

SUPPLEMENT 3 (1-2007)

Insertion Guide

Hawai'i County Code 1983 (2005 Edition) Volumes 1 - 3

(Covering general ordinances effective through 12-30-06
and numbered through 06-169)

This supplement consists of reprinted pages replacing existing pages in the Hawai'i County Code 1983 (2005 Edition). Remove the pages listed in the column headed "Remove Pages" and replace them with the pages listed in the column headed "Insert Pages." This insertion guide should be retained as a permanent record of pages supplemented and should be filed in Volume 3, behind the "Supplement Insert Guides" tab.

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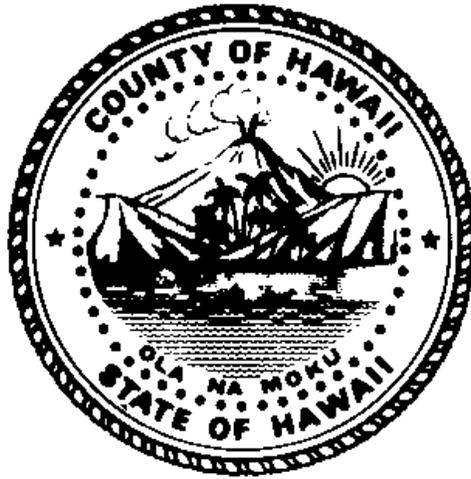
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THE HAWAI‘I COUNTY CODE

1983 (2005 Edition, as amended)

Updated to include: **Supplement 3 (1-2007)**
Contains ordinances effective through: **12-31-06**



A CODIFICATION OF THE GENERAL ORDINANCES
OF THE COUNTY OF HAWAI‘I
STATE OF HAWAI‘I

Office of the County Clerk
County of Hawai‘i
25 Aupuni Street
Hilo, Hawai‘i 96720
(808) 961-8386

Volume 1

- (e) If the amount of any penalty is not paid to the department within thirty days after it becomes due and payable, the director may institute a civil action in the name of the County to collect the administrative penalty which shall be a government realization. In any proceeding to collect the administrative penalty imposed, the director need only show that:
- (1) Notice was given;
 - (2) A hearing was held or the time granted for requesting a hearing expired without a request for a hearing;
 - (3) The administrative penalty was imposed; and
 - (4) The penalty remains unpaid.
- (2005, Ord. No. 05-22, sec. 1.)

Section 2-205. Penalties.

Any person who violates this chapter or chapters 20 or 21, any rule adopted pursuant to these chapters, or any condition of a permit or variance issued pursuant to this chapter shall be fined not more than \$1,000 for each separate offense. Each day of each violation shall constitute a separate offense. Any action taken in court to impose or collect the penalty provided for in this subsection shall be considered a civil action.

(2005, Ord. No. 05-22, sec. 1.)

Section 2-206. Administrative penalties.

In addition to any other administrative or judicial remedy, the director is authorized to impose by order the penalties specified in section 2-205. If any party is aggrieved by the decision of the commission, the party may appeal in the manner provided in chapter 91 to the circuit court; provided that the operation of a cease and desist order will not be stayed on appeal unless specifically ordered by a court of competent jurisdiction.

(2005, Ord. No. 05-22, sec. 1.)

Section 2-207. Environmental management commission.

There shall be an environmental management commission consisting of nine members who shall be appointed by the mayor and confirmed by the council. One member shall be a resident of each council district. The terms of the members shall be prescribed in section 13-4 of the Hawai'i County Charter. The environmental management commission shall advise the department on waste reduction strategies, recycling, litter control, community involvement, and other issues related to the functions of the department, and shall exercise any other powers related to the functions of the department that may be delegated to it by ordinance. The commission shall hear and determine appeals from decisions of the director, including orders and denials of variances.

(2001, Ord. No. 01-110, sec. 2; Am. 2005, Ord. No. 05-22, sec. 1.)

Article 41. Disaster and Emergency Fund.

Section 2-208. Creation of fund.

Pursuant to section 10-12, Hawai'i County Charter, a special fund to be known as the disaster and emergency fund is created.

(2004, Ord. No. 04-4, sec. 2.)

Section 2-209. Funding.

The disaster and emergency fund shall be funded each fiscal year by the council appropriating a minimum of \$100,000.

(2004, Ord. No. 04-4, sec. 2; Am. 2006, Ord. No. 06-98, sec. 1.)

Section 2-210. Expenditures from the disaster and emergency fund.

The moneys in the disaster and emergency fund shall be only utilized for the following purposes:

- (1) To repair county facilities and infrastructure damaged by a natural or man-caused disaster or emergency.
- (2) To clean up property, including roads and sewage systems, damaged by a natural or man-caused disaster or other emergencies when such action serves a public purpose.
- (3) To provide immediate response for services to deal with public health and safety risks due to a natural or man-caused disaster or emergency in the form of personnel, equipment, materials, supplies, and service contracts.
- (4) To match federal, state, and/or private grants-in-aid to develop or restore public property to a safe and useable condition.
- (5) To pay for operational expenses of the County after a disaster or emergency when the County is unable to realize revenue at sufficient levels due to the disaster or emergency.
- (6) To pay for administrative expenses, which shall not exceed five percent of this fund.

(2004, Ord. No. 04-4, sec. 2; Am. 2006, Ord. No. 06-98, sec. 2.)

Section 2-211. Dissolution of the fund.

The disaster and emergency fund shall not be dissolved unless such dissolution is approved by a two-thirds vote of the County council.

(2004, Ord. No. 04-4, sec. 2.)

Section 2-212. Reimbursement from grants.

If the County should receive reimbursement for money advanced by the disaster and emergency fund, the grant money shall return to the disaster and emergency fund.

(2004, Ord. No. 04-4, sec. 2.)

Section 2-213. Administration of the fund.

The director of finance shall administer the disaster and emergency fund, which shall include investment of the fund.

(2004, Ord. No. 04-4, sec. 2.)

Article 42. Public Access, Open Space, and Natural Resources Preservation Fund**Section 2-214. Public access, open space, and natural resources preservation fund.**

- (a) A public access, open space, and natural resources preservation fund is hereby established. This special fund shall be administered and managed by the finance department.
- (b) The fund shall consist of monies from:
 - (1) The proceeds from the sale of any general obligation bonds, authorized and issued for the purposes of this article;
 - (2) Council appropriations for the purposes of this article;
 - (3) Any source of revenue dedicated by the Hawai'i County Charter or the Hawai'i County Code for the purposes of this article;
 - (4) Grants and private contributions intended for the purposes of this article; and
 - (5) Two percent of Hawai'i County real property tax revenues collected annually (including penalties).
- (c) In adopting each fiscal year's operating budget, the council shall appropriate a minimum of \$250,000 to the public access, open space, and natural resources preservation fund.
 - (1) Nothing in this section shall prevent the council from appropriating amounts in excess of the above minimum amounts to this fund.

- (d) The fund shall be used for acquiring lands or property entitlements in the County of Hawai'i for the following purposes:
- (1) Public outdoor recreation and education, including access to beaches and mountains;
 - (2) Preservation of historic or culturally important land areas and sites;
 - (3) Protection of natural resources, including buffer zones;
 - (4) Preservation of forests, beaches, coastal areas, natural beauty and agricultural lands; and
 - (5) Protection of watershed lands to preserve water quality and water supply.
- (2005, Ord. No. 05-85, sec. 2; Am. 2005, Ord. No. 05-166, sec. 1; Am. 2006, Ord. No. 06-151, sec. 1; Am. 2006, Ord. No. 06-169, sec. 1.)

Section 2-215. Public access, open space, and natural resources preservation commission.

- (a) There is established a public access, open space, and natural resources preservation commission. There shall be nine members on this commission, appointed by the mayor and confirmed by the council. The members may be removed upon recommendation by the mayor and the approval of the council. One member shall reside in each County council district. The members shall serve staggered terms of five years. Upon initial appointment of the commission, one member shall be appointed to a term of one year, two for a term of two years, two for a term of three years, two for a term of four years, and two for a term of five years. Staff support shall be provided by the finance department.
- (b) No member shall be eligible for a second appointment to the commission prior to the expiration of two years, provided that members initially appointed for a term of one year and two years shall be eligible to succeed themselves for an additional term.
- (c) No member whose term has expired shall continue to serve on the commission, except that if no successor has been appointed and confirmed, the member shall continue to serve for ninety days or until a successor is appointed and confirmed, whichever comes first.
- (d) Any vacancy occurring in the commission shall be filled for the unexpired term.
- (e) Not more than a bare majority of the members shall belong to the same political party.
- (f) Members shall receive no compensation but shall be reimbursed for necessary expenses incurred in the performance of their duties. Necessary expenses may be paid in advance as per diem allowance pursuant to article 16.
- (g) A chairperson shall be elected from its membership annually.
- (h) The affirmative vote of a majority of those members present shall be necessary to make any action valid.
- (i) The commission shall have the power to establish its rules of procedure necessary for the conduct of its business, which rules shall contain the time and place of all regular meetings, and which shall specify that a quorum shall be a majority of the members to which the commission is entitled.
- (j) No person shall, by reason of occupation alone, be barred from serving as a member of this commission.
- (k) The council shall act to confirm or reject any appointment made to the commission by the mayor within forty-five days after receiving notice of the appointment from the mayor. If the council does not confirm or reject any such appointment within forty-five days, the appointee shall be deemed to have been confirmed.
- (l) The redrawing of the council district boundaries during a member's term shall not affect a member's eligibility to represent the district to which the member was appointed.

(2005, Ord. No. 05-166, sec. 2.)

Section 2-216. Oath of affirmation.

Before beginning their duties, each member appointed shall subscribe to the oath or affirmation before some person duly qualified to administer oaths:

"I, _____ do solemnly swear (or affirm) that I will support and defend the Constitution of the United States and the Constitution of the State of Hawai'i, and that I will faithfully discharge my duties as a member of the public access, open space, and natural resources preservation commission to the best of my ability."

(2005, Ord. No. 05-166, sec. 3.)

Section 2-217. Duties and responsibilities of the commission.

The duties and responsibilities of this commission are:

- (1) To develop and submit to the mayor, an initial island-wide prioritized list of qualifying lands worthy of preservation within six months of being confirmed to the commission by the council. Priorities shall be listed on an island-wide rather than district basis. The list shall include the significance of each parcel or entitlement identified, the reason for its priority, and its anticipated use after acquisition;
- (2) To update this list at any time, but at least annually by December 31 of each year; and
- (3) To explore methods of funding land acquisition and make recommendations to the mayor.
- (4) The commission shall give emphasis to land acquisitions where the County’s contribution can be leveraged to obtain State, Federal, and/or private funds.

(2005, Ord. No. 05-166, sec. 4.)

Section 2-218. Prioritized list of qualifying lands worthy of preservation.

- (a) The prioritized list developed by the commission shall be submitted to the mayor for comments and recommendation. Within sixty days after receipt, the mayor will submit the list to the council with comments and recommendations. The council shall, by resolution, select the land or lands to be preserved. Under no circumstances shall the purchase price paid for a property exceed the appraised value as prepared by an independent appraiser engaged by the County. Where there are multiple lands under consideration at any one time, priority shall be given to coastal lands and lands where matching funding is available to leverage the County contribution.
- (b) Negotiations for acquisition of lands to be preserved shall occur between the County and the seller or its commissioned agent, or a licensed broker only. The commission shall have no role in the negotiations other than in its advisory capacity.
- (c) Appraisals, title reports, surveying and other costs incidental to the acquisition of land shall be permitted uses of this fund. These costs shall be allocated equally between the seller and the buyer.
- (d) Adequate staff to carry out the provisions of this article and to manage the land acquired shall be provided in the department of finance to maximize the use of available funds by minimizing the payment of commission to outside agents to put together funding plans and to ensure that the County is a good steward of any land that comes under its control through this article.

(2005, Ord. No. 05-166, sec. 5.)

Article 43. Budget Stabilization Fund.**Section 2-219. Creation of fund.**

Pursuant to section 10-12, Hawai‘i County Charter 2000, a special fund to be known as the budget stabilization fund is created for the purpose of meeting general fund revenue shortfalls and to minimize the need for budget cuts or tax increases. The budget stabilization fund shall be a temporary supplemental source of funds for the County to use during times of financial hardships while a plan for cost reduction or revenue enhancement is developed.

(2006, Ord. No. 06-101, sec. 1.)

Section 2-220. Funding.

Each fiscal year following the creation of the budget stabilization fund, moneys shall be transferred to this fund as recommended by the mayor and approved by the council.

(2006, Ord. No. 06-101, sec. 1.)

Chapter 5

BUILDING

Article 1. Adoption of Uniform Building Code.

- Section 5-1.0.1. Adoption of Building Code.
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- Section 5-1.0.13. Amending subsections (b), (c), (e) and (g) of section 305.
- Section 5-1.0.14. Amending section 306.
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- Section 5-1.0.16. Amending Table No. 3-A.
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- Section 5-1.0.19.a. Amending section 415.
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- Section 5-1.0.36. Amending section 802(c).
- Section 5-1.0.37. Amending section 802(d).
- Section 5-1.0.38. Amending section 805.
- Section 5-1.0.39. Amending section 809.
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Section 5-1.0.87. Amending section 3304(i).

Section 5-1.0.88. Amending section 3305(e).

(3) When work for which a permit is required by this Code has commenced without obtaining said building permit, the fees specified shall be doubled, but the payment of such double fee shall not relieve any person from fully complying with the requirements of this Code in the execution of the work nor from any other penalties prescribed in this Code.

(b) Refunds. Refunds for permits shall be made in accordance with section 2-12 of the County Code.

All permits for which such refunds are made shall be void.

(c) Compliance with Hawai'i Revised Statutes: Identity of Licenses. It shall be unlawful for any permittee to perform or allow to be performed, any work covered by the permit issued in violation of chapter 444, Hawai'i Revised Statutes, relating to the licensing of contractors.

(d) Exemption. The County, all agencies of the County, and contractors with the County, shall be exempt from the requirement of paying any permit fee.

(e) The director of public works is authorized to promulgate rules pursuant to chapter 91, Hawai'i Revised Statutes, as amended, to impose an impact fee in compliance with sections 46-141 through 46-148 to recover two-thirds of the cost of new fire stations.

(1993, Ord. No. 93-85, sec. 2; Am. 1996, Ord. No. 96-89, sec. 1; Am. 2001, Ord. No. 01-108, sec. 1.)

Section 5-1.0.12.a. Amnesty Period.

- (a) For the period beginning October 1, 2006 through September 30, 2007, persons may apply for building permits for residential building or farm structures completed before January 1, 2006 without proper building permits. These special circumstance permits shall be called "amnesty permits." Only persons eligible to obtain a permit, pursuant to section 5-1.0.8, may apply for an amnesty permit.
- (b) Amnesty permit holders will be exempt from all civil and criminal penalties pursuant to sections 5-1.0.6, and 5-1.0.12, that might otherwise be imposed for constructing a structure without a building permit, if they otherwise comply with all applicable provisions of the County building code, as well as the following listed conditions:
- (1) An application for a building permit, that satisfies the requirements of the County building code, shall be submitted within the amnesty period; and
 - (2) The unpermitted construction shall be brought into full compliance with the requirements of the County building code, and the permit closed in compliance with the code.
- (c) If these conditions are not being met, exemption from all civil and criminal penalties pursuant to sections 5-1.0.6, and 5-1.0.12, arising from the grant of an amnesty permit, shall lapse.
- (d) Any exemption from civil and criminal penalties granted pursuant to this section, arising from the grant of an amnesty permit, shall not relieve any person from the obligation to otherwise comply with all requirements of this code.

- (e) This section shall be repealed on October 1, 2007. All persons who have applied for and obtained an amnesty permit before the expiration of this section, shall be allowed to proceed pursuant to the terms of such permit, as long as they remain in full compliance with this section and the County building code. (2006, Ord. 06-120, sec. 2.)

Section 5-1.0.13. Amending subsections (b), (c), (e) and (g) of section 305.

Subsections (b), (c), (e) and (g) of section 305 are amended to read:

(b) Posting of Building Permit. Work requiring a permit shall not be commenced until the permit holder or an agent of the permit holder shall have posted, in a conspicuous place on the site, the building permit. The building permit shall be readily visible for the building official to identify and make all required inspections.

(c) Inspection Requests. It shall be the duty of the person doing the work authorized by a permit to notify the building official that such work is ready for inspection. The building official may require that every request for inspection be filed at least 48 hours before such inspection is desired. Such request may be in writing or by telephone at the option of the building official.

It shall be the duty of the person requesting any inspections required by this Code to provide access to and means for proper inspection of such work.

- (e) The first paragraph is deleted.

(g) Additional and Miscellaneous Inspections. A requested or scheduled inspection wherein the work to be inspected is not complete or ready for inspection, the permit holder of the permit shall pay the director of finance \$50 for each inspection. A requested inspection wherein no permit has been issued or for general requirements regarding the health, safety or welfare of the people, the person requesting the inspection shall pay the director of finance \$50 for each inspection.

(1993, Ord. No. 93-85, sec. 2.)

Section 5-1.0.14. Amending section 306.

Section 306 is amended as follows:

- (a) The first sentence of subsection (a) is amended to read:

Sec. 306. (a) General. In addition to the inspections required by section 305, the owner shall employ one or more special inspectors independent of the contractors performing the work. The special inspector shall provide inspections during construction on the following types of work:

- (b) Section 306(b) is amended by adding a paragraph to read:

The building official may impose reasonable fees to cover the cost to conduct examinations in licensing of special inspectors and issue registration cards.

(c) Section 306(c) second paragraph is amended to read:

2. The special inspector shall furnish inspection reports to the owner, the engineer or architect of record, and other owner-designated persons. All discrepancies shall be brought to the immediate attention of the contractor for correction, then, if uncorrected, to the proper design authority and to the building official.

(d) Subsection (d) is amended by adding a second paragraph to read:

The employment of a special inspector shall not be required for construction work for any government agency that provides its own inspections.

(e) Subsection (f) is amended to read:

(f) Approved Fabricators. Special inspections required by this section and elsewhere in this Code shall not be required where the work is done on the premises of a fabricator approved by the building official to perform such work without special inspection. The certificate of approval shall be subject to revocation by the building official if it is found that any work done pursuant to the approval is in violation of this Code.

(1993, Ord. No. 93-85, sec. 2.)

Section 5-1.0.15. Amending section 307.

Section 307 is amended to read:

Structural Observation. Observation of construction shall be in accordance to chapter 464, Hawai'i Revised Statutes, and chapter 16-82, Hawai'i Administrative Rules.* A statement from the engineer or architect stating the site visits have been made and that any deficiencies noted have been corrected shall be submitted when required by the building official.

(1993, Ord. No. 93-85, sec. 2.)

• **Editor's Note:** Chapter 16-82, Hawai'i Administrative Rules, has been repealed. See chapter 16-115, Hawai'i Administrative Rules.

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- Section 9-32. Permit application; immediate action not required.
- Section 9-33. Plans and specifications requirements; deviations.
- Section 9-34. Issuance.
- Section 9-35. Persons to whom permit may be issued.
- Section 9-36. Permit content; posting; time limit for suspension of work.
- Section 9-37. Permit transferability.
- Section 9-38. Suspension or revocation of permit.

Division 2. Fees and Charges.

- Section 9-39. Fee payment.
- Section 9-40. Fee schedule.
- Section 9-41. Additional fee for work begun without permits.
- Section 9-41.1. Amnesty Period.
- Section 9-42. County exception.
- Section 9-43. Additional and miscellaneous inspections.

administrative authority that such work was urgently necessary and it was not practical to obtain a permit therefor before the commencement of work. In all such cases a permit must be obtained as soon as it is practical to do so, and if there be an unreasonable delay in obtaining such a permit, the penalty will be charged.

(1994, Ord. No. 94-72, sec. 3.)

Section 9-41.1. Amnesty Period.

- (a) For the period beginning October 1, 2006 through September 30, 2007, persons may apply for electrical permits for residential building or farm structures completed before January 1, 2006 without proper electrical permits. These special circumstance permits shall be called “amnesty permits.” Only persons eligible to obtain a permit, pursuant to section 9-35, may apply for an amnesty permit.
- (b) Amnesty permit holders will be exempt from all civil and criminal penalties pursuant to sections 9-6 and 9-41, that might otherwise be imposed for constructing a structure without an electrical permit, if they otherwise comply with all applicable provisions of the County electrical code, as well as the following listed conditions:
 - (1) An application for an electrical permit, that satisfies the requirements of the County electrical code, shall be submitted within the amnesty period; and
 - (2) The unpermitted construction shall be brought into full compliance with the requirements of the County electrical code, and the permit closed in compliance with the code.
- (c) If these conditions are not being met, exemption from all civil and criminal penalties pursuant to sections 9-6 and 9-41, arising from the grant of an amnesty permit, shall lapse.
- (d) Any exemption from civil and criminal penalties granted pursuant to this section, arising from the grant of an amnesty permit, shall not relieve any person from the obligation to otherwise comply with all requirements of this code.
- (e) This section shall be repealed on October 1, 2007. All persons who have applied for and obtained an amnesty permit before the expiration of this section, shall be allowed to proceed pursuant to the terms of such permit, as long as they remain in full compliance with this section and the County electrical code.

(2006, Ord. No. 06-122, sec. 2)

Section 9-42. County exception.

The County and all contractors performing work under authority of the County shall be exempt from the requirements to pay permit fees.

(1994, Ord. No. 94-72, sec. 3.)

Section 9-43. Additional and miscellaneous inspections.

For a requested or scheduled inspection wherein the work to be inspected is not complete or ready for inspection, the permit holder of the permit shall pay the director of finance \$50 for each inspection. For a requested inspection wherein no permit has been issued or for general requirements regarding the health, safety or welfare of the people, the person requesting the inspection shall pay the director of finance \$50 for each inspection.

(1994, Ord. No. 94-72, sec. 3.)

- (2) Sale of completed dwelling units affordable for qualified households earning 100-120% of median: 1.0 credit per unit;
- (3) Sale of completed dwelling units affordable for qualified households earning 80-100% of median: 1.5 credits per unit;
- (4) Sale of completed dwelling units affordable for qualified households earning less than 80% of median: 2.0 credits per unit;
- (5) Construction of rental units affordable for qualified households earning 100-120% of median: 0.5 credit per unit;
- (6) Construction of rental units affordable for qualified households earning 80-100% of median: 1.0 credit per unit;
- (7) Construction of rental units affordable for qualified households earning 60-80% of median: 1.5 credits per unit;
- (8) Construction of rental units affordable for qualified households earning less than 60% of median: 2.0 credits per unit;
- (9) Sale of finished lots affordable for qualified households earning no more than 100% of median: 0.5 credit per lot;
- (10) Sale of finished lots affordable for qualified households earning no more than 80% of median: 1.0 credit per lot;
- (11) Donation of land to a nonprofit corporation or governmental agency for construction of for-sale housing units affordable for qualified households earning no more than 80% of the median, or construction of for-rent housing units affordable for qualified households earning no more than 60% of the median, subject to the approval of the administrator of the feasibility, location, and type of project. After the approval of the administrator, the credits are earned upon the donation of the land: 1.0 credit per unit.

(1998, Ord. No. 98-1, sec. 2; Am. 2005, Ord. No. 05-23, sec. 2; Am. 2005, Ord. No. 05-111, sec. 3; Am. 2006, Ord. No. 06-119, sec. 1.)

Section 11-6. Calculation of in-lieu fee.

- (a) The in-lieu fee for a completed dwelling unit shall be twenty-five percent of: the actual sales price of the unit minus the affordable price for households earning one hundred twenty percent of the median.
- (b) The in-lieu fee for a finished lot shall be twenty-five percent of: the actual sales price of the lot minus the affordable price for households earning one hundred percent of the median.
- (c) The in-lieu fee for each required affordable dwelling unit for resort, hotel, and industrial uses shall be twenty five percent of: the median sales price for a single-family home in the tax map zone containing the project, in the previous calendar year, minus the affordable price for households earning one hundred twenty-percent of the median.
- (d) The in-lieu fee for each completed dwelling unit not offered for sale (such as units offered for rent) shall be twenty-five percent of: the median sales price for a single-family home in the tax map zone containing the project in the previous calendar year, minus the affordable price for households earning one hundred twenty percent of the median.

(1998, Ord. No. 98-1, sec. 2; Am. 2005, Ord. No. 05-23, sec. 2.)

Section 11-7. Calculation of affordable sales price.

- (a) The OHCD shall calculate the affordable sales price for various household sizes annually. The affordable sales price for completed units shall be the price that is affordable to households earning the stated percentages of the median income for the County of Hawai'i, using the Housing and Community Development Corporation of Hawai'i guidelines, and the most current annual average interest rate for a thirty-year conventional fixed mortgage, not seasonally adjusted, for the twelve months ending in the previous year, as published by the Federal Home Loan Mortgage Corp. For 2005, the affordable sales price for a household of four persons earning one hundred percent of median shall be \$203,400 less any adjustments due to association fees or similar fees.

- (b) The affordable sales price for finished lots shall be the affordable sales price for a completed unit for a household of four persons, earning one hundred percent of the median income in the County of Hawai'i, less the cost to build a single-family home of 1,100 square feet in the general area, as estimated by OHCD. In 2005, the affordable sales price for a finished lot shall be \$95,000.
(1998, Ord. No. 98-1, sec. 2; Am. 2005, Ord. No. 05-23, sec. 2.)

Section 11-8. Density bonus.

- (a) Any project subject to an affordable housing requirement under this chapter that fulfills its housing requirement by constructing affordable dwelling units for sale or rent shall be entitled to a density bonus increasing the total number of residential units that may be constructed on the site by ten percent, and decreasing the minimum lot size by ten percent, compared to the number of units otherwise allowable and the minimum lot size as established by the zoning code.
- (b) If a project fulfills its affordable housing requirement off-site, the density bonus can be used on the non-affordable site, or the affordable housing site, or divided between the two sites.
- (c) The density bonus may not be used in the State Land Use Agricultural District or Rural Districts to create lots less than the minimum lot sizes required in those districts.
(1998, Ord. No. 98-1, sec. 2; Am. 2005, Ord. No. 05-23, sec. 2.)

Section 11-9. Sale of lots and units.

- (a) Before obtaining final subdivision approval or plan approval for any for-sale residential project subject to the affordable housing requirements, the applicant shall enter into an agreement with the County that the required number of homes or lots will be sold at the required affordable sales price, or that the required number of rental units will be offered for rent at the affordable rental price, or that the in-lieu fee will be paid upon the sale of each for-sale dwelling unit or lot, or that the applicant will obtain excess credits sufficient to satisfy its requirements.
- (b) Before obtaining final plan approval for any resort, hotel, or industrial project, or not-for-sale residential project subject to the affordable housing requirements, the applicant shall enter into an agreement with the County that the affordable housing requirements will be met before the issuance of a certificate of occupancy for the project.
- (c) All agreements shall be recorded against the property, and that the in-lieu fee, if applicable, shall be a lien payable upon the closing of sale of each unit or lot or prior to the issuance of a certificate of occupancy under subsection (b).
- (d) All for-sale affordable units and lots shall be sold only to eligible buyers during a ninety-day preferential marketing period.
- (e) If the developer cannot sell the units or lots to eligible buyers during the ninety-day preferential marketing period, the units shall be offered for sale to persons who are otherwise eligible, but have previously owned a residence, for an additional period of thirty days. If a unit or lot cannot be sold after the one hundred twenty-day period, the developer may sell the unit or lot to any person at the affordable sales price. The Agency may also purchase the unit or lot after the ninety-day preferential marketing period at the affordable sales price.
(2005, Ord. No. 05-23, sec. 2.)

Section 11-10. Buyer of finished lots.

The purchaser of a finished lot that is used to fulfill an affordable housing requirement, and that is sold during the preferential marketing period, shall enter into a binding contract for the construction of a residence on the lot within two years of the date of sale, and complete construction within three years of the date of sale, or, if the purchaser is an owner-builder, shall commence construction within two years and complete construction within three years of the date of sale. During this three-year period, the purchaser may sell only to eligible buyers, as determined by the administrator, and the sales price shall not exceed the original purchase price, plus an inflation factor based on the increase in the Consumer Price Index for Honolulu, and reasonable compensation for improvements, if any, made by the purchaser. If the purchaser does not meet

Tree	Tax Map Key and Location	Owner
20. 'Ōhi'a Lehua <i>Metrosideros polymorpha</i>	4-4-14:01 Kalōpā State Park	State of Hawai'i
21. Kōpiko <i>Psychotria hawaiiensis</i>	4-4-14:01 Kalōpā State Park	State of Hawai'i
22. 'Ōhi'a Lehua <i>Metrosideros polymorpha</i>	4-4-14:01 Kalōpā State Park	State of Hawai'i
23. Koa <i>Acacia koa</i>	4-4-14:01 Kalōpā State Park	State of Hawai'i
24. 'Ōhi'a Lehua <i>Metrosideros polymorpha</i>	4-4-14:01 Kalōpā State Park	State of Hawai'i
25. Grove of Mangoes <i>Mangifera indica</i>	1-3-08 Pohoiki Road	County of Hawai'i
26. Chinese Weeping Banyan	2-2-28:08 Kīlauea Ave.	State of Hawai'i
27. Grove of Monkeypod Trees	2-2-04:35 Kamehameha Ave. and Pauahi St.	County of Hawai'i
28. Grove of Monkeypod Trees	2-2-04:56 Kamehameha Ave. and Pauahi St.	County of Hawai'i
29. Gardenia Remyi	2-3-29:02 Waianuenu Ave.	County of Hawai'i
30. Terminalia chebula	2-3-01:2 Kamehameha Avenue	County of Hawai'i
31. Grove of Mangoes *	1-4-3, 4, 5, & 28 Government Beach Road	County of Hawai'i
32. 'Ōhi'a	1-5-1:56 Ka'ohē Homesteads, Pāhoa	Robert E. O'Neill
33. Brazilian Fern Tree <i>Schizolobium parahyba</i>	7-5-1:114 Moeauoa 1, North Kona	Gwendolyn C. Hobbs
34. Moreton Bay Fig <i>Ficus macrophylla</i>	7-5-6:12 Portion of Kailua Village, North Kona	Burgess, Inc.

(1984, Ord. No. 84-53, sec. 1; Am. 1989, Ord. No. 89-102, sec. 1; Am. 1991, Ord. No. 91-140, sec. 2; Am. 1993, Ord. No. 93-8, sec. 1; Am. 1999, Ord. No. 99-27, sec. 1; Am. 2000, Ord. No. 00-121, sec. 1; Am. 2002, Ord. No. 02-123, sec. 1; Am. 2003, Ord. No. 03-145, sec. 1; Am. 2005, Ord. No. 05-158, sec. 1; Am. 2006, Ord. No. 06-26, sec. 2; Am. 2006, Ord. No. 06-135, sec. 1; Am. 2006, Ord. No. 06-136, sec. 1.)

* **Editor's Note:** Ordinance 93-8, that added this grove of trees to the list, was amended by ordinance 06-26.

Article 11. Neighborhood Watch Signs.

Section 14-66. Purpose.

The purpose of this article is to provide assistance to communities which have organized a neighborhood watch program aimed at crime prevention and to encourage the formation of neighborhood watch programs by other communities by establishing the Neighborhood Watch Program under the County police department and authorizing the construction and installation of neighborhood watch signs at appropriate locations on public property.

(1987, Ord. No. 87-118, sec. 1.)

Section 14-67. Definitions.

- (a) As used in this article:
- (1) “Chief of police” means the chief of police of the County.
 - (2) “Neighborhood watch program” means a program established in accordance with the County police department’s neighborhood security watch program.
 - (3) “Neighborhood watch sign” means a sign constructed and installed at the direction of the police department and pursuant to the provisions of this article.
 - (4) “Public property” means any curbstone, lamppost, pole, parking meter, bridge, street sign, or traffic light located on public property. Public utility poles are excluded from this definition.
- (1987, Ord. No. 87-118, sec. 1; Am. 2001, Ord. No. 01-108, sec. 4.)

Section 14-68. Powers and duties.

Pursuant to the provisions of this article, the chief of police is authorized to:

- (a) Determine, with the assistance of the director of public works or the director’s duly authorized representative, the number and appropriate location of all neighborhood watch signs.
 - (b) Cause to be constructed and installed on public property, signs indicating that the area is protected by a neighborhood watch.
 - (c) Remove or cause to be removed, neighborhood watch signs located in neighborhoods where the neighborhood watch program has terminated.
- (1987, Ord. No. 87-118, sec. 1; Am. 2001, Ord. No. 01-108, sec. 1.)

Section 14-69. Application for approval.

- (a) Any person wishing to have a neighborhood watch sign placed in the person’s neighborhood shall submit an application to the chief of police. The application must identify:
- (1) The geographical boundaries of the neighborhood for which the application is being made.
 - (2) The number of homes situated within the boundaries of the designated neighborhood.
 - (3) The names, addresses, and phone numbers of each block captain and area coordinator.
 - (4) The number of homes participating in the neighborhood watch program.
- (b) No application for the construction and installation of signs shall be approved by the chief of police unless sixty percent of the homes within the boundaries of the designated neighborhood participate in the neighborhood watch program.
- (1987, Ord. No. 87-118, sec. 1.)

Section 14-70. Rules.

The chief of police is authorized to adopt rules pursuant to chapter 91, Hawai‘i Revised Statutes, as are necessary to implement, administer, and enforce the provisions of this article.

(1987, Ord. No. 87-118, sec. 1.)

Article 12. Official Bulletin Board.**Section 14-71. Official bulletin board established; purpose.**

There shall be an official bulletin board located at the Hawai‘i County building at Aupuni Center, 101 Pauahi Street, Hilo, Hawai‘i for the posting of council and committee agendas and public notices of meetings of the County of Hawai‘i. This bulletin board is established in compliance with the provisions of article XIII, Hawai‘i County Charter.

(1994, Ord. No. 94-43, sec. 1; Am. 2006, Ord. No. 06-140, sec. 2.)

Section 14-72. Official bulletin board location.

The official bulletin board of the Hawai'i County building at Aupuni Center, 101 Pauahi Street, Hilo, Hawai'i shall be located immediately adjacent to its main entrance and shall be conspicuously displayed and identified by the words "public notices" appearing thereon.

(1994, Ord. No. 94-43, sec. 1; Am. 2006, Ord. No. 06-140, sec. 2.)

Section 14-73. Official bulletin board custodian.

Each agency and department of the County of Hawai'i shall be responsible for the posting and removal of their agendas and notices on the official bulletin board.

(1994, Ord. No. 94-43, sec. 1; Am. 2006, Ord. No. 06-140, sec. 2.)

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HAWAII COUNTY CODE

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- (d) After the director reviews the final proposal, the director may reject the proposal or authorize the proposal.

(1979, Ord. No. 455, sec. 1.)

Section 15-57. Duties of director.

Upon authorization of the proposal, the director shall:

- (a) Allow entry on the land for construction of improvements upon such terms and conditions as the director finds necessary for protecting the public health, safety and welfare or the convenience of operation of the department of parks and recreation. If the work is not done in accordance with the terms and conditions imposed, the director may halt construction and terminate the work. In such event, there shall be no credit allowed against user fees for any such work.
- (b) Require compliance with all applicable rules, regulations, ordinances, statutes and other laws. Obtain all permits, including building, plumbing, electrical and construction permits, which are required by County, State or Federal laws.
- (c) Set a dollar amount to be credited against user fees of the department of parks and recreation which are incurred for the facility on which the improvements will be located.
- (d) Compute the amount of credit by allowing:
 - (1) Reasonable expenses paid out for materials actually used in construction of the improvement.
 - (2) Reasonable expenses paid out for use of equipment used in construction of the improvement.
 - (3) Reasonable expenses paid out for labor used in construction of the improvement.
 - (4) Proof of expenditures made may be by receipt or affidavit or any other means which satisfies the director that such expenditures were made.
- (e) Require the persons proposing the improvement to submit a written document offering the improvement as constructed for dedication to the County before allowing any credit against user fees.

(1979, Ord. No. 455, sec. 1.)

Section 15-58. Limitation on application of credit.

- (a) The amount of credit allowed in section 15-57 shall be applied only as a credit against user fees otherwise payable for the facility on which the improvements will be located.
- (b) No credit shall be allowed against user fees incurred more than twenty years after the date that the improvement is accepted by the County.
- (c) The credit may not be assigned or transferred to any other person.
- (d) The credit shall not be used in lieu of any fee or charge not a user fee, including security or clearing deposits or fees, nor shall the credit be used in lieu of any requirement of insurance or surety.

(1979, Ord. No. 455, sec. 1.)

Section 15-59. Application of credit against user fees.

Subject to the limitations in section 15-58, the department of parks and recreation shall apply against user fees, incurred by a person allowed credit under this section, the amount of credit in dollars specified by that person, provided, that the amount of credit used shall not exceed the credits of that person nor shall it exceed the amount of applicable user fee. The application of such credit to reduce user fees shall reduce the amount of credits remaining to that person by a dollar amount equal to the reduction in user fees.

(1979, Ord. No. 455, sec. 1.)

Section 15-60. Restoration of credits.

Credits applied under section 15-59 above may be restored by the department of parks and recreation under the same terms and conditions applicable for refund of users fees, provided that no cash payment shall be made by or on account of a restoration of credit authorized by this provision.

On or before January 1, 1980, any person, who has made improvements on County land before July 16, 1979 and which improvements have not been accepted for dedication by the council, may apply to the director for credit in the manner prescribed above. The director shall allow a credit only if such improvements are in dedicable condition and only upon submission of a written document offering the improvement as constructed for dedication to the County. The director shall compute the credit as provided above.
(1979, Ord. No. 455, sec. 1.)

Article 7. Veterans Advisory Committee.

Section 15-61. Organization.

The veterans advisory committee shall be composed of sixteen members, who shall be appointed by the mayor, confirmed by the council, and may be removed by the mayor with the approval of the council. In addition, the Hawai‘i Island Veterans Services Counselor of the Office of Veterans Services (Department of Defense of the State of Hawai‘i) and the Director of the Department of Parks and Recreation, or their designated representatives, shall serve as ex-officio members of the committee, without the power to vote.
(1986, Ord. No. 86-123, sec. 2; Am. 1990, Ord. No. 90-5, sec. 2; Am. 1994, Ord. 94-21, sec. 1; Am. 2002, Ord. No. 02-117, sec. 2; Am. 2006, Ord. No. 06-159, sec. 1.)

Section 15-62. Membership and tenure.

- (a) The members shall serve staggered terms of five years.
 - (b) The membership of the committee shall include one representative each from the American Legion, Big Island National Guard Retirees Association, Big Island Retired Military Association, Club 100, Disabled American Veterans, Hawai‘i Island Veterans Memorial, Inc., 442nd Veterans Association, Hilo Interpreters Club, Hawai‘i Island Women Veterans Association, Veterans of Foreign Wars, the Veterans of the Vietnam War, the Military Order of the Purple Heart, and the Korean War Veterans Organization. The committee shall also include three at-large members.
 - (c) Initially, two members shall be appointed for a term of one year, two members shall be appointed for a term of two years, three members shall be appointed for a term of three years, three members shall be appointed for a term of four years, and three members shall be appointed for a term of five years.
 - (d) Any vacancy on the committee shall be filled for the remainder of the unexpired term, but members whose terms have expired may continue to serve until their successors have been appointed and confirmed.
 - (e) Members shall be eligible to succeed themselves for an additional term, provided that no member shall serve on the committee for more than two consecutive terms.
- (1986, Ord. No. 86-123, sec. 2; Am. 1990, Ord. No. 90-5, sec. 3; Am. 1994, Ord. 94-21, sec. 1; Am. 1996, Ord. No. 96-124, sec. 1; Am. 1997, Ord. No. 97-125, sec. 1; Am. 2002, Ord. No. 02-117, sec. 2; Am. 2006, Ord. No. 06-159, sec. 2.)

Section 15-63. Meetings of the committee.

There shall be a chairman and vice-chairman of the committee who shall be elected biennially by the members from their membership. The meetings of the committee shall be called at the discretion of the chairman or at the request of the majority of the members of the committee with the time and place to be determined by the chairman.
(1986, Ord. No. 86-123, sec. 2; Am. 1994, Ord. 94-21, sec. 1.)

Section 15-68.1. Parks and recreational facility schedule.**Parks**Hilo/Hāmākua

Afook-Chinen Civic Auditorium
Āhualani Park
‘Āinakō Park
‘Āinaola Park
Aunty Sally Kaleohano’s Lū‘au Hale
Bakers Beach
Carlsmith Beach Park
Charles “Sparky” Kawamoto Swim Stadium
Clem Akina Park
East Hawai‘i Cultural Center
Edith Kanakaole Multi-purpose Stadium
Francis F.C. Wong Stadium
Frank M. Santos Park
Gilbert Carvalho Park
Haina Park
Hakalau Veterans Park
Hilo Armory
Hilo Bayfront Soccerfields
Hilo Bayfront Beach
Hilo Drag Strip
Hilo Municipal Golf Course
Hilo Pōmaika‘i Senior Center
Hilo Skeet Range
Honoka‘a Park
Honoka‘a Rodeo Arena
Honoka‘a Swimming Pool
Honoli‘i Beach Park
Honomū Park
Ho‘olulu Complex
Hualani Park
James Kealoha Beach Park
Kaiwiki Park
Kalākaua Park
Kamanā Senior Center
Kanakea Pond
Ka‘ūmana Caves
Ka‘ūmana Lani Park
Keikiland Playground
Kolekole Gulch Park
Kūhiō Kalaniana‘ole Park
Kukuihaele Park
Kula‘imano Park

Laupāhoehoe Point Beach Park
 Laupāhoehoe Senior Center
 Laupāhoehoe Swimming Pool
 Leleiwi Beach Park
 Liholiho Garden
 Lili‘uokalani Gardens
 Lincoln Park
 (1) Dr. Ruth E. Oda Playground
 Lōkahi Park
 Mālama Park
 Mohouli Park
 Mokuola Island
 Mo‘oheau Park
 NAS Swimming Pool
 Onekahakaha Beach Park
 ‘Ō‘ōkala Park
 Pa‘auilo Park
 Pana‘ewa Equestrian Center
 Pana‘ewa Park
 Pana‘ewa Rainforest Zoo and Gardens
 Pāpa‘aloha Park
 Pepe‘ekeo Community Center
 Princess Abigail Wahīka‘ahu‘ula Kawanānakoā Center
 Reeds Bay Beach Park
 Richardson Ocean Park
 University Heights Park
 Waiākea Recreation Center
 Waiākea-Uka Park
 (1) Stanley Costales Waiākea-Uka Gym
 Waiākea Waena Park
 Waikaumalo Park
 Wainaku Gym
 Wainaku Playground
 Waipi‘o Look Out
 Walter C.K. Victor Baseball Complex

Ka‘ū

Kahuku Park
 Na‘alehu Park
 Pāhala Ballfield
 Pāhala Community Center
 Pāhala Swimming Pool
 Pāhala Tennis and Basketball Courts
 Punalu‘u Black Sand Beach Park
 Waiohinu Park
 Whittington Beach Park

Kohala

Kamehameha Park
Kapa‘a Beach Park
Keōkea Beach Park
Lily Yoshimatsu Senior Center
Mahukona Beach Park
Mahukona Wharf
North Kohala Senior Center
North Kohala Veterans Field
Spencer Park at ‘Ōhai‘ula Beach
 (1) Samuel Mahuka Spencer Pavilion
Waikoloa Community Park
Waikoloa Neighborhood Park
Waimea Church Row Park
Waimea Park

Kona

Arthur C. Greenwell Park
Hale Hālāwai
Harold H. Higashihara Park
Hōnaunau Boat Ramp
Hōnaunau Rodeo Arena
Ho‘okena Beach Park
Kahalu‘u Beach Park
Kailua Park
Kailua Playground
Kekuaokalani Gymnasium
Kona Hillcrest Park
Kona Imin Center
Kona Scenic Park
Kona Waena Swimming Pool
Ku‘emanu Heiau
La‘aloa Bay Beach Park
Magic Sands Beach Park
Miloli‘i Beach Park
Nākamalei Playground
Pāhoehoe Beach Park
Sgt. Rodney J. T. Yano Memorial Hall
Wai‘aha Beach Park

Puna

‘Āhalanui Park/Maunakea Pond
A.J. Watt Gym
Glenwood Park
Hawaiian Beaches Park

Isaac Hale Memorial Park
 Kahakai Park
 Keaau Community Center
 Kurtistown Park
 Mt. View Park
 Pāhoa Aquatic Center
 Pāhoa Neighborhood Facility
 Herbert Shipman Park
 Volcano Park

Cemeteries

Hilo/Hāmākua

‘Alae Cemetery
 Veterans Cemetery No. 1
 Veterans Cemetery No. 2
 Waiākea Uka Cemetery
 Kihalani Cemetery (Laupāhoehoe)
 Kainehe Cemetery (Kūka‘iau)
 Pa‘alaea Cemetery (Honoka‘a)
 Kukuihaele Cemetery

Ka‘ū

Na‘alehu Cemetery

North/South Kohala

Kahei Cemetery
 Waimea Cemetery

Kona

West Hawai‘i Veterans Cemetery-Pu‘u Ho‘omaha O Na Po‘e Koa O Hawai‘i Komohana
 Hienaloli Cemetery (Keōpū)
 (2000, Ord. No. 00-15, sec. 2; Ord. No. 00-66, sec. 2; Ord. No. 00-113, secs. 1 and 2; Am. 2002, Ord. No. 02-58, sec. 2; Am. 2003, Ord. No. 03-99, sec. 2; Am. 2003, Ord. No. 03-135, sec. 2; Am. 2004, Ord. No. 04-79, sec. 2; Am. 2005, Ord. No. 05-40, sec. 2; Am. 2005, Ord. No. 05-96, sec. 2; Am. 2006, Ord. No. 06-127, sec. 2; Am. 2006, Ord. No. 06-149, sec. 3.)

Article 9. Farmers Markets.

Section 15-69. Intent.

It is the intent of this article to allow for the establishment of farmers markets at various County parks and facilities. Farmers markets will offer the general public the opportunity to buy and sell homegrown and homemade products and wares.
 (1993, Ord. No. 93-97, sec. 1.)

Chapter 16**PLANNING****Section 16-1. The County of Hawai‘i general plan.**

- (a) That certain planning code known and designated as “County of Hawai‘i general plan,” as adopted on December 5, 1971, by the council of the County of Hawai‘i, is hereby adopted by reference, subject to later amendments by ordinance, and may be cited as the “general plan.”*
 - (b) A copy of the general plan and amendments shall be available for public inspection at the planning department.
- (1975 C.C., c. 7, art. 1, sec. 1; Am. 2006, Ord. No. 06-153, sec. 1.)

* **Editor’s Note:** A 2005 edition of the general plan was adopted by Ordinance 05-25. Ordinance 05-25 was subsequently amended by Ordinance 06-153.

Chapter 17

PLUMBING

Article 1. General Provisions.

- Section 17-1. Title and purpose.
Section 17-2. Scope.

Article 2. Administration and Enforcement.

- Section 17-3. Administrative authority.
Section 17-4. Assistants.
Section 17-5. Department having jurisdiction.
Section 17-6. Duties of the administrative authority.
Section 17-7. Right of entry.
Section 17-8. Dangerous and insanitary construction.
Section 17-9. Violations and penalties.
Section 17-10. Permit required.
Section 17-11. Work not requiring permit.
Section 17-12. Inspection required.
Section 17-13. Notification to administrative authority that work is ready for inspection.
Section 17-14. Liability.
Section 17-15. Persons to whom permits may be issued.
Section 17-16. Application for issuance of permit.
Section 17-17. Permit fees.
Section 17-17.1. Amnesty period.

Article 3. Variances; Appeals.

- Section 17-18. Variances.
Section 17-19. Appeals regarding alternative materials and methods of construction.
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Article 5. Installation Requirements.

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Article 6. Amending the Plumbing Code.

- Section 17-24. Amending section 103(o).
Section 17-25. Adding subsection (k)(1) to section 104.
Section 17-26. Adding subsection (a)(1) to section 109.
Section 17-27. Adding section 120(g)(1).
Section 17-28. Amending section 204.

Section 17-29. Amending section 211.
Section 17-30. Amending Table A.
Section 17-31. Amending section 306.
Section 17-32. Amending section 310(d).
Section 17-33. Deleting section 310(f).
Section 17-34. Amending section 315(d).
Section 17-35. Amending section 316(b)(7).
Section 17-36. Amending section 318(a)(2).
Section 17-37. Amending section 403(b).
Section 17-38. Amending section 406(a) and (a)(1).
Section 17-39. Amending section 406(g).
Section 17-40. Adding section 406(l).
Section 17-41. Amending section 407.
Section 17-42. Amending section 410.
Section 17-43. Amending section 603.
Section 17-44. Amending section 604(a).
Section 17-45. Adding section 616.
Section 17-46. Amending section 704.
Section 17-47. Amending section 906.
Section 17-48. Amending section 909(g).
Section 17-49. Amending section 1002(d).
Section 17-50. Amending section 1003.
Section 17-51. Amending section 1003, General Requirements, (b).
Section 17-52. Amending section 1003, General Requirements, (c).
Section 17-53. Amending section 1003(l).
Section 17-54. Adding section 1003(r)(1).
Section 17-55. Amending section 1004(a).
Section 17-56. Adding section 1004(a)(1).
Section 17-57. Amending section 1005(b).
Section 17-58. Amending section 1006.
Section 17-59. Amending section 1007(a).
Section 17-60. Amending section 1008(a).
Section 17-61. Amending section 1008(b).
Section 17-62. Amending section 1008(c)(1).
Section 17-63. Amending section 1008(c)(2).
Section 17-64. Amending section 1009(g).
Section 17-65. Amending section 1009(h).
Section 17-66. Amending Table 10-1.
Section 17-67. Amending Table 10-2.
Section 17-68. Amending section 1010.
Section 17-69. Amending section 1101(f).
Section 17-70. Adding section 1101(g).
Section 17-71. Adding section 1101(h).
Section 17-72. Amending section 1103(a).
Section 17-73. Deleting section 1104.
Section 17-74. Amending section 1105.
Section 17-75. Amending section 1106(a).
Section 17-76. Amending section 1106(c).

For vacuum breakers or backflow protective devices installed subsequent to the installation of the piping or equipment served..... 12

For each lawn sprinkler system on any one valve including backflow protection devices thereof 12

For each electric water heater, oil or gas water heater and/or vent..... 4

For each new installation, alteration, or repairing of gas piping system, house piping and/or exterior piping for lamps, luau torches and other misc. equipment..... 12

For each gas appliance 4

For each swimming pool with drainage connection 20

(c) Definitions.

(1) “Additional or extra inspection” means a requested or scheduled inspection wherein the work to be inspected is not complete or ready for inspection.

(2) “Courtesy inspection” means a requested inspection wherein no permit has been issued or for general requirements regarding the health, safety, or welfare of people.

(d) Policy Regarding Fee Assessment for Inspections. A fee of \$50, payable to the director of finance, shall be assessed by the inspector to the permittee or requestor for each additional or extra inspection made. A fee of \$50, payable to the director of finance, shall be assessed by the inspector to the requestor or property owner for each courtesy inspection made. The building official has the authority to waive inspectional fees.

(1993, Ord. No. 93-86, sec. 1.)

Section 17-17.1. Amnesty period.

- (a) For the period beginning October 1, 2006 through September 30, 2007, persons may apply for plumbing permits for residential building or farm structures completed before January 1, 2006 without proper plumbing permits. These special circumstance permits shall be called “amnesty permits.” Only persons eligible to obtain a permit, pursuant to section 17-15, may apply for an amnesty permit.
- (b) Amnesty permit holders will be exempt from all civil and criminal penalties pursuant to section 17.9 that might otherwise be imposed for constructing a structure without a plumbing permit, if they otherwise comply with all applicable provisions of the County plumbing code, as well as the following listed conditions:
- (1) An application for a plumbing permit, that satisfies the requirements of the County plumbing code, shall be submitted within the amnesty period; and
- (2) The unpermitted construction shall be brought into full compliance with the requirements of the County plumbing code, and the permit closed in compliance with the code.
- (c) If these conditions are not being met, exemption from all civil and criminal penalties pursuant to sections 17-9, arising from the grant of an amnesty permit, shall lapse.
- (d) Any exemption from civil and criminal penalties granted pursuant to this section, arising from the grant of an amnesty permit, shall not relieve any person from the obligation to otherwise comply with all requirements of this code.
- (e) This section shall be repealed on October 1, 2007. All persons who have applied for and obtained an amnesty permit before the expiration of this section, shall be allowed to proceed pursuant to the terms of such permit, as long as they remain in full compliance with this section and the County plumbing code.
- (2006, Ord. No. 06-121, sec. 2)

Article 3. Variances; Appeals.**Section 17-18. Variances.**

Whenever strict application of any provision of this chapter, except for the provisions relating to materials, methods of construction, equipment, fixtures, devices, or appliances, would result in practical difficulty or unnecessary hardship that would deprive the owner of the reasonable use of the land or building involved, the owner may petition the board of appeals for a variance from the provision. In granting a variance, the board of appeals shall prescribe any conditions that it deems to be necessary or desirable. However, no variance from the strict application of this chapter shall be granted by the board of appeals unless it finds:

- (a) That there are special circumstances or conditions applying to the land or building for which the variance is sought, which circumstances or conditions are peculiar to such land or building and do not apply generally to lands or buildings in the neighborhood or surrounding property, and that the circumstances or conditions are such that the strict application of the provisions of this chapter would deprive the applicant of the reasonable use of the land or building; and
- (b) That the granting of the variance is necessary for the reasonable use of the land or building and that the variance granted is the minimum variance that will accomplish this purpose; and
- (c) That the granting of the variance will be consistent with the intent and purpose of this chapter, and will not be injurious to persons or property or create additional fire hazards, and will not otherwise be detrimental to the public welfare. In making its determination, the board of appeals shall take into account the character, use and type of occupancy and construction of adjoining buildings, buildings on adjoining lots, and the building or land involved.

(1993, Ord. No. 93-86, sec. 1.)

Section 17-19. Appeals regarding alternative materials and methods of construction.

Any person denied the use of new or alternate materials, methods of construction, equipment, fixtures, devices, or appliances by the administrative authority, may, within thirty days after the administrative authority's decision, appeal the decision to the board of appeals. In considering an appeal, the board may require any reasonable test of the proposed material, method of construction, equipment, fixture, device, or appliance, and the appellant shall pay all expenses necessary for the test. The board of appeals may affirm the decision of the administrative authority or it may reverse the decision if it finds:

- (a) That the new or alternate materials, methods of construction, equipment, fixtures, devices, or appliances meet standards established by this chapter; and
- (b) That permitting the requested use will not jeopardize the safety of persons or property; and
- (c) That the requested use will not be contrary to the intent and purpose of this chapter.

(1993, Ord. No. 93-86, sec. 1.)

Section 17-20. Other appeals.

Any person aggrieved by the decision of the administrative authority in the administration or application of this chapter, other than that prescribed in sections 17-18 and 17-19, may, within thirty days after the administrative authority's decision, appeal the decision to the board of appeals. The board of appeals may affirm the decision of the administrative authority, or it may reverse or modify the decision if the decision is:

- (a) In violation of this chapter or other applicable law; or
- (b) Clearly erroneous in view of the reliable, probative, and substantial evidence on the whole record; or
- (c) Arbitrary, or capricious, or characterized by an abuse of discretion or clearly unwarranted exercise of discretion.

(1993, Ord. No. 93-86, sec. 1.)

Section 17-21. Rules; adoption by board of appeals.

The board of appeals shall adopt rules pursuant to chapter 91, Hawai'i Revised Statutes, necessary for the purposes of this article.

(1993, Ord. No. 93-86, sec. 1.)

Article 4. Qualification of Performers of Work Under Plumbing Code.**Section 17-22. General provisions.**

- (a) It shall be unlawful for any person to perform any work covered by this code in violation of those provisions of chapter 448E, Hawai'i Revised Statutes, relating to the licensing of electricians and plumbers.
- (b) Unlicensed persons may perform work covered by this code providing such work performance is not in violation of chapter 444, Hawai'i Revised Statutes.

(1993, Ord. No. 93-86, sec. 1.)

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HAWAI‘I COUNTY CODE

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Article 9. Nontaxable Property; Assessment.

Section 19-67. Nontaxable property.

Article 10. Exemptions.

Section 19-68. Claims for certain exemptions.
Section 19-69. Reserved.
Section 19-70. Assignment of partial exemptions.
Section 19-71. Homes.
Section 19-72. Home, lease, lessees defined.
Section 19-73. Homes of totally disabled veterans.
Section 19-74. Persons affected with Hansen's disease.
Section 19-75. Exemption, persons who are blind, deaf, and/or totally disabled.
Section 19-76. Nonprofit medical, hospital indemnity associations; tax exemption.
Section 19-77. Charitable, etc., purposes.
Section 19-78. Property used in manufacture of pulp and paper.
Section 19-79. Crop shelters.
Section 19-80. Exemption, dedicated lands in urban districts.
Section 19-81. Water tanks.
Section 19-82. Alternate energy improvements, exemption.
Section 19-83. Reserved.
Section 19-84. Public property, etc.
Section 19-85. Lessees of exempt real property.
Section 19-86. Property of the United States leased under the National Housing Act.
Section 19-87. Exemption for low and moderate-income housing.
Section 19-88. Claim for exemption.
Section 19-89. Exemptions for certain Hawaiian Homes property, and other agencies.
Section 19-89.1. Historic residential real property dedicated for preservation; exemption.
Section 19-89.2. Credit union exemption.
Section 19-89.3. Exemptions for enterprise zones.
Section 19-89.4. Hawai'i Island housing trust exemption.

Article 11. Determination of Rates.

Section 19-90. Real property tax; determination of rates.

Article 12. Appeals.

Section 19-91. Appeals.
Section 19-92. Appeals by persons under contractual obligations.
Section 19-93. Grounds of appeal, real property taxes.
Section 19-94. Second appeal.
Section 19-95. Small claims.
Section 19-96. Appointment, removal, compensation.
Section 19-97. Board of review; duties, powers, procedure before.
Section 19-98. Tax appeal court.
Section 19-99. Appeal to board of review.
Section 19-100. Costs; deposit for an appeal.
Section 19-101. Costs, taxation.
Section 19-102. Taxes paid pending appeal.
Section 19-103. Amendment of assessment list to conform to decision.

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Section 19-51. Fiduciaries, liability.

Every personal representative, trustee, guardian, or other fiduciary shall be answerable as such for the performance of all such acts, matters, or things as are required to be done by this chapter in respect to the assessment of the real property said fiduciary represents in a fiduciary capacity, and shall be liable as such fiduciary for the payment of taxes thereon up to the amount of the available property held in such capacity, but a fiduciary shall not be personally liable. A fiduciary may retain, out of the money or other property which the fiduciary may hold or which may come to the fiduciary in a fiduciary capacity, so much as may be necessary to pay the taxes or to recoup the fiduciary for the payment thereof, or a fiduciary may recover the amount thereof paid by the fiduciary from the beneficiary to whom the property shall have been distributed.

(1981, Ord. No. 613, sec. 53; Am. 1997, Ord. No. 97-84, sec. 1.)

Section 19-52. Assessment of property of unknown owners.

The taxable property of persons unknown, or some of whom are unknown, shall be assessed to “unknown owners,” or to named persons and “unknown owners,” as the case may be. The taxable property of persons not having record title thereto on January 1, preceding the tax year for which the assessment is made, may be assessed to “unknown owners,” or to named persons and “unknown owners,” as the case may be. Such property may be levied upon for unpaid taxes.

(1981, Ord. No. 613, sec. 54; Am. 1997, Ord. No. 97-84, sec. 1.)

Article 7. Tax Maps; Valuations.**Section 19-53. Valuation; considerations in fixing.**

(a) Except as provided below, the director of finance shall cause the market value of all taxable real property to be determined and annually assessed by the market data and cost approaches to value using appropriate systematic methods suitable for mass valuation of properties for taxation purposes, so selected and applied to obtain, as far as possible, uniform and equalized assessments throughout the County. In making such determination and assessment, the director shall separately value and assess within each class established in accordance with subsection (e) of this section:

(1) Buildings.

In determining the value of buildings, consideration shall be given to any additions, alterations, remodeling, modifications or other new construction, improvement or repair work undertaken upon or made to existing buildings as the same may result in higher assessable valuation of said buildings.

(2) All other real property, exclusive of buildings.

Exception. The value of land classified and used for agriculture as determined pursuant to section 19-57 or 19-60 shall be the value of such land for such agricultural use without regard to any value that such land might have for other purposes or uses. The director shall update the agricultural use values at least every five years and shall consult with agriculturalists and/or experts in the field when making such determination. The establishment of the agricultural use rate values shall be made in accordance with chapter 91, Hawai‘i Revised Statutes.

(b) So far as practicable, records shall be compiled and kept which shall show the methods established by or under the authority of the director, for the determination of values.

(c) Whenever land has been divided into lots or parcels as provided by law, each such lot or parcel shall be separately assessed.

(d) When a condominium property regime is declared for a property, each unit shall be classified upon consideration of its actual use into one of the general classes in the same manner as land.

(e) Classification of land:

- (1) Except as otherwise provided in subsection (e)(2) of this section, land shall be classified, upon consideration of its highest and best use, into the following general classes:
 - (A) Improved residential;
 - (B) Unimproved residential;
 - (C) Apartment;
 - (D) Hotel and resort;
 - (E) Commercial;
 - (F) Industrial;
 - (G) Agricultural or native forests;
 - (H) Conservation; and
 - (I) Homeowner.
- (2) In assigning land to one of the general classes the director of finance shall give major consideration to the districting established by the land use commission pursuant to chapter 205, Hawai‘i Revised Statutes, the districting established by the County in its general plan and zoning ordinance, use classifications established in the general plan of the State, and such other factors which influence highest and best use, except that parcels which are used exclusively as the owner’s principal residence shall be classified as “homeowner” without regard to the highest and best use, provided that the director has granted to the owner a home exemption in accordance with sections 19-71 to 19-72.
 - (A) The homeowner class is exclusively reserved for properties which are used as the owner’s principal residence. Uses which shall not qualify as “homeowner” include:
 - (i) Real property which is valued according to its nondedicated agricultural use pursuant to subsection 19-57.
 - (ii) Real property which is dedicated to an agricultural use or native forest use.
 - (iii) Real property which is used for commercial or income-producing purposes, except as exempted under section 19-71(a) or (b).
 - (iv) Real property which is used for residential rental purposes, whether for short-term or long-term lease, except as exempted under section 19-71(a).
 - (v) Real property which is used for any purpose other than the owner’s principal residence.
- (3) Whenever there is an overlap or contradiction in districting or use classification between the County and the State, zoned districts by the County shall take precedence.
- (4) “Improved residential” shall mean land which is classified as residential by the department of finance upon consideration of its highest and best use, and is property which fulfills the provisions of at least one of the following subparagraphs:
 - (A) Land which has been subdivided prior to any assessment year as a lot for single- or two-family residential use in conformity with the then existing County zoning ordinances, and has been approved for sale or approved as being in conformity with all of the subdivision requirements of the County, or
 - (B) Land which is in actual single- or two-family residence use at a density of at least a single- or a two-family residential building per acre, or
 - (C) Land which is sufficiently developed with necessary land improvements to support a use density of at least a single- or two-family residential building per acre.
- (5) “Unimproved residential” shall mean all residential class lands not classified as “improved residential” or “homeowner.”

- (f) In determining the value of buildings, consideration shall be given to any additions, alterations, remodeling, modifications or other new construction, improvement or repair work undertaken upon or made to existing buildings as the same may result in higher assessable valuation of said buildings; provided, however, that the increase in value resulting from any additions, alterations, modifications or other new construction, improvements or repair work to buildings undertaken or made by the owner-occupant thereof pursuant to the requirements of any urban redevelopment, rehabilitation or conservation project under the provisions of part II of chapter 53, Hawai'i Revised Statutes, shall not increase the assessable valuation of any building for a period of seven years from the date of certification as hereinafter provided.

It is further provided that the owner-occupant shall file with the director of finance, in the manner and place which the director may designate, a statement of the details of the improvements certified in the following manner:

- (1) In the case of additions, alterations, modifications or other new construction, improvements or repair work to a building that are undertaken pursuant to any urban redevelopment, rehabilitation or conservation project as hereinabove mentioned, the statement shall be certified by the mayor or any government official designated by the mayor and approved by the council, that the additions, alterations, modifications, or other new construction, improvement or repair work to the buildings were made and satisfactorily comply with the particular urban redevelopment, rehabilitation or conservation act provision, or
 - (2) In the case of maintenance or repairs to a residential building undertaken pursuant to any health, safety, sanitation or other governmental code provision, the statement shall be certified by the mayor or any governmental official designated by the mayor and approved by the council, that:
 - (A) The building was inspected by them and found to be substandard when the owner-occupant made the claim, and
 - (B) The maintenance or repairs to the buildings were made and satisfactorily comply with the particular code provision.
- (g) Limitation on homeowner assessment.
- (1) For properties in the homeowner class as of January 1, 2004 and not dedicated to nonspeculative residential use, the assessed value of the property shall not increase more than three percent per tax year tax until the parcel is sold or any portion thereof sold by way of conveyance which is subject to conveyance tax under terms of chapter 247, Hawai'i Revised Statutes, at which time the property will be assessed at market value. In addition to the three percent limit of this subsection any improvements undertaken on the property within the tax year shall be assessed at market value. All parcels entering this class after January 1, 2004 shall have the assessed value as of January 1 of the following year and be subject to the above provisions.
 - (2) Those properties dedicated to nonspeculative residential use as of January 1, 2004 may continue the dedication without imposition of retroactive taxes upon filing and approval of petition for such termination with the director of finance by September 1 of the year following enactment of this section. Upon termination of the dedication these properties shall be assessed at the market value and subject to section 19-53(g)(1).
 - (3) Those properties dedicated to nonspeculative residential use as of January 1, 2004 may continue the dedication and upon termination of the dedication period the parcel shall be assessed at the market value and the year following the termination be subject to section 19-53(g)(1) unless the dedication is renewed as provided in section 19-58.1.

(1981, Ord. No. 613, sec. 56; Am. 1982, Ord. No. 834, sec. 2; Am. 1984, Ord. No. 84-21, sec. 1; Am. 1990, Ord. No. 90-136, sec. 2; Am. 1990, Ord. No. 90-157, sec. 1; Am. 1991, Ord. No. 91-143, sec. 2; Am. 1996, Ord. No. 96-71, sec. 2; Am. 1997, Ord. No. 97-84, sec. 1; Ord. No. 97-153, sec. 2; Am. 2000, Ord. No. 00-48, sec. 2; Am. 2003, Ord. No. 03-103, secs. 2 and 3; Am. 2004, Ord. No. 04-67, sec. 1, Ord. No. 04-121, sec. 2, Ord. No. 04-143, sec. 2; Am. 2006, Ord. No. 06-147, sec. 2.)

Section 19-53.1. Valuation of public utilities.

- (a) Notwithstanding any section to the contrary, the director of finance, in determining the market value assessment of the property of the public utilities, may use the values for real property as set forth in the annual financial reports of the public utilities as filed with the Public Utilities Commission, pursuant to chapter 269, Hawai‘i Revised Statutes, as the basis for the director’s assessment, which shall be deemed prima facie correct. Due to the unique nature of the public utility and its equipment, assignment of values to individual tax map keys is not required.
- (b) For the purposes of this section, the following definitions are also adopted:
- (1) “Public utilities” are as defined in section 269-1, Hawai‘i Revised Statutes.
 - (2) “Outside plant” means public utility real property, predominantly production, transmission, collection, switching, and distribution facilities, that may consist of one or more of the following:
 - (A) Units that have physical and functional characteristics that are so similar that they are accounted for as a group or class and are generally installed on easements.
 - (B) Transmission cable, wire or pipes, including support or conduit structures.
 - (C) Substation equipment.
 - (D) Measuring and regulating equipment.
 - (E) Generation equipment.
 - (F) Storage equipment.
 - (G) Switching equipment.
 - (3) “Plant or structure” means public utility real property improvements that are not outside plant, such as buildings, generating stations, production plants, gas compressor stations, boilers, switching plants, dams and reservoirs, circuit equipment, radio systems, terminals, satellite facilities, storage, wells, pumping facilities, and including those items which are included in the outside plant definition above.
 - (4) “Property” is the same as defined in section 19-2.
- (c) Valuations are determined as follows:
- (1) Land. Land values are determined by the market value approach in accordance with section 19-53.
 - (2) Public utility real property generally classed as outside plant, as set forth in section 19-53.1(b)(2), including but not limited to, production, transmission, collection, switching or distribution substation equipment or measuring, regulating, generation, storage or switching equipment or improved property is appraised on the basis of its reproduction cost new less allowances for physical depreciation, functional obsolescence and economic obsolescence, if any. The reproduction cost new is determined by multiplying reported inventory original cost by appropriate price indices and/or by multiplying physical inventories by appropriate unit prices. The rate of depreciation is a function of the appraised property’s age, estimated service life and salvage factor. Such determinations and assessments of fair market value shall be made, to the extent possible, in accordance with the annual financial reports as filed with the Public Utilities Commission pursuant to chapter 269, Hawai‘i Revised Statutes, which shall be deemed prima facie correct. For all lands of public utilities not categorized by section 19-53(a), said improvements shall be taxed at a rate assigned to the industrial classification.
 - (3) Plant; Structure. The value of improvements that are plant or structure as set forth in section 19-53.1(b)(3), including but not limited to, buildings, generating stations, gas compressor stations, switching plants, dams and reservoirs, circuit equipment, radio systems, terminals, satellite facilities, storage, wells, and pumping stations, is determined using the same methodology as is used in appraising outside plant properties.
 - (4) For the purpose of liens and foreclosure, any outside plant property shall be considered a part of any system or plant to which it is a part of and to which a tax map key has been assigned.

- (C) The taxpayer has acquired said home by a recorded deed;
 - (D) A husband and wife shall not be permitted exemption of separate homes owned by each of them, unless they are living separate and apart, in which case they shall be entitled to one exemption, to be apportioned equally between each of their respective homes;
 - (E) A person living on premises, a portion of which is used for commercial purposes, except as provided in (b) or which is legally permitted as a home occupation in accordance with the zoning code, shall not be entitled to an exemption with respect to such portion, but shall be entitled to an exemption with respect to the portion thereof used exclusively as a home;
 - (F) A person living on the premises, a portion of which is used as residential housing rental for a term of not less than six months and legally permitted by all codes, shall be entitled to an exemption, except as provided in (b); and
 - (G) In the case of a lease of Hawaiian homestead lands, where either a husband or wife is of non-Hawaiian descent, either spouse shall be entitled to the home exemption in the same manner as if either spouse was considered the owner thereof, provided proof of marriage is submitted to the director of finance.
- (b) The use of a portion of any real property, building or structure for the purpose of any agricultural use permitted pursuant to section 205-2(d) or 205-4.5, Hawai'i Revised Statutes, shall not affect the exemptions provided for by this section.
 - (c) Where two or more individuals by life estate and remainder, jointly, by the entirety, or in common own or lease land on which their homes are located, each home, if otherwise qualified for the exemption granted by this section, shall receive the exemption. If a portion of land held by life estate and remainder, jointly, by the entirety, or in common by two or more individuals is not qualified to receive an exemption, such disqualification shall not affect the eligibility for an exemption or exemptions of the remaining portion.
 - (d) A taxpayer who is sixty years of age or over and who qualifies under subsection (a) shall be entitled to one of the following home exemptions:

Age of Taxpayer	Exemption Amount
60 years of age or over but not 70 years of age or over	\$80,000
70 years of age or over	\$100,000

- For the purpose of this subsection, a husband and wife who own property by life estate and remainder, jointly, by the entirety, or in common, on which a home exemption under the provisions of subsection (a) has been granted shall be entitled to the applicable home exemption set forth above when at least one of the spouses qualifies each year for the applicable home exemption.
- (e) For purposes of this section, the term “real property owned and occupied as a principal home” is defined as the place where an individual has a true, fixed, permanent home and principal establishment, and to which place the individual has, whenever absent, the intention of returning. It is the place in which an individual has voluntarily fixed habitation, not for mere special, temporary, or vacation purpose, but with the intention of making a permanent home.
 - (1) Three elements are necessary for real property to be considered a “principal home.”
 - (A) The taxpayer has no other home exemption or principal home in any other jurisdiction;
 - (B) Intent of the owner to create or maintain a principal home within the County; and
 - (C) Owner’s actual physical occupancy of the principal home within the County.
 - (2) “Intent of the owner to create or maintain a principal home” may be evidenced by, but not be limited to, any of the following indicia:
 - (A) Occupancy of the home in the County for more than two hundred calendar days of a calendar year;
 - (B) Registering to vote in the County;

- (C) Being stationed in the County under military orders of the United States and must claim residency only in Hawai‘i; or
- (D) Possession of any of the following with a reported address within the County of Hawai‘i:
 - (i) Valid Hawai‘i drivers license.
 - (ii) Hawai‘i state identification card.
 - (iii) Filed resident income tax return of the State of Hawai‘i.
 - (iv) Resident aliens possessing a valid resident alien card (“green card”) must claim residency only in Hawai‘i.

The director of finance may require documentation of the above or additional indicia of intent to reside in the County from a property owner applying for an exemption or from an owner as evidence of continued qualification for an exemption. Failure to respond to the director’s request, or in the event the director receives satisfactory evidence that a claimant occupies a permanent home outside the County and there is documented evidence of the claimant’s intent to reside outside of the County, shall be deemed grounds for denying a claim for exemption or disallowing an existing exemption.

- (f) Real property qualifying under subsection (a) shall be entitled to an additional exemption of twenty percent of the assessed value of the property not to exceed an additional \$80,000.
(1981, Ord. No. 613, sec. 75; Am. 1982, Ord. No. 766, sec. 3; Am. 1990, Ord. No. 90-138, sec. 5; Am. 1997, Ord. No. 97-84, sec. 1; Am. 2004, Ord. No. 04-123, sec. 3; Am. 2006, Ord. No. 06-147, sec. 3.)

Section 19-72. Home, lease, lessees defined.

For the purpose of section 19-71 the word “home” includes:

- (1) The entire homestead when it is occupied by the taxpayer as such;
- (2) A residential building on land held by the lessee or the lessee’s successor in interest under a lease for a term of ten years or more for residential purposes and owned and used as a residence by the lessee or the lessee’s successor in interest, where the lease and any extension, renewal, assignment, or agreement to assign the lease, have been duly entered into and recorded by the respective date set forth in subsection 19-68(a)(3), and whereby the lessee agrees to pay all taxes during the term of the lease;
- (3) An apartment which is a living unit (held under a proprietary lease by the tenant thereof) in a multi-unit residential building on land held by a cooperative apartment corporation (of which the proprietary lessee of such living unit is a stockholder) under a lease for a term of ten years or more for residential purposes and which apartment is used as a residence by the lessee-stockholder, where the lease and any extension or renewal have been duly entered into and recorded by the respective date set forth in subsection 19-68(a)(3), and whereby the lessee-stockholder agrees to pay all taxes during the term of the lease;
- (4) An apartment in a multi-unit apartment building which is occupied by the owner of the entire apartment building as the owner’s residence;
- (5) That portion of a residential duplex and that portion of land appurtenant to the duplex which are occupied by the owner of the duplex and land as the owner’s residence;
- (6) An apartment which is a living unit (held under a lease by the tenant thereof) in a multi-unit residential building used for retirement purposes under a lease for a term to last during the lifetime of the lessee and the lessee’s surviving spouse and which apartment is used as a residence by the lessee and the lessee’s surviving spouse, and where the apartment unit reverts back to the lessor upon the death of the lessee and the lessee’s surviving spouse, and where the lease has been duly entered into and recorded by the respective date set forth in subsection 19-68(a)(3), and whereby the lessee agrees to pay all taxes during the term of the lease.

Section 19-89.1. Historic residential real property dedicated for preservation; exemption.

- (a) Portions of residential real property which are dedicated and approved by the director of finance as provided for by this section, shall be exempt except for the minimum tax from real property taxation. The owners shall assure reasonable visual access to the public.
 - (b) An owner of taxable real property that is the site of a historic residential property that has been placed on the Hawai'i Register of Historic Places after January 1, 1977, desiring to dedicate a portion or portions thereof for historic preservation, shall petition the director of finance.
 - (c) The director of finance shall approve the petition and determine what portion or portions of the real property shall be exempt except for the minimum tax from real property taxes. The director shall consult with the State Historic Preservation Office in making this determination. The director may take into consideration whether the current level of taxation is a material factor which threatens the continued existence of the historic property, and may determine the total area or areas of the real property that shall be exempted.
 - (d) The approval of the petition of the director shall constitute a forfeiture on the part of the owner of any right to change the use of the owner's property for a minimum period of ten years. The owner of a dedicated property must renew the dedication on or before September 1 of the tenth year of the original dedication or any subsequent renewal period in order to continue the dedication for the next ten years.
 - (e) Failure of the owner to observe the restrictions of subsection (d) shall cancel the tax exemption and privilege retroactive to the date of the dedication, and all differences in the amount of taxes that were paid and those that would have been due but for the exemption allowed by this section shall be payable together with penalty at ten percent from the respective dates that these payments would have been due, provided the provision in this paragraph shall preclude the County from pursuing any other remedy to enforce the covenant on the use of the land.
 - (f) Any person who becomes an owner of real property that is permitted an exemption under this section shall be subject to the restrictions and duties imposed under this section.
 - (g) The director shall prescribe the form of the petition. The petition shall be filed with the director by September 1 of any calendar year and shall be approved or disapproved by December 15 of such year. If approved, the dedication shall be effective July 1 of the following tax year.
 - (h) An owner applicant may appeal any determination as in the case of an appeal from an assessment.
 - (i) Subject to chapter 91, Hawai'i Revised Statutes, the director shall adopt rules and regulations decreed necessary to accomplish the foregoing.
- (1981, Ord. No. 837, sec. 2; Am. 1997, Ord. No. 97-84, sec. 1.)

Section 19-89.2. Credit union exemption.

- (a) Real property owned in fee simple or leased for a period of one year or more by a Federal or State credit union which is actually and exclusively used for credit union purposes shall be exempt except for the minimum tax from real property taxes. If the property for which exemption is claimed is leased, the lease agreement shall be in force and recorded in the bureau of conveyances at the time the exemption is claimed. As used in this section, "Federal credit union" means a credit union organized under the Federal Credit Union Act of 1934, 12 U.S.C. chapter 14, as amended, and "State credit union" means a credit union organized under the Hawai'i Credit Act, chapter 412, Hawai'i Revised Statutes, as amended.
- (b) If any portion of the property which might otherwise be exempted under this section is used for commercial or other purposes not within the conditions necessary for exemption (including any use the primary purpose of which is to produce income even though such income is to be used for or in furtherance of the exempt purposes) that portion of the premises shall not be exempt but the remaining portion of the premises shall not be deprived of the exemption if the remaining portion is used exclusively

for purposes within the conditions necessary for exemption. In the event of an exemption of a portion of a building, the tax shall be assessed upon so much of the value of the building (including the land thereunder and the appurtenant premises) as the proportion of the floor space of the nonexempt portion bears to the total floor space of the building.

(1987, Ord. No. 87-116, sec. 4; Am. 1997, Ord. No. 97-84, sec. 1.)

Section 19-89.3. Exemptions for enterprise zones.

Buildings or other like structures which are built as a result of new construction by a qualified business within an enterprise zone shall be exempt except for the minimum tax from real property taxes for a period of three years. A qualified business in an enterprise zone must satisfy the requirements of chapter 31 of this code and section 209E, Hawai‘i Revised Statutes, as amended.

(1995, Ord. No. 95-14, sec. 2; Am. 1997, Ord. No. 97-84, sec. 1.)

Section 19-89.4. Hawai‘i Island housing trust exemption.

There shall be exempt, except for the minimum tax from real property taxes, those properties held by the Hawai‘i Island housing trust and its nonprofit special purpose entities, until such time as the properties are leased to individual homeowners.

(2006, Ord. No. 06-111, sec. 2.)

Article 11. Determination of Rates.

Section 19-90. Real property tax; determination of rates.

- (a) Unless a different meaning is clearly indicated by the context, as used in this section:
- (1) “Net taxable lands” means all other real property exclusive of buildings.
 - (2) “Net taxable real property” or “net taxable buildings” or “net taxable lands” means, as indicated by the context, the percentage of the market value of property determined under section 19-46 which the director of finance certifies as the tax base as provided by this chapter, less exemptions as provided by this chapter and, in all cases where appeals from the director’s assessment are then unsettled, less fifty percent of the value in dispute.
- (b) The council may increase or decrease the tax rate for buildings and for all other real property, exclusive of buildings for net taxable land and net taxable buildings of each class of property established in accordance with section 19-53(e) of this chapter. A resolution setting the tax rates shall be adopted on or before June 20 preceding the tax year for which property tax revenues are to be raised according to the following procedures:
- (1) The council shall advertise its intention to increase or decrease tax rates and the date, time, and place of a public hearing in a newspaper of general circulation. The date of the public hearing shall not be less than ten days after the advertisement is first published and shall set forth the tax rates to be considered by the council.
 - (2) After the public hearing provided for in paragraph (1), the council shall readvertise and reconvene within three weeks to adopt a resolution fixing the tax rates for the tax year for which property tax revenues are to be raised. The advertisement shall state the new rates to be fixed and the date, time and place of the meeting scheduled for fixing such rates. The date, time, and place of the meeting shall also be announced at the public hearing required by paragraph (1). If the resolution fixing the tax rates is not adopted within three weeks from the public hearing required by paragraph (1), the council shall again advertise and meet as required by paragraph (1).
 - (3) If after adopting an increase or decrease in the tax rates as provided by paragraphs (1) and (2), the council determines that it requires a further increase or decrease in tax rates or fails to act in any specified period, the council shall readvertise and follow the requirements of paragraphs (1) and (2).
 - (4) If no action is taken by the council to increase or decrease the tax rates, then the tax rates as previously set shall be applicable to the subsequent tax year.

- (c) The council shall set the tax rates for each class of property using the following method:
 - (1) Net taxable lands and net taxable buildings within each class of property shall be assigned a percentage of the total revenue to be derived from real property.
 - (2) The percentage of revenue to be raised from net taxable lands and net taxable buildings within each class shall be multiplied by the total revenue to be raised from real property in order to determine the amount of revenue to be derived.
 - (3) The amount of revenue to be raised from net taxable buildings within each class shall be divided by the net taxable value of buildings in that class to determine the tax rate which shall be expressed in terms of tax per \$1,000 of net taxable buildings computed to the nearest cent.
 - (4) The amount of revenue to be raised from net taxable lands within each class shall be divided by the net taxable value of lands in that class to determine the tax rate which shall be expressed in terms of tax per \$1,000 of net taxable lands computed to the nearest cent.
- (d) If the tax rates for the tax year are increased or decreased the council shall notify the director of finance of the increased or decreased rates, and the director shall employ such rates in the levying of property taxes as provided by this chapter.
- (e) The director of finance shall on or before May 1 preceding the tax year furnish the council with a calculation certified by the director as being as nearly accurate as may be, of the net taxable real property within the County, separately stated for each class established in accordance with section 19-53(e) of this chapter for net taxable lands and for net taxable buildings plus such additional data relating to the property tax base as may be necessary.
- (f) Insofar as the validity of any tax rate is concerned, the provisions of subsections (b) and (e) of this section as to dates, shall be deemed directory; provided that all other provisions of subsections (b) and (e) and all provisions of subsections (c) and (d) shall be deemed mandatory.
- (g) Notwithstanding any provision to the contrary, there shall be levied upon each individual parcel of real property taxable under this chapter, a minimum real property tax of \$100 per year, except under the following conditions:
 - (1) If the property owner receives a home exemption or totally disabled veteran exemption resulting in the minimum tax, and the assessed value of improvements is less than or equal to \$75,000, then, the minimum tax for this property shall be as follows:
 - (i) Property with improvements assessed at \$50,001 to \$75,000 the minimum tax shall be \$75.
 - (ii) Property with improvements assessed at \$25,001 to \$50,000 the minimum tax shall be \$50.
 - (iii) Property with improvements assessed up to \$25,000 the minimum tax shall be \$25.
 - (2) If the property is assessed at a market value of less than or equal to \$500, it shall be taxed at a minimum tax of \$25.

(1981, Ord. No. 613, sec. 94; Am. 1990, Ord. No. 90-138, sec. 6; Am. 1997, Ord. No. 97-84, sec. 1; Am. 2002, Ord. No. 02-01, sec. 2; Ord. No. 02-102, sec. 2.)

Article 12. Appeals.

Section 19-91. Appeals.

Any taxpayer, aggrieved by an assessment made by the director or by the director's refusal to allow any exemption, may appeal from the assessment or from such refusal to the board of review or the tax appeal court pursuant to section 232-16, Hawai'i Revised Statutes, on or before April 9 preceding the tax year, as provided in this chapter. Where such an appeal is based upon the ground that the assessed value of the real property for tax purposes is excessive, the valuation claimed by the taxpayer in the appeal shall be admissible in evidence, in any subsequent condemnation action involving the property, as an admission that the market value of the real property as of the date of assessment is no more than the value arrived at when the assessed value from which the taxpayer appealed is adjusted to one hundred percent market value; provided, that such evidence shall not in any way affect the right of the taxpayer to any severance damages to which the taxpayer may be entitled.

(1981, Ord. No. 613, sec. 95; Am. 1997, Ord. No. 97-84, sec. 1; Am. 2000, Ord. No. 00-28, sec. 1.)

Section 19-92. Appeals by persons under contractual obligations.

Whenever any person is under a contractual obligation to pay a tax assessed against another, the person shall have the same rights of appeal to the board of review and the tax appeal court and the supreme court, in the person's own name, as if the tax were assessed against said person. The person against whom the tax is assessed shall also have a right to appeal and be heard on any such application or appeal.

(1981, Ord. No. 613, sec. 96; Am. 1997, Ord. No. 97-84, sec. 1.)

Section 19-93. Grounds of appeal, real property taxes.

In the case of a real property tax appeal, no taxpayer shall be deemed aggrieved by an assessment, nor shall an assessment be lowered or an exemption allowed, unless there is shown (1) assessment of the property exceeds by more than twenty percent the assessment of market value used by the director, or (2) lack of uniformity or inequality, brought about by illegality of the methods used or error in the application of the methods to the property involved, or (3) denial of an exemption to which the taxpayer is entitled and for which the taxpayer has qualified, or (4) illegality, on any ground arising under the Constitution or laws of the United States or the laws of the State or the ordinances of the County in addition to the ground of illegality of the methods used, mentioned in clause (2).

(1981, Ord. No. 613, sec. 97; Am. 1982, Ord. No. 766, sec. 6; Am. 1997, Ord. No. 97-84, sec. 1.)

Section 19-94. Second appeal.

In every case in which a taxpayer appeals a real property tax assessment to the board of review or to a tax appeal court and there is pending an appeal of the assessment, the taxpayer shall not be required to file a notice of the second appeal; provided the first appeal has not been decided prior to April 9 preceding the tax year of the second appeal; and provided further the director gives notice that the tax assessment has not been changed from the assessment which is the subject of the appeal.

(1981, Ord. No. 613, sec. 98; Am. 1997, Ord. No. 97-84, sec. 1.)

Section 19-95. Small claims.

Any protesting taxpayer who would incur a total tax liability, not including penalties and interest, of less than \$1,000 by reason of the protested assessment on payment in question, may elect to employ the small claims procedures of the tax appeal court as set out in section 232-5, Hawai‘i Revised Statutes.

(1981, Ord. No. 613, sec. 99; Am. 1997, Ord. No. 97-84, sec. 1.)

Section 19-96. Appointment, removal, compensation.

There is created a board of review for the County which shall consist of five members who shall be citizens of the State and residents of the County, shall have resided at the time of appointment for at least three years in the State, and shall be appointed by the mayor and confirmed by the council as provided by Charter. A chairman shall be elected annually by members of the board. The vice-chairman shall serve as the chairman of the board during the temporary absence or disqualification of the chairman. Any vacancy in the board shall be filled for the unexpired term as provided for in the Charter. Each member may be compensated in the same manner as board and commission members covered under section 13-4(g), Hawai‘i County Charter, for each day's actual attendance and actual traveling expenses. No officer or employee of the County shall be eligible for appointment to any such board.

(1981, Ord. No. 613, sec. 100; Am. 1997, Ord. No. 97-84, sec. 1.)

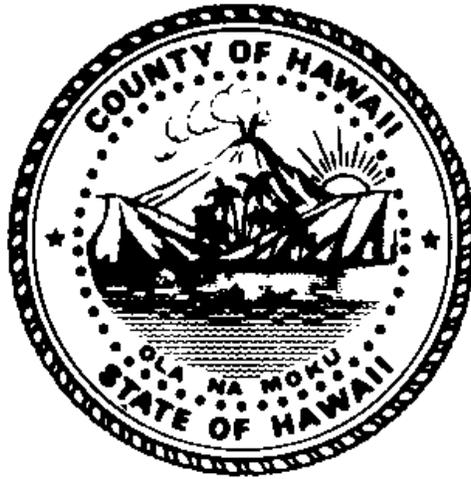
Section 19-97. Board of review; duties, powers, procedure before.

(a) The board of review for the County shall hear all disputes between the director and any taxpayer in all cases in which appeals have been duly taken and the fact that a notice of appeal has been duly filed by a taxpayer shall be conclusive evidence of the existence of a dispute; provided that this provision shall not

THE HAWAI‘I COUNTY CODE

1983 (2005 Edition, as amended)

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A CODIFICATION OF THE GENERAL ORDINANCES
OF THE COUNTY OF HAWAI‘I
STATE OF HAWAI‘I

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County of Hawai‘i
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Volume 2

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- (b) Easements or rights-of-way for all government owned utilities including storm drains except those under the jurisdiction of the department of water supply shall be conveyed to the County and documents shall be delivered to the council for acceptance. Easements or rights-of-way for water facilities which are under the jurisdiction of the department of water supply shall be conveyed to the water commission and the documents shall be delivered to the water commission for acceptance.
(1975 C.C., c. 9, art. 2, sec. 4.09; Am. 2001, Ord. No. 01-108, sec. 1.)

Article 4. Application for Subdivision and Preliminary Plat.

Division 1. General Provisions.

Section 23-57. Where information obtainable.

A subdivider may call at the planning department's office for information regarding procedures and general information that may have a direct influence on the proposed subdivision.
(1975 C.C., c. 9, art. 2, sec. 3.01.)

Section 23-58. Application for subdivision; plat and plans submitted by subdivider.

- (a) The subdivider shall submit a written application for subdivision, a preliminary plat, and other supplementary material required to describe the nature and objectives of the proposed subdivision, and shall submit eight copies, or more if requested by the director, of the preliminary plat and other supplementary material to the director.
- (b) All pertinent information on the preliminary plat shall be drawn to scale.
- (c) Where the area to be subdivided contains only part of the tract owned or controlled by the subdivider, the director may require a sketch of a tentative layout for streets in the unsubdivided portion.
- (d) Application for Resort Subdivision. The subdivider may file an application for resort subdivision. An application for resort subdivision may either be filed under this section or under any other provision of this chapter. If an application for subdivision is filed under this section, it shall be clearly designated as such. Such application shall, in addition to all other information to be submitted with the subdivision application, preliminary plat and other supplementary material, include the following:
- (1) A statement acknowledging that all improvements will not be approved for dedication unless and until such improvements satisfy all of the requirements for dedicable improvements.
 - (2) A description of the provisions made for permanent maintenance of the private roadways within the proposed resort subdivision.
 - (3) A description of how subsequent owners of the property will be notified of the private nature of the improvements and maintenance responsibilities.

(1975 C.C., c. 9, art. 2, sec. 3.02; Am. 1992, Ord. No. 92-138, sec. 5; Am. 2006, Ord. No. 06-104, sec. 2.)

Section 23-58.1. Posting of signs for public notification.

- (a) Within ten days of filing the application for a subdivision, the applicant shall post a sign on the subject property notifying the public of the following:
- (1) The nature of the application;
 - (2) The proposed number of lots;
 - (3) The size of the property;
 - (4) The tax map key or keys of the property;
 - (5) That they may contact the planning department for additional information; and
 - (6) The address and telephone number of the planning department.
- (b) The sign shall remain posted until final approval, or until the application has been rejected or withdrawn. The applicant shall remove the sign promptly after such action.

- (c) Notwithstanding any other provisions of law, the sign shall be not less than nine square feet and not more than twelve square feet in area, with letters not less than one inch high. No pictures, drawings, or promotional materials shall be permitted on the sign. The sign shall be posted at or near the property boundary adjacent to a public road bordering the property and shall be readable from said public road. If more than one public road borders the property the applicant shall post the sign to be visible from the more heavily traveled public road. The sign shall, in all other respects, be in compliance with chapter 3, Hawai'i County Code 1983 (2005 edition).
 - (d) The applicant shall file an affidavit with the planning department not more than five days after posting the sign stating that a sign has been posted in compliance with this section, and that the applicant and its agents will not remove the sign until the application has received final approval, or has been rejected or withdrawn. A photograph of the sign in place shall accompany the affidavit.
- (2005, Ord. No. 05-135, sec. 2.)

Section 23-58.2. Publication of notices.

The director shall publish, on a semi-monthly basis, a list of all applications accepted under this section in at least two newspapers of general circulation in the County. The list shall include the name of the property owner, the tax map key number(s) of the property, the land area, the number of lots proposed, and any other information deemed useful by the director.

(2006, Ord. No. 06-104, sec. 3.)

Section 23-59. Size and scale of plat.

The preliminary plat shall be drawn according to size and scale as stipulated in section 502-19, Hawai'i Revised Statutes, or on a sheet size of eight and one-half inches by thirteen inches. When more than one sheet is required, an index sheet of the same size shall be filed to show the entire subdivision on one sheet, with block and lot numbers.

(1975 C.C., c. 9, art. 2, sec. 3.03.)

Section 23-60. Application fees for subdivision plans.

- (a) Each application for a subdivision (including consolidation) is subject to the payment of the following fee: \$250 plus \$25 per lot noted on the initial preliminary plat or cluster plan development and for each additional lot resulting from any subsequent amendment of the initial preliminary plat exclusive of any lots set aside for roadway or easement purposes or lands dedicated for public use.
 - (b) These fees shall not apply to subdivision of land into burial or crematory lots within the confines of duly established cemetery areas; provided that a processing fee will be filed as follows: \$100 per acre and proportionate fee for fraction of acre thereof.
 - (c) The payment of the filing fee shall be made at the planning department's office and payable to the director of finance. No portion of the fee is refundable for applications granted tentative subdivision approval. A portion of fee equivalent to ten percent of the fee or \$50, whichever is greater, shall be retained for applications which have been withdrawn or denied before granted tentative approval.
- (1975 C.C., c. 9, art. 2, sec. 3.05; Am. 1974, Ord. No. 66, sec. 3; Am. 1999, Ord. No. 99-97, sec. 2.)

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SUBDIVISIONS

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Section 23-61. Review of plat.

The director shall furnish one copy of the preliminary plat and supplemental materials after they are submitted by the subdivider, to the manager, the director of public works, and the state department of health, and when a subdivision is adjacent to a State highway or proposed State highway, to the district engineer for their review and comment.

(1975 C.C., c. 9, art. 2, sec. 3.06; Am. 2001, Ord. No. 01-108, sec. 1; Am. 2006, Ord. No. 06-104, sec. 4.)

Section 23-62. Tentative approval of preliminary plat.

(a) Within forty-five days after submission of the preliminary plat, the director shall review the plan and may give tentative approval of the preliminary plat as submitted or as modified or may disapprove the preliminary plat, stating the reasons for disapproval in writing or shall defer action pending further review. Approval of the preliminary plat shall indicate the director's directive to prepare detailed drawings on the plat submitted, provided there is no substantial change in the plan of subdivision as shown on the preliminary plat and there is full compliance with all requirements of this chapter. The action of the director with reference to any attached documents describing any conditions shall be noted on two copies of the preliminary plat. One copy shall be returned to the subdivider and the other retained by the director. At such time the director shall stamp the above two preliminary plats:

“Subdivider authorized to prepare detailed drawings on plat as submitted including corrections noted.”

“Recordation with the Bureau of Conveyances, State of Hawai‘i, not authorized until approved for record at a later date.”

- (b) If no action (approval, disapproval, modification, or deferral) is taken by the director within forty-five days after submission of the preliminary plat, or such longer period as may have been agreed upon in writing, the preliminary plat shall be deemed approved. The approval shall be on condition that the subdivider construct roads to the standards required by this chapter, a water system to the standards of the department of water supply, drainage meeting with the approval of the department of public works under section 23-92, that sewage disposal shall conform with section 23-85, if applicable, and the requirements of the department of health, and that the lot sizes and dimensions must be adjusted to conform to the zoning code on the final plat. The subdivider shall comply with the provisions of this chapter in order to receive final subdivision approval.
- (c) The director shall disapprove a preliminary plat or a subdivision map where the subdivider has failed to comply with the provisions of chapter 25, zoning code.
- (d) The subdivider shall complete all requirements specified as conditions for approval of the preliminary plat (tentative approval) within three years of said approval. An extension of not more than two years may be granted by the director upon timely written request of the subdivider. At the end of said three year period or its approved extension, unless all said conditions are completed, the approval of the preliminary plat shall expire and shall be of no further force or effect, or shall be subject to the technical review of the applicable agencies for compliance with current Code and rule requirements. This subsection shall be applied to all subdivision applications which have received tentative subdivision approval and which have not completed subdivision improvements, provided the three year period, and extension, if applicable, shall be taken from December 4, 1992 and not from the date of preliminary plat (tentative) approval.
- (e) The director's deferral of a subdivision for further review under subsection (a) constitutes an acceptance of the contents of the preliminary plat as submitted, and the director's issuance of tentative and final subdivision approval is valid despite the failure of the preliminary plat to include all of the information specified in sections 23-63 to 23-66, provided that there has been actual compliance with the substantive requirements of this chapter and chapter 25, zoning code. The director may require the subdivider to submit supplementary information prior to tentative or final approval and may condition tentative or final approval on the submission of such information and on the performance of conditions attached to the tentative approval.

(1975 C.C., c. 9, art. 2, secs. 3.07 and 5.11; Am. 1992, Ord. No. 92-138, sec. 6; Am. 2006, Ord. No. 06-104, sec. 5.)

Division 2. Contents of Preliminary Plat.**Section 23-63. General information on preliminary plat.**

The preliminary plat shall include the following general information:

- (1) Name of the subdivision, if proposed, which shall not duplicate nor resemble the name of another subdivision in the County. The proposed name shall be subject to approval by the director;
- (2) Date, northpoint and scale of drawing;
- (3) Tax key number and other information to sufficiently describe and define the location and boundaries of the proposed subdivision according to the County real property records;
- (4) Names and addresses of the owner, subdivider, and engineer or surveyor who prepared the plat;
- (5) The approximate lot layout and the approximate dimension and area of each lot;
- (6) Acreage of proposed subdivision and number of lots; and
- (7) A title report issued by a licensed title company in the name of the owner of the land, showing all parties whose consents are necessary and their interests in the premises when required by the director.

(1975 C.C., c. 9, art. 2, sec. 3.04(A); Am. 2006, Ord. No. 06-104, sec. 6.)

Section 23-64. Existing conditions shown on preliminary plat.

The preliminary plat shall include the following information on existing conditions, unless waived or deferred by the director:

- (1) Location, width and names of all existing or platted streets within or adjacent to the tract, together with easements, other rights-of-way, and other important features, such as corners, property boundary lines, and control of access lines adjacent to State highways;
- (2) When required by the director, contours at vertical intervals of five feet where the slope is greater than ten percent. Elevations shall be marked on the contours based on an established bench mark or other datum approved by the director of public works. In addition, the contours as may be required by the manager, State department of health, and director of public works shall be shown;
- (3) The location and direction of all water courses and approximate location of areas subject to inundation or storm water overflow;
- (4) Existing uses of property, including but not limited to, location of all existing structures, wells, cisterns, private sewage disposal systems, and utilities; and
- (5) Zoning on and adjacent to the tract, provided that if the information required by subsection (3) is not shown, it shall be made a condition of tentative approval, and tentative approval shall also require drainage improvements pursuant to section 23-92 or their equivalent.

(1975 C.C., c. 9, art. 2, sec. 3.04(B); Am. 2001, Ord. No. 01-108, sec. 1; Am. 2006, Ord. No. 06-104, sec. 6.)

Section 23-65. Proposed plan of land partitioning on preliminary plat.

The preliminary plat plan shall include the following land partitioning information:

- (1) Streets showing location, widths, approximate radii or curves. The relationship of all streets to projected streets shown on the County general plan, which may be shown on a vicinity map;
- (2) Existing and proposed easements, showing width and purpose;
- (3) Lots, showing approximate dimensions, proposed lot size and proposed lot numbers; and
- (4) Sites, if any, allocated for purposes other than single-family dwellings, or farm dwellings.

(1975 C.C., c. 9, art. 2, sec. 3.04(C); Am. 2006, Ord. No. 06-104, sec. 6.)

Section 23-66. Explanatory information on preliminary plat.

Unless waived or deferred by the director, the preliminary plat shall include the explanatory information listed in this section. If such information cannot be shown practicably on the preliminary plat, it shall be submitted in separate statements accompanying the preliminary plat:

- (1) A vicinity map at a small scale, showing existing subdivided land ownerships adjacent to the proposed subdivision, and showing how proposed streets may be extended to connect with existing streets;
- (2) Proposed deed restrictions in outline form if any;
- (3) Statement regarding water system to be installed, including source, quality and quantity of water;
- (4) Provisions for sewage disposal, conceptual drainage and flood control which are proposed. The drainage map shall include the approximate location of areas subject to inundation or storm water overflow and all areas covered by waterways, including ditches, gullies, streams and drainage courses within or abutting the subdivision; and
- (5) Parcels of land proposed to be dedicated to public use, and the conditions of such dedication, provided that if the information required in subsections (3) and (4) is not shown, water supply, sewage disposal, and drainage shall be determined by conditions of tentative approval.

(1975 C.C., c. 9, art. 2, sec. 3.04(D); Am. 1974, Ord. No. 79, sec. 1; Am. 2006, Ord. No. 06-104, sec. 6.)

Article 5. Final Plat.**Section 23-67. Time limit for completing final plat.**

The final plat shall be prepared and completed within one year following the tentative approval given on the preliminary plat by the director. If the final plat has not been filed within this period, the tentative approval of the preliminary plat shall be deemed void. A time extension, for good cause may be granted as provided under section 23-72.

(1975 C.C., c. 9, art. 2, sec. 9.01.)

Section 23-68. Drafting of final plat.

- (a) In preparing the final plat, all engineering and surveying work shall be made by or under the supervision of an engineer and surveyor, respectively.
- (b) The scale and sheet size utilized on this drawing shall be the same as required under section 23-59, and dedication or other written material shall be submitted on supplemental sheets.
- (c) If the final plat, following approval by the director, is to be filed with the land court for recordation, it shall comply with all requirements specified under the rules of the land court for land court subdivisions.

(1975 C.C., c. 9, art. 2, sec. 9.02.)

Section 23-69. Information required on final plat.

In addition to any other information required to be shown thereon under provisions of any State statute or County ordinance the following information shall be shown on the final plat and supplemental sheets:

- (1) Date, northpoint and scale of drawing;
- (2) Legal description of the tract boundaries;
- (3) Names and addresses of the owner, subdivider, and engineer, or surveyor who prepared the plat;
- (4) Reference points of existing surveys identified, related to the plat by distances and azimuths, and reference to a field book or map as follows:
 - (A) All stakes, monuments or other evidence found on the ground and used to determine the boundaries of the subdivision;
 - (B) Adjoining corners of all adjoining subdivisions;
 - (C) Boundary lines and grants within and adjacent to the plat;

- (D) All other monuments found or established in making the survey of the subdivision or required to be installed by provisions of this chapter;
 - (5) Tract boundary lines, right-of-way lines of streets: lot lines with dimensions, azimuths and radii, points of curvature and tangent azimuths shall be shown;
 - (6) The width of the portion of streets being dedicated, the width of any existing right-of-way and the widths each side of the centerline. For streets and curvature, all curve data shall be based on the street centerline and, in addition to centerline dimensions, shall indicate thereon the central angle;
 - (7) All easements which shall be denoted by fine broken lines, clearly identified and if already on record, its recorded reference; if any easement is not definitely located on record, a statement of such easement. The widths of the easement and information sufficient to definitely locate the easement with respect to the subdivision shall be shown. If the easement is being dedicated by the map, it shall be properly referenced in the owner's certificates of dedication;
 - (8) Lot identification which shall be according to good engineering practices;
 - (9) Land parcels to be dedicated for any purpose, public or private, to be distinguished from lots intended for sale and their use indicated;
 - (10) Minimum building setback lines, where not otherwise fixed by a building code or County ordinance;
 - (11) The following certificates which may be combined where appropriate:
 - (A) A certificate signed and acknowledged by all parties having any record title interest in the land subdivided consenting to the preparation and recording of the plat when required by the director.
 - (B) A certificate signed and acknowledged as above, when dedicating all parcels of land shown on the final map and intended for any public use except those parcels which are intended for the exclusive use of the lot owners in the subdivision, their licensees, visitors, tenants and servants.
 - (C) A certificate with the seal of and signed by the engineer or surveyor responsible for the survey and final draft.
 - (D) All other certificates now or hereafter required by law;
 - (12) All control of access lines adjacent to State highways which shall be denoted by the State highways division standard symbol of semicircles on the control of access line.
- (1975 C.C., c. 9, art. 2, sec. 9.03; Am. 2006, Ord. No. 06-104, sec. 7.)

Section 23-70. Supplemental information with final plat.

The following data shall be submitted with the final plat:

- (1) A complete title report issued by a licensed title company in the name of the owner of the land, showing all parties whose consents are necessary and their interests in the premises when required by the director;
- (2) Five copies of any deed restrictions applicable to the subdivision;
- (3) Written proof that all taxes and assessments on the tract are paid to date; and
- (4) For nondedicable streets in a resort subdivision, the subdivider shall submit a recordable document with the director which shall describe all nondedicable streets, the ownership thereof and access rights thereon for all lots in the subdivision and the maintenance rights and responsibilities thereof.

The document shall contain statements as follows: that nondedicable streets within the resort subdivision have not been built to the standards required for streets which are dedicable to the County of Hawai'i; that such streets will accordingly not be accepted for dedication unless they are brought into compliance with the requirements for dedication as of the time they are offered for dedication; and that the County is not responsible for maintenance of such nondedicable streets. The document shall be in a form acceptable to the director of public works and corporation counsel. For subdivided land within the jurisdiction of the land court, such document shall be recorded with the land court. For all other subdivided land, the document shall be recorded with the State bureau of conveyances.

(1975 C.C., c. 9, art. 2, sec. 9.04; Am. 1992, Ord. No. 92-138, sec. 7; Am. 2001, Ord. No. 01-108, sec. 1; Am. 2006, Ord. No. 06-104, sec. 7.)

Section 23-71. Subdivision not involving streets, drains, or utilities.

The preliminary plat may be approved by the director for recordation if:

- (1) The preliminary plat meets all of the requirements of a final plat; and
- (2) The subdivision involves no streets, drains, or utilities.

(1975 C.C., c. 9, art. 2, sec. 9.05.)

Section 23-72. Filing of final plat.

- (a) Within one year after tentative approval of the preliminary plat by the director, the subdivider shall have the subdivision surveyed and shall prepare a final plat which conforms with the preliminary plat as tentatively approved. The subdivider shall submit to the director eight copies of the final plat, prepared in conformity with these regulations, together with four additional copies of a general layout map, which was originally attached to the construction drawings and specifications (where required) showing the location of lots, streets, water mains and storm drainage systems.
- (b) For good cause, the director may grant to the subdivider an extension of time within which the subdivider may file the final plat.
- (c) The time of filing the final plat means the time at which the final plat, together with all required data, is received by the director. The director shall indicate the date of filing on all copies of the final plat and accompanying data.

(1975 C.C., c. 9, art. 2, sec. 9.06; Am. 2006, Ord. No. 06-104, sec. 7.)

Section 23-73. Technical review.

Within thirty days after receipt of the final plat and other data, the director shall submit copies of the final plat and other data to the director of public works, manager, State department of health and district engineer when the subdivision involves State highways for review of the final plat with the director. The final plat shall be examined as to whether it is substantially similar to the approved preliminary plat and whether it is technically correct. The information on the final plat shall also be verified by entering upon the respective subdivision where deemed necessary by the director. If there is a variance, the subdivider shall be advised by the director of the changes or additions that must be made and given an opportunity to make corrections. The director's submission of copies of the final plat to other reviewers constitutes acceptance of the contents of the final plat, provided that the director may request supplementary information, and may require the subdivider to correct errors prior to the issuance of final subdivision approval, and after final approval pursuant to section 23-74(c). The director's issuance of final subdivision approval shall be valid despite the absence of technical information as required by section 23-69(1) and (3), or the absence of similar technical but non-substantive information required by sections 23-69 and 70.

(1975 C.C., c. 9, art. 2, sec. 9.07; Am. 2001, Ord. No. 01-108, sec. 1; Am. 2006, Ord. No. 06-104, sec 7.)

Section 23-74. Final approval of plat.

- (a) When all the construction work is complete and is accepted in writing by the director of public works, the subdivider may apply for approval of the subdivision map for recordation. If the director disapproves the plat, the grounds for disapproval shall be filed in the records of the planning department. No plat shall be disapproved by the director without giving the subdivider an opportunity to correct errors in the plat.
- (b) Upon final approval, the director shall stamp three copies of the final plat:

“SUBDIVISION NUMBER _____ APPROVED FOR RECORDATION WITH THE BUREAU OF CONVEYANCES, STATE OF HAWAII.”

The approval shall bear the signature of the director. The planning department shall then retain one copy of the final plat, and forward one copy of the final plat to the County real property tax office, and one copy of the final plat to the subdivider. The approval of the final plat by the director shall not be deemed to constitute or effect an acceptance by the County of the dedication of any street or other easement shown on the plat.

- (c) The approval for recordation of the final plat by the director shall not relieve the subdivider of the responsibility for any error in the dimensions or other discrepancies. Such errors or discrepancies shall be revised or corrected, upon request, to the satisfaction of the director.
- (d) Nondedicable Streets. In addition to all other requirements for approval of the final plat herein, if the subdivision includes any nondedicable streets, the subdivider shall, prior to final approval, deposit a duly recorded copy of the document described in section 23-70(4) of this chapter with the director.
(1975 C.C., c. 9, art. 2, sec. 9.08; Am. 1992, Ord. No. 92-138, sec. 8; Am. 2001, Ord. No. 01-108, sec. 1; Am. 2006, Ord. No. 06-104, sec. 7.)

Section 23-75. Change after approval.

No change in a subdivision, or in the plan of a subdivision, already approved, may be made without the approval of the director.

(1975 C.C., c. 9, art. 2, sec. 9.08(A).)

Section 23-76. No conveyance of land prior to approval for recordation.

Land shall not be offered for sale, lease or rent in any subdivision, nor shall options or agreements for the purchase, sale, leasing or rental of the land be made until approval for recordation of the final plat is granted by the director.

(1975 C.C., c. 9, art. 2, sec. 9.08.)

Section 23-77. Recordation of final plat.

After the director grants approval for recordation of the final plat, the subdivider may file and record the plat.

(1975 C.C., c. 9, art. 2, sec. 9.09.)

Section 23-78. Release of surety after final approval.

Upon completion of the improvements and utilities in a subdivision as required by this chapter and certification thereof as provided by article 7 of this chapter, and after the subdivider files one set of construction plans as actually modified to meet construction requirements with the department of public works, State department of health and department of water supply (if applicable), the department of public works, State department of health and the department of water supply (if applicable), shall approve the performance and thereupon discharge the subdivider and surety (in whole or in part according to the terms of the subdivider's agreement, if any) from the obligation of any bonds and release to the subdivider any security posted by the subdivider, or authorize and direct such discharge and release by the appropriate agency.

(1975 C.C., c. 9, art. 2, sec. 9.10.)

Article 6. Improvements.**Division 1. Construction.****Section 23-79. Construction plans; contents; review.**

- (a) After the subdivider has secured tentative approval of his preliminary plat of the subdivision from the director, and before beginning construction of the improvements therein, the subdivider shall prepare and submit to the director construction plans and specifications showing details of road construction, drainage structures, sewers, water mains and all other utilities proposed to be installed in the proposed subdivision. The construction plans shall be drawn on acceptable tracing medium to County standards as to size and general drafting practice. Included with the construction plans shall be a general layout map showing the location of lots and streets, and the location of water lines, sewer mains and drainage systems and other utility lines. Plans shall be prepared by an engineer registered under the laws of the State provided that, when the subdivision consists of three lots or less, the director may grant tentative approval to proceed with plans without the seal of an engineer.
- (b) The subdivider shall submit six copies of the construction plans and specifications to the director for examination and submission to the director of public works, the manager, the sanitary engineer and the district engineer as required under section 23-61, for their respective consideration and approval. Such construction plans and specifications shall be considered approved for construction purposes when the construction plan tracings and specifications bear the approval of the director of public works, the manager, the sanitary engineer, the district engineer and the director as required under section 23-61.
- (1975 C.C., c. 9, art. 2, secs. 6.01 and 6.02; Am. 2001, Ord. No. 01-108, sec. 1.)

Section 23-80. Construction required for final approval.

- (a) When the construction drawings and specifications bear the approval of the director, the director of public works, the manager, the sanitary engineer and the district engineer as required under section 23-79, the subdivider may proceed with the construction of the improvements and utilities.
- (b) Where construction extends into the State highway right-of-way, the contractor shall obtain a permit from the district engineer prior to commencement of work within the State right-of-way. In this case no bond or security need be posted with the department of public works or the department of water supply.
- (1975 C.C., c. 9, art. 2, sec. 7.01; Am. 2001, Ord. No. 01-108, sec. 1.)

Section 23-81. Final approval before construction completed; bond required.

A subdivider may secure final approval prior to completion of construction by entering into an agreement which conforms to section 23-82 with the County, signed by the director and the department of public works and, when appropriate, department of water supply and file with the department of public works and when required department of water supply a surety bond or other security as specified in section 23-83 to assure the department of public works and the department of water supply that the actual construction and installation of the improvements and utilities will be completed as shown on the approved construction drawings and specifications. The director shall, after the execution and acceptance of the agreement and bond, grant approval of the final plat. The subdivider may then proceed to record the final plat and sell the lots or transfer any interest therein prior to completion of the improvements.

(1975 C.C., c. 9, art. 2, sec. 7.02.)

Section 23-82. Agreement to provide improvements and utilities.

The owner of the subdivision shall submit an agreement to the director who shall refer the document to the corporation counsel for approval as to form and legality. The agreement shall specify that the subdivider shall make, install, and complete all required improvements and utilities to the satisfaction of the director of public works and when appropriate, the department of water supply, and shall also provide that:

- (7) Kahaopea Street, Ohuohu Street intersection, all approaches.
 - (8) Kalanikoa Street, Kuawa Street intersection, all approaches.
 - (9) Entering Kamokuna Street from Laehala Street.
 - (10) Entering Kamokuna Street from the unnamed road which passes through James Kealoha Park.
 - (11) Keliipio Place, at Lihiwai Street.
 - (12) Entering Kēōkea Loop Road from Apapane Road.
 - (13) Komohana Street, Kawaiāni Street intersection, all approaches.
 - (14) Kūkūāu Street, both approaches to Kapi‘olani Street.
 - (15) Kūkūāu Street, both approaches to Kino‘ole Street.
 - (16) Kūkūāu Street, both approaches to Komohana Street.
 - (17) Kūkūāu Street, both approaches to Mohouli Street.
 - (18) Kūkūāu Street, both approaches to Ululani Street.
 - (19) Entering Laimana Street from ‘Alae Street.
 - (20) Entering Lanihuli Street from Lei Street.
 - (21) The unnamed roadway into the pier and lighthouse, at Lihiwai Street.
 - (22) Entering Manulele Street from Oliana Street.
 - (23) Entering Mikokoī Street from Awela Street.
 - (24) Ohuohu Street, Ho‘ohua Street intersection, all approaches.
 - (25) Entering Pōhaku Street from Kūkila Street.
 - (26) Entering Ponahawai Street from Punahoa Street.
 - (27) Pua Avenue, Desha Avenue intersection, all approaches.
- (d) Ka‘u
- (e) Kohala
- (1) Hi‘iaka Street, southwest approach to Hale Ali‘i Street and ‘Āinahua Alanui Street.
 - (2) Entering Hōkū‘ula Road from Lindsey Road.
 - (3) Entering Kamoā Road from Serrao Road.
 - (4) Entering Kamuela-Kawaihae Road from Kawaihae Park Road at Kohala.
 - (5) At the Puako-Kawaihae-Rockefeller junction, entering the Hāpuna Bay Access Road (Hawai‘i Project No. G-3257-01-60) at South Kohala, from the Old Puakō-Kawaihae Road, moving in the Kawaihae direction, except on right turn movement when such movement may be made with care to avoid collision.
- (f) Kona
- (1) Entering the intersection of Ali‘i Drive and Hualālai Road from both approaches of Ali‘i Drive and the mauka approach of Hualālai Road.
 - (2) Konalani Street into Ala Keanawai at Kailua-Kona.
 - (3) Kuakini Highway, Kaiwi Street intersection, all approaches, except the right-turn lane on Kuakini Highway northbound approach to Kaiwi Street which shall be a yield condition.
 - (4) Entering the intersection of Palani Road and Ali‘i Drive from the northern approach of Ali‘i Drive (from the direction of Kailua Wharf).
 - (5) Entering the intersection of Palani Road and Kuakini Highway from both approaches of Kuakini Highway and the makai approach of Palani Road.
 - (6) Pualani Street/Wikolia Street intersection, all approaches.
 - (7) Middle Ke‘ei Road, Painted Church Road intersection, all approaches.
- (g) Puna
- (1) Entering Ali‘i Papa Street from Huakai Street.
 - (2) Entering Anuheā Street from Ali‘i Papa Street.
 - (3) Entering Anuheā Street from Anuheā Place.

- (4) Entering Anuheha Street from Puolani Street.
 - (5) Entering Anuheha Street from Wohi Place.
 - (6) Entering the Kahakai Boulevard-Pūnāwai Street intersection from the northeastern leg of Kahakai Boulevard and from Pūnāwai Street, the southwestern leg of the intersection.
 - (7) Kalapana to Honolulu Landing Beach Road entering Kapoho to Kapoho Lighthouse Road (ER8(8)).
 - (8) The westerly leg, Kalapana towards Pāhoa lane, of the Pāhoa-Kalapana Road at the triangular intersection between the Kapoho-Kalapana Coastal Road and Pāhoa-Kalapana Road.
 - (9) Kaniahiku Houselots:
 - (A) Entering Halelo Place from Mako Way.
 - (B) Entering Halelo Place from Naele Road.
 - (10) Kaniahiku Subdivision:
 - (A) Entering Kaulani Road from Kaulalau Road.
 - (B) Entering Kaulalau Road from Pū'āla'a Road.
 - (11) Entering the Kapoho-Kalapana Coastal Road from the eastern leg of the Pāhoa-Kalapana Road at the triangular intersection between the Kapoho-Kalapana Coastal Road and the Pāhoa-Kalapana Road.
 - (12) Kapoho Lighthouse Road (portion of ER8(1)), entering the Kalapana to Honolulu Landing Beach Road.
 - (13) Entering Kea'au Loop from Ha'a Street. When posted, drivers of vehicles shall stop at the intersection of Ha'a Street and Kea'au Loop.
 - (14) Entering the Kurtistown Homestead Road (Post Office Road) intersection from the 13-Mile Road (Filipino Graveyard Road) in Kurtistown, Puna, Hawai'i.
 - (15) Entering Mahi'ai Road intersection from Amaumau Road from a southwesterly direction.
 - (16) Nānāwale Boulevard, Kēhau Road intersection, all approaches.
 - (17) Entering 'Ōla'a New Tract Road from Peck Road.
- (1996, Ord. No. 96-163, sec. 2; Am. 1996, Ord. No. 96-145, sec 3; Am. 1999, Ord. No. 99-65, secs. 9, 10; Am. 2000, Ord. No. 00-38, sec. 1; Ord. No. 00-49, sec. 1; Ord. No. 00-71, sec. 1; Am. 2001, Ord. No. 01-85, sec. 1; Ord. No. 01-96, sec.3.; Am. 2002, Ord. No. 02-46, sec. 1; Am. 2002, Ord. No. 02-47, secs. 1 and 2; Am 2002, Ord. No. 02-55, sec. 1; Am. 2006, Ord. No. 06-131, sec. 1.)

Section 24-265. Schedule 13. Yield locations.

When properly sign posted, vehicles shall yield right-of-way at the following locations:

- (a) Hāmākua
 - (1) Ka'āpahu Road, east approach to Kalōpā Gulch Bridge, No. 44-7, eight hundred thirty-five feet northwest of Ho'o Kahua Road.
 - (2) Ka'āpahu Road, east approach to Kalōpā Gulch Bridge No. 44-7, one thousand two hundred twenty-seven feet northwest of Ho'o Kahua Road.
 - (3) Pōhākea Homestead Road, makai bound at the narrow bridge (bridge number 43-5), located 1.6 miles west of State Highway 19.
- (b) North Hilo
 - (1) Kihalani Homestead Road, mauka bound lane; the right turn from Old Māmalahoa Highway.
- (c) South Hilo
 - (1) Haihai Street, westbound, the right-turn lane to Ainaola Drive.
 - (2) Kāhoa Street, northwest approach to Bridge No. 26-5.
 - (3) Waiānuenu Avenue, westbound, the through lane intersecting the extension of Lele Street near Carvalho Park.

- (11) Kahoa Street, east side, from a point four hundred twenty-five feet north of Nahala Street and extending five hundred ninety-five feet north from 10:00 p.m. to 5:00 a.m.
 - (12) Kalaniana'ole Street, mauka side, from a point one hundred feet west of the Seaside Restaurant driveway and extending two hundred seventeen feet in the easterly direction except between the hours of 5:00 p.m. and 10:00 p.m.
 - (13) Kalili Street, from a point one hundred forty-four feet south of Noe Street and extending four hundred forty-three feet in the southerly direction from 11:00 p.m. to 6:00 a.m.
 - (14) Kīlauea Avenue, Hāmākua-mauka side, adjacent to the Hilo Hongwanji Temple driveway between the hours of 2:00 p.m. and 5:30 p.m. from Mondays to Fridays and 7:30 a.m. to 12:00 noon on Sundays.
 - (15) Lihikai Street, east side, Banyan Drive to Lili'uokalani Park Perimeter Road between the hours of 11:00 p.m. and 5:00 a.m.
 - (16) Lili'uokalani Park Perimeter Road, beginning at a point seven hundred twenty-five feet west of Banyan Drive to Lihikai Street between the hours of 11:00 p.m. and 5:00 a.m.
 - (17) Mohouli Street, Pu'u'eo side, in front of the children's shelter area for a distance of seventy-five feet mauka of the old driveway into Kapi'olani School from 7:15 a.m. to 8:00 a.m. on school days; 1:45 p.m. to 2:30 p.m. on Mondays, Tuesdays, Thursdays and Fridays when school is in session; and 12:45 p.m. to 1:30 p.m. on Wednesdays when school is in session.
 - (18) Mohouli Street, on the Puna side, those three metered stalls mauka of Kīlauea Avenue between 7:00 a.m. and 8:00 a.m. on school days.
 - (19) 'Ōhai Street, 4:00 a.m. to 6:00 a.m. on Mondays.
 - (20) Pūnāwai Street, between 7:00 a.m. and 8:00 a.m. except Saturdays, Sundays and public holidays.
 - (21) Pu'u'eo Street, 4:00 a.m. to 6:00 a.m. on Mondays.
 - (22) Waiānuenue Avenue, Hāmākua side, from two hundred forty feet makai of Laimana Street to Kapi'olani Street, between the hours of 7:15 a.m. and 8:00 a.m. on school days.
 - (23) Waiānuenue Avenue, Hāmākua side, fronting the Hilo Methodist Church, from 7:00 a.m. to 6:00 p.m. except on Saturdays, Sundays, and holidays.
 - (24) Waiānuenue Avenue, north side, from Pūnāwai Street to Hāla'i Street, from 7:15 a.m. to 8:15 a.m. on school days and from 4:00 p.m. to 5:00 p.m. except on Saturdays, Sundays and public holidays.
 - (25) Waiānuenue Avenue, Puna side, one stall mauka of the Hilo Union School-Annex crosswalk, from 7:15 a.m. to 8:00 a.m. on school days; 1:45 p.m. to 2:30 p.m. on Mondays, Tuesdays, Thursdays and Fridays when school is in session; and 12:45 p.m. to 1:30 p.m. on Wednesdays when school is in session.
 - (26) Waiānuenue Avenue, Puna side, from four hundred five feet makai of Laimana Street and extending one hundred fifty-eight feet towards Kapi'olani Street between the hours of 7:15 a.m. and 5:30 p.m. on school days.
 - (27) Waiānuenue Avenue, Puna side, from one hundred feet makai of Laimana Street and extending one hundred sixty-four feet in the makai direction between the hours of 7:15 a.m. and 8:00 a.m. on school days.
 - (28) Derby Street, between the hours of 7:00 p.m. to 7:00 a.m.
 - (29) Wilson Street, between the hours of 7:00 p.m. to 7:00 a.m.
- (d) Ka'u
 - (e) Kohala
 - (f) Kona
 - (1) Alapa Street, Kona Industrial Subdivision, from 2:00 a.m. to 5:00 a.m.
 - (2) Eho Street, Kona Industrial Subdivision, from 2:00 a.m. to 5:00 a.m.
 - (3) Kaiwi Street, Kona Industrial Subdivision, from 2:00 a.m. to 5:00 a.m.
 - (4) Kaleiopapa Street, mauka side, beginning at a point four hundred ten feet north of 'Ehukai Street and extending four hundred ten feet in the northerly direction, at all times, except between 4:00 p.m. to 9:00 p.m. on Tuesdays and Fridays.

- (5) Kamanu Street, Kaloko Light Industrial Subdivision, from 10:00 p.m. to 5:00 a.m.
 - (6) Kanalani Street, Kaloko Light Industrial Subdivision, from 2:00 a.m. to 5:00 a.m.
 - (7) Kauhola Street, Kaloko Light Industrial Subdivision, from 2:00 a.m. to 5:00 a.m.
 - (8) Keanalehu Drive, 8:00 a.m. to 3 p.m. on school days.
 - (9) Lawehana Street, Kaloko Light Industrial Subdivision, from 2:00 a.m. to 5:00 a.m.
 - (10) Luhia Street, Kona Industrial Subdivision, from 2:00 a.m. to 5:00 a.m.
 - (11) Maiau Street, Kaloko Light Industrial Subdivision, from 2:00 a.m. to 5:00 a.m.
 - (12) Olowalu Street, Kaloko Light Industrial Subdivision, from 2:00 a.m. to 5:00 a.m.
 - (13) Pawai Place, Kona Industrial Subdivision, from 2:00 a.m. to 5:00 a.m.
 - (14) Puohulihuli Street, 8:00 a.m. to 3:00 p.m. on school days.
- (g) Puna
- (1) 'Ōla'a to Kapoho Road in Pāhoa, mauka side, in front of the Pāhoa YBA Building, from 2:00 p.m. to 5:30 p.m. on school days except that on Wednesdays when school is in session, no parking shall be allowed from 1:00 p.m. to 5:30 p.m.

The chief of police is authorized to remove, or cause to be removed at the owner's expense, any vehicle left unattended or parked in violation of this section or posted signs.

(1996, Ord. No. 96-163, sec. 2; Am. 1997, Ord. No. 97-57, sec. 1; Ord. No. 97-70, sec. 1; Ord. No. 97-85, sec. 1; Ord. No. 97-129, sec. 3; Am. 1998, Ord. No. 98-32, sec. 1; Ord. No. 98-85, sec. 3; Ord. No. 98-89, sec. 3; Am. 1999, Ord. No. 99-8, sec. 1; Ord. No. 99-14, secs. 1, 2; Am. 2000, Ord. No. 00-10, sec. 1; Ord. No. 00-12, sec. 2; Ord. No. 00-27, sec. 1; Am. 2001, Ord. No. 01-7, sec. 1; Am. 2003, Ord. No. 03-168, secs. 1 and 2; Am. 2006, Ord. No. 06-167, sec. 1.)

Section 24-282.1. Schedule 30.1. 15 minute parking areas.

When signs are erected giving notice thereof, vehicle parking on the following streets and portions of streets is limited to fifteen minutes:

- (a) Hāmākua
 - (b) North Hilo
 - (c) South Hilo
 - (1) Kīlauea Avenue, mauka side, from a point sixty-four feet Puna of Wilson Street to a point one hundred three feet in the Puna direction, from 7:00 a.m. to 12:00 noon.
 - (d) Ka'u
 - (e) Kohala
 - (f) Kona
 - (g) Puna
- (1999, Ord. No. 99-127, sec. 1.)

Section 24-282.2. Schedule 30.2. 36 minute parking areas.

When signs are erected giving notice thereof, vehicle parking on the following streets and portions of streets is limited to thirty-six minutes:

- (a) Hāmākua
 - (b) North Hilo
 - (c) South Hilo
 - (d) Ka'u
 - (e) Kohala
 - (f) Kona
 - (g) Puna
- (1996, Ord. No. 96-163, sec. 2; Am. 1999, Ord. No. 99-127, sec. 2.)

Section 24-283. Schedule 31. One hour parking areas.

When signs are erected giving notice thereof, vehicle parking on the following streets and portions of streets is limited to one hour:

- (a) Hāmākua
 - (b) North Hilo
 - (c) South Hilo
 - (1) Keawe Street, from Haili Street to Mamo Street.
 - (2) Kīlauea Avenue, southwest side, beginning from a point thirty-eight feet south of Aupuni Street and extending three hundred twelve feet in the southerly direction, except for those areas designated as No Parking Zones and Freight Loading Zones, between the hours of 8:00 a.m. and 8:00 p.m. from Mondays to Fridays.
 - (d) Ka'u
 - (e) Kohala
 - (f) Kona
 - (1) Māmalahoa Highway in Kainaliu, from Okamura Store to the Ka'u side of Aloha Theater.
 - (g) Puna
- (1996, Ord. No. 96-163, sec. 2; Am. 1997, Ord. No. 97-109, sec. 2; Am. 2000, Ord. No. 00-89, sec. 3; Am. 2006, Ord. No. 06-167, sec. 2.)

Section 24-284. Schedule 32. Two hour parking areas.

When signs are erected giving notice thereof, vehicle parking on the following streets and portions of streets is limited to two hours:

- (a) Hāmākua
- (b) North Hilo
- (c) South Hilo
 - (1) Aupuni Center public parking two rows of stalls along and adjacent to the northwest (Pauahi Street) and a single row of stalls along and adjacent to the southwest (Kīlauea Avenue) sides of the Aupuni Center building, Monday to Friday (excluding holidays) during the hours of 7:00 a.m. to 5:00 p.m. or as otherwise specified per facility.
 - (2) The old County Building parking lot located at the northeast corner of the Waiānuenu Avenue and Keawe Street intersection.
 - (3) The County parking lot (Kamehameha Parking Lot) along the mauka side of Kamehameha Avenue between Kalākaua Street and Mamo Street.
 - (4) Furneaux Lane, from Kīlauea Avenue to Kamehameha Avenue.
 - (5) Haili Street, on the Hāmākua side, beginning at a point one hundred twenty feet mauka of Kapi'olani Street and extending one hundred eighty-nine feet in the mauka direction.
 - (6) Haili Street between Kamehameha Avenue and Kino'ole Street.
 - (7) Kalākaua Street.
 - (8) Kamehameha Avenue, from Shipman Street to Waiānuenu Avenue.
 - (9) Kamehameha Avenue, from Waiānuenu Avenue to Ponahawai Street, except for active loading and unloading zone access mauka side from Mamo Street to a point sixty feet in the Hāmākua direction, on Wednesdays and Saturdays, as set forth in section 24-288.01, schedule 36.01, active loading and unloading zones.
 - (10) Kapi'olani Street in Hilo, from the intersection with Haili Street to the entrance to Homelani Memorial Cemetery between the hours of 8:00 a.m. and 5:00 p.m.
 - (11) Keawe Street, from Wailuku Drive to Haili Street.
 - (12) Kekūanaō'a Street, those marked parking stalls between Kīlauea Avenue and Honu Street.
 - (13) Kīlauea Avenue, mauka side, from Ponahawai Street to Kūkūau Street.
 - (14) Kīlauea Avenue, both sides, from Haili Street to Ponahawai Street.
 - (15) Kīlauea Avenue, makai side, starting one hundred fifteen feet northwest of Kūkūau Street and extending forty-two feet in the Hāmākua direction.

- (16) Kino'ole Street, makai side, from Kalākaua Street to a point two hundred seventy-nine feet southeast of Mamo Street; mauka side, from Waiānuenu Avenue to Haili Street.
 - (17) Kino'ole Street, makai side, the first ten stalls south of Ponahawai Street.
 - (18) Kino'ole Street, mauka side, between Haili Street and Mamo Street, five marked stalls in front of Farmers' Exchange.
 - (19) Kino'ole Street, mauka side, the first six stalls south of Ponahawai Street and Central Fire Station.
 - (20) Kino'ole Street, mauka side, from Waiānuenu Avenue to Wailuku Drive.
 - (21) Mamo Street, except for active loading and unloading zone access on Wednesdays and Saturdays, as set forth in section 24-288.01, schedule 36.01, active loading and unloading zones.
 - (22) Mohouli Street, Puna side, the last three parking stalls approaching Kīlauea Avenue.
 - (23) Ponahawai Street, Hāmākua side, from Kamehameha Avenue to Kino'ole Street; Puna side, from Kīlauea Avenue to Kino'ole Street.
 - (24) Punahoa Street.
 - (25) Shipman Street.
 - (26) Ululani Street, from Haili Street to the Hilo Hotel property.
 - (27) Ululani Street, from Waiānuenu Avenue to Wailuku Drive.
 - (28) Waiānuenu Avenue, from Keawe Street to Kamehameha Avenue.
 - (29) Waiānuenu Avenue, from a point one hundred feet from Ululani Street to Ka'iulani Street.
 - (30) Wailuku Drive, from Ululani Street to Ka'iulani Street.
- (d) Ka'u
- (e) Kohala
- (f) Kona
- (1) Ali'i Drive in Kailua-Kona from Palani Road to and including Rueben's Restaurant from 9:00 a.m. to 6:00 p.m., except on Sundays and holidays.
 - (2) Māmalahoa Highway, both sides, through Kainaliu Town, between the hours of 8:00 a.m. and 5:00 p.m.
 - (3) Palani Road, any marked parking stalls, between Kuakini Highway and Ali'i Drive, between the hours of 9:00 a.m. and 6:00 p.m., except Sundays and holidays.
- (g) Puna
- (1) Highway 130, north side, beginning at a point one thousand six hundred ten feet west of the Kapoho-Kalapana junction and extending seven hundred forty-five feet in the westerly direction.
- (1996, Ord. No. 96-163, sec. 2; Am. 1997, Ord. No. 97-28, sec. 3; Am. 2000, Ord. No. 00-89, sec. 5; Ord. No. 00-131, secs. 1 and 2; Am. 2003, Ord. No. 03-4, sec. 2.)

Section 24-284.1. Schedule 32.1. 8 hour parking areas.

When signs are erected giving notice thereof, vehicle parking on the following streets and portions of streets is limited to eight hours:

- (a) Hāmākua
 - (b) North Hilo
 - (c) South Hilo
- (1) The County parking lot (Bayfront Parking Lot) along the makai side of Kamehameha Avenue between Kalākaua Street and Mamo Street.
 - (2) Haili Street, Puna side, from Kino'ole Street, to Ululani Street.
 - (3) Hilo Armory parking lots, mauka and makai.
 - (4) Kīlauea Avenue, makai side, starting two hundred forty-nine feet northwest of Kūkūau Street to Ponahawai Street.

Division 8. Restrictions on Certain Vehicles.

Section 24-293. Schedule 41. Use of certain streets by certain vehicles restricted.

The following classes of vehicles are precluded from the use of the designated streets when appropriate signs giving notice thereof are erected:

- (a) Hāmākua
 - (1) Pakalana Street, from Lehua Street to Māmane Street, makai bound only:
 - (A) Any vehicle with a gross vehicle weight rating (GVWR) of more than ten thousand pounds shall not travel in the makai-bound direction.
 - (B) This restriction shall be lifted during emergencies as may be declared by the office of civil defense.
 - (2) Waipi‘o Valley Access Road.
 - (A) Restricted to four-wheel drive vehicles only.
 - (B) Any vehicle with a gross vehicle weight rating (GVWR) of more than ten thousand pounds shall not travel on this road. This restriction shall not be applicable to utility, emergency or delivery vehicles providing services to business establishments and residents in Waipi‘o Valley.
 - (C) Vehicle shall be engaged in four-wheel drive mode.
 - (D) Makai-bound vehicle shall yield to mauka-bound vehicle.
 - (E) These restrictions may be lifted during emergency situations as deemed necessary by the Civil Defense Agency.
- (b) North Hilo
- (c) South Hilo
- (d) Ka‘u
- (e) Kohala
- (f) Kona
 - (1) Vehicles with three or more tons gross vehicle weight. The provisions hereof shall not be applicable to utility, emergency, or delivery vehicles and school buses providing services to residents of the hereinafter designated streets. Further, these restrictions shall be lifted during the period of any emergency declared by the office of civil defense.
 - (A) Kupuna Street in the North Kona District.
 - (B) Lako Street in the North Kona District.
 - (2) Any vehicle with five or more tons of gross vehicle weight shall not be permitted to use Kaiminani Street in the Kona Palisades Subdivision as a through street between the Hawai‘i Belt Highway and the Queen Ka‘ahumanu Highway. This restriction shall become effective as soon as appropriate signs giving notice thereof are erected. This restriction shall not be applicable to utility, emergency or delivery vehicles and school buses providing services to residents of the Kona Palisades and adjoining subdivisions. Further, these restrictions shall be lifted during periods of emergency as may be declared by the office of civil defense.
- (g) Puna
(1996, Ord. No. 96-163, sec. 2; Am. 2001, Ord. No. 01-70, sec. 1, 2; Am. 2006, Ord. No. 06-164, sec. 2.)

Division 9. Bicycles.

Section 24-294. Schedule 42. Bicycle lanes.

The following areas are bicycle lanes:

- (a) Hāmākua
- (b) North Hilo

- (c) South Hilo
 - (1) Kāwili Street, both sides, between Puainako Street and Kīlauea Avenue.
- (d) Ka‘u
- (e) Kohala
- (f) Kona
 - (1) Kuakini Highway, mauka side, between Palani Road and the Old Kona Airport.
- (g) Puna
(1996, Ord. No. 96-163, sec. 2.)

Section 24-295. Schedule 43. Bicycle routes.

The following areas are bicycle routes:

- (a) Hāmākua
- (b) North Hilo
- (c) South Hilo
 - (1) Kalaniana‘ole Street, Kamehameha Avenue to Lokoaka Street.
 - (2) Kapi‘olani Street, both directions, between Kāwili Street and Lanikāula Street.
 - (3) Kāwili Street, both directions, between Kīlauea Avenue and Hawai‘i Community College.
- (d) Ka‘u
- (e) Kohala
- (f) Kona
- (g) Puna
(1996, Ord. No. 96-163, sec. 2; Am. 1997, Ord. No. 97-130, sec. 1.)

Division 10. Tow or Tow-Away Zones.

Section 24-296. Schedule 44. Reserved.

* **Editor's Note:** Since this schedule duplicated schedule 29, the streets listed under this schedule were moved to schedule 29.

Article 11. Schedules -- Private Streets.

Division 1. Speed Limits.

Section 24-297. Schedule 1. 10 mile per hour limit.

A speed limit of ten miles per hour is established as set forth in this schedule upon the private streets or portions of private streets as follows:

- (a) Hāmākua
- (b) North Hilo
- (c) South Hilo
- (d) Ka‘u
- (e) Kohala
- (f) Kona
- (g) Puna
(1999, Ord. No. 99-65, sec. 14.)

Section 24-298. Schedule 2. 15 mile per hour limit.

A speed limit of fifteen miles per hour is established as set forth in this schedule upon the private streets or portions of private streets as follows:

- (a) Hāmākua

Para-graph	Ord. No.	Effective Date	General Location	TMK of Parcel Affected	Original Zoning	Final Zoning	1975 C.C.
(56)	02-106	9-12-2002	Puuanahulu Homesteads, North Kona	7-1-05:9, 10, 22, 26, 28-34, 39, 40, 41, 58 and 59	(Amends Ord. 01-64) (Effective Date 7-16-01)		
(57)	04-13	2-11-2004	Kaloko, North Kona	7-3-26:16	A-20a	A-10a	
(58)	04-14	2-11-2004	Kaloko, North Kona	7-3-27:10	A-20a	A-10a	
(59)	04-63	6-14-2004	Kaloko, North Kona	7-3-25:8	A-20a	A-5a	
(60)	04-89	8-12-2004	Kaloko, North Kona	7-3-26:15	A-20a	A-10a	
(61)	04-146	12-8-2004	Kaloko, North Kona	7-3-27:21	A-20a	A-10a	
(62)	04-147	12-8-2004	Kaloko, North Kona	7-3-25:7	A-20a	FA-3a	
(63)	05-65	5-16-2005	Kaloko, North Kona	7-3-26:11	A-20a	A-10a	
(64)	05-66	5-16-2005	Kaloko, North Kona	7-3-27:7	A-20a	A-10a	
(65)	05-67	5-16-2005	Kaloko, North Kona	7-3-27:6	A-20a	A-10a	
(66)	06-4	1-13-2006	Kaloko, North Kona	7-3-26:14	A-20a	A-10a	
(67)	06-58	5-12-2006	Kaloko, North Kona	7-3-26:13	A-20a	A-10a	
(68)	06-59	5-12-2006	Kaloko, North Kona	7-3-25:9	A-20a	A-5a	
(69)	06-82	6-16-2006	Kaloko, North Kona	7-3-24:8	A-20a	FA-3a	
(70)	06-110	7-27-2006	Kaloko, North Kona	7-3-048:005	A-20a	A-10a	

ZONING MAP No. 7.02 – (North Kona)

§ 25-8-3

Para-graph	Ord. No.	Effective Date	General Location	TMK of Parcel Affected	Original Zoning	Final Zoning	1975 C.C.
(1)	124	5-1-1968	Kealakehe, North Kona	7-4-08	A-1a	RD-3.75	6.02(a), 7.02(a)
(2)	132	6-19-1968	Pahoehoe 4th, North Kona	7-7-08:101	U	V-1.25	6.02(b), 7.02(b)
(3)	140	7-17-1968	Laaloa 1st, Laaloa 2nd and Kapalaalaea 1st, North Kona	7-7-07	U	RS-10	7.02(c)
(4)	141	8-7-1968	Hokukano 1st, North Kona and Keauhau 2nd, North Kona	7-9-12	A-5a	A-1a	7.02(d)
(5)	169	11-20-1968	Kealakehe Homesteads, North Kona	7-4-08	A-1a	RM.5	7.02(e)
(6)	198	3-5-1969	Kealakehe Homesteads, North Kona	7-4-04:10 and 7-4-09:19	A-1a	RS7.5	7.02(f)
(7)	247	8-20-1969	Kealakehe Homesteads, North Kona	7-4-08:Por. 17	RD-3.75	RM-5	7.02(h)
(8)	264	9-22-1969	Honuaio 2nd, North Kona	7-9-07:22	A-5a	CV-7.5 and A-1a	7.02(g-1) and 7.02(g-2)
(9)	287	12-15-1969	Kanaeue 2nd, North Kona	7-9-13:12	RS-15	CN-10	7.02(j)
(10)	297	1-28-1970	Keahuolu, North Kona	7-4-08:Por. 1	A-1a	CV-10	7.02(i)
(11)	303	2-26-1970	Keahuolu, North Kona	7-4-08:Por. 1	U	RS-15	7.02(k)
(12)	351	11-12-1970	Holualoa 2nd, North Kona	7-6-13:19	A-1a	CV-10	7.02(l)
(13)	438	12-22-1971	Kaloko, North Kona	7-3-08:Por. 32	A-3a	A-1a	7.02(m)

Para-graph	Ord. No.	Effective Date	General Location	TMK of Parcel Affected	Original Zoning	Final Zoning	1975 C.C.
(212)	03-162	12-19-2003	Holualoa 1st and 2nd, North Kona	7-6-8:Por. of 5 (formerly TMK: 7-6-8:Por. of 10)	A-1a	CV-1a	
(213)	03-163	12-19-2003	O'oma 1st, North Kona	7-3-7:40 and 41	A-5a	FA-2a	
(214)	04-29	3-18-2004	Puapuaanui, North Kona	7-5-17:21	A-5a	RS-15	
(215)	04-30	3-18-2004	Puaa 2nd, North Kona	7-5-12:38	A-5a	FA-3a	
(216)	04-56	5-27-2004	Puapuaa 2nd, North Kona	7-5-20:71 and 72	A-5a	RS-7.5	
(217)	04-103	9-14-2004	Kohanaiki, North Kona	7-3-19:28	A-3a	RA-.5a	
(218)	04-106	9-22-2004	O'oma 1st, North Kona	7-3-10:Por. of 3	A-5a	RM-4	
(219)	04-110	10-12-2004	Honokohau 1st and 2nd, North Kona	7-4-8:Por. 13 and 30	O	MCX-20 and MG-1a	
(220)	04-126	11-19-2004	Honuauula, North Kona	7-5-24:25	A-5a	FA-3a	
(221)	04-149	12-8-2004	Kalaoa 1st and 2nd, North Kona	7-3-011:068	A-5a	RS-20	
(222)	05-74	5-18-2005	Auhaukeae 1st, North Kona	7-5-9:67 and Por. of 54	A-1a and V-1.25	RM-2.5	
(223)	05-113	8-5-2005	Puapua'aiki 1st and Puapua'anui 1st, North Kona	7-5-17:19	A-5a	RM-2.5	
(224)	05-115	8-5-2005	Puapua'aiki 1st and Puapua'anui 1st, North Kona	7-5-17:1	A-5a	CN-20	
(225)	06-50	5-2-2006	Kalaoa 1st -4th, North Kona	7-3-49:36 and 37	O	MG-15a	
(226)	06-78	6-1-2006	Kahului 1st, North Kona	7-5-17:Por. 5 and 2	A-5a	RM-2.5	
(227)	06-85	6-16-2006	Kalaoa 5th, North Kona	7-3-61:1-10, 17, 18, 20-22, Por. 11, 12, 19, 24-26, 50, 53, 54	CN-10	RS-10	

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ZONING MAP No. 7.03 – (South Kona)

§ 25-8-4

Para-graph	Ord. No.	Effective Date	General Location	TMK of Parcel Affected	Original Zoning	Final Zoning	1975 C.C.
(1)	282	12-15-1969	Keeki 2nd, South Kona	8-3-13:13	A-5a	A-1a	7.03(a)
(2)	290	12-15-1969	Keeki 2nd, South Kona	8-3-10:50	A-5a	A-1a	7.03(b)
(3)	374	2-25-1971	Onouli 2nd, South Kona	8-1-18:9 and 10	A-5a	A-1a	7.03(c)
(4)	382	3-15-1971	Kilooa 1 and 2 and Waipunaula, South Kona	8-2-01:1	A-1a	CV-10	7.03(d)
(5)	421	8-31-1971	Keopuka, South Kona	8-1-15:Por. 27	RS-10	CV-10	7.03(e)
(6)	422	8-31-1971	Kalamakumu, South Kona	8-2-09:11	A-1a	RS-7.5	7.03(f)
(7)	440	1-11-1972	Kilooa 1 and 2, South Kona	8-2-01:71	A-1a	CV-10	7.03(g)
(8)	484	7-18-1972	Keopuka, South Kona	8-1-07:17	A-5a	RS-10	7.03(h)
(9)	485	7-18-1972	Kilooa 1 and 2 and Waipunaula, South Kona	8-2-03:Por. 12	A-1a	CN-7.5	7.03(i)
(10)	508	8-15-1972	Kealia 2nd, South Kona	8-6-02:33	A-20a	A-1a	7.03(k) Repealed by Ord. 117, 5-13-1975
(11)	511	8-28-1972	Kealakekua, South Kona	8-2-02:1, 3-8, Por. 11, 12-17, 23-30, 43	A-1a, A-5a	RS-10, CN-7.5	7.03(j-1 to j-4)
(12)	566	3-12-1973	Halekii, South Kona	8-1-03:35, 43, 44, 46 and Por. 47	A-5a	CV-7.5, RM-2 RS-10	7.03(l-1 to l-3)

Para-graph	Ord. No.	Effective Date	General Location	TMK of Parcel Affected	Original Zoning	Final Zoning	1975 C.C.
(58)	95-118	10-12-1995	Hienaloli 4th and 5th, North Kona	7-5-10:13 and 7-5-23:63	(Amends Ord. 92-36) (Effective Date 4-24-1992)		
(59)	96-61	5-22-1996	Waiaha 2nd and Kahului 1st, North Kona	7-1-18:61 and 7-5-19: Por. 5	(Amends Ord. 86-79) (Effective Date 7-9-1986)		
(60)	96-34	3-18-1996	Puaa 3rd, North Kona	7-5-18:14	RM-1	CV-10	
(61)	97-40	3-13-1997	Puaa 3rd, North Kona	7-5-18:19	RM-1	CV-10	
(62)	98-70	7-2-1998	Hienaloli 2nd, North Kona	7-5-10:15	RD-3.75, A-5a	RM-1	
(63)	98-113	11-19-1998	Keopu 1st, North Kona	7-5-04:6 and 13	(Amends Ord. 90-85) (Effective Date 7-16-1990)		
(64)	00-90	8-21-2000	Keahuolu, North Kona	7-4-15:15	(Amends Ord. 91-27) (Effective Date 3-21-1991)		
(65)	00-122	10-30-2000	Puaa 3rd, North Kona	7-5-18:15	RM-1	CV-10	
(66)	03-18	2-20-2003	Waiaha 1st, North Kona	7-5-18:8	RS-10	RM-4	
(67)	03-115	8-14-2003	Honuaula, North Kona	7-5-22:40	RM-1	CV-7.5	
(68)	06-44	4-12-2006	Puaa 1st, North Kona	7-5-9:23	RM-1	V-75	
(69)	06-138	11-8-2006	Hienaloli 5th and 6th, North Kona	7-5-10: Por. of 13 (Formerly 7-5-23:64 and 67)	(Amends Ord. 90-010 that amended Ord. 86-49 Effective 2-13-1990)		

ZONING MAP No. 7.05 -- (Kailua-Honalo Urban)

§ 25-8-6

Para-graph	Ord. No.	Effective Date	General Location	TMK of Parcel Affected	Original Zoning	Final Zoning	1975 C.C.
(1)	126	5-15-1968	Keaouhou 1st and 2nd, North Kona	7-8-10	RD-3.75	RM-2	7.05(a)
(2)	141	8-7-1968	Keaouhou 2nd, North Kona	7-9-12	RS-10	VH-75	7.05(b)
(3)	168	11-20-1968	Waiaha 2nd, North Kona	7-5-17:18	RS-15	RS-7.5	7.05(c)
(4)	176	11-20-1968	Holualoa, North Kona	7-6-14:22	RM-1.5	V-1.25	7.05(d)
(5)	230	6-19-1969	Kahaluu, North Kona	7-8-13	V-75	VH-75	7.05(e)
(6)	267	10-15-1969	Kawanui 1st, North Kona	7-9-14:14, 15, and 16	RS-7.5	CV-7.5	7.05(f)
(7)	281	12-15-1969	Honuaiono, North Kona	7-9-09:30	RS-10	CV-7.5	7.05(h)
(8)	419	8-31-1971	Kawanui 1st, North Kona	7-9-14:13	RS-7.5	CV-7.5	7.05(i)
(9)	420	8-31-1971	Honuaiono 3rd, North Kona	7-9-07:29	RS-10	CV-10	7.05(k)
(10)	431	11-5-1971	Kahaluu, North Kona	7-8-14:6, 74, 81-84	V-1.25 RM-.75, RS-10	RS-7.5	7.05(j)
(11)	477	6-27-1972	Keaouhou 1st, North Kona	7-8-10		O, RS-10, RM-.75	7.05(l-1 to l-4)
(12)	595	6-27-1973	Kahaluu and Keaouhou 1st, North Kona	7-8-10:Por. 3, 7-8-13:3, 5-10, 29, 30 and Por. 26	RS-10	RM-3.0	7.05(m)
(13)	614	11-28-1973	Keaouhou 2nd, North Kona	7-8-10:Por. 39	RS-10	CV-10	7.05(n) Am. by Ord. 111, 5-2-1975
(14)	25	4-29-1974	Keaouhou 1 and Keaouhou 2, North Kona	7-8-10:44, 48 and Por. 36, 7-8-13:18, 48, and 99	RS-10, VH-.75, O, RM-2.0	O, VH-1.5	7.05(o-1 to o-7)

Para-graph	Ord. No.	Effective Date	General Location	TMK of Parcel Affected	Original Zoning	Final Zoning	1975 C.C.
(80)	03-75	5-13-2003	Ouli, South Kohala	6-2-11:12	A-5a	RA-2a	
(81)	03-77	5-13-2003	Ouli, South Kohala	6-2-11:31	A-5a	RA-2a	
(82)	03-122	8-27-2003	Ouli, South Kohala	6-2-11:19	A-5a	RA-2a	
(83)	03-124	8-27-2003	Ouli, South Kohala	6-2-11:13	A-5a	RA-2a	
(84)	04-12	2-11-2004	Ouli, South Kohala	6-2-11:34	A-5a	RA-2a	
(85)	04-48	4-27-2004	Waikoloa, South Kohala	6-8-2:Por. of 33	O	ML-1a	
(86)	04-86	8-12-2004	Ouli, South Kohala	6-2-11:10	A-5a	RA-2a	
(87)	04-88	8-12-2004	Ouli, South Kohala	6-2-11:16	A-5a	RA-2a	
(88)	05-33	3-17-2005	Ouli, South Kohala	6-2-11:9	A-5a	RA-2a	
(89)	05-35	3-31-2005	Ouli, South Kohala	6-2-11:33	A-5a	RA-2a	
(90)	05-64	5-16-2005	Kahua 1st, North Kohala	5-9-6:5	A-5a	FA-3a	
(91)	05-120	8-25-2005	Ouli, South Kohala	6-2-9:26	A-5a	RA-2a	
(92)	05-157	12-15-2005	Waikoloa, South Kohala	6-8-02:Por. 16, 6-8-03: Por. 32	(Amends Ord. 95-51) (Effective Date 03-21-1995)		
(93)	06-3	1-13-2006	Ouli, South Kohala	6-2-11:30	A-5a	RA-2a	
(94)	06-69	5-22-2006	Pāhoa, North Kohala	5-5-008:Por. 046	A-20a	RS-7.5	

Para-graph	Ord. No.	Effective Date	General Location	TMK of Parcel Affected	Original Zoning	Final Zoning	1975 C.C.
(95)	06-109	7-27-2006	Ouli, South Kohala	6-2-9:17	A-5a	RA-2a	
(96)	06-155	12-7-2006	Ouli, South Kohala	6-2-11:20	A-5a	RA-2a	

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ZONING MAP (Upolu Point-Kaauhuhu Homesteads)

§ 25-8-8

Para-graph	Ord. No.	Effective Date	General Location	TMK of Parcel Affected	Original Zoning	Final Zoning	1975 C.C.
(1)	167	11-20-1968	Kaauhuhu Homesteads, North Kohala	5-5-01:25	A-20a	A-3a	7.06(b)
(2)	298	1-28-1970	Kahei Homesteads, North Kohala	5-5-01:56	A-20a	A-1a	7.06(d)
(3)	571	4-13-1973	Kaauhuhu Homesteads, Kaauhuhu, North Kohala	5-5-01:Por. 22, 41 and 69	A-20a	A-3a	7.06(j)
(4)	131	7-14-1975	Kokoiki, North Kohala	5-5-04:20	A-20a	A-1a	7.06(m)
(5)	247	2-9-1977	Kahei Homesteads, North Kohala	5-5-01:53 and 55	A-20a	A-5a	7.06(q)
(6)	437	5-31-1979	Kaauhuhu, Mahukona 1st and Numulunui, North Kohala	5-5-01:Por. 5	A-20a	A-10a	7.06(t)
(7)	619	9-11-1980	Kaauhuhu, North Kohala	5-5-01:29	A-20a	A-5a	7.06(v)
(8)	815	8-24-1982	Kaauhuhu Homesteads, North Kohala	5-5-01:22	A-20a	A-5a	7.06(w)
(9)	865	3-24-1983	Mahukona 2nd and Puuokumau, North Kohala	5-4-01:10 and 11, 5-7-02:13	A-20a	A-3a, A-10a	7.06(x-1 to x-3)
(10)	867	3-24-1983	Kaauhuhu Homesteads 2nd, North Kohala	5-5-02:10	A-20a	A-3a	7.06(z)
(11)	83-15 (Am. Ord. 865)	9-14-1983	Puuokumau, North Kohala	5-4-01:11	A-20a	A-10a	
(12)	83-40	10-26-1983	Kahei, North Kohala	5-5-07:Por. 10	A-20a	A-5a	
(13)	83-56	12-12-1983	Honoipu and Puakea, North Kohala	5-6-01:Por. 24 and 43	A-20a	A-10a	
(14)	85-48	6-20-1985	Kaauhuhu, Kahei, Kealahewa 1st, 2nd and 3rd, Honoipu, Puakea, Kukuipahu, Ilio Lahaiki, Awalua, Haena and Kapunapuna North Kohala	5-5-01:60, 64 5-5-03:17 and Pors. 9 and 16, 5-6-01:20 and 21	A-20a	A-1a, A-2a, A-600a, O	

Para-graph	Ord. No.	Effective Date	General Location	TMK of Parcel Affected	Original Zoning	Final Zoning	1975 C.C.
(15)	86-78	7-9-1986	Mahukona 2nd and Puukumau, North Kohala	5-4-10:10 and 11, 5-7-02:13	(Amends Ord. 83-15) (Effective Date 9-14-1983)		
(16)	87-17	2-24-1987	Kaauhuhu, North Kohala	5-5-01:20	A-20a	A-3a	
(17)	87-120	11-30-1987	Kaauhuhu, North Kohala	5-5-01:26	A-20a	A-3a	
(18)	90-86	7-16-1990	Kaauhuhu, North Kohala	5-5-01:20	A-3a, A-5a	A-20a	
(19)	94-99	9-13-1994	Kaauhuhu, North Kohala	5-5-02:85	A-20a	A-3a	
(20)	94-100	9-13-1994	Kahei, North Kohala	5-5-01:53	A-5a	A-1a	
(21)	96-4	1-12-1996	Kaauhuhu, North Kohala	5-5-1:19	A-20a	A-3a	
(22)	96-74	6-27-1996	Kaauhuhu Homesteads, Kaauhuhu, North Kohala	5-5-2:12	A-20a	A-3a	
(23)	96-75	6-27-1996	Kahei, North Kohala	5-5-01:119	A-5a	A-3a	
(24)	99-109	9-21-1999	Kaauhuhu, Kahei, Kealahewa 1st, 2nd and 3rd, Honoipu, Puakea, Kukuipahu, Ilio	5-5-1:60, 64; 5-5-3:17 and Pors. of 9 and 16, 5-6-1:20 and 21	(Amends Ord. 85-48) (Effective date 6-20-85)		
(25)	99-161	12-23-1999	Honomakau, Puehuehu and Hanaula, North Kohala	5-4-2:14	A-20a	A-5a	
(26)	01-13	2-6-2001	Puehuehu, North Kohala	5-4-2:Por. of 6	A-20a	RS-15	
(27)	01-19	2-13-2001	Kahei, North Kohala	5-5-1:122	A-5a	FA-3a	
(28)	04-68	6-14-2004	Kaauhuhu, North Kohala	5-5-02:85	A-20a	A-3a	
(29)	04-127	11-19-2004	Kokoiki, North Kohala	5-5-4:33	A-20a	FA-1a	
(30)	06-113	8-8-2006	Kealahewa 1st, North Kohala	5-5-003:010	A-20a	A-10a	

ZONING MAP (Hawi-Kapaau)

§ 25-8-9

Para-graph	Ord. No.	Effective Date	General Location	TMK of Parcel Affected	Original Zoning	Final Zoning	1975 C.C.
(1)	492	8-1-1972	Kahei and Kaauhuhu, North Kohala	5-5-11:7	RS-15	ML-20	7.07(a)
(2)	552	1-22-1973	Kapaau, North Kohala	5-3-05:30 and Por. 6	A-20a	RS-15	7.06(h)
(3)	572	4-13-1973	Kaauhuhu Homesteads, 2nd series, Kaauhuhu, North Kohala	5-5-13:17 and 18	A-20a	RS-15	7.06(k)
(4)	599	8-2-1973	Kahei, North Kohala	5-5-03:25, 26 and Por. 19	A-20a	A-1a	7.06(i)
(5)	102	3-21-1975	Puehuehu, North Kohala	5-4-07:48; 5-4-10:17	RS-15	CV-10	7.07(b)
(6)	185	2-17-1976	Kaauhuhu Homesteads, North Kohala	5-5-08:3	A-20a	A-5a	7.06(o) Repealed by Ord. 238, 12-14-1976
(7)	238	12-14-1976	Kaauhuhu Homesteads, North Kohala	5-5-08:3	A-20a	A-5a	Repealed by Ord. 185, 12-17-1976
(8)	84-38	7-9-1984	Kaauhuhu, North Kohala	5-5-09:57	RS-15	CV-10	
(9)	85-68	9-9-1985	Kaauhuhu Homesteads, North Kohala	5-5-08:3	A-5a	RA-1a	
(10)	86-60	6-9-1986	Kaauhuhu Homesteads, North Kohala	5-5-08:Por. 3	RA-1a	RS-10	
(11)	86-69	6-25-1986	Ainakea, North Kohala	5-3-06:18 and Por. 21	A-20a	RS-10, RM-4 CV-10	
(12)	87-16	2-24-1987	Kapua and Puehuehu, North Kohala	5-4-07:Por. 10	RS-15	CN-20	
(13)	88-65	5-31-1998	Kaauhuhu, North Kohala	5-5-2:Por. 39	A-20a	RS-15	
(14)	89-81	6-13-1989	Hualua, North Kohala	5-5-11:35	RS-15	RS-10	
(15)	89-162	12-22-1989	Ainakea, North Kohala	5-3-11:105	CV-10	O	

Para-graph	Ord. No.	Effective Date	General Location	TMK of Parcel Affected	Original Zoning	Final Zoning	1975 C.C.
(303)	05-140	10-11-2005	Waiākea, South Hilo	2-2-27:42	RS-10	CN-10	
(304)	05-141	10-11-2005	Waiākea, South Hilo	2-4-9:26	RS-15	RS-10	
(305)	05-142	10-11-2005	Waiākea, South Hilo	2-2-35:9 & 10	RS-10	ML-20	
(306)	05-154	12-2-2005	Kalalau, South Hilo	2-6-8:Por. 22	RM-1	RM-10	
(307)	05-159	12-15-2005	Waiākea, South Hilo	2-2-49:24	CN-10	MCX-20	
(308)	06-28	2-24-2006	Ponahawai, South Hilo	2-3-36:18	A-1a	CN-20	
(309)	06-47	4-12-2006	Waiākea, South Hilo	2-2-28:30, 32, 33	RS-10	CG-10	
(310)	06-57	5-12-2006	Ponahawai, South Hilo	2-3-36:Por. 18 & 2-3-37:6	(Repeals Ord. 72-487) (Effective Date 8-1-1972)		
(311)	06-107	7-17-2006	Waiākea, South Hilo	2-2-034:012	RS-10	CN-20	
(312)	06-114	8-8-2006	Waiākea Houselots	2-2-34:66, 78 & 79	RS-10	CG-20	
(313)	06-123	9-19-2006	Waiākea, South Hilo	2-2-25:18	RS-10	RCX-20	
(314)	06-124	9-19-2006	Waiākea, South Hilo	2-2-34:13	RS-10	CN-20	
(315)	06-143	11-28-2006	Waiākea, South Hilo	2-2-28:31	RS-10	CG-20	
(316)	06-144	11-28-2006	Waiākea, South Hilo	2-2-037:029	(Amends Ord. 98-98) (Effective date 9-25-98)		
(317)	06-145	11-28-2006	Waiākea, South Hilo	2-2-35:63	RS-10	MCX-20	
(318)	06-146	11-28-2006	Waiākea, South Hilo	2-2-36:64	RS-10	MCX-20	

Para-graph	Ord. No.	Effective Date	General Location	TMK of Parcel Affected	Original Zoning	Final Zoning	1975 C.C.
(319)	06-156	12-7-2006	Waiākea, South Hilo	2-2-26:24	RS-10	RM-1	
(320)	06-157	12-7-2006	Waiākea, South Hilo	2-4-80:15 (Formerly 2-4-3:Por. 4)	(Repeals Ord. 96-81)		

ZONING MAP No. 7.30--(Papaikou-Onomea)

§ 25-8-34

Para-graph	Ord. No.	Effective Date	General Location	TMK of Parcel Affected	Original Zoning	Final Zoning	1975 C.C.
(1)	286	12-15-1969	Papaikou, South Hilo	2-7-28:16 and 17	RS-7.5	CV-10	7.30(a)
(2)	499	8-1-1972	Kalaoa, South Hilo	2-7-31:1, 2, 20	RS-20	RS-15	7.30(b)
(3)	537	11-14-1972	Wailua, South Hilo	2-6-13:Por. 5 and 7	A-20a	A-1a	7.30(c-1 to c-2)
(4)	27	4-29-1974	Alemai, South Hilo	2-7-32:Por. 18	A-20a	A-1a	7.30(d)
(5)	669	2-10-1981	Papaikou, South Hilo	2-7-04:Por. 119	A-20a	RS-10	7.30(3)
(6)	84-50	9-4-1984	Paukaa, South Hilo	2-7-03:26	A-20a	RS-15	
(7)	85-34	4-22-1985	Wailua, South Hilo	2-6-17:02	A-20a	RS-15	
(8)	86-111	9-26-1986	Papaikou, South Hilo	2-7-33:15	RS-6.5	CV-10	
(9)	90-115	9-26-1986	Papaikou, South Hilo	2-7-33:15	(Amends Ord. 86-111) (Effective Date 9-26-1986)		
(10)	90-144	11-30-1990	Paukaa, South Hilo	2-7-38:3	A-20a	A-3a	
(11)	91-28	3-21-1991	Paukaa, South Hilo	2-7-38:Por. 1	A-20a	A-5a	
(12)	96-121	10-18-1996	Paukaa, South Hilo	2-7-3:27	A-20a	RS-15	
(13)	96-152	12-5-1996	Papaa--Halepuna, South Hilo	2-6-12:Por. 4; 2-6-13: Por. 7	A-20a	RS-15	
(14)	98-100	10-19-1998	Paukaa, South Hilo	2-7-38:3	A-20a	A-3a	
(15)	06-29	2-24-2006	Wainaku, South Hilo	2-6-32:04 & 05	A-20a and RS-15	FA-5a	

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ZONING MAP No. 7.31--(Pepeekeo)

§ 25-8-35

Para-graph	Ord. No.	Effective Date	General Location	TMK of Parcel Affected	Original Zoning	Final Zoning	1975 C.C.
(1)	456	3-23-1972	Pepeekeo and Makahanaloa, South Hilo	2-8-07:Por. 1 and 53	RS-7.5	MG-5a	7.31(a)
(2)	71	11-14-1974	Pepeekeo and Makahanaloa, South Hilo	2-8-07:Por. 3 and 6	A-20a	RS-10, CV-10, RM-3.5, O	7.31(b-1 to b-2) Repeals Ord. 47, 7-9-1974
(3)	256	3-30-1977	Pepeekeo and Makahanaloa, South Hilo	2-8-07:Por. 3 and 6	A-20a, O	RS-10	7.31(e)
(4)	84-16	8-13-1984	Makahanaloa, South Hilo	2-8-07:Por. 53	RS-7.5	MG-5a	
(5)	05-50	4-18-2005	Makahanaloa, South Hilo	2-8-8:103, Por. 104, Por. 95, and Por. 3	CV-10, ML-20 and MG-5a	RS-20, A-20a and ML-20	

Ord. No.	Effective Date	General Location	TMK of Parcel Affected	Original Zoning	Final Zoning	Code §
06-5	1-13-06	Ouli, South Kohala	6-2-16:1-19	RM-15	RS-15	25-8-12
06-27	2-24-06	Kūkūāu 1st, South Hilo	2-4-8:33	Unzoned	A-80a	25-8-32
06-28	2-24-06	Ponahawai, South Hilo	2-3-36:18	A-1a	CN-20	25-8-33
06-29	2-24-06	Wainaku, South Hilo	2-6-32:04 & 05	A-20a and RS-15	FA-5a	25-8-34
06-44	4-12-06	Puaa 1st, North Kona	7-5-9:23	RM-1	V-75	25-8-5
06-47	4-12-06	Waiākea, South Hilo	2-2-28:30, 32, 33	RS-10	CG-10	25-8-33
06-50	5-2-06	Kalaoa 1st –4th, North Kona	7-3-49:36 and 37	O	MG-15a	25-8-3
06-57	5-12-06	Ponahawai, South Hilo	2-3-36:Por. 18 & 2-3-27:6	Repeals Ord. 72-487		25-8-33
06-58	5-12-06	Kaloko, North Kona	7-3-26:13	A-20a	A-10a	25-8-2
06-59	5-12-06	Kaloko, North Kona	7-3-25:9	A-20a	A-5a	25-8-2
06-69	5-22-06	Pāhoa, North Kohala	5-5-008:Por. 046	A-20a	RS-7.5	25-8-7
06-78	6-1-06	Kahului 1st, North Kona	7-5-17:Por. 5 and 2	A-5a	RM-2.5	25-8-3
06-81	6-16-06	Waikoekoe, Hāmākua	4-7-007:048	A-20a	FA-3a	25-8-15
06-82	6-16-06	Kaloko Mauka Subdivision, North Kona	7-3-24:8	A-20a	FA-3a	25-8-2
06-85	6-16-06	Kalaoa 5th, North Kona	7-3-61:1-10, 17, 18, 20-22, Por. 11, 12, 19, 24-26, 50, 53, 54	CN-10	RS-10	25-8-3

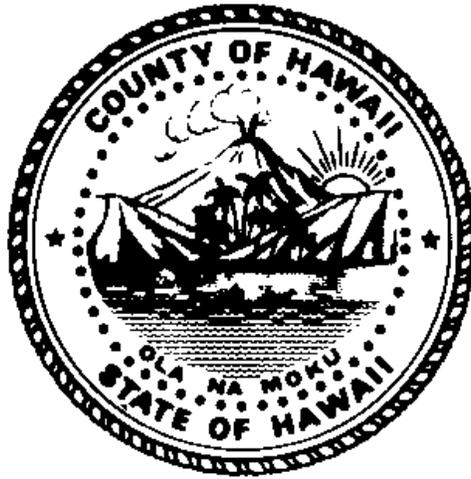
Ord. No.	Effective Date	General Location	TMK of Parcel Affected	Original Zoning	Final Zoning	Code §
06-105	7-17-06	Kau, North Kona	7-2-5:1	A-3a and O	PD	25-8-3
06-106	7-17-06	Kau, North Kona	7-2-15:1-43, 46-86	Amends Ord. 93-45 that amended Ord. 88-23 and Ord. 850		25-8-3
06-107	7-17-06	Waiākea, South Hilo	2-2-034:012	RS-10	CN-20	25-8-33
06-109	7-27-06	Ouli, South Kohala	6-2-9:17	A-5a	RA-2a	25-8-7
06-110	7-27-06	Kaloko, North Kona	7-3-048:005	A-20a	A-10a	25-8-2
06-113	8-8-06	Kealahewehewa 1st, North Kohala	5-5-003:010	A-20a	A-10a	25-8-8
06-114	8-8-06	Waiākea Houselots	2-2-34:66, 78 and 79	RS-10	CG-20	25-8-33
06-116	8-8-06	Waimaku, South Hilo	2-6-032:006	A-20a and RS-15	RA-1a	25-8-34
06-117	8-8-06	Papaa-Halepuna, South Hilo	2-6-12:Por. 4 and 2-6-13:Por. 7	Repeals Ord. 96-152		25-8-34
06-123	9-19-06	Waiākea, South Hilo	2-2-25:18	RS-10	RCX-20	25-8-33
06-124	9-19-06	Waiākea, South Hilo	2-2-34:13	RS-10	CN-20	25-8-33
06-128	9-28-06	O'oma 1st, North Kona	7-3-010:051	Amends Ord. 04-106		25-8-3
06-137	11-8-06	Hienaloli 4th and 5th, North Kona	7-5-10:Por. of 13 (Formerly 7-5-23:63)	Amends Ord. 95-118 that amended Ord. 92-36		25-8-3
06-138	11-8-06	Hienaloli 5th and 6th, North Kona	7-5-10: Por. of 13 (Formerly 7-5-23:64 and 67)	Amends Ord. 90-010 that amended Ord. 86-49		25-8-5
06-143	11-28-06	Waiākea, South Hilo	2-2-28:31	RS-10	CG-20	25-8-33

Ord. No.	Effective Date	General Location	TMK of Parcel Affected	Original Zoning	Final Zoning	Code §
06-144	11-28-06	Waiākea, South Hilo	2-2-037:029	Amends Ord. 98-98		25-8-33
06-145	11-28-06	Waiākea, South Hilo	2-2-35:63	RS-10	MCX-20	25-8-33
06-146	11-28-06	Waiākea, South Hilo	2-2-36:64	RS-10	MCX-20	25-8-33
06-152	12-13-06	Mocauoa 2nd, North Kona	7-5-3:7, 8, 9	A-5a	RA-1a and RM3.5	25-8-3
06-155	12-7-06	Ouli, South Kohala	6-2-11:20	A-5a	RA-2a	25-8-7
06-156	12-7-06	Waiākea, South Hilo	2-2-26:24	RS-10	RM-1	25-8-33
06-157	12-7-06	Waiākea, South Hilo	2-4-80:15 (Formerly 2-4-3: Por. 4)	Repeals Ord. 96-81		25-8-33

THE HAWAI‘I COUNTY CODE

1983 (2005 Edition, as amended)

Updated to include: **Supplement 3 (1-2007)**
Contains ordinances effective through: **12-31-06**



A CODIFICATION OF THE GENERAL ORDINANCES
OF THE COUNTY OF HAWAI‘I
STATE OF HAWAI‘I

Office of the County Clerk
County of Hawai‘i
25 Aupuni Street
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(808) 961-8386

Volume 3

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BILLBOARDS

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