
A BILL FOR AN ACT

RELATING TO SMALL BOAT HARBORS.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:

1 SECTION 1. Section 200-9, Hawaii Revised Statutes, is
2 amended by amending subsection (b) to read as follows:

3 "(b) Vessels used for purposes of recreational boating
4 activities [~~which~~] that are also the principal habitation of the
5 owners shall occupy no more than one hundred twenty-nine berths
6 at Ala Wai boat harbor and thirty-five berths at Keehi boat
7 harbor, which is equal to fifteen per cent of the respective
8 total moorage space that was available as of July 1, 1976, at
9 the Ala Wai and Keehi boat harbors. Notwithstanding the
10 purposes of small boat harbors, moorage for commercial vessels
11 and commercial vessel activities is not permitted in the Ala Wai
12 and Keehi boat harbors; provided that [~~commercial~~]:

13 (1) A vessel that is used for recreational boating
14 activities and commercial boating activities may be
15 moored in the Ala Wai boat harbor, if the vessel:

16 (A) Has a valid permit for a moorage in the Ala Wai
17 boat harbor; and



1 (B) Does not engage in commercial vessel activities
2 in the Ala Wai boat harbor; and
3 (2) Commercial catamarans, for which valid permits or
4 registration certificates have been issued by the
5 department [~~which~~] that allow the catamarans to
6 operate upon Waikiki shore waters for hire, may be
7 permitted to moor in Ala Wai boat harbor at facilities
8 leased for commercial purposes. The department shall
9 allow a sole proprietor of a catamaran operating with
10 a valid commercial registration certificate issued by
11 the department for a commercial catamaran to land its
12 commercial catamaran on Waikiki beach and to operate
13 upon Waikiki shore waters for hire, to transfer the
14 ownership of the vessel from personal ownership to
15 corporate or other business ownership without
16 terminating the right to operate under the commercial
17 registration certificate. The existing commercial
18 registration certificate shall be reissued in a timely
19 manner in the name of the transferee corporation or
20 other business entity. No commercial registration
21 issued to an owner of a commercial catamaran operating



1 in the Waikiki area shall be denied or revoked without
2 a prior hearing held in accordance with chapter 91."

3 SECTION 2. Statutory material to be repealed is bracketed
4 and stricken. New statutory material is underscored.

5 SECTION 3. This Act shall take effect upon its approval.

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INTRODUCED BY:

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JAN 28 2009



Report Title:

Ala Wai Boat Harbor; Commercial Vessels

Description:

Permits commercial vessels to occupy Ala Wai boat harbor if the vessel has a permitted moorage at Ala Wai boat harbor and does not engage in any commercial activities in the harbor.

