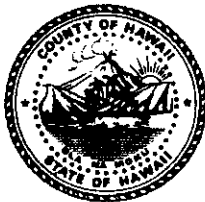


Harry Kim
Mayor



County of Hawaii

ARBORIST ADVISORY COMMITTEE

Aupuni Center • 101 Pauahi Street, Suite 3 • Hilo, Hawaii 96720
Phone (808) 961-8288 • Fax (808) 961-8742

July 12, 2007

Pete Hoffmann, Chairman
And Members of the County Council
County of Hawaii
25 Aupuni Street
Hilo, Hawai'i 96720

Dear Chairman Hoffmann and Council Members:

Re: Nomination of Exceptional Tree
Valencia Orange (Vancouver) (*Citrus sinensis*)
TMK: 8-1-009:001, Council District 7 (South Kona)

Pursuant to Section 14-60 of the Hawai'i County Code ("HCC"), the Arborist Advisory Committee recommends the above-mentioned tree be designated as an exceptional tree and added to the county's list of exceptional trees in HCC Section 14-65.

This Valencia Orange (Vancouver) is located in Kaawaloa, South Kona on the same parcel as Exceptional Tree No. 2 - Pili Nut (*Canarium sp.*). It is one of the seedlings that Capt. Vancouver gifted to Napoopoo Chieftess Kapiolani in 1791. Although the tree was cut back, a new trunk came up. The fruits have been used over the years by Punahou alumni for fundraisers on Oahu.

On behalf of the owner, the Arborist Advisory Committee requests the August 14, 2007 Council committee hearing be waived and this bill be set on the agenda for the County Council meeting in Kona on August 15, 2007. This will allow the Kona property owner and/or community the opportunity to appear at the Kona Council meeting to support the exceptional tree nomination.

Hawai'i County is an Equal Opportunity Provider and Employer.

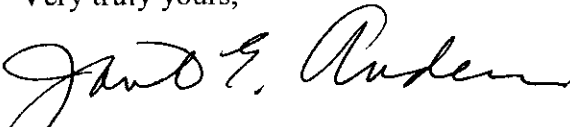
<Bill 134>

Comm. No. 540
Ref. To: Council
Ref. Date JUL 13 2007

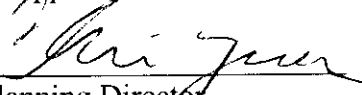
Pete Hoffmann, Chairman
And Members of the County Council
County of Hawaii
Page 2
July 12, 2007

Please feel free to contact Jan Anderson at 965-8839, or Esther Imamura at the Planning Department at 961-8288, extension 257, if you have any questions or concerns regarding this matter.

Very truly yours,

for 
Leonard Bisel
Chairman, Arborist Advisory Committee

So approved:


Planning Director

So approved:


Mayor

ARBORIST ADVISORY COMMITTEE
COUNTY OF HAWAII

EXCEPTIONAL TREE NOMINATION FORM

NOMINATOR Name: MARGARET SHATTAVER
Mailing Address: P.O. BOX 1189
CAPT. COOK 96704

May 22, 2007
Date Submitted: [REDACTED]
Bus. Phone: [REDACTED]
Res. Phone: 323-9783

NOMINEE INFORMATION

1. NAME OF TREE(s)

Common (English or Hawaiian): VALENCIA ORANGE (Vancouver)

Scientific: SIENNISS CITRUS

2. LOCATION OF TREE(s) (Be specific--Include tax map key; County Council district, location of tree on property, proximity to prominent landmarks, etc):

TMK: 8-1-0911
KAAWALO A SOUTH KONA
SOUTH OF HOME - SOUTH OF DRIVEWAY

3. DESCRIBE THE TREE: ATTACH PHOTOGRAPHS, if possible

PHOTO ATTACHED
HEALTHY CITRUS

4. PROPERTY OWNER(s) Name(s): MARGARET SHATTAVER

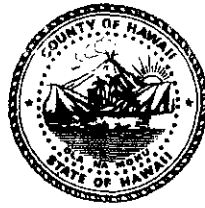
Address: [REDACTED] Bus. Phone: [REDACTED]
[REDACTED] Res. Phone: [REDACTED]

Note: The **Acceptance Form for Exceptional Tree Status by Real Property Owner** must be signed by the property owner and submitted with this nomination form.

5. CRITERIA FOR BEING AN EXCEPTIONAL TREE

- a. Significant Age GIFTED 1791 - AGE APPROX 1793 - 216 YRS
- b. Significant Size - Height 20 ft; Crown Spread (diameter) 18 ft.
Circumference of trunk 4-1/2 ft. from ground 44 INCHES
- c. Significant historical interest CAPT. VANCOUVER GIFTED SEEDLINGS TO
NAPOOPOO CHIEFTESS KAPIOLANI
- d. Significant cultural background FRUIT USED OVER THE YEARS BY PUNAHOU ALUMNI
FOR FUNDRAISER IN OAHU - CARNIVAL - FEB.
- e. Significant rarity CUTTING HAVE BEEN MADE OVER THE YEARS
- f. Significant location LANDS OF CHIEFTESS KAPIOLANI
- g. Significant aesthetic quality HEALTHY FRUIT BEARING ATTRACTIVE TREE
- h. Endemic status NONE | TREE MAINTAINED BY JOHN DAVID PARIS - 1841
HE BUILT HOUSE AND CHURCHES;
- i. Indigenous status NONE
- j. Healthy condition VERY HEALTHY - CUT BACK TURN OF CENTURY
"NEW" TRUNK CURRENT TREE

Harry Kim
Mayor



County of Hawaii

ARBORIST ADVISORY COMMITTEE

ACCEPTANCE FORM FOR EXCEPTIONAL TREE STATUS BY REAL PROPERTY OWNER

I, the undersigned, am the fee simple owner of real property on which grows a tree, stand, or grove of trees that has been nominated as an Exceptional Tree, under the criteria of Exceptional Trees set forth in Chapter 14, Article 10, Section 14-57 of the Hawai'i County Code. The real property and nominated tree/stand/grove are further described below:

TMK: (3)- 8-1-9:01 Council District: SOUTH KONA

Description of Tree/Stand/Grove: VALENCIA ORANGE REFERRED
TO AS VANCOUVER ORANGE - GIFTED BY CAPT. VANCOUVER
TO CHIEFTRESS KAPULANI. NEXT TO SHATTAUER HOME. NAPOO POO

I agree to allow the tree/stand/grove to be designated as an Exceptional Tree and placed on the list of Exceptional Trees of the County of Hawai'i in Hawai'i County Code Section 14-65 and an official map prepared and filed with the Planning Department. I understand designation as an Exceptional Tree is subject to the Arborist Advisory Committee's study and recommendation, a duly held public hearing, and acceptance by the County Council.

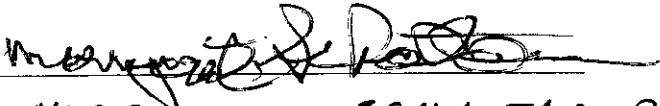
I further understand the tree must not be substantially damaged, removed or destroyed, and that any such violation shall be fined not more than \$1,000 per tree or incident, per Section 14-63 of the Hawai'i County Code.

I understand that the County of Hawai'i assumes no liability with reference to this tree and will not be responsible for its care and maintenance. However, if I need advice regarding the preservation and enhancement of the Exceptional Tree, I may contact the Arborist Advisory Committee, per Section 15-59(b) of the Hawai'i County Code.

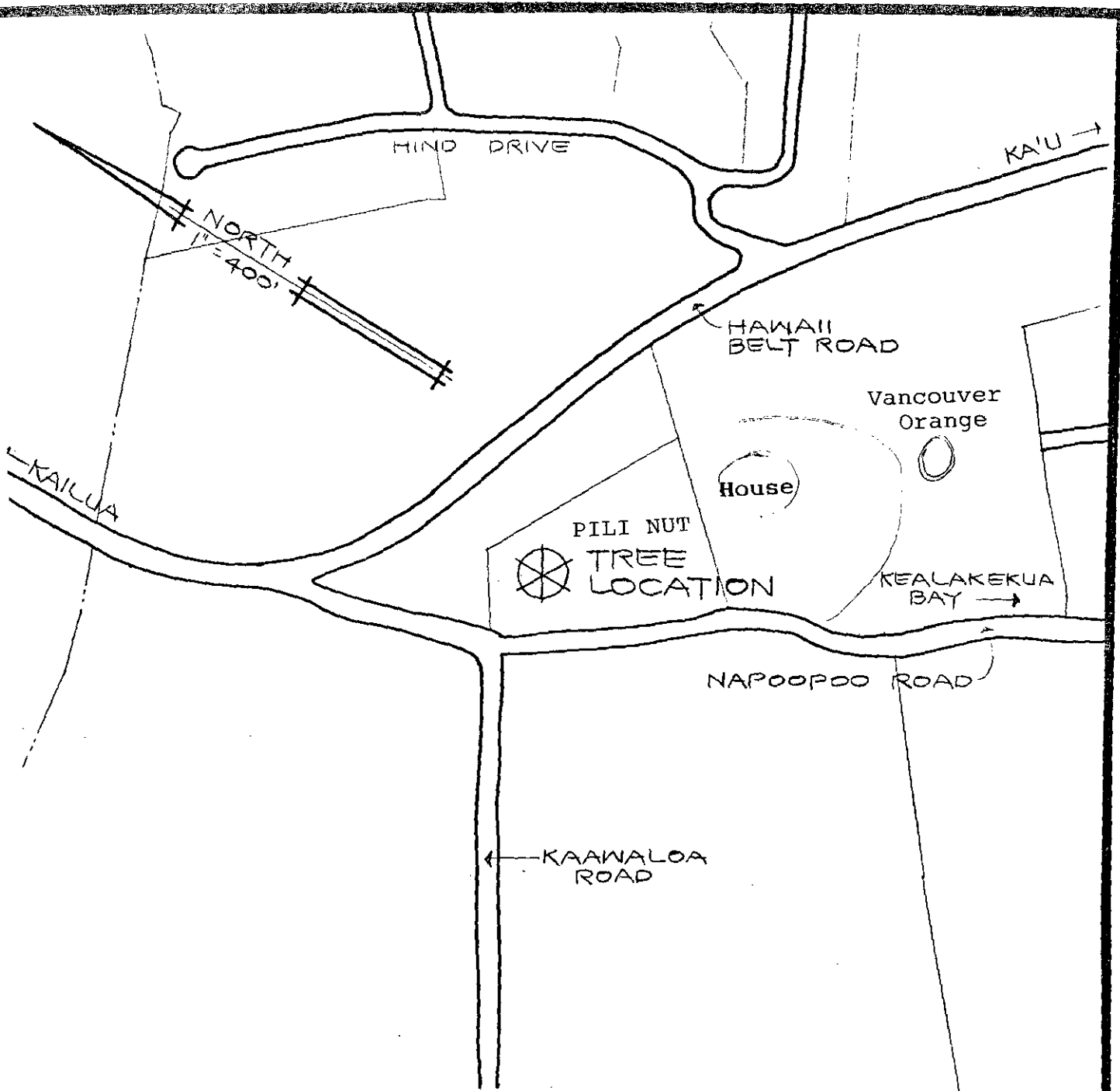
Acceptance Form for Exceptional Tree Status
By Real Property Owner p.2

I shall be solely responsible for any tax deduction or consequence available for maintenance of an Exceptional Tree, as set forth in Section 235-19 of the Hawai'i Revised Statutes or any other state or federal law.

In the event that the property ownership is transferred, I will notify the Arborist Advisory Committee within thirty (30) days.

Owner's signature: 
Print name: MARGARET SCHATTAUER
Address: P.O. BOX 1189
CAPTAIN COOK 96704

Date: MAY 22, 2007



EXCEPTIONAL TREES • LOCATION MAP

CANARIUM SP.

TAX MAP KEY : 8-1-09:1

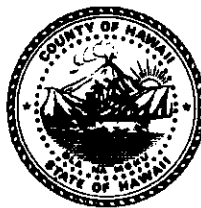
KAAHALOA, SOUTH KONA, HAWAII

OWNER : GEORGE SCHATTAUER

MARGARET



K. ANGEL PILAGO
Council Vice Chair
Council Member, District 8



Phone: (808) 327-3642
Fax : (808) 329-4786
Email: kapilago@co.hawaii.hi.us

HAWAI'I COUNTY COUNCIL

County of Hawai'i
Kailua Trade Center
75-5706 Hanama Place, Suite 109
Kailua-Kona, Hawai'i 96740

July 16, 2007

Pete Hoffmann, Chair
Hawai'i County Council
25 Aupuni Street
Hilo, Hawai'i 96720

RE: Communication No. 540, Bill 134: An Ordinance Amending Chapter 14, Article 10, of the Hawai'i County Code 1983 (2005 Edition), Relating to Exceptional Trees

Pursuant to Section 2(g) of Rule 4 of the Rules of Procedure of the Council of the County of Hawai'i, this written request is submitted with my approval that the above-referenced matter be waived from the Committee on Planning to the full Council for immediate action. In reviewing this matter, timely approval is crucial. It is therefore advantageous that approval is granted and the matter placed onto the next Council agenda for review. However, in the event this request is denied, for whatever reason, I understand the matter shall be referred to the Committee on Planning for placement on its future agenda.

Sincerely,

A handwritten signature in black ink that reads "K. Angel Pilago" followed by a circled "KAP".

K. Angel Pilago, Chair
Committee on Planning

Approved/Date/Waive to Council:

A handwritten signature in black ink that reads "Pete Hoffmann" followed by a circled "PH".

Pete Hoffmann, Chair
Hawai'i County Council

Disapproved/Date/Refer to FC:

Pete Hoffmann, Chair
Hawai'i County Council

KAP/md