| 1. | 344° 50' 36" | 12.77  | feet to a 1/2" pipe found in concrete;   |
| 2. | 348° 38' 52" | 116.87 | feet to a set 1/2" iron stake with a red plastic cap marked No. 10743;   |
| 3. | 349° 31' 30" | 82.49  | feet to a set 1/2" iron stake with a red plastic cap marked No. 10743;   |
| 4. | 347° 15' 41" | 120.84 | feet to a set 1/2" iron stake with a red plastic cap marked No. 10743, being the Southeast corner of this herein-described tract of land |

on the North side of an old "Government Road";

Thence, following along the remainder of Grant 2030, along the center of an old dry stacked rock wall, along the North line of said "Government Road", being the South line of this herein-described tract of land, with the following (3) courses;

- |    |     |     |     |        |  |
|----|-----|-----|-----|--------|--|
| 5. | 88° | 54' | 36" | 131.72 | feet to a set ½" iron stake with a red plastic cap marked No. 10743;   |
| 6. | 84° | 19' | 46" | 69.78  | feet to a set ½" iron stake with a red plastic cap marked No. 10743;   |
| 7. | 85° | 44' | 19" | 302.99 | feet to a found ½" iron pipe recognized as the Southwest corner of this herein-described tract of land, being the Southeast corner of a 0.33 acre tract; |

Thence, following along the remainder of Grant 2030, along the approximate center of an old dry stacked wall, along the East and North line of the said 0.33 acre tract, with the following (2) two courses:

- |    |      |     |     |        |  |
|----|------|-----|-----|--------|--|
| 8. | 168° | 48' | 32" | 120.97 | feet to a found ½" iron pipe in concrete;  |
| 9. | 84°  | 45' | 20" | 121.77 | feet to a found ½" iron pipe in concrete, being the upper Southwest corner of this herein-described tract of land; |

Thence, following along the remainder of Grant 2030, along the approximate center of an old dry stacked wall, along the West line of this herein-described tract of land, being the East line of a 3-1/2 acre tract with the following (2) two courses:

- |     |      |     |     |       |  |
|-----|------|-----|-----|-------|--|
| 10. | 164° | 49' | 35" | 42.33 | feet to a set ½" iron stake with a red plastic cap marked No. 10743; |
|-----|------|-----|-----|-------|--|

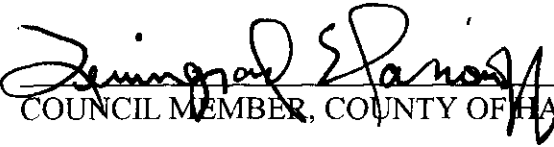
- |  |              |        |   |
|--|--------------|--------|---|
| 11.  | 172° 33' 36" | 122.00 | feet to a found small nail in a "+" on said rock wall, being recognized as the Northwest corner of this herein-described tract of land; |
| <p style="margin-left: 40px;">Thence, following along the remainder of Grant 2030, along the approximate center of an old dry stacked wall, along the North line of this herein-described tract of land, being the South line of a 47.710 acres, with the following (6) six courses:</p> |              |        |   |
| 12.  | 261° 19' 27" | 106.16 | feet to a nail set in a rock;   |
| 13.  | 243° 42' 24" | 49.96  | feet to a set ½" iron stake with a red plastic cap marked No. 10743;  |
| 14.  | 267° 21' 31" | 64.88  | feet to a set ½" iron stake with a red plastic cap marked No. 10743;  |
| 15.  | 262° 51' 37" | 262.37 | feet to a set ½" iron stake with a red plastic cap marked No. 10743;  |
| 16.  | 294° 57' 08" | 12.87  | feet to a set ½" iron stake with a red plastic cap marked No. 10743;  |
| 17.  | 260° 30' 39" | 122.04 | feet to the point of beginning and containing an area of 4.07 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.

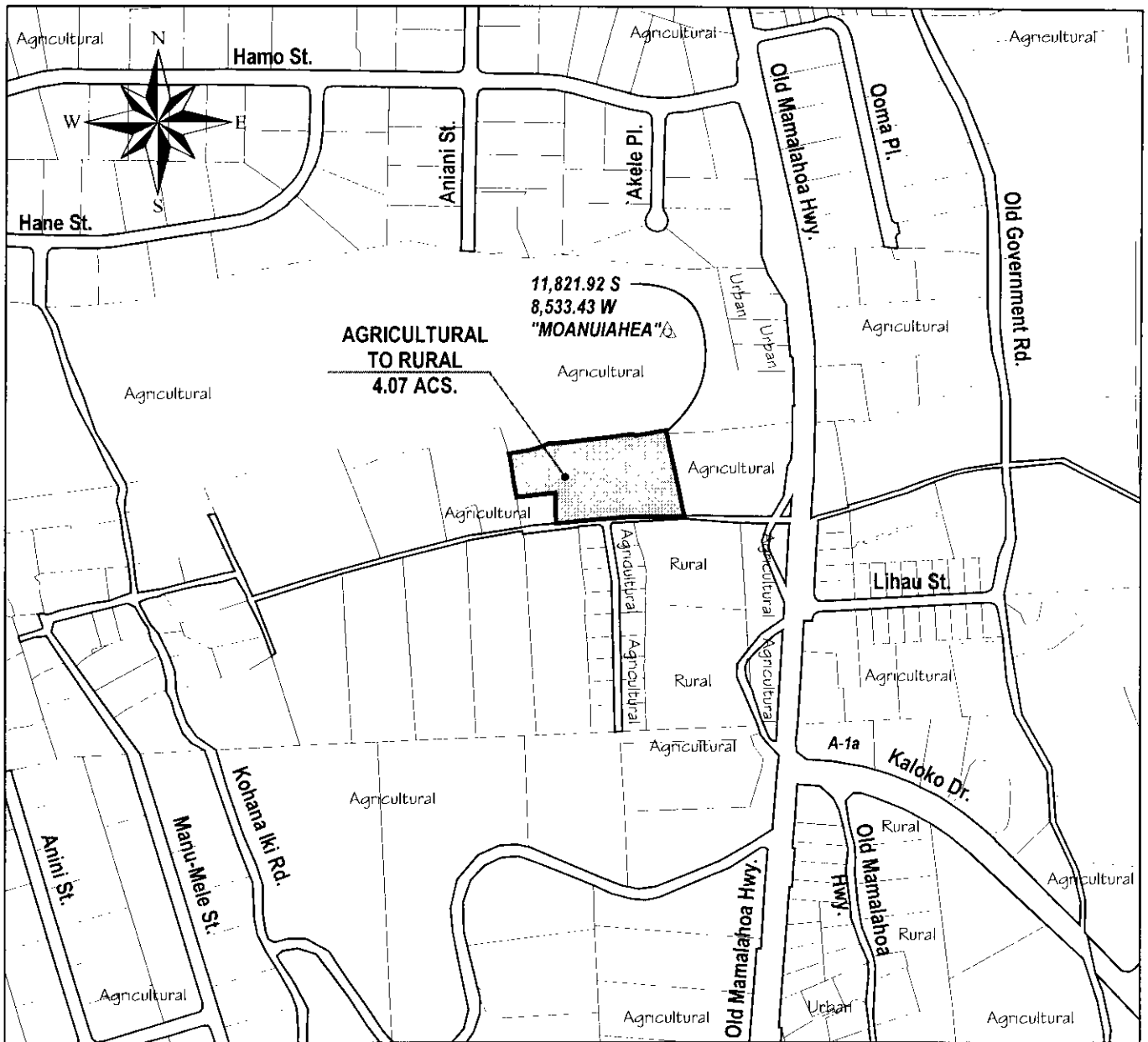
INTRODUCED BY:

  
COUNCIL MEMBER, COUNTY OF HAWAII

Hilo, Hawai'i

Date of Introduction: August 18, 2004  
Date of 1st Reading: August 18, 2004  
Date of 2nd Reading: September 1, 2004  
Effective Date: September 14, 2004

REF. Comm. 700



750 375 0 750 1,500 2,250 3,000 3,750 Feet

# AMENDMENT TO STATE LAND USE BOUNDARIES MAP

AMENDING THE STATE LAND USE BOUNDARIES MAP, H-7 FOR THE COUNTY OF HAWAII, BY CHANGING THE DISTRICT CLASSIFICATION FROM THE AGRICULTURAL TO THE RURAL DISTRICT

AT KOHANAIKI, NORTH KONA, HAWAII  
 PREPARED BY: PLANNING DEPARTMENT  
 COUNTY OF HAWAII

TMK: 7-3-019:028

Date: May 11, 2004

EXHIBIT "A"

(Tom Smith:04-148)

OFFICE OF THE COUNTY CLERK

County of Hawaii

Hilo, Hawaii

2004 SEP 14 PM 12:18

Introduced By: Leningrad Elarionoff  
 Date Introduced: August 18, 2004  
 First Reading: August 18, 2004  
 Published: N/A

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

Second Reading: September 1, 2004  
 To Mayor: September 2, 2004  
 Returned: September 14, 2004  
 Effective: September 14, 2004  
 Published: September 19, 2004

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

ROLL CALL VOTE				
	AYES	NOES	ABS	EX
Arakaki	X			
Chung	X			
Elarionoff	X			
Holschuh	X			
Jacobson	X			
Reynolds			X	
Safarik	X			
Tulang	X			
Tyler	X			
	8	0	1	0

ROLL CALL VOTE				
	AYES	NOES	ABS	EX
Arakaki	X			
Chung			X	
Elarionoff	X			
Holschuh	X			
Jacobson		X		
Reynolds	X			
Safarik	X			
Tulang			X	
Tyler	X			
	6	1	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:

By the Honorable Todd  
 DEPUTY CORPORATION COUNSEL  
 COUNTY OF HAWAII

Date Sept 3, 2004

Approved/Disapproved this 14<sup>th</sup> day  
 of September, 2004

Harry I.  
 MAYOR, COUNTY OF HAWAII

[Signature]  
 COUNCIL CHAIRMAN  
[Signature]  
 COUNTY CLERK

Bill No.: 301  
 Reference: C-700/PC-103  
 Ord: 04 102