

ORDINANCE NO. 05 114

AN ORDINANCE AMENDING THE STATE LAND USE BOUNDARIES MAP, H-7 AND H-8 FOR THE COUNTY OF HAWAI'I, BY CHANGING THE DISTRICT CLASSIFICATION FROM THE AGRICULTURAL TO THE URBAN DISTRICT AT PUAPUA'AIKI 1<sup>ST</sup> AND PUAPUA'ANUI 1<sup>ST</sup>, NORTH KONA, HAWAI'I, COVERED BY TAX MAP KEY 7-5-17:1.

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

SECTION 1. The State Land Use Boundaries Map, H-7 and H-8 for the County of Hawai'i, is amended to change the district classification of property described hereinafter as follows:

The district classification of the following area situated at Puapua'aiki 1<sup>st</sup> and Puapua'anui 1st, North Kona, Hawai'i, shall be Urban:

Beginning at the Northwesterly corner of this parcel of land, being also along Lot 1, same being also along Royal Patent 1669, Land Commission Award 8516-B, Apana 3 to Kamaikui, the coordinates of said point of beginning referred to Government Survey Triangulation Station "KAHELO", being 792.90 North and 3,701.58 East and running by azimuths measured clockwise from True South:

- 1. 252° 15' 50" 25.39 feet along the middle of an ancient stonewall, being also along Lot 1, same being also along Royal Patent 1669, Land Commission Award 8516-B, Apana 3 to Kamaikui;
- 2. 247° 49' 30" 51.21 feet along the middle of an ancient stonewall, being also along Lot 1, same being also along Royal Patent 1669, Land Commission Award 8516-B, Apana 3 to Kamaikui;
- 3. 257° 53' 30" 70.98 feet along the middle of an ancient stonewall, being also along Lot 1, same being also along Royal Patent 1669, Land Commission Award 8516-B, Apana 3 to Kamaikui;

4.	259°	17'	10"	52.07	feet along the middle of an ancient stonewall, being also along Lot 1, same being also along Royal Patent 1669, Land Commission Award 8516-B, Apana 3 to Kamaikui;
5.	253°	38'	40"	70.53	feet along the middle of an ancient stonewall, being also along Lot 1, same being also along Royal Patent 1669, Land Commission Award 8516-B, Apana 3 to Kamaikui;
6.	257°	47'	15"	34.22	feet along the middle of an ancient stonewall, being also along Lot 1, same being also along Royal Patent 1669, Land Commission Award 8516-B, Apana 3 to Kamaikui;
7.	240°	35'	40"	69.30	feet along the middle of an ancient stonewall, being also along Lot 1, same being also along Royal Patent 1669, Land Commission Award 8516-B, Apana 3 to Kamaikui;
8.	249°	07'	20"	38.23	feet along the middle of an ancient stonewall, being also along Lot 1, same being also along Royal Patent 1669, Land Commission Award 8516-B, Apana 3 to Kamaikui;
9.	252°	23'	50"	80.60	feet along the middle of an ancient stonewall, being also along Lot 1, same being also along Royal Patent 1669, Land Commission Award 8516-B, Apana 3 to Kamaikui;
10.	262°	55'	50"	18.49	feet along the middle of an ancient stonewall, being also along Lot 1, same being also along Royal Patent 1669, Land Commission Award 8516-B, Apana 3 to Kamaikui;
11.	250°	14'	10"	39.46	feet along the middle of an ancient stonewall, being also along Lot 1, same

					being also along Royal Patent 1669, Land Commission Award 8516-B, Apana 3 to Kamaikui;
12.	260°	20'	00"	55.26	feet along the middle of an ancient stonewall, being also along Lot 1, same being also along Royal Patent 1669, Land Commission Award 8516-B, Apana 3 to Kamaikui;
13.	247°	18'	30"	25.50	feet along the middle of an ancient stonewall, being also along Lot 1, same being also along Royal Patent 1669, Land Commission Award 8516-B, Apana 3 to Kamaikui;
14.	259°	48'	15"	24.04	feet along the middle of an ancient stonewall, being also along Lot 1, same being also along Royal Patent 1669, Land Commission Award 8516-B, Apana 3 to Kamaikui;
15.	241°	02'	45"	13.13	feet along the middle of an ancient stonewall, being also along Lot 1, same being also along Royal Patent 1669, Land Commission Award 8516-B, Apana 3 to Kamaikui;
16.	334°	11'	11"	1381.91	feet along Lot 1 of Pualani Makai, being also along the remainders of Royal Patent 6716, Land Commission Award 4887, Apana 2 to Thomas Sams and Royal Patent 7819, Land Commission Award 8559-B, Apana 8 to William C. Lunalilo, (Certificate of Boundaries No. 159);
17.	244°	11'	11"	100.00	feet along Lot 1 of Pualani Makai, being also along the remainder of Royal Patent 7819, Land Commission Award 8559-B, Apana 8 to William C. Lunalilo, (Certificate of Boundaries No. 159) and along the Westerly side of Hawaii Belt Road (F.A.P. No. 11A-03-69);

18.	334°	11'	11"	425.10	feet along the Westerly side of Hawaii Belt Road (F.A.P. No. 11A-03-69);
19.	49°	30'	40"	36.94	feet along the middle of an old stonewall, being also along Royal Patent 4475, Land Commission Award 7713, Apana 43 to Victoria Kamamalu;
20.	64°	16'	30"	30.78	feet along the middle of an old stonewall, being also along Royal Patent 4475, Land Commission Award 7713, Apana 43 to Victoria Kamamalu;
21.	76°	57'	00"	33.90	feet along the middle of an old stonewall, being also along of Royal Patent 4475, Land Commission Award 7713, Apana 43 to Victoria Kamamalu;
22.	78°	13'	40"	95.23	feet along the middle of an old stonewall, being also along Royal Patent 4475, Land Commission Award 7713, Apana 43 to Victoria Kamamalu;
23.	58°	19'	30"	38.20	feet along the middle of an old stonewall, being also along Royal Patent 4475, Land Commission Award 7713, Apana 43 to Victoria Kamamalu;
24.	66°	28'	10"	25.69	feet along the middle of an old stonewall, being also along Royal Patent 4475, Land Commission Award 7713, Apana 43 to Victoria Kamamalu;
25.	58°	20'	15"	12.14	feet along the middle of an old stonewall, being also along Royal Patent 4475, Land Commission Award 7713, Apana 43 to Victoria Kamamalu;
26.	148°	23'	30"	259.96	feet along Lot 1 (Tank Site), being also along the remainder of Royal Patent 7819, Land Commission Award 8859-B, Apana 8 to William C. Lunalilo (Certificate of Boundaries 159);

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|-----|--------------|--------|--|
| 27. | 58° 23' 30"  | 56.33  | feet along Lot 1 (Tank Site), being also along the remainder of Royal Patent 7819, Land Commission Award 8859-B, Apana 8 to William C. Lunalilo (Certificate of Boundaries 159);   |
| 28. | 154° 11' 11" | 369.99 | feet along Lot 3 of Pualani Makai, being also along the remainder of Royal Patent 7819, Land Commission Award 8859-B, Apana 8 to William C. Lunalilo (Certificate of Boundaries 159);  |
| 29. | 64° 11' 11"  | 75.00  | feet along Lot 3 of Pualani Makai, being also along the remainder of Royal Patent 7819, Land Commission Award 8859-B, Apana 8 to William C. Lunalilo (Certificate of Boundaries 159);  |
| 30. | 154° 11' 11" | 416.00 | feet along Lots 3 and 5 of Pualani Makai, being also along the remainders of Royal Patent 7819, Land Commission Award 8559-B, Apana 8 to William C. Lunalilo, (Certificate of Boundaries No. 159) and Royal Patent 6716, Land Commission Award 4887, Apana 2 to Thomas Sams; |
| 31. | 244° 11' 11" | 285.00 | feet along Lot 5 of Pualani Makai, being also along the remainder of Royal Patent 6716, Land Commission Award 4887, Apana 2 to Thomas Sams;  |
| 32. | 154° 11' 11" | 98.00  | feet along Lot 5 of Pualani Makai, being also along the remainder of Royal Patent 6716, Land Commission Award 4887, Apana 2 to Thomas Sams;  |
| 33. | 64° 11' 11"  | 123.00 | feet along Lot 5 of Pualani Makai, being also along the remainder of Royal Patent 6716, Land Commission Award 4887, Apana 2 to Thomas Sams;  |

Thence, along Lot 5 of Pualani Makai, being also along the remainder of Royal Patent 6716, Land Commission Award 4887, Apana 2 to Thomas Sams on a curve

to the right with a radius of 56.00 feet, the chord azimuth and distance being:

34. 94° 15' 20.5" 56.12 feet;

Thence, along Lot 5 of Pualani Makai, being also along the remainder of Royal Patent 6716, Land Commission Award 4887, Apana 2 to Thomas Sams on a curve to the left with a radius of 1669.00 feet, the chord azimuth and distance being:

35. 111° 23' 00" 747.57 feet;

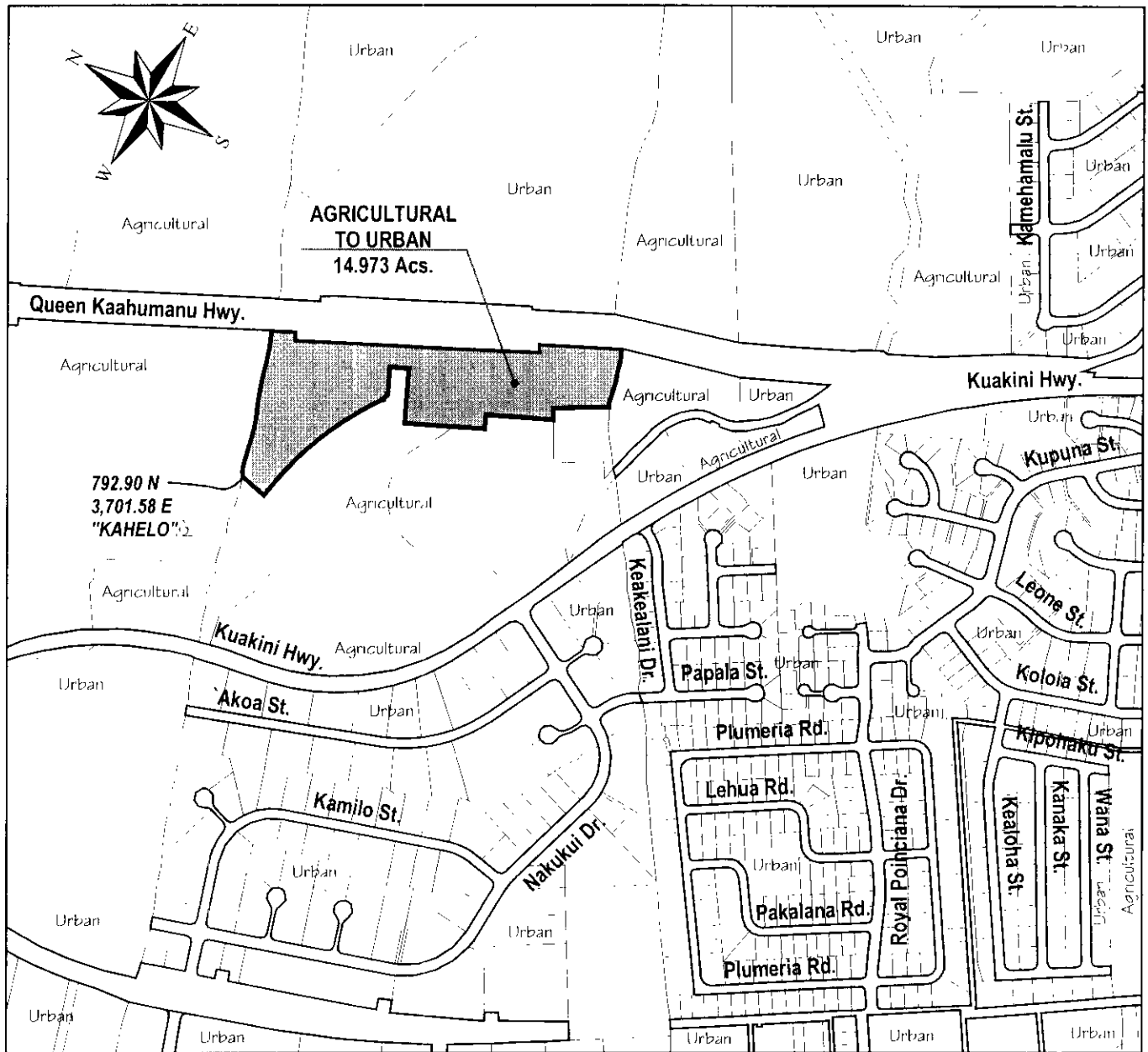
36. 98° 26' 30" 37.85 feet along Lot 5 of Pualani Makai, being also along the remainder of Royal Patent 6716, Land Commission Award 4887, Apana 2 to Thomas Sams;

37. 185° 25' 00" 181.16 feet along Lot 5 of Pualani Makai, being also along the remainder of Royal Patent 6716, Land Commission Award 4887, Apana 2 to Thomas Sams to the point of beginning and containing an area of 14.973 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.





# AMENDMENT TO STATE LAND USE BOUNDARIES MAP

AMENDING THE STATE LAND USE BOUNDARIES MAP H-7 AND MAP H-8 FOR THE COUNTY OF HAWAII, BY CHANGING THE DISTRICT CLASSIFICATION FROM THE AGRICULTURAL TO THE URBAN DISTRICT AT PUAPUA`AIKI 1st AND PUAPUA`ANUI 1st, NORTH KONA, 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/P. Hoffmann  
Date Introduced: July 7, 2005  
First Reading: July 7, 2005  
Published: N/A

REMARKS: \_\_\_\_\_  
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Second Reading: July 22, 2005  
To Mayor: July 25, 2005  
Returned: August 5, 2005  
Effective: August 5, 2005  
Published: August 11, 2005

REMARKS: \_\_\_\_\_  
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ROLL CALL VOTE				
	AYES	NOES	ABS	EX
Arakaki	X			
Higa	X			
Hoffmann	X			
Holschuh	X			
Ikeda	X			
Isbell	X			
Jacobson		X		
Pilago	X			
Safarik	X			
	8	1	0	0

ROLL CALL VOTE				
	AYES	NOES	ABS	EX
Arakaki	X			
Higa	X			
Hoffmann	X			
Holschuh	X			
Ikeda	X			
Isbell	X			
Jacobson		X		
Pilago	X			
Safarik	X			
	8	1	0	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:

*Katherine Tard*  
DEPUTY CORPORATION COUNSEL  
COUNTY OF HAWAII

Date 7/22/05

*[Signature]*  
COUNCIL CHAIRMAN

*[Signature]*  
COUNTY CLERK

Bill No.: 31  
Reference: C-107/PC-26  
Ord No.: 05 114

Approved / Disapproved this 5th day  
of August, 2005  
*Harry Kim*  
MAYOR, COUNTY OF HAWAII