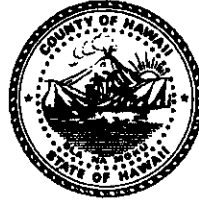


COUNTY OF HAWAI'I



STATE OF HAWAI'I

ORDINANCE NO. **07 180** BILL NO. 183

AN ORDINANCE AMENDING THE STATE LAND USE BOUNDARIES MAPS FOR THE COUNTY OF HAWAI'I BY CHANGING THE DISTRICT CLASSIFICATION FROM THE AGRICULTURAL TO THE URBAN DISTRICT AT PUUKAPU, SOUTH KOHALA, HAWAI'I, COVERED BY TAX MAP KEY 6-7-002-020.

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

SECTION 1. The State Land Use Boundaries Maps for the County of Hawai'i are amended to change the district classification of property described hereinafter as follows:

The district classification of the following area situated at Puukapu, South Kohala, Hawai'i, shall be Urban:

Beginning at the Southwest corner of this parcel of land, the coordinates of said point of beginning referred to Government Survey Triangulation Station "WEST BASE" being 1,957.95 feet North and 2,952.79 feet West, thence running by azimuths measured clockwise from True South:

- |    |              |        |  |
|----|--------------|--------|--|
| 1. | 151° 48'     | 122.73 | feet along Deed: Hawaiian Homes Commission to Richard Smart dated July 7, 1956 and recorded in Liber 3138, Page 426; |
| 2. | 205° 48'     | 118.78 | feet along the remainder of L.C. Aw. 4037 to A.D. Allen;   |
| 3. | 205° 59' 30" | 80.49  | feet along the remainder of L.C. Aw. 4037 to A.D. Allen;   |
| 4. | 248° 28'     | 11.54  | feet along Deed: Hawaiian Homes Commission to Richard Smart dated July 7, 1956 and recorded in Liber 3138, Page 426; |
| 5. | 250° 30'     | 280.25 | feet along Deed: Hawaiian Homes Commission to Richard Smart dated July 7, 1956 and recorded in Liber 3138, Page 426; |

- |     |          |        |  |
|-----|----------|--------|--|
| 6.  | 339° 00' | 427.26 | feet along Deed: Hawaiian Homes Commission to Richard Smart dated July 7, 1956 and recorded in Liber 3138, Page 426;     |
| 7.  | 79° 30'  | 164.40 | feet along Deed: Hawaiian Homes Commission to Richard Smart dated July 7, 1956 and recorded in Liber 3138, Page 426;     |
| 8.  | 151° 48' | 113.00 | feet along the remainder of L.C. Aw. 4037 to A.D. Allen;   |
| 9.  | 67° 50'  | 54.18  | feet along the remainder of L.C. Aw. 4037 to A.D. Allen;   |
| 10. | 79° 30'  | 195.05 | feet along the remainder of L.C. Aw. 4037 to A.D. Allen to the point of beginning and containing an area of 3.068 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:

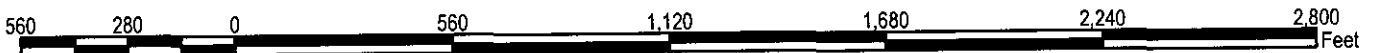
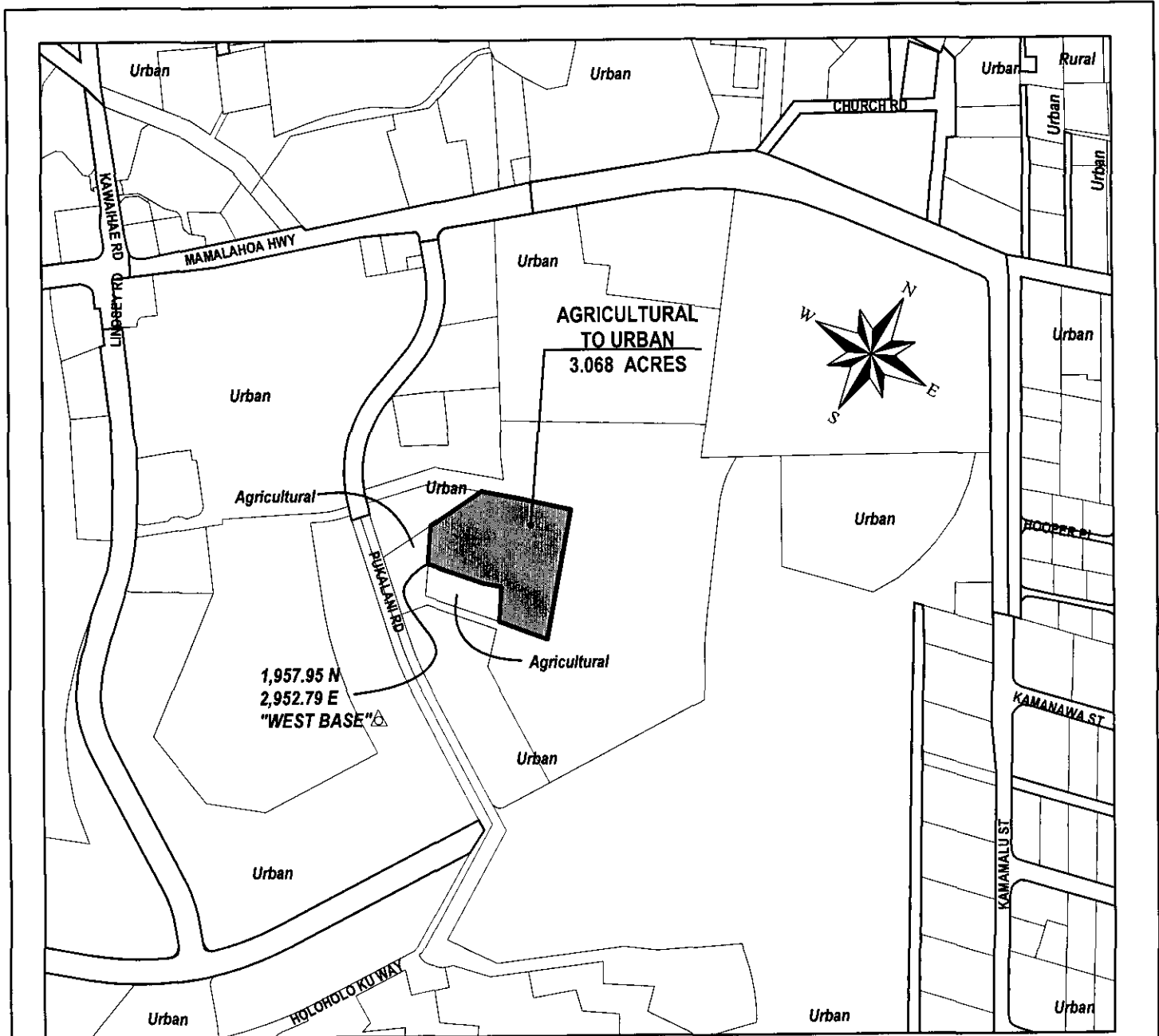


COUNCIL MEMBER, COUNTY OF HAWAII

Hilo, Hawai'i

Date of Introduction: November 20, 2007  
 Date of 1st Reading: November 20, 2007  
 Date of 2nd Reading: December 5, 2007  
 Effective Date: December 26, 2007

REFERENCE: Comm. 701



# AMENDMENT TO STATE LAND USE BOUNDARIES MAPS

AMENDING THE STATE LAND USE BOUNDARIES MAPS FOR THE COUNTY OF HAWAII, BY CHANGING THE DISTRICT CLASSIFICATION FROM THE AGRICULTURAL TO THE URBAN DISTRICT AT PUUKAPU, SOUTH KOHALA, 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  
 Date Introduced: November 20, 2007  
 First Reading: November 20, 2007  
 Published: N/A

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

Second Reading: December 5, 2007  
 To Mayor: December 13, 2007  
 Returned: December 27, 2007  
 Effective: December 26, 2007  
 Published: January 3, 2008

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

RECEIVED

ROLL CALL VOTE				
	AYES	NOES	ABS	EX
Ford	X			
Higa	X			
Hoffmann	X			
Ikeda	X			
Jacobson	X			
Naeole	X			
Pilago	X			
Yagong			X	
Yoshimoto	X			
	8	0	1	0

ROLL CALL VOTE				
	AYES	NOES	ABS	EX
Ford	X			
Higa			X	
Hoffmann	X			
Ikeda			X	
Jacobson	X			
Naeole	X			
Pilago	X			
Yagong	X			
Yoshimoto	X			
	7	0	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:

Ray D. Selig  
 DEPUTY CORPORATION COUNSEL  
 COUNTY OF HAWAII

Date DEC 14 2007

[Signature]  
 COUNCIL CHAIRMAN  
Casey Herman  
 COUNTY CLERK

Bill No.: 183  
 Reference: C-701/PC-54  
 Ord No.: 07 180

Approved/Disapproved this 26<sup>th</sup> day  
 of December, 2007  
[Signature]  
 MAYOR, COUNTY OF HAWAII

**Ordinances Numbered 07-180, 07-181, 07-182, 07-183, 07-184, 07-185, 07-186, & 07-187**

I hereby certify that the following Ordinances passed second and final reading at the meeting of the County Council on December 5, 2007, by vote, as listed below:

**Ordinance 07-180 (Bill 183):** An Ordinance Amending the State Land Use Boundaries Maps for the County of Hawai'i by Changing the District Classification from the Agricultural to the Urban District at Puukapu, South Kohala, Hawai'i, Covered by Tax Map Key 6-7-002-020. AYES: Council Members Ford, Jacobson, Naeole, Pilago, Yagong, Yoshimoto, and Chair Hoffmann – 7; NOES: None; ABSENT: Council Members Higa and Ikeda – 2; EXCUSED: None.

**Ordinance 07-181 (Bill 184):** An Ordinance Amending Section 25-8-11 (Lalamilo-Puukapu Zone Map), Article 8, Chapter 25 (Zoning Code) of the Hawai'i County Code 1983 (2005 Edition), by Changing the District Classification from Agricultural 40-Acres (A-40a) and Limited Industrial – 20,000 Square Feet (ML-20) to Village Commercial – 7,500 Square Feet (CV-7.5) at Waikoloa, Waimea, Hawai'i, Covered by Tax Map Key 6-7-002:020 and Portion 051. AYES: Council Members Ford, Higa, Jacobson, Naeole, Pilago, Yagong, Yoshimoto, and Chair Hoffmann – 8; NOES: None; ABSENT: Council Member Ikeda – 1; EXCUSED: None.

**Ordinance 07-182 (Bill 189):** An Ordinance Amending Chapter 20 of the Hawai'i County Code 1983 (2005 Edition, as Amended), Relating to Refuse. AYES: Council Members Ford, Higa, Jacobson, Naeole, Pilago, Yagong, Yoshimoto, and Chair Hoffmann – 8; NOES: None; ABSENT: Council Member Ikeda – 1; EXCUSED: None.


**Ordinance 07-183 (Bill 191):** An Ordinance Amending Ordinance No. 94 98 Which Reclassified Lands from Agricultural – 1 Acre (A-1a) and Open (O) to Single Family Residential – 15,000 Square Feet (RS-15) at Keauhou, Ka'u, Hawai'i, Covered by Tax Map Key 9-9-006:Portion 008. AYES: Council Members Higa, Naeole, Yagong, Yoshimoto, and Chair Hoffmann – 5; NOES: Council Members Ford, Jacobson, and Pilago – 3; ABSENT: Council Member Ikeda – 1; EXCUSED: None.

**Ordinance 07-184 (Bill 192):** An Ordinance Amending Ordinance No. 07-83, as Amended, Relating to Public Improvements and Financing Thereof for the Fiscal Year July 1, 2007 to June 30, 2008. AYES: Council Members Ford, Higa, Jacobson, Naeole, Pilago, Yagong, Yoshimoto, and Chair Hoffmann – 8; NOES: None; ABSENT: Council Member Ikeda – 1; EXCUSED: None.

**Ordinance 07-185 (Bill 195):** An Ordinance to Amend Ordinance No. 07-82, as Amended, the Operating Budget for the County of Hawai'i for the Fiscal Year Ending June 30, 2008. AYES: Council Members Ford, Higa, Jacobson, Naeole, Pilago, Yagong, Yoshimoto, and Chair Hoffmann – 8; NOES: None; ABSENT: Council Member Ikeda – 1; EXCUSED: None.

**Ordinance 07-186 (Bill 196):** An Ordinance to Amend Ordinance No. 07-82, as Amended, the Operating Budget for the County of Hawai'i for the Fiscal Year Ending June 30, 2008. AYES: Council Members Ford, Higa, Jacobson, Naeole, Pilago, Yagong, Yoshimoto, and Chair Hoffmann – 8; NOES: None; ABSENT: Council Member Ikeda – 1; EXCUSED: None.

**Ordinance 07-187 (Bill 202):** An Ordinance to Amend Ordinance No. 07-82, as Amended, the Operating Budget for the County of Hawai'i for the Fiscal Year Ending June 30, 2008. AYES: Council Members Ford, Higa, Jacobson, Naeole, Pilago, Yagong, Yoshimoto, and Chair Hoffmann – 8; NOES: None; ABSENT: Council Member Ikeda – 1; EXCUSED: None.

  
Casey Jarman  
County Clerk

(Hawai'i Tribune-Herald – January 3, 2008)  
(West Hawai'i Today – January 3, 2008)

**Note:** The original Digest/Affidavit is attached to Ordinance No. 07-180.