

SUPPLEMENT 12 (7-2022)

Insertion Guide

Hawai'i County Code 1983 (2016 Edition) Volumes 1 - 3

(Covering general ordinances effective through 06-30-22 and numbered through 22-79)

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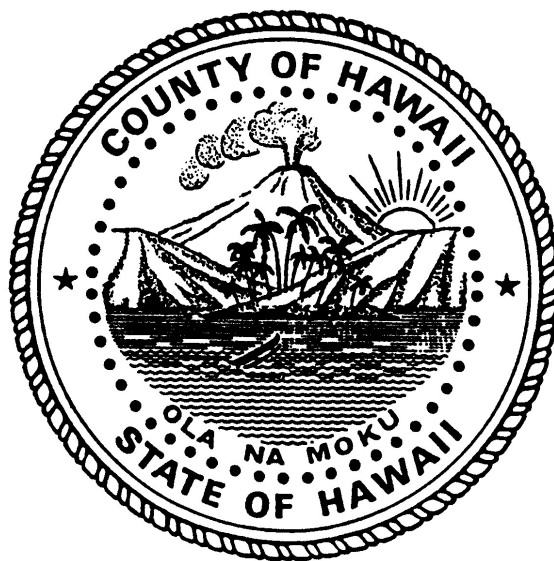
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THE HAWAI‘I COUNTY CODE

1983 (2016 Edition, as amended)

Update to include: Supplement 12 (7-2022)
Contains ordinances effective through: 06-30-2022



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 One

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CHAPTER 4**ANIMALS****Article 1. Definitions.****Section 4-1-1. Definitions.**

As used in this chapter:

“Animal control officer” means any employee of a County-contracted animal control services provider or the Hawai‘i County Police Department who is authorized to carry out and enforce the provisions of this chapter. Such individual shall also be known as and may bear the title of “humane officer.”

“Animals,” unless provided otherwise, include but are not limited to those animals that are customary and usual pets such as dogs, cats, rabbits, birds, honeybees and other beasts which are maintained on the premises of a dwelling unit and kept by the resident of a dwelling unit solely for personal enjoyment and companionship, such as, without limitation, for a hobby, for legal sporting activities and for guarding of property; animals exclude aviary game birds and fish as defined in Hawai‘i Revised Statutes. Animal shall further mean any “animal,” “farm animal,” or “poultry” as those terms are defined in section 4-31.

“At large” means on the premises of a person other than the owner of the dog or other small domesticated animal without the consent of the occupant of the premises, or on a public street, alley, highway, or in any public place except when under the control of a responsible person or an authorized representative of the owner.

“Attack” means aggressive physical contact with a person or animal initiated by the dog which may include, but is not limited to, the dog jumping on, leaping at, or biting a person or animal.

“Bodily injury” means physical pain, illness, or any impairment of physical condition.

“County animal control service” means the animal control services provider contracted by the County to keep stray or unlicensed dogs.

“Dangerous dog” means any dog which, without provocation, attacks a person or animal. A dog’s breed shall not be considered in determining whether or not it is dangerous.

“Enforcement officer” means any person authorized and designated to enforce the provisions of this article; however, only an officer of the Hawai‘i County Police Department may arrest a person pursuant to the provisions of this article.

“Farm animals” means pigs, cows, goats, sheep, horses, camels, and llamas.

“Humane society” means any eleemosynary organization formed for the purpose of providing humane care and treatment of dogs, cats, and other animals.

“Negligently” shall have the same meaning as is ascribed to the term in section 702-206, Hawai‘i Revised Statutes.

“Owner” means any person owning, harboring or keeping a dog, provided that if the owner is a minor under the age of 18 years, the parent, guardian or other person having the care, custody or control of the minor shall be rebuttably presumed to be the owner. The person to whom the license was issued pursuant to section 143-2, Hawai‘i Revised Statutes, shall be rebuttably presumed to be the owner of the dog for purposes of this section.

“Person” means and includes corporations, estates, associations, partnerships and trusts, as well as one or more individual human beings.

“Poultry” means chickens, pigeons, turkeys, geese, ducks, and peacocks not regulated by state law.

“Provocation” means that the attack by a dog upon a person or animal was precipitated under circumstances reasonably expected to evoke a vicious response from the dog, including, but not limited to, the following:

- (1) The dog was protecting or defending its owner or a member of its owner’s household from an attack or assault;
- (2) The person attacked was committing a crime while on the property of the owner of the dog;
- (3) The person attacked was tormenting, abusing, or assaulting the dog;
- (4) The dog was attacked by the animal;
- (5) The dog was responding to pain or injury inflicted by the attacked person or animal; or
- (6) The dog was protecting itself, its kennels or its offspring from the attacked person or animal and the attack was committed on its owner’s property.

“Serious bodily injury” means bodily injury which creates a substantial risk of death or which causes serious, permanent disfigurement, or protracted loss or impairment of the function of any bodily member or organ.

“Serious injury” to a domestic animal means physical injury to the animal involving a broken bone, a laceration requiring stitches, a concussion, or a tearing or rupture of an organ.

“Sterilized dog” means a spayed female dog and a neutered male dog.

“Stray” means:

- (1) An unlicensed dog or dog without a license for the current year;
- (2) Any dog on the premises of a person other than the owner of the dog, without the consent of an occupant of such premises;
- (3) Any dog on a public street, on public or private school grounds, or in any other public place, except when under the control of the owner by leash, cord, chain or other similar means of physical restraint, provided that such leash, cord, chain, or other means is not more than eight feet in length, and provided further that this provision shall not be construed to permit that which is prohibited by any other law; or
- (4) A cat or small domesticated animal wandering or running at large, or found upon any public place or found not upon the lands of the owner or not under the charge or control of one in possession.

“Substantial bodily injury” means bodily injury which causes:

- (1) A major avulsion, laceration, or penetration of the skin;
- (2) A burn of at least second degree severity;
- (3) A bone fracture;
- (4) A serious concussion; or
- (5) A tearing, rupture, or corrosive damage to the esophagus, viscera, or other internal organs.

“Vicious dog” means a dog which:

- (1) Places a person or other animal in imminent danger of bodily injury; or
- (2) Has bitten any person or animal.

A dog shall not be deemed vicious where the vicious behavior in question is the result of the dog being tormented, assaulted, or otherwise abused by the victim of the vicious behavior.

(1983 CC, c 4, art 1, sec 4-1; am 1988, ord 88-48, sec 2; am 1992, ord 92-93, sec 1; am 2002, ord 02-138, sec 2; am 2022, ord 22-36, secs 2-4.)

Article 2. Dog, Cat, and Animal Pounds.

Section 4-2-1. Pound established for dogs, cats, and small domesticated animals.

There may be established pounds for the purpose of impounding, sheltering, and disposing of unlicensed, lost, stray, homeless, or diseased dogs, for the destruction or other disposition of seized dogs, not redeemed, and for the sheltering and disposing of lost, stray, unclaimed, or diseased cats and other small domesticated animals in the districts of Ka‘ū, Hilo, Hāmākua, Puna, Kohala and Kona, County of Hawai‘i.

(1983 CC, c 4, art 2, sec 4-2.)

Section 4-2-2. Direction, control, and administration of pound.

Each pound shall be under the direction, control, and administration of the County or a humane society with whom the County has contracted for services which shall, in addition to the duties provided in section 4-2-1, feed and shelter the dogs, cats, and small domesticated animals in their care pursuant to chapter 143, Hawai‘i Revised Statutes. The County may enter into contracts with more than one humane society to carry out the purposes of this chapter and chapter 143, Hawai‘i Revised Statutes.

(1983 CC, c 4, art 2, sec 4-3; am 1992, ord 92-93, sec 2.)

Section 4-2-3. Power to seize and impound dogs, cats, and small domesticated animals.

The County or the humane society with whom the County has contracted for services shall be authorized to seize and impound any dog, cat, or other small domesticated animal, when such dog, cat, or other small domesticated animal is a stray, and to dispose of such dog, cat, or small domesticated animal in accordance with chapter 143, Hawai‘i Revised Statutes.

(1983 CC, c 4, art 2, sec 4-4; am 1992, ord 92-93, sec 2.)

Section 4-2-4. Enforcement by humane officer.

The humane society with whom the County has contracted for services may designate its employees who possess qualifications and training satisfactory to the County to serve as humane officers to carry out the provisions of this article, chapter 143, Hawaii Revised Statutes, and other provisions of this chapter which expressly authorize such humane officers to take specific action by ordinance.
(1983 CC, c 4, art 2, sec 4-5; am 1992, ord 92-93, sec 2.)

Section 4-2-5. Expenses and appropriations for the pound.

All expenses of seizing, impounding and disposing of stray dogs, cats, and small domesticated stray animals shall be borne by the humane society with whom the County has contracted to provide such services. The council, however, shall from time to time make such appropriations to assist such humane society as in its discretion and judgment shall be deemed to be necessary to accomplish the responsibilities which such humane society may be required to perform under this chapter.
(1983 CC, c 4, art 2, sec 4-6; am 1992, ord 92-93, sec 2.)

Section 4-2-6. Agreement between County and humane society required.

An agreement containing, but not limited to, the extent of services rendered or to be rendered by the humane society and methods of reporting and accounting shall be entered into between the society and the County before any payments may be made to the society under this chapter.
(1983 CC, c 4, art 2, sec 4-7; am 1992, ord 92-93, sec 2.)

Section 4-2-7. Quarterly report required.

The humane society, individually, shall render a full report of its activities, budget, and operations relating to the impounding of stray dogs, cats, and other stray domesticated animals to the mayor and council within one month after the end of each quarter in each fiscal year.
(1983 CC, c 4, art 2, sec 4-8; am 1992, ord 92-93, sec 2.)

Section 4-2-8. Control of pound by humane society.

Any humane society charged with the responsibility of operating a pound under a contract with the County shall have full and complete control over the administration, maintenance and operation of the pound, subject to the powers reserved to the County under any contract. Such society, or its employees, officers, directors and agents, shall not be viewed as an agent or employee of the County due to the County's establishment and maintenance of controls to assure that public funds distributed to the society are being spent for public purposes.
(1983 CC, c 4, art 2, sec 4-9; am 1992, ord 92-93, sec 2.)

Section 4-2-9. Transfer of facilities and equipment to societies; reversion.

- (a) The County administration is authorized to transfer facilities, equipment, and supplies, which were assigned to pound operations, to the humane society for use in pound functions in accordance with section 6-6.3(k), Hawai'i County Charter. The humane society shall not sell, exchange or dispose of the transferred facilities, equipment, and supplies without the written approval of the council.
- (b) Should any humane society cease to operate or use such facilities, equipment and supplies for its intended purpose for a period of sixty days, such facilities, equipment and supplies transferred by the County for operation of the animal pound shall revert to the ownership and control of the County.
- (c) Should any humane society terminate its contract for services with the County for any reason, voluntarily or involuntarily, any equipment or supplies purchased by the society with contract funds shall revert to the ownership and control of the County.

(1983 CC, c 4, art 2, sec 4-10; am 1992, ord 92-93, sec 2; am 2011, ord 11-103, sec 5.)

Section 4-2-10. Indemnification to County.

The humane society with whom the County has contracted for services shall undertake to indemnify the County, its officers, agents, employees, and successors, from any and all liabilities, losses or damages the County, its officers, agents, employees, and successors may suffer as a result of claims, demands, costs, or judgments against it arising out of the establishment, maintenance, and operation of the pound, or the seizure, impoundment and disposition of dogs, cats and small domesticated animals, or any activity arising under the contract or this chapter.

(1983 CC, c 4, art 2, sec 4-11; am 1992, ord 92-93, sec 2.)

Article 3. Dogs, Cats, and Other Animals.

* **Editor's Note:** A new article 3, "Dogs, Cats, and Other Animals," was created and sections 4-14 to 4-19 placed within this article by Ordinance 22-36.

Section 4-3-1. Impoundment of animals.

- (a) If any animal, except dogs and cats, trespasses, roams, strays or grazes upon any public lands, private lands of another, or upon any public highway in the County, any police officer or officer may seize and impound such animal for such period of time as may be deemed necessary; provided that reasonable attempts have first been made to notify the owner or keeper of the animal to remove the animal.

- (b) If reasonable attempts to notify the owner or keeper of the animal are unsuccessful, if the owner or keeper is unknown, or the owner or keeper refuses or fails to remove the animal after notice, the animal may be seized and impounded by the police or any officer. The owner or keeper of the animal shall pay not less than \$5 for each animal that is seized and impounded plus all additional costs incurred in the removal and transportation of the animal, and all costs for the feeding and care of each animal, including, but not limited to bona fide veterinary expenses. If any damage is done by the animals, the owner thereof shall pay to the proper claimant the full amount of damage or loss occasioned by the straying of the animals.
- (c) In case the charges and fees are not paid, or after forty-eight hours, in cases where the owners are unknown, the animals may be sold at public auction, or disposed of by the chief of police or the chief's authorized representative.
- (1983 CC, c 4, art 4, sec 4-14; am 2022, ord 22-36, sec 5.)

Section 4-3-2. Failure to remove animal; penalty.

In addition to the charges or damages in section 4-3-1, the owner of any animal which trespasses, roams, strays, or grazes upon any public or private lands, or upon a public highway in the County, if upon notice, fails to remove the animals within twenty-four hours thereof, shall be guilty of a violation of this section and upon conviction thereof shall be fined not more than \$100.

(1983 CC, c 4, art 4, sec 4-15; am 2022, ord 22-36, sec 5.)

Section 4-3-3. Duty upon striking animals, including dogs and cats.

The driver of any vehicle which collides with or is involved in an accident with any animal, including dogs and cats, shall:

- (1) Stop, move the animal off the road, if possible, and render aid where necessary, and immediately
- (2) Have the animal's owner located, or
- (3) Notify the police department or humane society.

There shall be a penalty of not more than \$50 for each violation of paragraph (2) or (3) of this section.

(1983 CC, c 4, art 4, sec 4-16; am 1986, ord 86-34, sec 1; am 2022, ord 22-36, sec 5.)

Section 4-3-4. Cruelty to animals, including dogs and cats.

A person commits the offense of cruelty to animals, dogs and cats if the person knowingly or recklessly:

- (1) Gives away an animal, dog or cat, or animals, dogs or cats, as a prize or prizes;
- (2) Abandons any animal, dog or cat.

There shall be a penalty of not more than \$500 for each violation of this section.

(1983 CC, c 4, art 4, sec 4-17; am 1986, ord 86-34, sec 2; am 2022, ord 22-36, sec 5.)

Section 4-3-5. Places prohibited to animals, including dogs and cats.

- (a) Except as otherwise provided, it shall be unlawful for any person to take or permit any dog, cat, or other domestic animal, whether loose or on a leash or in restraint on or about any County beach park or any establishment or place of business where food or food products are sold or displayed, including but not limited to restaurants, grocery stores, meat markets, fruit or vegetable stores.
- (b) This section shall not apply to “Seeing Eye” dogs or other dogs necessarily utilized for the benefit of handicapped persons or to dogs used for purposes of law enforcement by law enforcement agencies of the Federal, State or County governments.
- (c) There shall be a penalty of not more than \$50 for each violation of this section. (1983 CC, c 4, art 4, sec 4-18; am 1986, ord 86-34, sec 3; am 2022, ord 22-36, sec 5.)

Section 4-3-6. Defecation and nuisance prohibited.

- (a) No person who owns, harbors, keeps or has charge or control of any dog or other small domesticated animal shall cause, suffer, or allow such animal to soil, defile, defecate on, or commit any nuisance on any part of any street, including any sidewalk, passageway or bypath, or on any play area, park, or place where people congregate or walk, or on any public property, or on any private property, without the permission of the owner of the property.
- (b) The restrictions in this section shall not apply to that portion of the roadway of any street which lies between and within three feet of the edges or curbs of the roadway, except at crosswalks or bus stops, provided that the person who owns, harbors, keeps or has charge or control of a domesticated animal shall immediately and securely enclose all feces deposited by the animal in a bag, wrapper, or other container, and dispose of the same all in a sanitary manner.
- (c) There shall be a penalty of not more than \$50 for violations of this section. (1983 CC, c 4, art 4, sec 4-19; am 1986, ord 86-34, sec 4; am 2022, ord 22-36, sec 5.)

Article 4. Dogs.

*** Editor’s Note:** A new article 4, “Dogs” was created and divided into: division 1, “Dog License Fees;” division 2, “General Provisions;” and division 3, “Dangerous Dogs,” by Ordinance 22-36. Further, sections 4-12 to 4-13 were placed within division 1; sections 4-20 to 4-27, and 4-29 to 4-30 were placed within division 2; and sections 4-28, and 4-31 to 4-31.3 were placed within division 3.

Division 1. Dog License Fees.

Section 4-4-1. Fees.

- (a) The following fees are hereby established as biennial license fees for the privilege of owning, harboring or keeping of dogs in the County:
 - (1) Sterilized dogs \$2.00
 - (2) Unsterilized dogs..... \$6.00
 - (b) For purpose of this section a sterilized dog means a spayed female dog and a neutered male dog.
- (1983 CC, c 4, art 3, sec 4-12; am 2022, ord 22-36, sec 6.)

Section 4-4-2. Proof of sterilization.

Any person seeking to have the person's dog licensed at the sterilized dog rate must present a certificate from a veterinarian licensed to practice within the State showing the description, age, and breed of the dog and certifying its sterilization.

(1983 CC, c 4, art 3, sec 4-13; am 2022, ord 22-36, sec 6.)

Division 2. General Provisions.**Section 4-4-21. Seizure of dogs by officers.****(a) Seizure of unlicensed dogs.**

- (1) Every officer shall seize any unlicensed dog found running at large or found upon any public highway, street, alley, court, place, square, or grounds, or upon any unfenced lot, or not within a sufficient enclosure, and confine it in a pound or any suitable enclosure for a minimum period of forty-eight hours, during which time it shall be subject to redemption by its owner by payment of the license due, if any, and an impoundment fee of \$10. Every dog found without a registration tag affixed to the dog's collar will be deemed to be unlicensed.
- (2) If not so redeemed, the dog shall be sold by the officer for the amount of the license and impoundment fee, or as much more as can be obtained therefor, and if not so sold, it shall be humanely destroyed.
- (3) The owner of any unlicensed dog impounded and not claimed within forty-eight hours as provided in this section, may redeem the dog at any time before sale or destruction by paying to the humane society, in addition to the amount of the license and impoundment fee, the sum of \$5 per day for the number of days over two days the dog was impounded.
- (4) Of the moneys so received, the amount of the impoundment fee or kennel fees, if any, shall be paid to the director of finance.

(b) Seizure of licensed stray dogs.

- (1) Every officer shall seize and impound any licensed stray dog.
- (2) The officer shall notify the person to whom the license was issued, at the address given in the license certificate, and shall, upon demand made within forty-eight hours thereafter, release the dog to the person upon payment of an impoundment fee of \$10.
- (3) If no person lawfully entitled to the dog shall, within seven days after the date of giving notice, claim the dog, the dog may be sold or destroyed by the humane society.
- (4) The owner of any licensed dog impounded and not claimed within forty-eight hours may redeem the dog at any time before the sale or destruction of the dog by paying to the humane society, in addition to the \$10 impoundment fee, the sum of \$5 per day for the number of days over two days the dog was impounded.

- (5) All impoundment and kennel fees collected by the humane society in any given month shall be deposited by the humane society no later than the fifth day of the following month with the finance director to the credit of the County of Hawai'i general fund account.

(1983 CC, c 4, art 4, sec 4-20; am 1995, ord 95-32, sec 2; am 2022, ord 22-36, sec 6.)

Section 4-4-22. Seizure of stray dogs by persons other than officers.

- (a) Every person other than an officer as defined hereinabove who takes into possession any stray dog shall within forty-eight hours notify the humane society and release the dog to the humane society to be impounded and disposed of according to section 4-4-21.

- (b) There shall be a penalty of \$10 for each violation of this section.

(1983 CC, c 4, art 4, sec 4-21; am 2022, ord 22-36, sec 6.)

Section 4-4-23. Redemption of seized dogs after sale.

The owner of any dog which has been seized and sold as provided in this chapter may, at any time within thirty days after the sale, redeem the same from the purchaser by paying to the purchaser the amount of the purchase price paid by the purchaser and the sum of \$1 per day for the number of days from the date of sale to and including the date of redemption, plus bona fide veterinary expenses.

(1983 CC, c 4, art 4, sec 4-22; am 2022, ord 22-36, sec 6.)

Section 4-4-24. Female dogs.

- (a) Any female dog in season is not permitted to run at large or be off the premises of the owner or keeper during this period except when being exercised on a leash by a responsible adult.

- (b) At all other times, when any dog is in season such dog shall be confined within a building or enclosure in such manner that she will not come in contact (except for intentional breeding purposes) with a male dog.

- (c) A penalty of \$10 shall be imposed upon the owner or keeper of a dog for each violation of this section.

(1983 CC, c 4, art 4, sec 4-23; am 2022, ord 22-36, sec 6.)

Section 4-4-25. Noisy dogs.

- (a) No person shall keep any dog which barks, bays, cries, howls or makes any other noise continuously or incessantly for a period of ten minutes or barks, bays, cries, howls or makes any other noise intermittently for a period of twenty minutes within a thirty-minute period of time to the disturbance of any person at any time of day or night and regardless of whether the dog is physically situated in or upon private property.

- (b) A dog shall not be deemed a noisy dog for purposes of this section if, at the time the dog is barking or making any other noise, a person is trespassing or threatening to trespass upon private property in or upon which the dog is situated or for any other legitimate cause which teased or provoked the dog. Such action is declared to be a public nuisance and detrimental to the public health and welfare.

(1983 CC, c 4, art 4, sec 4-24; am 1992, ord 92-109, sec 1; am 2022, ord 22-36, sec 6.)

Section 4-4-26. Noisy dog; reasonable attempts to reduce noise; penalties.

- (a) Any person disturbed by a noisy dog shall make a reasonable attempt to advise the owner or custodian who keeps such dog of this fact. Reasonable attempts for notification include by letter, email, visit to the owner or custodian, or any other legal method. If the person disturbed by a noisy dog is unable to notify the owner or custodian of the noisy dog, or after notifying the owner or custodian, the nuisance is not abated, the person disturbed by the noisy dog may then notify the appropriate enforcement agency.

- (b) The owner or custodian of a noisy dog that causes a disturbance as provided in section 4-4-25 shall be guilty of a violation of this section:

- (1) If after being advised of the disturbance per subsection (a), the owner or custodian of a noisy dog does not take immediate and effective action to abate the nuisance; or
- (2) If the appropriate enforcement agency is notified and responds to a complaint of a noisy dog and the nuisance is not abated.

- (c) There shall be a penalty of \$25 for the first violation of this section. The second violation has a penalty of \$75, the third \$100, and any subsequent violation \$200.

(1983 CC, c 4, art 4, sec 4-25; am 1992, ord 92-109, sec 1; am 1996; ord 96-105, sec 1; am 2011, ord 11-48, sec 1; am 2022, ord 22-36, sec 6.)

Section 4-4-27. Harboring, holding for reward, or licensing of strayed or stolen dogs.

- (a) Except as otherwise provided, no person shall harbor or hold for reward or procure a license for a dog which has strayed from the dog's premises or which has been picked up on a public street, highway or other public place unaccompanied by its owner or other person or which has been stolen from its owner.

- (b) There shall be a penalty of \$10 for each violation of this section.

(1983 CC, c 4, art 4, sec 4-26; am 2022, ord 22-36, sec 6.)

Section 4-4-28. Injuring or poisoning dogs.

- (a) Unless otherwise provided by law, no person shall wilfully or negligently injure or poison any dog.

- (b) There shall be a penalty of \$10 for each violation of this section.

(1983 CC, c 4, art 4, sec 4-27; am 2022, ord 22-36, sec 6.)

Section 4-4-29. Leash required for public places.

No person shall bring or permit any dog in any County park, public school ground, or airport unless it is held under control by a suitable leash, not more than six feet long; provided, however, that dogs even under control by a suitable leash shall not be allowed in any County beach park. These restrictions shall not apply to dogs utilized by police for patrol or other police purposes.

(1983 CC, c 4, art 4, sec 4-29; am 1986, ord 86-34, sec 5; am 2022, ord 22-36, sec 6.)

Section 4-4-30. Penalty for permitting a dog to stray.

In addition to other penalties listed in this chapter, the owner of any dog which strays upon any public lands or the private lands of another shall be fined as follows:

- (1) For a first offense, or any offense not preceded within a five-year period by a conviction under this section: \$25.
- (2) For any offense which occurs within a five-year period of a prior conviction under this section: \$50.
- (3) For any offense which occurs within five years of two prior convictions under this section: \$75.
- (4) For any offense which occurs within five years of three or more prior convictions under this section; any one or more of the following:
 - (A) A fine of up to \$500.
 - (B) Up to one hundred hours of community service.

(1983 CC, c 4, art 4, sec 4-30; am 1995, ord 95-32, sec 3; am 2022, ord 22-36, sec 6.)

Division 3. Dangerous Dogs.**Section 4-4-31. Dangerous dogs may be slain.**

- (a) If any dangerous, fierce, or vicious dog shall be found running at large and cannot be taken up or tranquilized and impounded, such dog may be slain by any officer or agent authorized to perform any duty under this chapter.
- (b) Notwithstanding any provision to the contrary which may be found elsewhere in this chapter, where livestock have been killed, maimed or injured by any dangerous, fierce or vicious stray dog, the owner of such livestock or the owner's agent, after being deputized as a special officer in accordance with the provisions of section 4-2-4, may take any action necessary to protect the owner's livestock from such dangerous, fierce, or vicious dog, including, without limitation, slaying or otherwise disposing of the same.

(1983 CC, c 4, art 4, sec 4-28; am 2022, ord 22-36, sec 6.)

Section 4-4-32. Negligent failure to control a dangerous dog; penalties.

- (a) A dog owner commits the offense of negligent failure to control a dangerous dog, if the person negligently fails to take reasonable measures to prevent the dog from attacking, without provocation, a person or animal and such attack results in:
- (1) The maiming or causing of serious injury to or the destruction of an animal;
 - (2) Bodily injury to a person;
 - (3) Substantial bodily injury to a person; or
 - (4) Serious bodily injury or death.
- (b) For the purposes of this section, “reasonable measures to prevent the dog from attacking” shall include but not be limited to:
- (1) Measures required to be taken under sections 4-3-1, 4-3-2, 4-3-5, 4-4-21, 4-4-24, 4-4-30 and 4-9-1 of this chapter to prevent the dog from becoming a stray; and
 - (2) Any conditions imposed by the court for the training of the dog or owner or for the supervision, confinement or restraint of the dog for a previous conviction under this section.
- (c) A person convicted under this section of a violation of subsections (a)(1) or (a)(2) shall be guilty of a petty misdemeanor and sentenced to one or more of the following:
- (1) A fine of not less than \$200 nor more than \$1,000;
 - (2) A period of imprisonment of up to thirty days or, in lieu of imprisonment, a period of probation of not more than six months in accordance with the procedures, terms and conditions provided in chapter 706, part II, Hawaii Revised Statutes; or
 - (3) Restitution to any individual who has suffered bodily injury or property damage as a result of an attack by the dog.
- (d) A person convicted under this section of a violation of subsection (a)(3) shall be guilty of a class C felony and sentenced to one or more of the following:
- (1) A fine of not less than \$500 nor more than \$10,000;
 - (2) A period of imprisonment of up to five years or, in lieu of imprisonment, a period of probation of four years with up to one year of imprisonment, in accordance with the procedures, terms and conditions provided in chapter 706, part II, Hawaii Revised Statutes;
 - (3) Restitution to any individual who has suffered bodily injury or property damage as a result of an attack by the dog; or
 - (4) The dog shall be humanely destroyed.
- (e) A person convicted under this section of a violation of subsection (a)(4) shall be guilty of a class B felony and sentenced to one or more of the following:
- (1) A fine of not less than \$500 nor more than \$25,000;
 - (2) A period of imprisonment of up to ten years or, a period of probation of four years with up to eighteen months of imprisonment, in accordance with the procedures, terms and conditions provided in chapter 706, part II, Hawaii Revised Statutes;

- (3) Restitution to any individual who has suffered bodily injury or property damage as a result of an attack by the dog; or
- (4) The dog shall be humanely destroyed.

(2002, ord 02-138, sec 3; am 2022, ord 22-36, secs 6 and 7.)

Section 4-4-33. Habitual negligent failure to control a dangerous dog; penalties.

- (a) A dog owner commits the offense of habitual negligent failure to control a dangerous dog, if the person was convicted of a violation of section 4-4-32 within five years prior to the present incident, the prior violation involved the same dog, and the dog owner negligently failed to take reasonable measures to prevent the dog from attacking, without provocation, a person or animal and such attack results in:
 - (1) The maiming or causing of serious injury to or the destruction of an animal; or
 - (2) Bodily injury to a person.
- (b) A person convicted under this subsection shall be guilty of a misdemeanor and sentenced to one or both of the following procedures, terms and conditions provided in chapter 706, part II, Hawai'i Revised Statutes:
 - (1) A fine of not less than \$200 nor more than \$2,000;
 - (2) A period of imprisonment of up to one year, or in lieu of imprisonment, a period of probation of not more than one year in accordance with the procedures, terms and conditions provided in chapter 706, part II, Hawai'i Revised Statutes;
 - (3) Restitution to any individual who has suffered bodily injury or property damage as a result of an attack by the dog; or
 - (4) The dog shall be humanely destroyed.

(2022, ord 22-36, sec 10; am 2022, ord 22-36, sec 10.)

Section 4-4-34. Citation and summons; seizure; relinquishment of ownership.

- (a) Upon finding probable cause to believe that there has been a violation of sections 4-4-32 or 4-4-33, an enforcement officer may arrest or issue a summons and citation to the dog's owner, or both. In addition to arresting or issuing a summons and citation to the owner, an enforcement officer shall have the dog seized and impounded until: (1) the Court orders that the dog be humanely destroyed or returned to the owner, or; (2) a criminal case arising out of the violation of section 4-4-32 or 4-4-33 is dismissed, whichever comes first. Such impoundment may be at the premises of a licensed veterinarian, a County animal control facility, or at a commercial kennel. All expenses incurred by the County relating to the care and custody of the dog shall be borne by the owner regardless of whether the alleged offense results in a conviction pursuant to the provisions of chapter 4.
- (b) If a dog is seized and impounded pursuant to this section, the citation shall notify the owner that if the owner does not appear at the time and place stated in the summons, the dog shall be subject to relinquishment pursuant to subsection (d).

- (c) Any person who refuses to surrender a dog that is subject to relinquishment pursuant to this section shall be guilty of a petty misdemeanor and fined not less than \$200 nor more than \$2,000, imprisoned not more than thirty days, or both.
- (d) In the event that the owner of a dog seized and impounded pursuant to this section fails to appear in court as required, ownership of the dog shall be deemed relinquished and the court may order disposition of the dog as it deems appropriate.
- (e) Notwithstanding any relinquishment of ownership of the dog pursuant to subsection (d) or voluntary relinquishment of ownership of the dog, the owner shall still be responsible for all expenses of boarding the dog and any penalties which may be imposed by the court.

(2002, ord 02-138, sec 3; am 2022, ord 22-36, secs 6 and 9.)

Section 4-4-35. Additional penalties.

- (a) Unless the dog has been or is ordered to be humanely destroyed, the dog owner shall also be sentenced to the following provisions, in addition to the provisions of sections 4-4-32 and 4-4-33:
 - (1) The owner shall provide the owner's name, address and telephone number to the County animal control service;
 - (2) The owner shall provide the location at which the dog is currently kept, if such location is not the owner's address;
 - (3) The owner shall promptly notify the appropriate animal control service of:
 - (A) Any changes in the ownership of the dog or the location of the dog along with the names, addresses, and telephone numbers of new owners or the new address at which the dog is located;
 - (B) Any further instances of an attack by the dog upon a person or an animal;
 - (C) Any claims made or lawsuits brought as a result of further instances of an attack by the dog; or
 - (D) The death of the dog.
 - (4) The owner shall obtain a license for the dog pursuant to section 143-2, Hawaii Revised Statutes, if the dog is not currently licensed; and
 - (5) Unless already identified by microchip, the dog shall be permanently identified, at the owner's expense, by injecting into the dog an identification microchip using standard veterinary procedures and practices. The microchip identification number of the dog shall be provided to the County animal control service.
- (b) Unless the dog has been or is ordered to be humanely destroyed, in addition to the provisions of subsection (a), the dog owner may also be sentenced to any of the following terms or conditions:
 - (1) When indoors, the dog be under the control of a person eighteen years of age or older;
 - (2) When outdoors and unattended, the dog be kept within a locked fenced or walled area from which it cannot escape;
 - (3) When outdoors and unattended, the dog be confined to an escape-proof kennel;

- (4) When outdoors, the dog be attended and kept within a fenced or walled area from which it cannot escape;
 - (5) When outdoors, the dog be attended and kept on a leash no longer than six feet in length and under the control of a person eighteen years of age or older;
 - (6) When outdoors, the dog be attended and muzzled with a muzzle that prevents the dog from biting any person or animal but does not cause injury to the dog or interfere with its vision or respiration;
 - (7) A sign or signs be placed in a location or locations directed by the court advising the public of the presence and dangerousness of the dog;
 - (8) The owner and dog, at the owner's expense, attend training sessions conducted by an animal behaviorist, a licensed veterinarian, or other recognized expert in the field;
 - (9) The dog be neutered or spayed at the owner's expense, unless the neutering or spaying of the dog is medically contraindicated;
 - (10) The owner procure liability insurance or post bond of not less than \$50,000, or for a higher amount if the court finds a higher amount appropriate to cover the medical and/or veterinary costs resulting from potential future actions of the dog;
 - (11) The dog be humanely destroyed; or
 - (12) Any other condition the court deems necessary to restrain or control the dog.
- (c) For the purposes of this section, an "escape-proof kennel" means a kennel which allows the dog to stand normally and without restriction, which is at least two and one-half times the length of the dog, and which protects the dog from the elements. Fencing or wall materials required under this section shall not have openings with a diameter of more than two inches, and in the case of wooden fences, the gaps therein shall not be more than two inches. Any gates within such kennel or structure shall be lockable and of such design as to prevent the entry of children or the escape of the dog, and when the dog is confined to such kennel or area and unattended, such locks shall be kept locked. The kennel may be required to have double exterior walls to prevent the insertion of fingers, hands, or other objects.
- (d) Upon probable cause, an enforcement officer may either arrest or issue a summons and citation to the owner for violation of subsection (a).
- (2022, ord 22-36, sec 13.)

Section 4-4-36. Civil action not precluded.

Nothing contained in this article shall preclude any person injured by a dog from bringing a civil action against the owner of such dog pursuant to the applicable provisions of state law.

(2002, ord 02-138, sec 3; am 2022, ord 22-36, secs 6 and 12.)

Section 4-4-37. Exemption.

The provisions of this article shall not apply to dogs owned by any law enforcement agency and used in the performance of law enforcement work.

(2002, ord 02-138, sec 3; am 2022, ord 22-36, secs 6 and 8.)

Article 5. Reserved.

Article 6. Reserved.

Article 7. Reserved.

Article 8. Reserved.

Article 9. Enforcement.

* **Editor's Note:** A new article 9, "Enforcement," was created and sections 4-32 to 4-36 placed within this article by Ordinance 22-36.

Section 4-9-1. Enforcement.

For any violation of any of the provisions of articles 3 or 4, or of the provisions of chapter 143, Hawai'i Revised Statutes, it shall be the duty of any officer authorized to seize and impound any dog running at large within the meaning of this article to issue a summons to the owner or other person charged with the responsibility of complying with the provisions of articles 3 or 4, or with the provisions of chapter 143, Hawai'i Revised Statutes. Said summons shall instruct such owner or person to report at the violations bureau of the respective district courts of the third circuit. Each such owner or person may, within seven days after the receipt of such summons, appear at such violations bureau and post a bail bond, in such amounts as may be set by the administrative judge of the district courts, for appearance on the date as may be set for such person to appear before the district court. Upon failure to appear upon such date, said bail bond shall be deemed forfeited.

(1986, ord 86-34, sec 6; am 2022, ord 22-36, secs 16 and 17.)

Section 4-9-2. Training; appointment; powers of humane officer.

- (a) Pursuant to section 143-2.5, section 143-7, and section 46-1.5(15), Hawai'i Revised Statutes, a humane officer shall be authorized to issue a complaint and summons or other form of citation as the police chief may deem to be appropriate to enable a humane officer to carry out and to perform the duties of a humane officer under this chapter and any contract between the County and a humane society.
- (b) The police chief shall verify that a person designated by a humane society to serve as a humane officer is qualified and trained to serve in that capacity. The police chief shall be empowered to establish minimum requirements for qualification and training, which may be revised from time to time, provided that a copy thereof, and of any revisions, shall be kept on file with the police chief's office thereof at all times. All County agencies, officers and employees shall render their cooperation and assistance to the police chief for purposes of this subsection (b).
- (c) The police chief, upon verification of a humane officer's qualification and training, shall issue an oath of office and identification badge or insignia to the humane officer.

- (d) A humane officer's appointment, power and authority shall be for a period of not more than two years unless the same is sooner terminated by the humane officer's discharge as an employee of the humane society or discharge as a humane officer by the police chief. The police chief may terminate and discharge a humane officer's appointment upon recommendation of the humane society of which the humane officer is an employee or upon a finding by the police chief that the humane officer has failed to comply with the minimum qualification and training requirements established for humane officers by the police chief.
- (e) No proceeding for the appointment, termination or discharge of humane officers shall be subject to laws governing civil service or public employees.
(1992, ord 92-93, sec 3; am 2003, ord 03-116, sec 1; am 2022, ord 22-36, sec 16.)

Section 4-9-3. Summons.

There shall be provided for use by officers authorized to enforce laws relating to the regulation and control of dogs, a form of summons for use in citing violators of the provisions of chapter 143, Hawai'i Revised Statutes. Said summons shall be printed in a form commensurate with the form of other summonses used in modern methods of arrest, so designed to include all necessary information to make the same valid and legal within the laws and regulations of the State of Hawai'i and the County of Hawai'i. The form and content of such summons shall be as adopted or prescribed by the administrative judge of the district courts.

In every case when a summons is issued, the original of the same shall be given to the violator; provided that the administrative judge of the district courts may prescribe the giving to the violator a carbon copy of the summons, and provide for the disposition of the original and any other copies.

Every summons shall be consecutively numbered and each carbon copy shall bear the number of its respective original.
(1986, ord 86-34, sec 6; am 2022, ord 22-36, sec 16.)

Section 4-9-4. Failure to obey summons.

It shall be unlawful for any person to fail to appear at the place and within the time specified in the summons issued to the person by an officer for any violation of any section of this article, regardless of the disposition of the charge for which the person was originally cited.
(1986, ord 86-34, sec 6; am 2022, ord 22-36, sec 16.)

Section 4-9-5. Issuance of complaint; when.

In the event any person fails to comply with a summons given to such person or if any person fails or refuses to deposit bail as required and within the time permitted, the violations bureau shall forthwith have a complaint entered against such person and secure the issuance of a warrant for the person's arrest.
(1986, ord 86-34, sec 6; am 2022, ord 22-36, sec 16.)

Section 4-9-6. Disposition of fines and forfeitures.

All fines and forfeitures collected upon conviction or upon the forfeiture of bail of any person charged with a violation of any section or provision of this article shall be paid to the County of Hawai'i and deposited in the general fund of the County of Hawai'i.

(1986, ord 86-34, sec 6; am 2022, ord 22-36, sec 16.)

* **Editor's Note:** Sections 4-31.4, "Severability;" 4-37, "Reference to Hawai'i state law;" and 4-38, "Severability" were replaced by Ordinance 22-36.

CHAPTER 11*

HOUSING

Article 1. Affordable Housing.

Section 11-1.	Title.
Section 11-2.	Objectives.
Section 11-3.	Definitions.
Section 11-4.	Affordable housing requirements.
Section 11-5.	Satisfaction of affordable housing requirements.
Section 11-6.	Repealed.
Section 11-7.	Calculation of affordable sales price.
Section 11-8.	Density bonus.
Section 11-9.	Sale of lots and units.
Section 11-10.	Buyer of finished lots.
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Section 11-12.	Repealed.
Section 11-13.	Eligibility.
Section 11-14.	Resale restrictions.
Section 11-15.	Transfer of excess credits.
Section 11-16.	Section 201G projects.
Section 11-17.	Effect on existing requirements.
Section 11-18.	Adoption of rules.
Section 11-19.	Reports by housing administrator.

Article 2. Housing Production Funding.

Section 11-21.	Appropriation of funds for housing production.
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* **Editor's Note:** Chapter 11, "Housing," was repealed by Ordinance 96-162, section 21, and replaced with "Affordable Housing," pursuant to Ordinance 98-1.

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- (e) If the project applying for the excess credits was developed with a direct subsidy from the federal, state, or county governments, the administrator shall either (1) discount the excess credits earned by the value of the subsidy, or (2) require that the Agency or other public entity subsidizing the project share equitably in the proceeds from the transfer of the excess credits. If the project was developed by a nonprofit corporation and sold to qualified households earning not more than 80% of the median, or rented to qualified households earning not more than 60% of the median, the discount shall not exceed 50% of the credits. The administrator may waive these requirements if the project earning the excess credits addresses a critical housing need and the excess credits, in addition to the direct subsidy, are or were a necessary inducement to the construction of the project, or if the excess credits are earned by a nonprofit entity that will use the proceeds for the construction of more affordable housing.
- (f) For the purposes of this section, a “direct financial subsidy” includes the provision of land at below market value, or governmental construction of infrastructure necessary for a housing project, but does not include density bonuses, zoning or other permitting exemptions under section 201G-118, Hawai‘i Revised Statutes, or federal or state tax credits for the construction of rental housing.
(2005, ord 05-23, sec 2; am 2005, ord 05-111, sec 4.)

Section 11-16. Section 201G projects.

The County’s exemption authority, as contained in chapter 201G, Hawai‘i Revised Statutes, may be utilized to expedite change of zone requests, subdivision applications, and plan review as well as the consideration of reduced development standards.
(2005, ord 05-23, sec 2.)

Section 11-17. Effect on existing requirements.

This policy supersedes all previous affordable housing requirements and Hawai‘i County Housing Agency Resolution 65 dated May 2, 1990 and Ordinance 98-1. Any affordable housing condition or portion thereof in any prior rezoning ordinance which has not been fully satisfied as of the effective date of this policy shall be reassessed pursuant to this policy unless the County has previously agreed as to the specific means of satisfying the requirements, in which case, this amended policy shall apply only to the extent it is not inconsistent with the agreement. In no event shall the County of Hawai‘i reimburse or be obligated to reimburse any person or entity for the partial or full satisfaction of an affordable housing condition in any ordinance which became effective prior to the effective date of this policy.
(2005, ord 05-23, sec 2.)

Section 11-18. Adoption of rules.

The housing administrator is authorized to adopt such rules pursuant to Chapter 91, Hawaii Revised Statutes, as are necessary to carry out this ordinance.

(2005, ord 05-23, sec 2.)

Section 11-19. Reports by housing administrator.

The housing administrator may provide timely periodic reports to the council of all significant actions taken under authority of this chapter, including but not limited to the approval of excess credits, the acceptance of transferred credits, and the choice of resale restrictions.

(2005, ord 05-23, sec 2; am 2014, ord 14-8, sec 7.)

Article 2. Housing Production Funding.**Section 11-21. Appropriation of funds for housing production.**

At least \$5,000,000 per year shall be appropriated for the office of housing and community development to facilitate programs that support affordable housing production. Any remaining balance at the end of the fiscal year should be designated for this purpose.

(2022, ord 22-77, sec 1.)

Section 15-68.1. Parks and recreational facility schedule.

PARKS

Hilo/Hāmākua	
Afook-Chinen Civic Auditorium	Kaiwiki Park
Āhualani Park	Kalākaua Park
‘Āinakō Park	Kamanā Senior Center
‘Āinaola Park	Kanakea Pond
Aunty Dottie Thompson Hale	Kaūmana Caves
Aunty Sally Kaleohano’s Lū’au Hale	Kaūmana Lani Park
Bakers Beach	Keikiland Playground
Carlsmith Beach Park	Kolekole Gulch Park
Charles “Sparky” Kawamoto Swim Stadium	Kūhiō Kalaniana’ole Park
Clem Akina Park	Kukuihaele Park
East Hawai’i Cultural Center	(1) Takashi “Taka” Domingo Pavilion
Edith Kanakaole Multi-purpose Stadium	Kula’imano Park
Francis F.C. Wong Stadium	Lālākea Pond Beach Park
Frank M. Santos Park	Laupāhoehoe Point Beach Park
Gilbert Carvalho Park	Laupāhoehoe Senior Center
Haina Park	Laupāhoehoe Swimming Pool
Hakalau Veterans Park	Lehia Beach Park
Happiness Gardens	Leleiwi Beach Park
Hilo Armory	Liholiho Garden
Hilo Bayfront Beach	Lili’uokalani Gardens
Hilo Bayfront Soccerfields	Lincoln Park
Hilo Drag Strip	(1) Dr. Ruth E. Oda Playground
Hilo Municipal Golf Course	Lōkahi Park
Hilo Pōmaika’i Senior Center	Machado Acres Park
Hilo Skeet Range	Mālama Park
Honoka’a Park	Mohouli Park
(1) Lala Epenesa, Jr. Ballfield	Mokuola Island
Honoka’a Rodeo Arena	Mo’oheau Park
(1) Rose Andrade Correia Stadium	NAS Swimming Pool
Honoka’a Swimming Pool	Onekahakaha Beach Park
Honoli’i Beach Park	(1) Uncle David K. Calles, Sr. Horseshoe Courts
Honomū Park	‘Ō’ōkala Park
Ho’olulu Complex	Pa’auilo Park
Hualani Park	Pana’ewa Equestrian Center
(1) Ronald Futoshi “Harpo” Saiki Officials’ Stand	(1) Alvin “Al” Cabral Rodeo Arena Grandstand
James Kealoha Beach Park	Pana’ewa Park
	Pana’ewa Rainforest Zoo and Gardens
	Pāpa’aloa Park

PARKS (continued)

Hilo/Hāmākua (continued)	
Pepe'ekeo Community Center Princess Abigail Wahiika'ahu'ula Kawananakoa 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 Wai'olena Beach Park Waipi'o Community Park Waipi'o Look Out Wai'uli Beach Park Walter C.K. Victor Baseball Complex
Ka'ū	
Kahuku Park Laurence J. Capellas Ballfield Nā'ālehu Park Pāhala Community Center Pāhala Swimming Pool	Pāhala Tennis and Basketball Courts Punalu'u Black Sand Beach Park Representative Robert N. Herkes Gymnasium and Shelter Wai'ōhinu Park Whittington Beach Park
Kohala	
Kamakoa Nui Park Kamehameha Park (1) Shiro Takata Field 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 Kalani Schutte District Park Spencer Park at 'Ōhai'ula Beach (1) Samuel Mahuka Spencer Pavilion Waikoloa Community Park Waikoloa Neighborhood Park Waimea Church Row Park Waimea Park

PARKS (continued)

Kona	
Ali'i Kai Park Arthur C. Greenwell Park Clarence Lum Won 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 Kohanaiki Beach Park Kona Hillcrest Park	Kona Imin Center Kona Waena Swimming Pool Ku'emanu Heiau La'aloa Bay Beach Park Magic Sands Beach Park Miloli'i Beach Park Nākamalei Playground Old Kona Airport Park Pāhoehoe Beach Park Sgt. Rodney J. T. Yano Memorial Hall Wai'aha Beach Park William Charles Lunalilo Playground

Puna	
'Āhalanui Park/Maunakea Pond A.J. Watt Gym Glenwood Park Hawaiian Beaches Park Herbert Shipman Park (1) Buddy Perry Soccer Field Isaac Kepo'okalani Hale Beach Park Kahakai Park Kea'au Community Center	Kurtistown Park Mt. View Park Pāhoa District Park (1) Ginny Aste Skate Park (2) Pāhoa Aquatic Center (3) Pāhoa Neighborhood Facility Volcano Park

CEMETERIES

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

Ka‘ū	
Nā‘ālehu 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 00-15, sec 2; ord 00-66, sec 2; ord 00-113, secs 1 and 2; am 2002, ord 02-58, sec 2; am 2003, ord 03-99, sec 2; ord 03-135, sec 2; am 2004, ord 04-79, sec 2; am 2005, ord 05-40, sec 2; ord 05-96, sec 2; am 2006, ord 06-127, sec 2; ord 06-149, sec 3; am 2007, ord 07-22, sec 4; am 2008, ord 08-7 sec 5; ord 08-22, sec 2; ord 08-35, sec 2; ord 08-121, sec 2; ord 08-142, sec 2; am 2009, ord 09-32, sec 3; am 2010, ord 10-11, sec 3; am 2011, ord 11-90, sec 3; am 2012, ord 12-164, sec 2; am 2014, ord 14-57, sec 2; am 2015, ord 15-60, sec 4; am 2016, ord 16-111, sec 2; ord 16-112, sec 2; ord. 16-113, sec 4; am 2017, ord 17-61, sec 2; am 2018, ord 18-2, sec 2; ord 18-20, sec 3; ord 18-21, sec 2; ord 18-22, sec 2; ord 18-44, sec 2; ord 18-61, sec 2; ord 18-83, sec 2; am 2019, ord 19-43, sec 2; am 2020, ord 20-59, sec 2; am 2021, ord 21-3, sec 2; am 2022, ord 22-9, 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 93-97, sec 1.)

Section 15-70. Director to establish time limits.

The director may establish reasonable limitations on the duration and frequency of any farmers market activities that may be allowed. (1993, ord 93-97, sec 1.)

Section 15-71. Site map.

The department may apportion and/or delineate the area within the County park as the facility where the farmers market activity is allowed. The department shall provide a map of the farmers market site clearly delineating all farmers market spaces reserved for the exclusive use of any person granted a permit. (1993, ord 93-97, sec 1.)

Section 15-72. Farmers market facility schedule.

Farmers markets at County parks and facilities shall be designated by ordinance and included within the following schedule:

FARMERS MARKETS

Hilo/Hāmākua	
Hakalau Veterans Park Mo'ohau Park	
Ka'ū	
Kohala	
Kamehameha Park	

Kona	

Puna	
Pāhoā District Park Volcano Park	

(1993, ord 93-97, sec 1; am 2017, ord 17-54, sec 1; am 2018, ord 18-22, sec 3; ord 18-56, sec 1; am 2022, ord 22-23, sec 1.)

Section 15-73. Permit; fee.

- (a) All responsible persons, eighteen years of age or older, shall be allowed to secure a permit on their own to sell their products and wares grown, produced or made on the island of Hawai'i in any of the designated farmers market sites subject to policies, rules and regulations established by the director. Permits shall be issued on a first-come, first-served basis and shall be based upon a fee of \$5 per day. Each permit shall identify the permittee, the specific market space and site and the date(s) of said permit.
- (b) No permit shall be issued for more than five consecutive days, nor shall any person be granted a permit for more than fifteen days in any given calendar month. The holder of a farmers market permit shall, upon request, show the permit to any law enforcement officer, park caretaker, or any personnel of the department or any administrator or manager contracted by the department therefor.
- (c) Permit fees may be used by the department to enter into an agreement with a nonprofit organization to administer and manage a farmers market program and/or site.

(1993, ord 93-97, sec 1; am 2017, ord 17-54, sec 2.)

- (2) The transit administrator may establish fares on a temporary basis for a period not to exceed one hundred and eighty calendar days for bus routes and services.
- (h) Suspension of fares; non-applicability to some services; terminates December 31, 2023.
 - (1) All fares established by this section shall be suspended fifteen days after the effective date of this ordinance. Riders boarding and alighting any mass transit service owned, maintained, or operated by the County, shall ride free of charge.
 - (2) This subsection shall not apply to County-contracted shared-ride services, County-operated curb-to-curb van services operated by the department of parks and recreation, or County-operated non-fixed bus services provided in partnership with non-profit organizations.
 - (3) The suspension of fares shall automatically terminate on December 31, 2023, unless extended by the council.
 - (4) Each year, no later than July 30 after the close of the fiscal year, the mass transit administrator shall provide a report to the council regarding the performance of the mass transit system, including passenger trips carried by route, comparison to the prior year and any other service performance data requested by the council to evaluate the suspension of fares prescribed by this subsection.

(1986, ord 86-15, sec 2; am 1990, ord 90-37, sec 7; ord 90-91, sec 1; am 2004, ord 04-141, sec 1; am 2005, ord 05-151, sec 1; am 2007, ord 07-141, sec 2; am 2009, ord 09-160, sec 2; am 2011, ord 11-62, sec 2; am 2012, ord 12-36, sec 1; am 2013, ord 13-32, sec 1; ord 13-76, sec 2; ord 13-109, sec 1; am 2016, ord 16-95, sec 2; am 2022, ord 22-12, sec 2.)

Section 18-91. Baggage.

A driver of any mass transit bus owned, maintained and operated by the County shall charge \$1 for each piece of baggage, including large backpacks, except that any small bag such as a train case, handbag, briefcase, or a package that can be carried on the lap of the passenger and within the passenger's respective seat shall be conveyed without charge.

(1986, ord 86-15, sec 2; am 2011, ord 11-62, sec 2.)

Section 18-92. Fare schedules.

FARE SCHEDULE A	
Shared-Ride Fares	
One-Way Mileage	No. of Coupons (Per Person)
0 — 4.0 miles	1 coupon
4.1 — 9.0 miles	2 coupons

Rates are maximum charge per zone. Shared-ride carriers may charge less at their discretion.
 (1990, ord 90-37, sec 8; ord 90-91, sec 4; am 2001, ord 01-82, sec 1; ord 01-84, sec 1; am 2011, ord 11-62, sec 2.)

Division 2. Paratransit Service.

Section 18-93. Establishment of paratransit service.

- (a) The mass transit agency shall provide a paratransit service to complement the fixed route services operated by the County. This paratransit service shall be referred to as Hele-On Kāko‘o.
- (b) Hele-On Kāko‘o shall comply with all federal and state regulations that relate to paratransit as a complement to fixed route services for public transportation.
 (2016, ord 16-108, sec 1.)

Section 18-94. Definitions.

As used in this division, unless the context otherwise requires:

“Paratransit service” means the County public transportation service which complements the current fixed routes providing origin-to-destination service to eligible individuals under the Americans with Disabilities Act of 1990.

“Rider” means a person deemed eligible to ride on the paratransit service in accordance with the Americans with Disabilities Act of 1990; Code of Federal Regulations 49, part 37, subpart F, section 37.123 or a person certified as eligible for paratransit services by the mass transit agency.

(2016, ord 16-108, sec 1.)

Section 18-95. Eligibility.

- (a) The mass transit agency shall approve or deny applications for Hele-On Kāko‘o services within twenty-one calendar days after receipt. Approval may include a finding that an applicant is eligible for some but not all of Hele-On Kāko‘o services. Specific reasons shall be cited for any decision other than complete approval.
- (b) If a decision has not been made within twenty-one calendar days, the applicant shall be deemed eligible for paratransit service on a temporary basis until a decision has been made.

- (c) Individuals found eligible for Hele-On Kāko‘o service will be issued a paratransit identification card.
(2016, ord 16-108, sec 1.)

Section 18-96. Suspension of service.

- (a) The mass transit agency may suspend the provision of Hele-On Kāko‘o services to riders who miss three or more scheduled trips.
 - (b) Trips missed by an individual for reasons beyond the individual’s control including, but not limited to, trips missed due to operator error, shall not be included in any count of missed scheduled trips.
 - (c) Before suspending service, the mass transit agency shall notify the individual in writing:
 - (1) That the County proposes to suspend service, citing the extent of the suspension, the basis for, and the length of the proposed suspension or restriction of service; and
 - (2) Of their opportunity to appeal the mass transit agency’s decision.
- (2016, ord 16-108, sec 1.)

Section 18-97. Appeals.

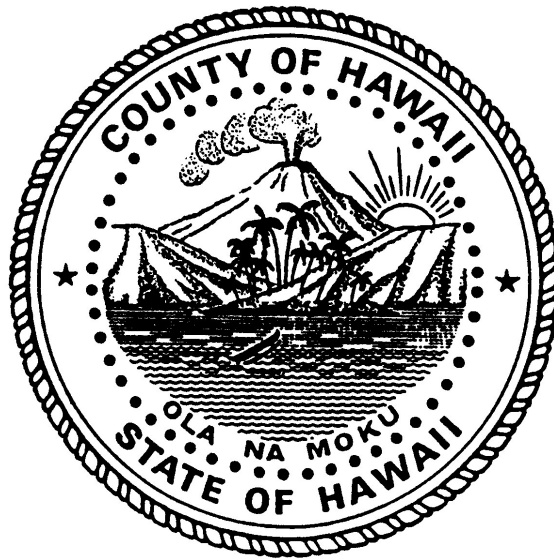
- (a) Any applicant or rider who is aggrieved by a decision by the mass transit agency regarding eligibility or suspension, may appeal the decision to the County transportation commission.
 - (b) Appeals must be filed with the commission within sixty days of notification of the agency’s determination.
 - (c) The commission shall afford the applicant or rider an opportunity to be heard and to present information or arguments or both.
 - (d) The commission shall provide a final decision within thirty days of the completion of the appeal process. The County shall not be required to provide paratransit service to the individual pending the resolution of the appeal. However, if the commission does not provide a decision within this time, service shall resume or be provided to the individual.
- (2016, ord 16-108, sec 1.)

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THE HAWAI‘I COUNTY CODE

1983 (2016 Edition, as amended)

Update to include: Supplement 12 (7-2022)
Contains ordinances effective through: 06-30-22



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) 961-8255

Volume Two

(c) South Hilo
<ul style="list-style-type: none"> • Waiānuenuenu Avenue in South Hilo, from Kapi‘olani Street to Hāla‘i Street, during the school hours of 7:00 a.m. to 8:00 a.m. and 2:00 p.m. to 3:00 p m., except at marked crosswalks.
(d) Ka‘ū
(e) Kohala
(f) Kona
(g) Puna

(1996, ord 96-163, sec 2; am 2010, ord 10-82, sec 1; am 2013, ord 13-52, sec 2.)

Division 5. Parking.

Section 24-279. Schedule 27. Parking on pavement prohibited at all times.

When signs are erected giving notice thereof, no person shall at any time park a vehicle upon any of the following described streets or portions of streets:

(a) Hāmākua
<ul style="list-style-type: none"> • Loke Street, both sides, between Ohia Street and Miulana Place.
(b) North Hilo
(c) South Hilo
<ul style="list-style-type: none"> • Desha Avenue, both sides, between Andrews Avenue and Baker Avenue. • Government Road (TMK 2-7-029), North Hāmākua side, from a point five hundred fifty-seven feet West of Old Māmalahoa Highway to Western terminus. • Government Road (TMK 2-7-029), South Hilo side. • Hualilili Street, both sides, beginning at Kaūmana Drive and extending one hundred sixty-eight feet in the southeasterly direction. • Ka‘ie‘ie Homestead Road, for its entire length. • Kīlauea Avenue, both sides, between Kawaiiani Street and Ohea Street. • The old Māmalahoa Highway, mauka side, beginning at the Plantation Road and ending at the unnamed roadway leading into Onomea Park Subdivision. • Pukihae Street, for its entire length.

(d) Ka‘ū
(e) Kohala
<ul style="list-style-type: none"> • Pomaika'i Place, both sides, for its entire length. • Kaomoloa Road, from Highway 190 to Kaleiohu Street.
(f) Kona
<ul style="list-style-type: none"> • Ahikawa Street. • Ali'i Drive from Disappearing Sands Beach to the County park adjacent to Keauhou Hotel, except as provided in schedule 28, sections 24-280(d)(9) and (d)(10). • Belt Highway, mauka side, beginning at station 30+30 and extending four hundred thirty-five feet in the southerly direction to the Phillips 66 service station in Kainaliu. • The first street off Kinue Road mauka of Māmalahoa Highway and located between Māmalahoa Highway and Muliwai Place in the J. M. Tanaka Subdivision in Kealakekua, South Kona. • Marlin Road. • Ono Road. • Puuhalo Street, from a point thirty-five feet northwest of Konalani Street to a point thirty-five feet southeast of Palihilo Street, both sides.
(g) Puna
<ul style="list-style-type: none"> • Kalapana-Kapoho Beach Road, on the north (mauka) side, from a point four hundred feet southwest of Oliana Drive and extending four hundred fifty feet in the southwesterly direction. • Kalapana-Kapoho Beach Road, on the north (mauka) side, from a point one thousand feet southwest of Oliana Drive and extending one hundred fifty feet in the southwesterly direction. • Kalapana-Kapoho Beach Road, on the north (mauka) side, from a point one thousand three hundred eighty-five feet southwest of Oliana Drive and extending four hundred forty-five feet in the southwesterly direction. • Kalapana-Kapoho Beach Road, on the south (makai) side, from Oliana Drive to the Kehena Beach Parking Lot.

(1996, ord 96-163, sec 2; am 1997, ord 97-141, sec 1; am 2008, ord 08-41, sec 1; am 2014, ord 14-104, sec 2; am 2015, ord 15-3, sec 2; ord 15-90, sec 2; am 2018, ord 18-19, sec 1; ord 18-37, sec 1; am 2022, ord 22-15, sec 1.)

VEHICLES AND TRAFFIC

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Section 24-280. Schedule 28. No parking at anytime.

When signs are erected giving notice thereof, no person shall at any time park a vehicle upon any of the following described streets or portion of streets:

(a) Hāmākua
• Kika Street, Waipi‘o side, in Honoka‘a.
• Ko‘a Street, makai side, in Honoka‘a.
• Koniaka Place, for its entire length.
• Kukui Street, beginning at Pakalana Street and extending five hundred ninety feet in the easterly direction.
• Lehua Street, Hilo side from Māmane Street to the Catholic Church.
• Lehua Street, Waipio side, beginning from Māmane Street and ending one hundred seventy feet in the mauka direction.
• Māmalahoa Highway, mauka side, from the Pa‘auilo School Road to the Hawai‘i Belt Road (Project DF-019-2(5)) in Pa‘auilo.
• Pakalana Street, Waipio side, from Māmane Street to a distance of one hundred feet mauka of Kukui Street.
• Plumeria Street, Waipio side, in Honoka‘a.

(g) Puna
<ul style="list-style-type: none"> • Hale Pule Loop, from its northernmost intersection with the Volcano Highway to its intersection with Hale Kula Road.
<ul style="list-style-type: none"> • Mauka side of the government road in front of Harry K. Brown Park in Kalapana, from the entrance to the parking lot to six hundred feet in the Volcano direction.
<ul style="list-style-type: none"> • Kahakai Boulevard, northeast (makai) side, between the two driveways of Keonepoko Elementary School along the southwest property line of parcel number 1-5-009:059.
<ul style="list-style-type: none"> • Kalapana Beach Road, from the Kapoho-Pāhoā-Kaimū intersection for a distance of two hundred forty feet in the Kapoho direction.
<ul style="list-style-type: none"> • Kalapana/Kapoho Beach Road, on the mauka side directly across from Pualā'a Beach Park for a total distance of four hundred thirty feet.
<ul style="list-style-type: none"> • Kalapana-Kapoho Beach Road, on the north (mauka) side, from a point eight hundred fifty feet southwest of Oliana Drive and extending one hundred fifty feet in the southwesterly direction.
<ul style="list-style-type: none"> • Kalapana-Kapoho Beach Road, on the north (mauka) side, from a point one thousand one hundred fifty-five feet southwest of Oliana Drive and extending two hundred thirty-five feet in the southwesterly direction.
<ul style="list-style-type: none"> • Kalapana-Kapoho Beach Road, on the north (mauka) side, from Oliana Drive to a point four hundred feet in the southwesterly direction.
<ul style="list-style-type: none"> • Kamā'ili Road, Kalapana side, from a point five hundred feet mauka of the truck runway ramp to a point three hundred feet makai of the truck runway ramp.
<ul style="list-style-type: none"> • Ka'ōhe Homestead Road, east side, from the athletic field driveway and extending southerly to an area just past the County of Hawai'i Deep Well Site, a distance of one thousand two hundred twenty feet.
<ul style="list-style-type: none"> • Ka'ōhe Homestead Road, west side, from the Pāhoā Road to and including the Pāhoā School gym.
<ul style="list-style-type: none"> • Kauhale Street, on the west side, beginning at Pāhoā Road and extending two hundred twelve feet in the southerly direction.
<ul style="list-style-type: none"> • Kea'au Civic Center Road, Puna (makai) side.
<ul style="list-style-type: none"> • Kea'au-Pāhoā Road, north side, from Ka'ōhe Homestead Road and extending five hundred fifteen feet to the Sacred Hearts Church driveway.
<ul style="list-style-type: none"> • Māmalahoa Highway in Kea'au, from the Kea'au Store for a distance of one thousand feet in the volcano direction.
<ul style="list-style-type: none"> • On the roadway on the 'Ōla'a to Kapoho Road from the 'Ōla'a boundary of Pāhoā Park to a point four hundred feet on the 'Ōla'a side of the Pāhoā Garage.
<ul style="list-style-type: none"> • Old Volcano Road, in Kea'au Village, both sides, beginning at a point eighty-two feet northeast of Pili Mua Street and extending nine hundred sixty feet in the northeasterly direction.

(g) Puna (Continued)
<ul style="list-style-type: none"> • Ka'ū side of roadway in the vicinity of the old Nakamura Store in Kapoho on both sides of curve of Pāhoa-Kumukahi Lighthouse Road for a distance of eight hundred twenty feet west from a point approximately one thousand one hundred fifty feet northwest of Project marker F.A.P. No. S-4132 and ER-8.
<ul style="list-style-type: none"> • Mauka side between Pāhoa town and the school.
<ul style="list-style-type: none"> • Route 130, east side, beginning at Kahakai Boulevard and extending three hundred fifty feet in the southerly direction toward Pāhoa Village.

(1996, ord 96-163, sec 2; am 1996, ord 96-155, sec 1; am 1997, ord 97-25, sec 1; ord 97-28, secs 1 and 2; ord 97-58, sec 1; ord 97-109, sec 1; ord 97-110, sec 1; ord 97-123, sec 1; ord 97-129, secs 1 and 2; am 1998, ord 98-31, secs 1, 2, and 3; ord 98-40, sec 2; ord 98-62, sec 1; ord 98-73, secs 1 and 2; ord 98-74, secs 2, 3, 4, and 5; ord 98-85, sec 2; ord 98-89, secs 1 and 2; am 1999, ord 99-62, sec 1; ord 99-84, sec 3; ord 99-90, sec 1; ord 99-92, secs 1 and 2; ord 99-128, sec 1; ord 99-134, secs 1-5; am 2000, ord 00-12, sec 1; ord 00-29, secs 1 and 2; ord 00-79, sec 4; ord 00-80, sec 1; ord 00-129, sec 1; ord 00-130, sec 2; am 2001, ord 01-8, sec 1; ord 01-9, sec 3; ord 01-119, sec 3; am 2002, ord 02-91, sec 1; am 2004, ord 04-25, secs 1 and 2; am 2008, ord 08-174, sec 1; am 2009, ord 09-22, sec 1; ord 09-61, sec 2, ord 09-145, sec 2; am 2010, ord 10-3, sec 2; am 2011, ord 11-15, sec 1; ord 11-33, sec 1; ord 11-89, sec 2; ord 11-120, sec 2; am 2012, ord 12-2, sec 2; ord 12-8, sec 2; ord 12-22, sec 2; ord 12-48, sec 2; ord 12-104, sec 2; ord 12-121, sec 2; am 2013, ord 13-1, sec 2; ord 13-69, sec 2; ord 13-71, sec 2; am 2014 ord 14-7, sec 2; ord 14-29, sec 2; ord 14-47, sec 2; ord 14-49, secs 2, 3, and 4; ord 14-62, sec 2; am 2015, ord 15-14, secs 2 and 3; ord 15-89, sec 2; ord 15-92, sec 2, ord 15-107, sec 2; ord 15-112, sec 2; am 2016, ord 16-1, secs 2, 3, and 4; ord 16-25, sec 2; ord 16-78, secs 2 and 3; am 2017, ord 17-27, sec 2; ord 17-51, sec 2; ord 17-52, sec 2; am 2022, ord 22-15, sec 2.)

Section 24-281. Schedule 29. Parking prohibited during certain hours on certain streets; tow-away zone.

When signs are erected giving notice thereof, no person shall stop, stand or park a vehicle between the hours specified herein upon any of the streets or parts of streets as follows:

(a) Hāmākua
(b) North Hilo
<ul style="list-style-type: none"> • Old Māmalahoa Highway, mauka side, at Pāpa'aloa, beginning at a point two hundred thirty-three feet on the Hilo side of Kaiwilahilahi Bridge for a distance of one hundred fifty-four feet in the Hilo direction from 7:00 a.m. to 5:00 p.m.

Para-graph	Ord. No.	Effective Date	General Location	TMK of Parcel Affected	Original Zoning	Final Zoning	1975 C.C.
(265)	21-1	01-08-21	Puapua'aiki 1st and Puapua'anui 1st, North Kona	7-5-017:001	(Amends Ord. 05-115) (Effective Date 8-5-05)		
(266)	21-2	01-08-21	Puapua'aiki 1st and Puapua'anui 1st, North Kona	7-5-017:019	(Amends Ord. 05-113) (Effective Date 8-5-05)		
(267)	21-25	03-16-21	Ka'u, North Kona	7-2-005:001	(Amends Ord. 09-131) (Effective Date 11-4-09)		
(268)	21-27	03-31-21	Ka'u, North Kona	7-2-005:001	(Amends Ord. 09-132 that Amended 06-105) (Effective Date 11-4-09)		
(269)	21-40	06-21-21	Kalaoa 1st and 2nd, North Kona	7-3-011:068	(Amends Ord. 04-149) (Effective Date 12-8-04)		
(270)	22-34	04-21-22	Honokōhau 1st and 2nd, North Kona	7-4-008:013, 030, 074, 076-078, 084-085, and 090-100	(Amends Ord. 18-115 that Amended 04-110) (Effective Date 12-5-2018)		
(271)	22-48	04-29-22	O'oma, 1st, North Kona	7-3-017:024	A-1a	RS-15	

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Para-graph	Ord. No.	Effective Date	General Location	TMK of Parcel Affected	Original Zoning	Final Zoning	1975 C.C.
(102)	08-179	12-31-2008	Waikā, North Kohala	5-9-007:003	(Amends Ord. 95-119) (Effective Date 10-12-95)		
(103)	09-129	10-20-09	Kahuā and Waikā, North Kohala	5-9-005:004 and 005	A-20a	FA-3a	
(104)	10-99	10-22-10	Kapu 'a and Pūehuehu	5-4-008:001	A-20a	FA-2a	
(105)	10-101	10-22-10	Pahoa, North Kohala	5-5-019:025 and 027 (portions)	A-20a, RS-7.5	RS-15, RS-10, RS-7.5, Open	
(106)	13-28	3-13-2013	Waikoloa, South Kohala	6-8-002:Por. 021	A-5a	CV-20	
(107)	13-29	3-13-2013	Waikoloa, South Kohala	6-8-002:Por. 016	(Amends Ord. 07-127, that amended Ord. 05-157, Ord. 95-51, and 90-160 – Effective Date 9-20-2007)		
(108)	13-30	3-13-2013	Kahuā 1st, North Kohala	5-9-007:007	(Amends Ord. 07-106, which amended Ord. 02-21, Ord. 98-87, and Ord. 90-08 -- Effective Date 8-14-2007)		
(109)	15-72	7-20-2015	Ouli, Waimea, South Kohala	6-2-005:008	A-3A	RA-1.5a	
(110)	15-18	3-16-2016	Kānehoea Subdivision, South Kohala	6-2-009:013	A-5a	RA-2a	
(111)	20-25	4-20-2020	Kahuā 1st, North Kohala	5-9-001:008	RS-15	RA-5a	
(112)	22-66	6-15-2022	Waimea, South Kohala	6-5-007:045-0001 and 0002	A-1a	RS-15	

ZONING MAP (‘Upolu Point-Ka‘auhuhu Homesteads)

§ 25-8-8

Paragraph	Ord. No.	Effective Date	General Location	TMK of Parcel Affected	Original Zoning	Final Zoning	1975 C.C.
(1)	167	11-20-1968	Kaaupuu 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	Kaaupuu Homesteads, Kaaupuu, 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	Kaaupuu, Mahukona 1st and Niunulunii,	5-5-01:Por. 5	A-20a	A-10a	7.06(t)
(7)	619	9-11-1980	Kaaupuu, North Kohala	5-5-01:29	A-20a	A-5a	7.06(v)
(8)	815	8-24-1982	Kaaupuu 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	Kaaupuu 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	

Para-graph	Ord. No.	Effective Date	General Location	TMK of Parcel Affected	Original Zoning	Final Zoning	1975 C.C.
(39)	97-09	1-20-1997	Waimea, South Kohala	6-5-08:32	A-1a	RS-15	
(40)	97-24	2-27-1997	Waimea, South Kohala	6-5-07:25	A-1a	RS-10	
(41)	97-95	7-3-1997	Puukapu Homesteads, First Series, Puukapu, South Kohala	6-4-01:35	A-40a	FA-3a	
(42)	98-23	3-16-1998	Puukapu, Waimea, South Kohala	6-4-01:92	A-5a	CN-7.5	
(43)	98-67	7-2-1998	Puukapu, Waimea, South Kohala	6-4-2:148	A-3a	FA-1a	
(44)	99-22	2-28-1999	Puukapu, Waimea, South Kohala	6-4-2:3	A-40a	A-5a	
(45)	99-24	2-28-1999	Puukapu, Waimea, South Kohala	6-4-01:Por. of 42	A-5a	RS-10, CV-7.5	
(46)	99-114	10-8-1999	Puukapu, Waimea, South Kohala	6-4-01:124 and Por. of 140	A-5a, RS-15	RA-5a	
(47)	99-148	12-10-1999	Puukapu, Waimea, South Kohala	6-4-1:Por. of 41	A-5a	CN-10, RS-10, RS-20	
(48)	99-152	12-10-1999	Puukapu, Waimea, South Kohala	6-4-6:85	A-5a	CV-7.5, FA-3a	
(49)	00-104	9-18-2000	Lanikepu, Waimea, South Kohala	6-2-1:91	A-40a	A-5a	
(50)	01-115	11-30-2001	Puukapu, South Kohala	6-4-30:15	A-40a	A-5a	
(51)	02-25	2-28-2002	Ouli, Lanikepu, Lalamilo, Waikoloa and Puukapu, Waimea, South Kohala	6-2-01:9; 6-07-01: Por. of 25; 6-7-02: 9, 48, and Por. of 17; and 6-8-01: Pors. of 1 and 8	(Amends Ord. 96-117) (Effective date 9-26-96)		

Para-graph	Ord. No.	Effective Date	General Location	TMK of Parcel Affected	Original Zoning	Final Zoning	1975 C.C.
(52)	02-98	8-28-2002	Puukapu, Waimea, South Kohala	6-4-24:22	(Amends Ord. 94-56) (Effective date 5-18-94)		
(53)	02-99	8-28-2002	Puukapu, Waimea, South Kohala	6-4-24:23	A-5a	CN-10	
(54)	02-107	9-12-2002	Puukapu, Waimea, South Kohala	6-4-24:Por. of 27	(Amends Ord. 93-65) (Effective date 6-22-93)		
(55)	05-169	12-27-2005	Waimea, South Kohala	6-4-17:40	A-40a	A-5a	
(56)	07-112	9-11-2007	Waimea, South Kohala	6-5-001:020	A-40a, A-1a	A-400a	
(57)	07-181	12-26-07	Waikoloa, Waimea	6-7-002:020 and Por. of 051	A-40a, ML-20	CV-7.5	
(58)	11-73	9-1-2011	Pu‘ukapu, Waimea, South Kohala	6-4-017:042	A-40a	A-5a	
(59)	13-11	2-13-2013	Pu‘ukapu Homesteads, 1st series, Pu‘ukapu, South Kohala	6-4-001:099	A-40a	RA-5a	
(60)	13-102	10-16-2013	Puukapu Homesteads, 2nd series, South Kohala	6-4-018:087	A-5a	FA-2a	
(61)	15-37	4-24-2015	Waimea Homesteads, South Kohala	6-5-011:030	A-1a	RS-20	
(62)	16-82	8-18-2016	Pu‘ukapu Homesteads, 2nd series, South Kohala	6-4-017:023, 064-067 and 078 (formerly 6-4-017:023)	(Amends Ord. 889) (Effective date 6-21-83)		
(63)	17-50	7-18-2017	Pu‘ukapu, Waimea, South Kohala	6-4-001:152	A-5a	FA-2a	
(64)	18-01	1-4-2018	Waimea Homesteads, South Kohala	6-5-004:049	A-1a	RS-20	
(65)	19-67	06-04-19	Pu‘ukapu Homesteads 2nd series, Waimea, South Kohala	6-4-017:043	A-40a	A-5a	
(66)	22-13	02-24-22	Pu‘ukapu, South Kohala	6-4-017:042	(Amends Ord. 11-73) (Effective date 9-1-11)		

Para-graph	Ord. No.	Effective Date	General Location	TMK of Parcel Affected	Original Zoning	Final Zoning	1975 C.C.
(18)	90-114	9-26-1990	Waikoloa, South Kohala	6-8-03:Por. 8	RM-3	CV-10	
(19)	90-159	12-27-1990	Waikoloa, South Kohala	6-8-01:Por. 52, 6-8-22: Pors. 2 and 35	CV-10, U, O	U, CV-10, U	
(20)	91-112	11-18-1991	Waikoloa, South Kohala	6-9-08:2, 6, 7, 9, 10, 11, 12 and 13	U	RM-4, RM-6, RM-8, CV-10, ML-20, O	
(21)	92-139	12-4-1992	Waikoloa, South Kohala	6-8-01:Por. 54, 6-8-22: Por. 7	RM-4, O	O, RM-4	
(22)	92-140	12-4-1992	Waikoloa, South Kohala	6-8-22:Pors. 19, 21 and 33	CV-10, O, RM-3	RM-3, O	
(23)	94-31	3-21-1994	Waikoloa, South Kohala	6-9-08:Por. 2	RM-6, RM-8, O, CV-10	O, CV-10, RM-6, RM-8, CV-10, O	
(24)	95-37	3-7-1995	Waikoloa, South Kohala	6-8-01:Por. 54, 6-8-22: Por. 10 and 35	RM-4, O	O, RM-4	
(25)	95-64	5-10-1995	Waikoloa, Kalahuipuaa and Anaehoomalū, South Kohala	6-8-01:Por. 54, 6-8-22:Por. Por. 1, 3, 4, 5, 7, 9, 27 and 32	O, RM-3, RM-4, V-1.25	O, RM-3, RM-4, V-1.25	
(26)	97-49	3-24-1997	Anaehoomalū, South Kohala	6-9-07:15	O	V-2a	
(27)	03-149	11-14-2003	Waikoloa, South Kohala	6-8-27:1, 3-7, 9-12, 16-27, and 29-35	RM-3	RS-20	
(28)	03-169	12-19-2003	Anaehoomalū, South Kohala	6-9-7:15	O	V-2a	
(29)	05-102	6-17-2005	Anaehoomalū, South Kohala	6-8-33:1-6, 8-14, 16-18, 20-49	RM-3, RM-4	RM-20	
(30)	17-32	5-15-2017	Waikoloa, South Kohala	6-8-001:058	A-5a	MCOX-20	

Para-graph	Ord. No.	Effective Date	General Location	TMK of Parcel Affected	Original Zoning	Final Zoning	1975 C.C.
(31)	22-35	4-21-2022	Waikoloa, South Kohala	6-9-008:021 Pors. 027, 028 and 031	O, RM-8	RM-6, RS-10	
(32)	22-46	4-29-2022	Waikoloa, South Kohala	6-9-008: Pors. 013, 022, 025, 029 and 033	O, RM-4, RM-6, RM-8, CV-10	PD	

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ZONING MAP (Waikoloa Village)

§ 25-8-14

Para-graph	Ord. No.	Effective Date	General Location	TMK of Parcel Affected	Original Zoning	Final Zoning	1975 C.C.

Para-graph	Ord. No.	Effective Date	General Location	TMK of Parcel Affected	Original Zoning	Final Zoning	1975 C.C.
(41)	16-48	5-23-2016	Kea'au, Puna	1-6-152:020	A-20a	ML-20	
(42)	17-65	9-29-2017	Kea'au, Puna	1-6-141:002	A-20a	MG-20	

ZONING MAP No. 7.19--(Volcano-Mt. View)

§ 25-8-23

Para-graph	Ord. No.	Effective Date	General Location	TMK of Parcel Affected	Original Zoning	Final Zoning	1975 C.C.
(1)	347	10-26-1970	Olaa Summer Lots, Olaa, Puna	1-9-13:2, 3 and Por. 7	O	RS-20	7.19(a)
(2)	591	6-27-1973	Olaa Summer Lots, Olaa, Puna	1-9-04:Por. 10 and 12	CV-10	RS-20	7.19(b)
(3)	40	6-18-1974	Olaa Summer Lots, Olaa, Puna	1-9-04:Por. 10 and 12	RS-20	CV-10	7.19(c)
(4)	292	7-11-1977	Mt. View, Puna	1-8-02:48	CV-10	RS-10	7.19(d)
(5)	95-101	8-23-1995	Olaa, Puna	1-9-04:Por. 6	RS-20	CV-10	
(6)	95-124	10-25-1995	Olaa, Puna	1-9-04:Por. 14	RS-20	CV-20	
(7)	03-06	2-4-2003	‘Ōla‘a, Puna	1-9-4:Por. of 14	RS-20	CV-20	
(8)	12-128	9-27-2012	‘Ōla‘a, Puna	1-8-002:064	RS-10	CV-10	
(9)	20-21	4-6-2020	‘Ōla‘a, Puna	1-9-004:004	RS-20	CV-10	
(10)	21-31	5-3-2021	‘Ōla‘a, Puna	1-8-002:064	(Repeals Ord. 12-128) (Effective date 9-27-2012)		
(11)	22-22	3-8-2022	‘Ōla‘a Summer Lots, Puna	1-9-004:051	RS-20	CV-10	

Para-graph	Ord. No.	Effective Date	General Location	TMK of Parcel Affected	Original Zoning	Final Zoning	1975 C.C.
(12)	86-107	9-26-1986	Waiakahiula, Puna	1-5-13:26, 27 and Por. 44	RS-15	CV-10	
(13)	87-109	10-28-1987	Waiakahiula, Puna	1-5-13:26, 27 and Por. 44	(Amends Ord. 86-107) (Effective Date 9-26-1986)		
(14)	87-117	11-30-1987	Waiakahiula, Puna	1-5-03:Por. 37	RS-10	CN-20	
(15)	91-116	12-2-1991	Keonepoko, Puna	1-5-07:20	A-1a	CN-20	
(16)	92-70	6-15-1992	Nanawale Homesteads, Puna	1-5-14:7, 8 and Por. 23	RS-15	CV-10	
(17)	98-128	12-7-1998	Keonepoko, Puna	1-5-7:Por. 21	A-1a	CN-20	
(18)	99-125	11-1-1999	Waiakahiula, Puna	1-5-6:23	A-1a	CV-10	
(19)	00-77	7-18-2000	Keonepoko-Iki, Puna	1-5-7:80	A-1a	MCX-20	
(20)	00-128	11-24-2000	Keonepoko, Puna	1-5-07:20	(Amends Ord. 91-116) (Effective Date 12-2-1991)		
(21)	03-111	7-9-2003	Keonepoko, Puna	1-5-07:20	(Amends Ord. 00-128) (Effective date 11-24-00)		
(22)	09-168	12-30-2009	Nanawale Homesteads, Puna	1-5-014:007	(Amends Ord. 92-70) (Effective date 6-15-92)		
(23)	10-88	10-7-2010	Keonepoko, Puna	1-5-007:020	(Amends Ord. 03-111) (Effective date 7-9-03)		
(24)	13-123	12-13-2013	Keonepoko-Iki, Puna	1-5-007:006, 069, & 070	A-1a	CV-10	
(25)	14-54	5-12-2014	Keonepoko Homestead Lots, Puna	1-5-007:061	A-1a	CV-20	
(26)	15-01	1-9-2015	Nānāwale Homesteads, Puna	1-5-014:005	RS-15	CV-10	
(27)	16-81	8-18-2016	Nānāwale Homesteads, Puna	1-5-011:008 and 1-5-011:009	RS-10	CV-10	

Para-graph	Ord. No.	Effective Date	General Location	TMK of Parcel Affected	Original Zoning	Final Zoning	1975 C.C.
(28)	17-6	1-20-2017	Waiakahiula, Puna	1-5-002:027 and 1-5-114:020 (portion)	RS-10	CV-10	
(29)	22-27	3-23-2022	Waiakahiula, Puna	1-5-003:037	RS-10	CV-20	

ZONING MAP No. 7.24--(Ka'ū District)

§ 25-8-28

Para-graph	Ord. No.	Effective Date	General Location	TMK of Parcel Affected	Original Zoning	Final Zoning	1975 C.C.
(1)	163	11-6-1968	Kiolakaa-Keaa Homesteads, Ka'ū	9-4-03:19	A-20a	A-5a	7.24(a)
(2)	252	9-3-1969	Kaunamano Homesteads, Ka'ū	9-5-12:11	A-20a	A-3a	7.24(b)
(3)	443	1-20-1972	Ninole, Wailau, and Punaluu, Ka'ū	9-5-19, 9-6-01	A-20a, O	RS-20, RS-7.5, RM-2, CV-10, V-1.5	7.24(c-1 to c-6)
(4)	540	12-1-1972	Ninole and Wailau, Ka'ū	9-5-19	O	V-1.5	7.24(d)
(5)	550	1-22-1973	Waiomao Homesteads, Waiomao and Kawela, Ka'ū	9-4-05:17	A-20a	A-5a	7.24(e)
(6)	613	11-28-1973	Ninole, Ka'ū	9-5-19:Por. 15, 25 and 26	RM-2, O	O, RM-2	7.24(f-1 to f-3)
(7)	108	5-2-1975	Punalu'u, Ka'ū	9-5-19:Por. 11	O	RS-20	7.24(g)
(8)	856	3-23-1983	Punalu'u, Ka'ū	9-6-01:1	O	V-1.5	7.24(h)
(9)	858	3-23-1983	Kiolakaa, Ka'ū	9-6-03:Por. 39	A-20a	RS-15	7.24(i)
(10)	860	3-23-1983	Wood Valley Homesteads, Ka'ū	9-4-03:Por. 16	A-20a	A-5a	7.24(j)
(11)	85-24	4-8-1985	Ninole, Wailau and Punaluu, Ka'ū	9-6-08:4	A-20a	A-10a, A-5a	
(12)	88-121	8-17-1988	Keauhou, Ka'ū	9-5-19:11, 15, 26, 33 and 35, 9-6-2:8, 37, 38, 41 and 45	O, RS-7.5, RS-20, RM-2, CV-10, CV-1.5, A-20a	RM-2, RM-2.5, RM-3, CV-10, V-1.5, O	

Para-graph	Ord. No.	Effective Date	General Location	TMK of Parcel Affected	Original Zoning	Final Zoning	1975 C.C.
(13)	94-98	9-13-1994	Keaouhou, Ka'u	9-9-06:Por. 8	A-1a, O	RS-15	
(14)	95-50	3-21-1995	Kiolakaa, Ka'u	9-4-03:15	A-20a	A-3a	
(15)	98-68	7-2-1998	Kiolakaa, Ka'u	9-4-3:58	A-20a	A-5a	
(16)	04-120	11-8-2004	Palima and Paaauu, Ka'u	9-6-5:18 and 9-6-6:4	A-20a	Agricultural Project District	
(17)	07-183	12-26-07	Keaouhou, Ka'ū	9-9-006: Por. 008	(Amends Ord. 94-98) (Effective Date 9-13-1994)		
(18)	11-11	2-23-11	Kahuku, Ka'ū	9-2-082:002	A-1a	M CX-3a	
(19)	14-108	9-12-14	Kahuku, Ka'ū	9-2-093:039, 040, 041, & 042	A-1a	CV-40	
(20)	22-65	6-15-2022	Palima and Pā'au'au, Ka'ū	9-6-005:018 & 9-6-006:004	(Amends Ord. 04-120) (Effective Date 11-8-2004)		

Para-graph	Ord. No.	Effective Date	General Location	TMK of Parcel Affected	Original Zoning	Final Zoning	1975 C.C.
(424)	19-17	02-20-19	Waiākea, South Hilo	2-4-057:029; Por. 030 & Por. 031 (Formerly 2-4-057:001)	(Amends Ord. 07-26) (Effective Date 3-20-07)		
(425)	19-26	03-25-19	Waiākea, South Hilo	2-2-023:012	(Amends Ord. 97-13) (Effective Date 2-20-97)		
(426)	19-27	03-25-19	Waiākea Homesteads 1st Series, Waiākea South Hilo	2-4-021:059	RS-15	RS-10	
(427)	19-28	03-25-19	Waiākea House Lots, Waiākea South Hilo	2-2-034:086	RS-10	CN-20	
(428)	19-34	04-08-19	Waiākea House Lots 2nd Series, Waiākea South Hilo	2-2-024:003	RS-10	CG-20	
(429)	19-39	04-25-19	Waiākea, South Hilo	2-2-034:012	(Amends Ord. 06-107) (Effective Date 7-17-06)		
(430)	19-58	05-21-19	Ponahawai, South Hilo	2-3-037:001, 2-3-044:019, and 2-3-049:053	(Amends Ord. 10-64) (Effective Date 6-18-10)		
(431)	19-90	08-21-19	Waiākea, South Hilo	2-2-39:31, 57, 68, and 69	(Amends Ord. 07-105) (Effective Date 8-14-07)		
(432)	19-92	09-18-19	Waiākea, South Hilo	2-4-080:013	A-3a	RS-10	
(433)	19-113	12-17-19	Waiākea Houselots, Waiākea South Hilo	2-2-050:043	(Amends Ord. 09-90A) (Effective Date 9-2-09)		
(434)	20-63	09-02-20	Waiākea, South Hilo	2-4-028:009	RM-1.5	RS-7.5	
(435)	20-64	09-02-20	Waiākea Houselots 2nd, Waiākea South Hilo	2-2-021:008	RS-10	CG-20	

Para-graph	Ord. No.	Effective Date	General Location	TMK of Parcel Affected	Original Zoning	Final Zoning	1975 C.C.
(436)	20-71	09-29-20	Ponahawai, South Hilo	2-3-037:019	(Amends Ord. 10-19) (Effective Date 3-18-10)		
(437)	21-17	03-01-21	Kūkūau 1st, South Hilo	2-4-025:048, 053 and 080	(Amends Ord. 10-32) (Effective Date 5-10-10)		
(438)	21-45	06-25-21	Waiākea Houselots, Waiākea, South Hilo	2-2-035:034	(Amends Ord. 09-138) (Effective Date 11-4-09)		
(439)	21-46	06-25-21	Waiākea, South Hilo	2-2-041:Portion of 75	(Amends Ord. 723) (Effective Date 11-4-81)		
(440)	21-49	07-15-21	Piopio, Waiākea	2-2-001:008, 017, 018, 019, 024, 030, and 034	Open	Industrial	
(441)	21-62	09-22-21	Waiākea, South Hilo	2-2-024:022	RS-10	CG-7.5	
(442)	21-64	10-06-21	Waiākea, South Hilo	2-4-003:Por. 021	(Amends Ord. 98-13) (Effective Date 2-24-98)		
(443)	22-1	01-11-22	Waiākea, South Hilo	2-2-035:049, and 096	RS-10	MCX-20	
(444)	22-2	01-11-22	Waiākea, South Hilo	2-2-038:028	(Amends Ord. 12-33) (Effective Date 3-6-12)		
(445)	22-14	02-24-22	Waiākea, South Hilo	2-2-032:023, 101, 102, 103 and 104	(Amends Ord. 97-106) (Effective Date 8-13-97)		

Para-graph	Ord. No.	Effective Date	General Location	TMK of Parcel Affected	Original Zoning	Final Zoning	1975 C.C.
(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	
(16)	06-116	8-8-2006	Wainaku, South Hilo	2-6-032:006	A-20a and RS-15	RA-1a	
(17)	06-117	8-8-2006	Papaa-Halepuna, South Hilo	2-6-12:Por. 4 & 2-6-13:Por. 7	(Repeals Ord. 96-152) (Effective Date 12-5-1996)		
(18)	22-42	4-21-2022	Kalaoa, South Hilo	2-7-008:130	A-20a	FA-2a	

ZONING MAP No. 7.31--(Pepe‘ekeō)

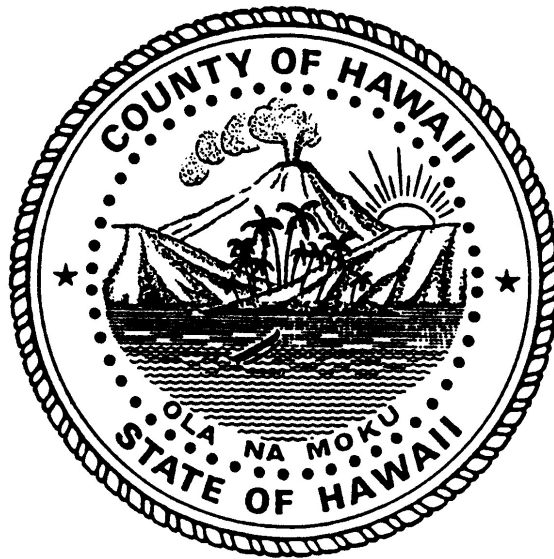
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Para-graph	Ord. No.	Effective Date	General Location	TMK of Parcel Affected	Original Zoning	Final Zoning	1975 C.C.
(1)	456	3-23-1972	Pepeekeo and Makahanaloa, South Hilo	2-8-07:Por. 1 and 53	RS-7.5	MG-5a	7.31(a)
(2)	71	11-14-1974	Pepeekeo and Makahanaloa, 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	

THE HAWAI‘I COUNTY CODE

1983 (2016 Edition, as amended)

Update to include: Supplement 12 (7-2022)
Contains ordinances effective through: 06-30-22



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) 961-8255

Volume Three

LEGISLATIVE HISTORY TABLE

Ordinances are listed by the Code chapter affected.

Abbreviations:

A = Amended or repealed section(s) of the chapter, or added new section(s)

R = Repealed and replaced chapter in its entirety

C = Created new chapter

X = Repealed the chapter

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5E	Energy Conservation Code						20-61C	21-61A	
5F	Plumbing Code						20-61C	21-61A	
6	Businesses								
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8	Dedication of Land								
9	Electricity						20-61R		
10	Erosion and Sedimentation Control								
11	Housing								22-77A
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13	Minors								
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17	Plumbing						20-61R		
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21	Sewers					19-21A			
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25	Zoning	15-33A, 15-44A, 15-45A	16-98A	17-31A	18-114A	19-100A	20-3A, 20-61A, 20-94A	21-24A, 21-26A, 21-52A	

CHAPTER NO.	CHAPTER TITLE	2015	2016	2017	2018	2019	2020	2021	2022
25	Zoning Annex	15-1A, 15-2A, 15-34A, 15-35A, 15-37A, 15-41A, 15-50A, 15-72A, 15-96A, 15-104A, 15-105A, 15-106A, 15-116A, 15-117A, 15-118A	16-10A, 16-16A, 16-18A, 16-34A, 16-45A, 16-46A, 16-48A, 16-49A, 16-50A, 16-79A, 16-80A, 16-81A, 16-82A, 16-84A, 16-85A, 16-86A, 16-87A, 16-99A	17-6A, 17-7A, 17-8A, 17-9A, 17-14A, 17-16A, 17-24A, 17-32A, 17-50A, 17-65A, 17-70A, 17-74A	18-1A, 18-31A, 18-75A, 18-95A, 18-96A, 18-97A	19-1A, 19-4A, 19-12A, 19-16A, 19-17A, 19-26A, 19-27A, 19-28A, 19-34A, 19-38A, 19-39A, 19-51A, 19-57A, 19-58A, 19-67A, 19-88A, 19-90A, 19-92A, 19-113A	20-21A, 20-25A, 20-34A, 20-41A, 20-63A, 20-64A, 20-65A, 20-71A	21-1A, 21-2A, 21-17A, 21-25A, 21-27A, 21-31R, 21-40A, 21-45A, 21-46A, 21-49A, 21-62A, 21-64A	22-1A, 22-2A, 22-13A, 22-14A, 22-22A, 22-27A, 22-34A, 22-35A, 22-42A, 22-46A, 22-48A, 22-65A, 22-66A
26	Fire		16-107A		18-15A				
27	Flood Control			17-56A	18-25A				

CHAPTER NO.	CHAPTER TITLE	2015	2016	2017	2018	2019	2020	2021	2022
28	State Land Use District Boundary Amendment Procedures								
29	Water Use and Development								
30	Development Agreements								
31	Enterprise Zone Program								
32	Special Improvement Financing by Community Facilities Districts								
33	Tax Incremental Districts								
34	Public Access								
35	Business Improvement Districts								
36	Redistricting				18-98A				

ORD. NO.	EFFECTIVE DATE	DESCRIPTION	CODE SECTION
21-65	10-06-21	Relating to the membership and tenure of the veterans advisory committee	15-62
21-66	10-06-21	Operating budget	--
21-67	10-06-21	Authorizes formation of community facilities district 1-2021 (Kaloko Heights Project) and the levy of a special tax on properties within this district	--
21-68	10-20-21	Operating budget	--
21-69	10-20-21	Operating budget	--
21-70	10-20-21	Operating budget	--
21-71	10-20-21	Operating budget	--
21-72	10-20-21	Operating budget	--
21-73	10-20-21	Operating budget	--
21-74	11-08-21	Relating to meetings of the veterans advisory committee	15-63
21-75	11-08-21	Operating budget	--
21-76	11-08-21	Capital improvements budget	--
21-77	11-08-21	Operating budget	--
21-78	11-08-21	Operating budget	--
21-79	11-18-21	Operating budget	--
21-80	11-18-21	Operating budget	--
21-81	11-18-21	Operating budget	--
21-82	11-30-21	Relating to expenditures from fund for the workforce innovation and opportunity act program	2-195
21-83	11-30-21	Operating budget	--
21-84	11-30-21	Operating budget	--
21-85	11-30-21	Operating budget	--
21-86	11-30-21	Operating budget	--
21-87	11-30-21	Relating to alcoholic beverages	14-1, 14-2.2
21-88	11-30-21	Operating budget	--
21-89	12-10-21	Implements a County transient accommodations tax	2-259 to 2-269 (new article)
21-90	12-21-21	Operating budget	--
21-91	12-21-21	Operating budget	--
21-92	12-29-21	Operating budget	--

2022

ORD. NO.	EFFECTIVE DATE	DESCRIPTION	CODE SECTION
22-1	01-11-22	City of Hilo Zone Map	ZA
22-2	01-11-22	City of Hilo Zone Map	ZA
22-3	07-01-22	Prohibiting glyphosate-based pesticides in County parks and recreational facilities	15-91 to 15-94 (new article)
22-4	01-11-22	Operating budget	--
22-5	01-11-22	Operating budget	--
22-6	01-11-22	Capital improvements budget	--
22-7	01-14-22	Capital improvements budget	--
22-8	01-14-22	Operating budget	--
22-9	06-15-22	Names the grandstand at the Pana'ewa Equestrian Center, "Alvin 'Al' Cabral Rodeo Arena Grandstand"	15-68.1
22-10	02-02-22	Capital improvements budget	--
22-11	02-02-22	Operating budget	--
22-12	02-16-22	Fares for public transportation	18-90
22-13	02-24-22	Lālāmilo-Pu'ukapu Zone Map	ZA
22-14	02-24-22	City of Hilo Zone Map	ZA
22-15	02-24-22	Traffic Schedules	24-279, 24-280
22-16	02-24-22	Operating budget	--
22-17	02-24-22	Operating budget	--
22-18	02-24-22	Operating budget	--
22-19	03-04-22	Capital improvements budget	--
22-20	03-03-22	Waiākea, South Hilo	SLUB
22-21	03-03-22	Operating budget	--
22-22	03-08-22	Volcano – Mt. View Zone Map	ZA
22-23	03-08-22	Adding Kamehameha Park to the farmers market facility schedule	15-72
22-24	03-08-22	Capital improvements budget	--
22-25	03-08-22	Operating budget	--
22-26	07-01-22	Real property taxes	19-90
22-27	03-23-22	Pāhoa Zone Map	ZA
22-28	03-23-22	Operating budget	--
22-29	03-23-22	Operating budget	--
22-30	04-07-22	Operating budget	--
22-31	04-07-22	Operating budget	--
22-32	04-07-22	Operating budget	--
22-33	04-07-22	Special tax revenue bond - Formation of community facilities district 1-2021 (Kaloko Heights Project) and the levy of a special tax on properties within this district	--

ORD. NO.	EFFECTIVE DATE	DESCRIPTION	CODE SECTION
22-34	04-21-22	North Kona Zone Map	ZA
22-35	04-21-22	Puakō-‘Anaeho‘omalu Zone Map	ZA
22-36	04-21-22	Relating to dangerous dogs	4-1-1, 4-3-1 to 4-9-6
22-37	04-21-22	Operating budget	--
22-38	04-21-22	Operating budget	--
22-39	04-21-22	Operating budget	--
22-40	04-21-22	Capital improvements budget	--
22-41	04-21-22	General Obligation Bond (\$149,500,000 – Wastewater - Design for Hilo wastewater treatment plant, WIFIA loan match, construction and emergency measures; Public Works repairs and maintenance; Parks and Recreation repairs and maintenance; Housing repairs and maintenance; Animal control facilities and maintenance; Solid Waste repairs and maintenance; Bond issuance costs)	--
22-42	04-21-22	Pāpa‘ikou-Onomea Zone Map	ZA
22-43	04-21-22	Operating budget	--
22-44	04-21-22	Operating budget	--
22-45	04-21-22	Operating budget	--
22-46	04-29-22	Puakō-‘Anaeho‘omalu Zone Map	ZA
22-47	04-29-22	‘O‘oma 1st, North Kona	SLUB
22-48	04-29-22	North Kona Zone Map	ZA
22-49	04-29-22	Operating budget	--
22-50	04-29-22	Operating budget	--
22-51	07-01-22	Salary Ordinance of 2022	--
22-52	04-29-22	Operating budget	--
22-53	04-29-22	Operating budget	--
22-54	04-29-22	Operating budget	--
22-55	04-29-22	Operating budget	--
22-56	04-29-22	Operating budget	--
22-57	05-18-22	Operating budget	--
22-58	05-18-22	Capital improvements budget	--
22-59	05-18-22	Operating budget	--
22-60	05-23-22	Operating budget	--
22-61	06-07-22	Operating budget	--
22-62	06-09-22	Operating budget	--
22-63	07-01-22	Operating budget FY 2022-2023	--
22-64	07-01-22	Capital improvements budget FY 2022-2023	--
22-65	06-15-22	Ka‘ū District Zone Map	ZA

ORD. NO.	EFFECTIVE DATE	DESCRIPTION	CODE SECTION
22-66	06-15-22	North and South Kohala District Zone Map	ZA
22-67	06-17-22	Capital improvements budget	--
22-68	06-17-22	Operating budget	--
22-69	06-17-22	Operating budget	--
22-70	06-17-22	Operating budget	--
22-71	06-17-22	Operating budget	--
22-72	06-17-22	Operating budget	--
22-73	06-20-22	Operating budget	--
22-74	06-20-22	Operating budget	--
22-75	06-20-22	Operating budget	--
22-76	06-29-22	Capital improvements budget	--
22-77	06-29-22	Housing production funding	11-21 (new article)
22-78	06-29-22	Operating budget	--
22-79	06-29-22	Operating budget	--