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Planning Director
County of Hawaii
Planning Department
25 Aupuni Street
Hilo, Hawaii 96720

Tel. No. (808) 961-8288

LAND USE COMMISSION
STATE OF HAWAII

2000 AUG 16 A 9:55

ORIGINAL

BEFORE THE LAND USE COMMISSION
OF THE STATE OF HAWAII

In the Matter of the Petition of	)	DOCKET NO. A92-680
)	
C. BREWER PROPERTIES, INC.,	)	COUNTY OF HAWAII PLANNING
a Hawaii corporation	)	DEPARTMENT'S STATEMENT OF
	)	NO OBJECTIONS TO MOTION
To Amend the Agricultural Land Use	)	TO WITHDRAW LAND USE
District Boundary into the Urban	)	COMMISSION APPROVALS AND
District for approximately 288.240 acres	)	REVERT LAND USE DISTRICT
of land at Puueo, South Hilo, Island and	)	BOUNDARY CLASSIFICATION
County of Hawaii, State of Hawaii,	)	TO AGRICULTURAL;
Tax Map Keys 2-6-08: 17, 26, 27, 28 (por.),	)	CERTIFICATE OF SERVICE
29, 31 (por.), 32 (por.), 33 (por.), 34 (por.),)	
36, 37 (por.), 38 (por.), 39;)	
2-6-29: 14 and 15)	
_____)	

COUNTY OF HAWAII PLANNING DEPARTMENT'S STATEMENT OF
NO OBJECTIONS TO MOTION TO WITHDRAW LAND USE COMMISSION
APPROVALS AND REVERT LAND USE DISTRICT BOUNDARY
CLASSIFICATION TO AGRICULTURAL

The County of Hawaii Planning Department by and through Virginia Goldstein, Planning Director for the County of Hawaii, hereby states that it does not object to David Earl Greer and Doris Rochelle Greer (hereinafter referred to as "Petitioners") motion to withdraw Land Use Commission approvals and revert the Land Use District Boundary classification from Urban to

ORIGINAL

VIRGINIA GOLDSTEIN
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County of Hawaii
Planning Department
22 Aunani Street
Hilo, Hawaii 96720
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BEFORE THE LAND USE COMMISSION
OF THE STATE OF HAWAII

DOCKET NO. AV2-680

In the Matter of the Petition of

COUNTY OF HAWAII PLANNING
DEPARTMENT'S STATEMENT OF
NO OBJECTIONS TO MOTION
TO WITHDRAW LAND USE
COMMISSION APPROVALS AND
REVERT LAND USE DISTRICT
BOUNDARY CLASSIFICATION
TO AGRICULTURAL
CERTIFICATE OF SERVICE

C. BREWER PROPERTIES, INC.
a Hawaii corporation

To Amend the Agricultural Land Use
District Boundary, and the Urban
District for approximately 222,840 Acres
of land in Town, South Hilo, Island and
County of Hawaii, State of Hawaii.
Tax Map Key 2-6-08-17, 20, 22, 28 (port),
29, 31 (port), 32 (port), 33 (port), 34 (port),
36, 37 (port), 38 (port), 39,
2-6-59-14 and 15

COUNTY OF HAWAII PLANNING DEPARTMENT'S STATEMENT OF
NO OBJECTIONS TO MOTION TO WITHDRAW LAND USE COMMISSION
APPROVALS AND REVERT LAND USE DISTRICT BOUNDARY
CLASSIFICATION TO AGRICULTURAL

The County of Hawaii Planning Department by and through Virginia Goldstein, Planning
Director for the County of Hawaii, hereby states that it does not object to David Earl Gies and
Boris Roedel Gies (hereinafter referred to as "petitioners") motion to withdraw Land Use
Commission approvals and revert the Land Use District Boundary classification from Urban to

Agricultural District for the subject approximately 288.240 acres. The County of Hawaii Planning Department's statement of no objections is based on the following information.

The State Land Use Commission by Findings of Fact, Conclusions of Law, and Decision and Order dated January 5, 1994, approved the petition filed by C. Brewer Properties, Inc. (LUC Docket No. A92-680) which reclassified the State Land Use District Boundaries for approximately 288.24 acres of land from the State Land Use Agricultural to Urban District.

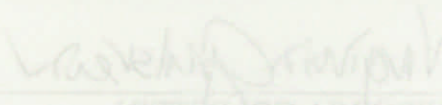
Hawaii County Council adopted Ordinance No. 96 48, effective May 2, 1996, which reclassified the subject property from Open (O) and Agricultural (A-20a) to Single Family Residential (RS-7.5) and Neighborhood Commercial (CN-10). Ordinance No. 96 48 was adopted pursuant to a request by C. Brewer Properties, Inc. to develop a master planned community of 800 lots ranging in size from 7,500 to 20,000 square feet, a central community center, an elementary school site, and an eight acre expansion to Clem Akina Park. However, due to economic reasons the owners did not proceed with the development of the subject property.

The Petitioners acquired the subject property and recorded the property deed in the State of Hawaii Bureau of Conveyances on September 30, 1999. Subsequently, on February 1, 2000, the Petitioners submitted a request to the County of Hawaii to repeal Ordinance No. 96 48 in its entirety so as to revert the subject property back to its original Open (O) and Agricultural (A-20a) zoned district classification. Various development options were reviewed by the Petitioners in light of the existing zoning and land use boundary designations, current market conditions, and physical attributes of the land. As a result, the Petitioners concluded that developing the property for residential or commercial uses at this time was not feasible. According to the Petitioners, the majority of the property will be used for the raising and harvesting of tropical

fruit trees, as current market conditions do not appear to justify the expenditure of substantial infrastructure costs (required by the ordinance), and the property is well-suited for agricultural purposes. The Petitioners have no plans to subdivide or develop the property for residential or commercial uses. The Petitioners have already cleared a portion of the property and planted fruit trees, including Kōwhī, Lōkai, Lōngai, and Māngō.

The Hawaii County Council adopted Ordinance No. 00 78, Bill No. 260, effective July 31, 2000, which repealed Ordinance No. 96 48 in its entirety. Therefore, the subject property is reverted back to Open (O) and Agricultural (A-20a) zoned district classification. Specifically, the subject property is reverted as follows: approximately 176.314 acres from RS-7.5 to A-20a, 2.7963 acres from CM-10 to A-20a, and 2.129 acres from RS-7.5 to Open. This statement is based on the Petitioners' Motion to Withdraw and Memorandum in Support of Motion dated May 12, 2000, Supplement to Motion to Withdraw dated June 7, 2000, County of Hawaii Ordinance No. 00 78 (attached hereto and made a part hereof), as well as all files and records with the department relating to LUC Docket No. A92-680 (LUC No. 681) and County of Hawaii Ordinance No. 96 48 and No. 00 78 (RES. No. 818).

DATED: HILLO HAWAII _____ AUG 1 2000 _____ 2000



VIRGINIA GOLDSTEIN
Planning Director
County of Hawaii
Planning Department

2000 JUL 29 11:23 AM
PLANNING DEPARTMENT
COUNTY OF HAWAII



COUNTY OF HAWAII STATE OF HAWAII

BILL NO. 260

ORDINANCE NO. 00 78

AN ORDINANCE REPEALING ORDINANCE NO. 96 48 WHICH AMENDED SECTION 25-113 (SOUTH HILO DISTRICT ZONE MAP) AND SECTION 25-114 (CITY OF HILO ZONE MAP), ARTICLE 3, CHAPTER 25 (ZONING CODE) OF THE HAWAII COUNTY CODE, BY CHANGING THE DISTRICT CLASSIFICATION FROM OPEN (O) AND AGRICULTURAL (A-20A) TO SINGLE FAMILY RESIDENTIAL (RS-7.5) AND NEIGHBORHOOD COMMERCIAL (CN-10) AT PUUEO, SOUTH HILO, HAWAII, COVERED BY TAX MAP KEY 2-6-08:17, 26, 27, 29, 36, 39 AND PORTIONS OF 28, 31, 32, 33, 34, 37 AND 38 AND 2-6-29:14 AND 15.

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

SECTION 1. Ordinance No. 96 48 which amended Section 25-113, Article 3, Chapter 25 (Zoning Code) of the Hawaii County Code, is hereby repealed in its entirety.

"[Section 1. Section 25-113, Article 3, Chapter 25 (Zoning Code) of the Hawaii County Code is amended to change the district classification of properties described hereinafter as follows:

The district classification of the following area situated at Puueo, South Hilo, Hawaii, shall be Single Family Residential (RS-7.5):

Parcel "A":

Beginning at a Northeastly corner of this parcel of land, and being the Southeast corner of Parcel B, the coordinates of said point of beginning referred to Government Survey Triangulation Station "Halai" being 4,737.56 feet North and 839.74 feet East and thence running by azimuths measured clockwise from true South:

1. 161° 40' 18.86 feet along the remainder of Grant 185, Ap. 2 to B. Pitman;

COUNTY OF HAWAII STATE OF HAWAII

FILE NO. 388

DECEMBER 30 1979

AN ORDINANCE AMENDING CHAPTER 21C, HAWAIIAN ZONING CODE, TO PROVIDE FOR THE REVISION OF THE ZONING MAP OF THE COUNTY OF HAWAII, AND TO PROVIDE FOR THE REVISION OF THE ZONING MAP OF THE COUNTY OF HAWAII, AND TO PROVIDE FOR THE REVISION OF THE ZONING MAP OF THE COUNTY OF HAWAII.

BE IT ORDAINED BY THE BOARD OF SUPERVISORS OF THE COUNTY OF HAWAII:

SECTION 1. That the Board of Supervisors of the County of Hawaii do hereby amend Chapter 21C, Hawaiian Zoning Code, to read as follows:

(Chapter 21C, Hawaiian Zoning Code, to read as follows:)

Section 21C-1.01. The purpose of this chapter is to provide for the orderly and efficient use of the land within the County of Hawaii.

This chapter shall be known and may be cited as the Hawaiian Zoning Code.

SECTION 2.

The Board of Supervisors of the County of Hawaii do hereby amend Chapter 21C, Hawaiian Zoning Code, to read as follows:

(Chapter 21C, Hawaiian Zoning Code, to read as follows:)

Section 21C-1.01.

The purpose of this chapter is to provide for the orderly and efficient use of the land within the County of Hawaii. This chapter shall be known and may be cited as the Hawaiian Zoning Code.

SECTION 3. That the Board of Supervisors of the County of Hawaii do hereby amend Chapter 21C, Hawaiian Zoning Code, to read as follows:

2.	262° 27'		394.53	feet along Lot 1, same being also portions of Commissioners of Crown Lands to Thomas Spencer; Grant 185, Ap. 2 to B. Pitman and R.P. 4687, L.C. Aw. 4809, Ap.2 to Moses Lo;
3.	343° 45'		474.87	feet along the remainder of a portion of Commissioners of Crown Lands to Thomas Spencer;
4.	42° 22'		26.80	feet along Lot 2, being a portion of Commissioners of Crown Lands to Thomas Spencer;
5.	7° 59' 30"		27.00	feet along Lot 2, being a portion of Commissioners of Crown Lands to Thomas Spencer;
6.	360° 00'		67.35	feet along Lot 2, being a portion of Commissioners of Crown Lands to Thomas Spencer;
7.	67° 48'		64.80	feet along Lot 1, being a portion of Commissioners of Crown Lands to Thomas Spencer;
8.	101° 45'		106.90	feet along Lot 1, being a portion of Commissioners of Crown Lands to Thomas Spencer;
9.	88° 57'		164.00	feet along a portion of Grant 185, Ap. 2 to B. Pitman;
10.	351° 37'		283.00	feet along a portion of Grant 185, Ap. 2 to B. Pitman;
11.	358° 56' 40"		42.50	feet across Amaulu Road;
12.	358° 57'		67.54	feet along a portion of Grant 185, Ap. 2 to B. Pitman;
13.	268° 57'		163.49	feet along a portion of Grant 185, Ap. 2 to B. Pitman;

For the purpose of this report, the
percentage of the population of Chicago
is based on the 1950 Census.
The following table shows the
percentage of the population of Chicago
in each of the five racial groups
in 1950.

1950 27

The following table shows the
percentage of the population of Chicago
in each of the five racial groups
in 1950.

1950 42

The following table shows the
percentage of the population of Chicago
in each of the five racial groups
in 1950.

1950 51

The following table shows the
percentage of the population of Chicago
in each of the five racial groups
in 1950.

1950 59

The following table shows the
percentage of the population of Chicago
in each of the five racial groups
in 1950.

1950 67

The following table shows the
percentage of the population of Chicago
in each of the five racial groups
in 1950.

1950 75

The following table shows the
percentage of the population of Chicago
in each of the five racial groups
in 1950.

1950 83

The following table shows the
percentage of the population of Chicago
in each of the five racial groups
in 1950.

1950 91

The following table shows the
percentage of the population of Chicago
in each of the five racial groups
in 1950.

1950 99

The following table shows the
percentage of the population of Chicago
in each of the five racial groups
in 1950.

1950 107

The following table shows the
percentage of the population of Chicago
in each of the five racial groups
in 1950.

1950 115

14.	177° 20'	59.98	feet along a portion of Grant 185, Ap. 2 to B. Pitman;
15.	267° 14'	30.19	feet along the South side of Amaulu Road;
16.	357° 31'	58.28	feet along Lot B, being a portion of Commissioners of Crown Lands to Thomas Spencer;
17.	0° 20'	48.70	feet along Lot 1, being a portion R.P. 4841, L.C.Aw. 8069 to Haaloa;
18.	20° 00'	132.59	feet along a portion of Grant 185, Ap. 2 to B. Pitman;
19.	14° 00'	254.00	feet along a portion of Grant 185, Ap. 2 to B. Pitman;

Thence the Agricultural District Boundary follows edge of agricultural field for the next seventeen (17) courses, the direct azimuths and distances between points along said meandering line being:

20.	91° 54'	200.00	feet;
21.	81° 43'	200.00	feet;
22.	84° 14'	200.00	feet;
23.	66° 00'	200.00	feet;
24.	69° 40'	200.00	feet;
25.	81° 30'	200.00	feet;
26.	74° 50'	200.00	feet;
27.	46° 50'	200.00	feet;
28.	32° 41'	200.00	feet;

1	125	20	2500	1000
2	125	20	2500	1000
3	125	20	2500	1000
4	125	20	2500	1000
5	125	20	2500	1000
6	125	20	2500	1000
7	125	20	2500	1000
8	125	20	2500	1000
9	125	20	2500	1000
10	125	20	2500	1000

The following table shows the results of the analysis of variance for the data presented in Table 1. The analysis was conducted using the method of least squares. The results are presented in Table 2.

1	125	20	2500	1000
2	125	20	2500	1000
3	125	20	2500	1000
4	125	20	2500	1000
5	125	20	2500	1000
6	125	20	2500	1000
7	125	20	2500	1000
8	125	20	2500	1000
9	125	20	2500	1000
10	125	20	2500	1000

29.	44° 20'	200.00	feet;
30.	29° 44'	200.00	feet;
31.	45° 50'	200.00	feet;
32.	50° 02'	200.00	feet;
33.	50° 12'	200.00	feet;
34.	71° 38'	200.00	feet;
35.	72° 52'	200.00	feet;
36.	70° 05'	210.00	feet;

37. Thence following along Lot 32 of Puueo Farm Lots, said lot being portions of Commissioners of Crown Lands to Thomas Spencer and Kamehameha IV to Thomas Miller and being also along the middle of stream, the direct azimuth and distance between points along said middle of stream being:

111° 04' 20" 751.67 feet;

Thence along Lot 31 of Puueo Farm Lots, said lot being portions of Kamehameha IV to Thomas Miller and Grant 185, Ap. 1 to B. Pitman and being also along the middle of a stream for the next four (4) courses, the direct azimuths and distances between points along said middle of stream being:

38.	109° 54'	400.20	feet;
39.	156° 18'	582.90	feet;
40.	87° 24'	157.00	feet;
41.	163° 34'	361.02	feet;

10	10000	100	10000
20	20000	200	20000
30	30000	300	30000
40	40000	400	40000
50	50000	500	50000
60	60000	600	60000
70	70000	700	70000
80	80000	800	80000
90	90000	900	90000
100	100000	1000	100000

These values are for the first 100 points of the data set. The values for the remaining 100 points are the same as the first 100 points, but shifted by 100 units. This is done to illustrate the effect of the shift on the data distribution.

The following table shows the values for the first 100 points of the data set. The values for the remaining 100 points are the same as the first 100 points, but shifted by 100 units. This is done to illustrate the effect of the shift on the data distribution.

10	10000	100	10000
20	20000	200	20000
30	30000	300	30000
40	40000	400	40000
50	50000	500	50000
60	60000	600	60000
70	70000	700	70000
80	80000	800	80000
90	90000	900	90000
100	100000	1000	100000

42. 111° 04' 281.16 feet along Lot 31 of Puueo Farm Lots, same being also portions of Kamehameha IV to Thomas Miller and Grant 185, Ap. 1 to B. Pitman;
43. 117° 50' 30.00 feet along Lot 31 of Puueo Farm Lots, same being also portions of Kamehameha IV to Thomas Miller and Grant 185, Ap. 1 to B. Pitman;
44. Thence along Lot 52 of Puueo Farm Lots, same being also portions of Commissioners of Crown Lands to Thomas Spencer and Grant 185, Ap. 1 to B. Pitman on a curve to the left with a radius of 1000.00 feet, the chord azimuth and distance being:
194° 15' 469.72 feet;
45. 180° 40' 403.83 feet along Lot 52 of Puueo Farm Lots, same being also portions of Commissioners of Crown Lands to Thomas Spencer and Grant 185, Ap. 1 to B. Pitman;
46. 190° 06' 482.47 feet along Lot 41 of Puueo Farm Lots, same being also portions of Commissioners of Crown Lands to Thomas Spencer and Grant 185, Ap. 1 to B. Pitman;
47. Thence along Lot 41 of Puueo Farm Lots, same being also portions of Commissioners of Crown Lands to Thomas Spencer and Grant 185, Ap. 1 to B. Pitman, on a curve to the left with a radius of 250.00 feet, the chord azimuth and distance being:
157° 34' 268.90 feet;

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1968-69
1969-70
1970-71

48. 125° 02' 214.60 feet along Lots 41 and 40 of Puueo Farm Lots, same being also portions of Commissioners of Crown Lands to Thomas Spencer and Grant 185, Ap. 1 to B. Pitman;

49. Thence along Lot 41 of Puueo Farm Lots, same being also portions of Commissioners of Crown Lands to Thomas Spencer and Grant 185, Ap. 1 to B. Pitman, on a curve to the right with a radius of 160.00 feet the chord azimuth and distance being:

159° 13' 179.79 feet;

Thence along R. P. 4475, L.C.Aw. 7713, Ap. 17 to V. Kamamalu and also being along the middle of Pukihae Stream for the next twelve (12) courses, the direct azimuths and distances between points along said middle of stream being:

50.	269° 47'	425.18	feet;
51.	216° 01'	296.99	feet;
52.	225° 47'	550.86	feet;
53.	298° 01'	693.97	feet;
54.	325° 12'	310.19	feet;
55.	233° 02'	910.48	feet;
56.	296° 05'	460.59	feet;
57.	225° 49'	234.03	feet;
58.	282° 08'	478.00	feet;
59.	237° 44'	294.61	feet;
60.	290° 52'	862.78	feet;

The following information is for your information only. It is not intended to constitute an offer of insurance. For more information, please contact your agent.

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20	100	45218	100
21	200	200 30	100
22	300	100 50	100
23	400	600 00	100
24	500	300 10	100
25	600	900 48	100
26	700	400 20	100
27	800	100 00	100
28	900	478 00	100
29	1000	100 00	100
30	1100	600 20	100

- | | | | |
|-----|---|--------|---|
| 61. | 285° 52' | 107.24 | feet; |
| 62. | 26° 50' | 450.75 | feet along portions of
Commissioners of Crown Lands to
Thomas Spencer and portion of
Grant 185, Ap. 2 to B. Pitman; |
| 63. | 94° 00' | 51.52 | feet along Lot 1, same being also
portions of Commissioners of Crown
Lands to Thomas Spencer; Grant
185, Ap. 2 to B. Pitman and R.P.
4687, L.C. Aw. 4809, Ap. 2 to
Moses Lo; |
| 64. | 161° 40' | 14.27 | feet along the remainder of Grant
185, Ap. 2 to B. Pitman; |
| 65. | 113° 03' | 312.21 | feet along the remainders of Grant
185, Ap. 2 to B. Pitman and R.P.
4666, L.C. Aw. 4659, Ap. 1 to
Papa; |
| 66. | Thence along the remainders R.P. 4666, L.C. Aw. 4659, Ap. 1 to Papa and
Grant 23 to B. Pitman, on a curve to
the left with a radius of 355.00 feet,
the chord azimuth and distance
being: | | |
| | | | 85° 23' 30" 329.58 feet; |
| 67. | 57° 44' | 109.15 | feet along the remainder of Grant 23
to B. Pitman; |
| 68. | Thence along the remainder of Grant 23 to B. Pitman, on a curve to the left with a
radius of 30.00 feet, the chord
azimuth and distance being: | | |
| | | | 16° 52' 30" 39.25 feet; |
| 69. | Thence along the remainder of Grant 23 to B. Pitman, on a curve to the right with
a radius of 425.00 feet, the chord
azimuth and distance being: | | |
| | | | 343° 35' 45" 112.11 feet; |

61	107.34	107.34	107.34
62	430.75	430.75	430.75
63	21.22	21.22	21.22
64	162.22	162.22	162.22
65	312.22	312.22	312.22
66			
67	100.18	100.18	100.18
68			
69			
70			

70. 351° 10' 30" 250.78 feet along the remainder of Grant 23 to B. Pitman;
71. Thence along the remainder of Grant 23 to B. Pitman, on a curve to the left with a radius of 775.00 feet, the chord azimuth and distance being:
346° 11' 15" 130.71 feet;
72. 341° 21' 91.21 feet along the remainder of Grant 23 to B. Pitman;
73. Thence along the remainder of Grant 23 to B. Pitman, on a curve to the left with a radius of 30.00 feet, the chord azimuth and distance being:
296° 21' 00" 42.43 feet;
74. 251° 21' 707.83 feet along the remainders of Grants 23 and 185, Ap. 2 to B. Pitman; to the point of beginning and containing a gross area of 297.299 acres and a net area of 276.314 acres (more or less), after deducting the following described Exclusions 1 and 2; (Refer to Parcel "A," Exclusions 1 and 2 as shown on Exhibit "A.")

Exclusion 1:

Beginning at the Northwest corner of this Exclusion, the coordinates of said point of beginning referred to Government Survey Triangulation Station "HALAI" being 5532.23 feet North and 168.40 feet East and thence running by azimuths measured clockwise from true south:

1. 288° 15' 440.27 feet along remainder of Grant 185, Ap. 2 to B. Pitman;
2. 348° 00' 175.00 feet along remainder of Grant 185, Ap. 2 to B. Pitman;

20	1987	10	507	12012	for study of ...
21	1987	10	507	12012	for study of ...
22	1987	10	507	12012	for study of ...
23	1987	10	507	12012	for study of ...
24	1987	10	507	12012	for study of ...

Section 1

at the ... of ...

25	1987	10	507	12012	for study of ...
26	1987	10	507	12012	for study of ...

3.	104° 00'	385.25	feet along remainder of R.P. 4666, L.C.Aw. 4659, Ap. 1 to Papa;
4.	159° 30'	230.45	feet along remainder of Grant 23 to B. Pitman to the point of beginning and containing an area of 1.604 Acres; and

Exclusion 2:

Beginning at the Southeast corner of this parcel of land, the coordinates of said point of beginning referred to Government Survey Triangulation Station "HALAI" being 3577.19 feet North and 162.63 feet West and thence running by azimuths measured clockwise from true South:

1.	87° 00'	244.63	feet along remainder of Grant 23 to B. Pitman;
2.	357° 00'	100.00	feet along remainder of Grant 23 to B. Pitman;
3.	92° 00'	290.11	feet along remainder of Grant 23 to B. Pitman;
4.	183° 06'	268.25	feet along remainder of Grant 23 to B. Pitman;
5.	98° 30'	569.68	feet along remainder of Grant 23 to B. Pitman;
6.	186° 00'	770.59	feet along remainder of Grant 23 to B. Pitman;
7.	273° 30'	655.00	feet along remainder of Grant 23 to B. Pitman;
8.	354° 00'	490.00	feet along remainder of Grant 23 to B. Pitman;
9.	267° 11' 30"	307.48	feet along remainder of Grant 23 to B. Pitman;

1. 1977 09 24443
 2. 1977 09 19200
 3. 1977 07 19011
 4. 1977 06 18833
 5. 1977 06 18582
 6. 1977 06 17952
 7. 1977 05 65250
 8. 1977 03 43240
 9. 1977 01 30248

Explanations:

1. 1977 09 24443: 1st slope remainder of 24443 to B. 1977 09 24443.

2. 1977 09 19200: 1st slope remainder of 19200 to B. 1977 09 19200.

3. 1977 07 19011: 1st slope remainder of 19011 to B. 1977 07 19011.

4. 1977 06 18833: 1st slope remainder of 18833 to B. 1977 06 18833.

5. 1977 06 18582: 1st slope remainder of 18582 to B. 1977 06 18582.

6. 1977 06 17952: 1st slope remainder of 17952 to B. 1977 06 17952.

7. 1977 05 65250: 1st slope remainder of 65250 to B. 1977 05 65250.

8. 1977 03 43240: 1st slope remainder of 43240 to B. 1977 03 43240.

9. 1977 01 30248: 1st slope remainder of 30248 to B. 1977 01 30248.

- | | | | |
|-----|--------------|--------|---|
| 10. | 347° 18' 30" | 198.30 | feet along the remainder of Grant 23 to B. Pitman and across Amauulu Road; |
| 11. | 267° 37' | 179.77 | feet along the South side of Amauulu Road; |
| 12. | 36° 50' | 396.90 | feet along the remainder of Grant 23 to B. Pitman and containing an area of 19.381 Acres. |

The district classification of the following area situated at Puueo, South Hilo, Hawaii, shall be Neighborhood Commercial (CN-10):

Parcel "B":

Beginning at the Southeast corner of this parcel of land, the coordinates of said point of Survey beginning, referred to Government Triangulation Station "Halai" being 4,737.56 feet North and 839.74 feet East, and running by azimuth measured clockwise from true South:

- | | | | |
|----|--|--------------|--|
| 1. | 71° 21' 00" | 707.83 | feet along the remainders of Grant 185, Ap. 2 and Grant 23 to B. Pitman; |
| 2. | Thence along the remainder of Grant 23 to B. Pitman, on a curve to the right with a radius of 30.00 feet, the chord azimuth and distance being: | | |
| | 116° 21' 00" | 42.43 feet; | |
| 3. | 161° 21' 00" | 91.21 | feet along the remainder of Grant 23 to B. Pitman; |
| 4. | Thence along the remainder of Grant 23 to B. Pitman, on a curve to the right with a radius of 775.00 feet, the chord azimuth and distance being: | | |
| | 166° 11' 15" | 130.71 feet; | |
| 5. | 171° 10' 30" | 250.78 | feet along the remainder of Grant 23 to B. Pitman; |

10	100	100	100	100	100	100	100	100	100
11	100	100	100	100	100	100	100	100	100
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The general character of the following is as follows: 2000 1000
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5	100	100	100	100	100	100	100	100	100
6	100	100	100	100	100	100	100	100	100

6. Thence along the remainder of Grant 23 to B. Pitman, on a curve to the left with a radius of 425.00 feet, the chord azimuth and distance being:
163° 35' 45" 112.11 feet;
7. Thence along the remainder of Grant 23 to B. Pitman, on a curve to the right with a radius of 30.00 feet, the chord azimuth and distance being:
196° 52' 30" 39.25 feet;
8. 237° 44' 00" 109.15 feet along the remainder of Grant 23 to B. Pitman;
9. Thence along the remainders of Grant 23 to B. Pitman and R.P. 4666, L.C.Aw. 4659, Ap. 1 to Papa, on a curve to the right with a radius of 355.00 feet, the chord azimuth and distance being:
265° 23' 30" 329.58 feet;
10. 293° 03' 00" 312.21 feet along the remainders of R.P. 4666, L.C.Aw. 4659, Ap. 1 to Papa and Grant 185, Ap. 2 to B. Pitman;
11. 341° 40' 00" 380.57 feet along the remainder of R.P. 4666, L.C.Aw. 4659, Ap.1 to Papa, to the point of beginning and containing an area of 9.7963 Acres, more or less. (Refer to Parcel "B" as shown on Exhibit "A.")

SECTION 2. Section 25-114, Article 3, Chapter 25 (Zoning Code) of the Hawaii County Code, is amended to change the district classification of property described hereinafter as follows:

The district classification of the following area situated at Puueo, South Hilo, Hawaii, shall be Single Family Residential (RS-7.5):

Section 10. The Board of Directors of the Company shall have the right to...

Section 11. The Board of Directors of the Company shall have the right to...

1997-01-01 10:00 AM

Section 12. The Board of Directors of the Company shall have the right to...

Section 13. The Board of Directors of the Company shall have the right to...

1997-01-01 10:00 AM

Section 14. The Board of Directors of the Company shall have the right to...

Section 15. The Board of Directors of the Company shall have the right to...

Section 16. The Board of Directors of the Company shall have the right to...

1997-01-01 10:00 AM

Section 17. The Board of Directors of the Company shall have the right to...

Parcel "C":

Beginning at the Northeast corner of this parcel of land, on the West side of Wainaku Street, the coordinates of said point of beginning, referred to Government Survey Triangulation Station "Halai" being 4,851.64 feet North and 1,559.40 feet East, and running by azimuth measured clockwise from true South:

1.	341° 40'	313.19	feet along the Westerly Side of Wainaku Street;
2.	94° 00'	367.64	feet along the Northerly side of Clem Akina Park, same being portion of Commissioners of Crown Lands to Thomas Spencer;
3.	163° 45'	236.77	feet along the remainder of portion of Commissioners of Crown Lands to Thomas Spencer;
4.	262° 27'	337.41	feet along Lot 1, same being portion of Commissioners of Crown Lands to Thomas Spencer; to the point of beginning and containing an area of 2.129 Acres, more or less. (Refer to Parcel "C" as shown on Exhibit "A.")

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

SECTION 3. These changes in district classification are conditioned upon the following:

- A. The applicant, successors or assigns shall be responsible for complying with all of the stated conditions of approval.
- B. Within three years from the enactment of this ordinance, the applicant shall provide assurance satisfactory to the Department of Water Supply and the Planning Director, upon consultation with the State Department of Health and the State Department of Land and Natural Resources, that a water source(s) of sufficient quality and quantity can be established. The effective date of the

beginning in the fiscal year ending on the 31st day of June in the next year.

1	2019 - 20	312.18	for the year ending on the 31st day of June 2019.
2	2020 - 21	312.18	for the year ending on the 31st day of June 2020.
3	2021 - 22	312.18	for the year ending on the 31st day of June 2021.
4	2022 - 23	312.18	for the year ending on the 31st day of June 2022.

All amounts are in US dollars and are subject to the provisions of the Act.

2019 year total

SECTION 2. There is hereby established the following:

- A. The applicant, investor or assignee shall be responsible for obtaining with all of the most current information of the applicant.
- B. Within three years after the expiration of the agreement, the applicant shall provide the assignee with the information to the Department of the State. The assignee shall be responsible for providing the information to the Department of the State. The Department of the State shall be responsible for providing the information to the assignee. The assignee shall be responsible for providing the information to the Department of the State.

changes in district classification(s) shall be the date on which the Planning Director has certified such assurances to be satisfactory. Such satisfactory assurance can be met by the actual drilling and testing of a well site of the water source or by the submittal of a hydrological study certifying that a water source(s) of sufficient quality and quantity can be established at the designated location(s). The actual development of the water source and its water transmission and distribution system shall be developed in conjunction with the subdivision approval process. Notwithstanding the provisions of Condition R, residential building permits shall not be issued until the approved water source is developed and its transmission and distribution system for such source to the subject property has been constructed. Residential building permits may be issued for model home complexes, provided that such model homes will not be occupied until the approved water source is developed.

- C. Subdivision plans for any portion of the project site shall be submitted to the Planning Department and Final Subdivision Approval shall be secured within five (5) years from the effective date of the rezoning as determined in Condition B of this ordinance. A master plan of the proposed development shall be submitted with plans for subdivision review. The proposed subdivision shall not exceed a maximum limit of 800 residential lots.

- D. Traffic signalization shall be installed by the applicant at the Wainaku Street/Wailuku Street intersection and the Hawaii Belt Road/Hau Street intersection as warranted by traffic studies which shall be submitted by the applicant every two years from the effective date of final subdivision approval for any residential or commercial portion of the subject property and meeting with the approval of the Department of Public Works.

changes in district boundaries, that would occur when the 1992

map is revised and published as a separate map. The map will

be published on the same date as the other maps of the county.

The map will be published on the same date as the other

maps of the county and published in the official gazette.

The map will be published in the official gazette.

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E. Roadway improvements and access(es) to the subject property, including all plans and construction, shall meet with the approval/requirements of the Department of Public Works. In conjunction with final subdivision approval for any residential or commercial portion of the subject property, the applicant shall:

1. Construct the main access corridor of the subject property to an 80-foot wide right-of-way with curb, gutter, and sidewalk improvements from its intersection with Wainaku Street, which location shall be determined by the Department of Public Works, up to and fronting that portion of the subject property that is being subdivided. All county dedicable standard roadways within the subject property shall be constructed with curb, gutter, and sidewalk improvements meeting with the approval of the Department of Public Works.
2. Construct the channelization and signalization at the project site's main access/Wainaku Street intersection no later than the occupancy of any residential unit.
3. To prevent the use of Amaulu Road as a vehicular thoroughfare, the applicant shall install a breakaway gate where the applicant's ownership of the subject property begins and meeting with the requirements of the Department of Public Works.
4. Provide off-street parking within the subject property to compensate for the loss of any off-street parking on Wainaku Street between Lehua Street and Iliahi Street.

1. The following information was received from the subject's former employer, the Department of Public Works, in connection with the subject's employment there. The subject was employed as a [unclear] and his duties were [unclear]. The subject was employed from [unclear] to [unclear].

2. The following information was received from the subject's former employer, the Department of Public Works, in connection with the subject's employment there. The subject was employed as a [unclear] and his duties were [unclear]. The subject was employed from [unclear] to [unclear].

3. The following information was received from the subject's former employer, the Department of Public Works, in connection with the subject's employment there. The subject was employed as a [unclear] and his duties were [unclear]. The subject was employed from [unclear] to [unclear].

4. The following information was received from the subject's former employer, the Department of Public Works, in connection with the subject's employment there. The subject was employed as a [unclear] and his duties were [unclear]. The subject was employed from [unclear] to [unclear].

5. The following information was received from the subject's former employer, the Department of Public Works, in connection with the subject's employment there. The subject was employed as a [unclear] and his duties were [unclear]. The subject was employed from [unclear] to [unclear].

- F. To provide for future connections to adjacent properties, the applicant shall provide at least one 60-foot side right-of-way stub-out in addition to the main access corridor abutting to the subject property's western boundary, constructed to dedicable standards including curb, gutter and sidewalk improvements, to the parcels abutting the subject property's northern boundary prior to final subdivision approval for the affected portion of the subject property.
- G. All electrical and communication utilities lines within the road rights-of-way of the subject property shall be placed underground.
- H. The location of the school site, if applicable, shall meet with the approval of the Planning Director, in consultation with the State Department of Education and shall be reflected on the master plan of the subject property which will be submitted with plans for subdivision review.
- I. An overall Landscaping Master Plan, which includes landscaping along the property's frontages along Wainaku Street and the open areas along the Wailuku River, and a program of maintenance of the Landscaping Master Plan, shall be submitted with the subdivision plans for the proposed development to the Planning Director for review and approval, in consultation with the Chief Engineer prior to Final Subdivision Approval of any portion of the proposed development. The Landscaping Master Plan shall include mitigation measures to address potential visual impacts from the proposed development to any public road and adjacent properties (e.g. views from adjacent lots along the Wailuku River) through design controls, lot sizes, landscape buffers and provisions for open space view corridors. As represented by the applicant, measures controlling the architectural and landscape character within the project shall be incorporated as part of the project's Covenants, Conditions and Restrictions (CC&R's). A draft copy of the project CC&R's shall be submitted to the

The project for the construction to a... the project, the applicant shall

provide a letter of intent and right-of-way... to the subject property... to determine whether the subject property... and... approval for the subject property

All... within the... of... the subject property...

The... of the school... is... The... in... of the subject property... will be... for... review.

An... Part, which... of the... project's... the... of... the... with... approval... to... the... from... the... through... the... of... A... of the... shall be...

Planning Director prior to final subdivision approval and a recorded copy shall be filed with the Planning Department.

- J. Should any unidentified sites or remains such as artifacts, shell, bone, or charcoal deposits, human burials, rock or coral alignments, pavings or walls be encountered, work in the immediate area shall cease and the Planning Director shall be immediately notified. Subsequent work shall proceed upon an archaeological clearance from the Planning Director in consultation with the Department of Land and Natural Resources-Historic Preservation Division when it finds that sufficient mitigative measures have been taken.

- K. To ensure the goals and policies of the housing element of the General Plan, the applicant shall secure the concurrence of the County Housing Agency that the applicant's affordable housing requirements have been mutually agreed to prior to final subdivision approval for any residential portion of the subject property.

- L. To ensure the goals and policies of the recreation element of the General Plan are implemented, the applicant shall:
 - 1. construct bike lanes, where appropriate, within the road rights-of-way to be dedicated to the County meeting with the approval of the Department of Public Works.

 - 2. designate approximately eight (8) acre of land for a public recreational park within the makai (east) portion of the subject property and contiguous to Clem Akina Park, for active and passive recreational uses which shall be dedicated and accepted by the County of Hawaii prior to the occupancy of any residential unit within the subject property. The configuration and the construction of improvements, including but not

The undersigned hereby certifies that the above is a true and correct copy of the original as shown to the undersigned by the County Board.

It is the policy of the County Board to provide for the most efficient and economical operation of the County Board and to provide for the most efficient and economical operation of the County Board.

To ensure the most efficient and economical operation of the County Board, the undersigned hereby certifies that the above is a true and correct copy of the original as shown to the undersigned by the County Board.

To ensure the most efficient and economical operation of the County Board, the undersigned hereby certifies that the above is a true and correct copy of the original as shown to the undersigned by the County Board.

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To ensure the most efficient and economical operation of the County Board, the undersigned hereby certifies that the above is a true and correct copy of the original as shown to the undersigned by the County Board.

limited to grading, grassing, fencing, the construction of multi-use ball fields, and parking shall meet with the approval of the Planning Department in consultation with the Departments of Parks and Recreation and Public Works, prior to the occupancy of any residential unit within the subject property.

3. submit drafts of documents for dedication of the 8-acre park site to the County of Hawaii in conjunction with final subdivision approval for any residential portion of the subject property.

M. The applicant shall make its fair share contribution to mitigate the potential regional impacts of the subject property with respect to parks and recreation, fire, police, solid waste disposal facilities, and roads. The amount of the fair share contribution shall be the sum which is the product of multiplying the number of residential lots proposed to be subdivided by the amounts allocated hereinbelow for each such lot, and shall become due and payable prior to final subdivision approval for any portion of the subject property or its increments. If the subject property is subdivided in two or more increments, the amount of the fair share contribution due and payable to final subdivision approval of each increment shall be a sum calculated in the same manner according to the number of additional proposed residential lots in each such increment. The fair share contribution may be in a form of cash, land, facilities, or any combination thereof acceptable to the director in consultation with the affected agencies. In the event the fair share contribution is greater than is required of the increment (e.g. dedication of the park), the excess amount will be credited toward future increments of the subject property. The fair share contribution shall have a maximum combined value of **\$7,239.16 per lot**. Based upon the applicant's representation of intent to subdivide and develop up to 800 residential lots, the indicated total fair share contribution is **\$5,791,328.00**, however, the total

limited to printing, learning, teaching, the composition of multi-media
books, and the preparation of the content of the program.
Department in connection with the Department of Education
Research and the other tasks in the category of the
unit with the subject property.

2. The subject shall be included in the list of the subjects to be
of the Department in connection with the Department of Education
Research and the other tasks in the category of the
unit with the subject property.

3. The subject shall be included in the list of the subjects to be
of the Department in connection with the Department of Education
Research and the other tasks in the category of the
unit with the subject property.

amount shall be increased or reduced in proportion with the actual number of subdivided lots according to the calculation and payment provisions set forth in this Condition M. The fair share contribution shall be allocated as follows:

1. \$3,490.85 per lot, for an indicated total of **\$2,792,680.00** to the County to support park and recreational improvements and facilities;
2. \$168.40 per lot, for an indicated total of **\$134,720.00** to the County to support police facilities;
3. \$332.61 per lot, for an indicated total of **\$266,088.00** to the County to support fire facilities;
4. \$145.62 per lot, for an indicated total of **\$116,496.00** to the County to support solid waste facilities;
5. \$3,101.68 per lot, for an indicated total of **\$2,481,344.00** to the State or County to support road and traffic improvements.

The fair share contributions described above shall be adjusted annually beginning three years after the effective date of the change of zone, based on the percentage change in the Honolulu Consumer Price Index (HCPI). In lieu of paying the fair share contribution, the applicant may construct and contribute improvements/facilities related to parks and recreation, fire, police, solid waste disposal facilities, and roads within the region impacted by the proposed development, subject to the approval of the director. The cost of constructing the improvements required in Conditions D, E, F, and L shall be credited against the sum specified in Condition M(1) for parks and recreation and in Condition M(5) for road and traffic improvements. For purposes of

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administering Condition M, the fair market value of land contributed or the cost of any improvements required or made in lieu of the fair share contribution shall be subject to the review and approval of the Planning Director, upon consultation with the appropriate agencies.

- N. Restrictive covenants in the deeds of all the proposed residential lots shall prohibit the construction of an ohana or second dwelling unit on each lot within the subject property. A copy of the proposed covenant(s) shall be submitted to the Planning Department for review and approval and a copy of the approved covenant shall be recited in an instrument executed by the applicants and the County prior to final subdivision approval for any residential portion of the subject property. The Planning Director shall promptly deliver such document to the Bureau of Conveyances for recordation. A copy of the recorded document shall be filed with the Planning Department upon its receipt from the Bureau of Conveyances.

- O. A Drainage Study of the subject property shall be submitted to the Planning Director in conjunction with plans submitted for subdivision review for any residential or commercial portion of the subject property. A drainage system and improvements, as may be required, shall be constructed meeting with the approval of the Department of Public Works prior to issuance of Final Subdivision Approval for any portion of the subject property being subdivided into residential or commercial lots.

- P. A Solid Waste Management Plan shall be submitted and approved by the Department of Public Works prior to final subdivision approval for any portion of the subject property being subdivided into residential or commercial lots. The Plan shall include, but not be limited to, the management of construction

The Planning Commission, the last major step in the development of the
of any investment project or study is that of the final construction plan.
be subject to the review and approval of the Planning Director, who
the various related agencies and entities.

Final approval in the District is the proposed resolution of the staff.
provide the necessary information or data to the various agencies in order to
the project. A copy of the proposed resolution shall be submitted to
the Planning Department for review and approval and a copy of the approved
copy shall be submitted to the various agencies for their review and
approval. The Planning Director shall submit a copy of the proposed
to the Board of Commissioners for their review. A copy of the proposed
resolution shall be filed with the Planning Department for its review and
approval in accordance with the provisions of the Code of Ordinances.

A Director's study of the subject property shall be submitted to the Planning
Department for review and approval. The Planning Director shall submit a
copy of the proposed resolution to the various agencies for their review and
approval. The Planning Director shall submit a copy of the proposed
to the Board of Commissioners for their review. A copy of the proposed
resolution shall be filed with the Planning Department for its review and
approval in accordance with the provisions of the Code of Ordinances.

A Joint Work Agreement shall be entered into between the applicant and the
Department of Public Works prior to the start of any construction project.
of the subject property, the applicant shall submit a copy of the proposed
for the subject property to the various agencies for their review and
approval in accordance with the provisions of the Code of Ordinances.

solid waste as well as operating and domestic solid waste generated by the proposed development.

- Q. Wastewater from the subject property shall be disposed into and connected to the County's Hilo wastewater system meeting with the requirements and approval of the Department of Public Works.

- R. In lieu of the actual construction of infrastructural improvements as conditioned above, the applicant may enter into an agreement with the Planning Director and the Department of Public Works and the Department of Water Supply, if applicable, to assure the County that the infrastructural improvements will be constructed together with the appropriate bond, surety or other security deemed acceptable to the Planning Director and approved by the Corporation Counsel. Upon execution of such agreement and filing of the security with the County, if applicable, Final Subdivision Approval for the subject property or portions thereof shall be granted prior to the actual construction of required infrastructural improvements.

- S. Should the Council adopt a Unified Impact Fees Ordinance setting forth criteria for the imposition of exactions or the assessment of impact fees, conditions included herein shall be credited towards the requirements of the Unified Impact Fees Ordinance.

- T. An initial extension of time for the performance of conditions within the ordinance may be granted by the Planning Director upon the following circumstances:

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3. Should the Council... ..
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1. The non-performance is the result of conditions that could not have been foreseen or are beyond the control of the applicant, successors or assigns, and that are not the result of their fault or negligence;
2. Granting of the time extension would not be contrary to the General Plan or Zoning Code;
3. Granting of the time extension would not be contrary to the original reasons for the granting of the change of zone; and
4. The time extension granted shall be for a period not to exceed the period originally granted for performance (i.e., a condition to be performed within one year may be extended for up to one additional year).

U. Should any of the conditions not be met or substantially complied with in a timely fashion, the Director may initiate rezoning of the area to its original or more appropriate designation.

SECTION 4. In the event that any portion of this ordinance is declared invalid, such invalidity shall not affect the other parts of this ordinance.

SECTION 5. This ordinance shall take effect upon its approval.]”

SECTION 2. Material to be deleted is bracketed.

SECTION 3. In the event that any portion of this ordinance is declared invalid, such invalidity shall not affect other parts of this ordinance.

1. The non-availability of the original document shall not be a bar to the admission of a copy thereof if the copy is proved to be a true and correct copy of the original document.

2. The original document shall not be admitted if it is proved to be a false or incorrect copy of the original document.

3. The original document shall not be admitted if it is proved to be a copy of a copy of the original document.

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7. The original document shall not be admitted if it is proved to be a copy of a copy of a copy of a copy of a copy of a copy of the original document.

SECTION 4. This ordinance shall take effect upon its approval.

INTRODUCED BY:



COUNCIL MEMBER, COUNTY OF HAWAII

Hilo, Hawaii

Date of Introduction: June 21, 2000
Date of 1st Reading: June 21, 2000
Date of 2nd Reading: July 7, 2000
Effective Date: July 31, 2000

REFERENCE: Comm. 777

APPROVED AS TO FORM AND LEGALITY

CORPORATION COUNSEL

DATED: _____

SECTION 4 - 12-1-1982 - 12-1-1982 (12-1-1982)

WITHHELD BY

[Handwritten Signature]

MEMBER, COUNTY OF HAWAII

Honorable

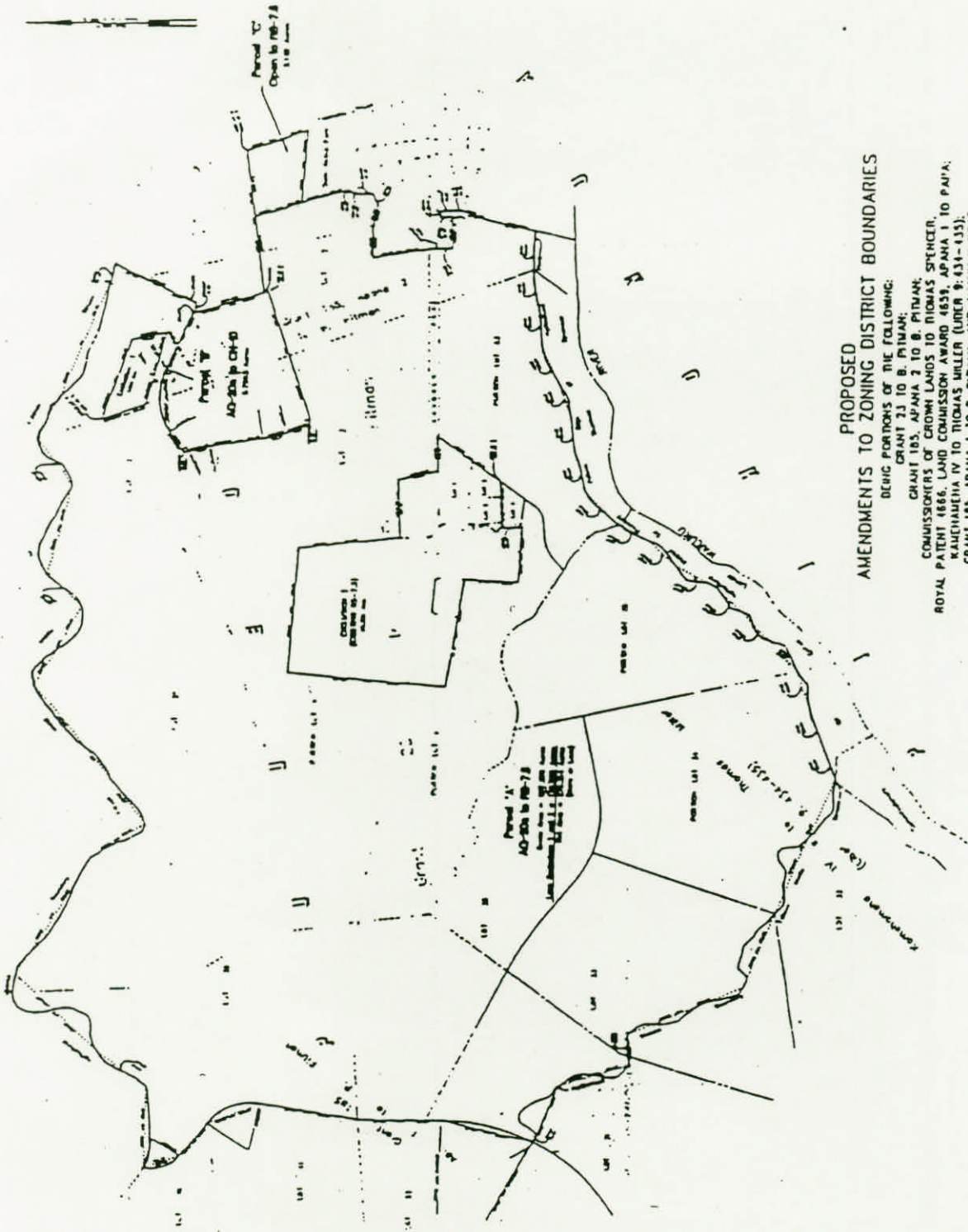
President/Chairman: June 30, 2000
President/Chairman: June 30, 2000
President/Chairman: June 30, 2000
President/Chairman: June 30, 2000

APPROVED TO SIGN AND LEGAL

COUNTY OF HAWAII

COUNTY OF HAWAII

V A T A T A U



**PROPOSED
AMENDMENTS TO ZONING DISTRICT BOUNDARIES**

BEING PORTIONS OF THE FOLLOWING:
 GRANT 73 TO B. PITMAN;
 GRANT 185, APANA 2 TO B. PITMAN;
 COMMISSIONERS OF CROWN LANDS TO THOMAS STENDER,
 ROYAL PATENT 4866, LAND COMMISSION AWARD 4659, APANA 1 TO PA'IA,
 KAHEHAHEHA IV TO THOMAS MILLER (LITER 9-434-435);
 GRANT 185, APANA 1 TO B. PITMAN; AND AMAUKU ROAD
 AT PA'AO, SOUTH MAUI.



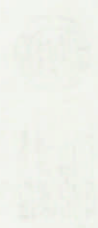
GRAPHIC SCALE
 1" = 100 FEET
 1:62,500

1:62,500
 1" = 100 FEET
 1:62,500

EXHIBIT "A"



Department of Architecture
 University of California, Berkeley
 School of Architecture
 2000 California Hall
 Berkeley, California 94720-1700
 Tel: (415) 849-5100
 Fax: (415) 849-5101
 Email: arch@cal.berkeley.edu
 Website: www.arch.berkeley.edu



OFFICE OF THE COUNTY CLERK
 County of Hawaii
 Hilo, Hawaii

Introduced By: Ms. Leithead-Todd
 Date Introduced: June 21, 2000
 First Reading: June 21, 2000
 Published: June 28, 2000 (HTH & WHT)
July 3, 2000 (RFD Publ.)

REMARKS: _____

RECEIVED

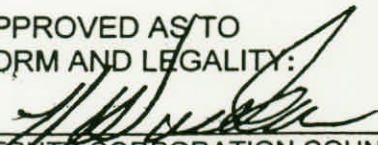
ROLL CALL VOTE				
	AYES	NOES	ABS	EX
Arakaki	X	57		
Chung	X			
Elarionoff	X			
Jacobson	X			
Leithead-Todd	X			
Pisicchio	X			
Smith	X			
Tyler	X			
Yagong	X			
	9	0	0	0

Second Reading: July 7, 2000
 To Mayor: July 11, 2000
 Returned: July 18, 2000
 Effective: July 18, 2000
 Published: July 31, 2000



REMARKS: _____

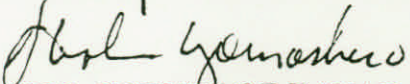
ROLL CALL VOTE				
	AYES	NOES	ABS	EX
Arakaki	X			
Chung	X			
Elarionoff	X			
Jacobson	X			
Leithead-Todd	X			
Pisicchio	X			
Smith	X			
Tyler	X			
Yagong	X			
	9	0	0	0

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

APPROVED AS TO
 FORM AND LEGALITY:

 DEPUTY CORPORATION COUNSEL
 COUNTY OF HAWAII

Date 7/14/00


 COUNCIL CHAIRMAN

 COUNTY CLERK

Approved/Disapproved this 18 day
 of July, 2000

 MAYOR, COUNTY OF HAWAII

Bill No.: 260
 Referen: C-777/PC-101
 Ord. No.: 00 78

OFFICE OF THE COUNTY CLERK
County of Hawaii
Hawaii

MARRIAGE CERTIFICATE

NAME OF BRIDE	NAME OF GROOM	DATE OF MARRIAGE	PLACE OF MARRIAGE

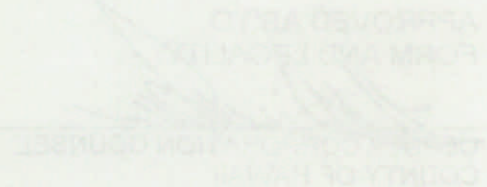
MARRIAGE CERTIFICATE

NAME OF BRIDE	NAME OF GROOM	DATE OF MARRIAGE	PLACE OF MARRIAGE

I DO HEREBY CERTIFY that the foregoing is a true and correct copy of the original as recorded in the County Clerk's Office.
 Date: _____
 County Clerk

I DO HEREBY CERTIFY that the foregoing is a true and correct copy of the original as recorded in the County Clerk's Office.


 COUNTY CLERK


 COUNTY CLERK

18
 COUNTY CLERK

BEFORE THE LAND USE COMMISSION
OF THE STATE OF HAWAII

In the Matter of the Petition of	)	DOCKET NO. A92-680
)	
C. BREWER PROPERTIES, INC.,	)	COUNTY OF HAWAII PLANNING
a Hawaii corporation	)	DEPARTMENT'S STATEMENT OF
	)	NO OBJECTIONS TO MOTION
To Amend the Agricultural Land Use	)	TO WITHDRAW LAND USE
District Boundary into the Urban	)	COMMISSION APPROVALS AND
District for approximately 288.240 acres	)	REVERT LAND USE DISTRICT
of land at Puueo, South Hilo, Island and	)	BOUNDARY CLASSIFICATION
County of Hawaii, State of Hawaii,	)	TO AGRICULTURAL;
Tax Map Keys 2-6-08: 17, 26, 27, 28 (por.),	)	CERTIFICATE OF SERVICE
29, 31 (por.), 32 (por.), 33 (por.), 34 (por.),)	
36, 37 (por.), 38 (por.), 39;)	
2-6-29: 14 and 15)	
_____)	

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a copy of the County of Hawaii Planning Department's Statement of No Objections to the Motion to Withdraw Land Use Commission Approvals and Revert Land Use District Boundary Classification to Agricultural, was duly served on the following parties at their last known addresses by either facsimile or depositing in the U.S. Mail, postage prepaid, by first class mail, on AUG 14 2000:

Thomas L. H. Yeh, Esq.
Tsukazaki Yeh & Moore
100 Pauahi Street, Suite 204
Hilo, Hawaii 96720
Attorneys for Petitioners
David Earl Greer and Doris Rochelle Greer

BEFORE THE LAND USE COMMISSION
OF THE STATE OF HAWAII

DOCKET NO. A-2-80	)	in the Matter of the Partition of
COUNTY OF HAWAII PLANNING)	
DEPARTMENT'S STATEMENT OF	)	C. BRPWR PROPERTIES, INC.,
NO OBJECTIONS TO MOTION	)	a Hawaii corporation
TO WITHDRAW LAND USE)	
COMMISSION APPROVALS AND	)	To Amend the Agricultural Land Use
REVENUE AND USE DISTRICT	)	District Boundary into the Urban
BOUNDARY CLASSIFICATION	)	District for approximately 128.240 acres
TO AGRICULTURAL	)	of land in Tracts, South Hill, Island and
CERTIFICATE OF SERVICE	)	County of Hawaii, State of Hawaii,
	)	Tax Map Key: 2-0-02; 17, 20, 27, 28 (port.),
	)	29, 31 (port.), 32 (port.), 33 (port.), 34 (port.),
	)	35, 37 (port.), 38 (port.), 39,
	)	2-0-19; 14 and 15.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a copy of the County of Hawaii Planning Department's Statement of No Objections to the Motion to Withdraw Land Use Commission Approvals and Revert and Use District Boundary Classification to Agricultural, was duly served on the following parties at their last known addresses by either facsimile or delivery in the U.S.

Mail postage prepaid, by first class mail, on August 14, 2000

Thomas L. H. Yeh, Esq.
Thomas Yeh & Moore
100 Parahi Street, Suite 204
Hilo, Hawaii 98720
Attorneys for Petitioners
David Earl Greer and Doris Rochelle Greer

Mr. David W. Blane
Director
Office of Planning
Department of Business, Economic Development
& Tourism
P. O. Box 2359
Honolulu, Hawaii 96804

DATED: HILO, HAWAII [AUG 14 2000] , 2000.



VIRGINIA GOLDSTEIN
Planning Director
County of Hawaii
Planning Department

Mr. David W. Blane
Director
Office of Planning
Department of Business, Economic Development
& Tourism
P. O. Box 1322
Honolulu, Hawaii 96801

DATE: HONO, HAWAII _____
DUE: 1 4 2000 _____
1000

Virginia Goldstein

VIRGINIA GOLDSTEIN
Planning Director
County of Hawaii
Planning Department

1000 KOLEA DRIVE
HONOLULU, HAWAII
96816