

**HAWAII ADMINISTRATIVE RULES
TITLE 19
DEPARTMENT OF TRANSPORTATION
CHAPTER 42
VESSEL AND HARBOR CONTROLS**

**SUBCHAPTER 2
SMALL CRAFT AND SMALLER COMMERCIAL VESSELS**

Note: See also §§19-42-135 and 19-42-138

§19-42-21 Priorities for berths and moorings. The department shall allocate small craft and smaller commercial vessel berths and moorings in state commercial harbors in order to promote the maximum safe, convenient, and efficient utilization of the facilities, in the following priorities:

(1) Kewalo Basin

(A) Public Utilities Commission licensed operators.

(B) Charter or cruise boats have priority in the assignment of berths along the front of Kewalo Basin paralleling Ala Moana Boulevard and all berths at Pier A.

(C) Commercial fishing boats have priority in the assignment of all other berths in Kewalo Basin. If any of these berths are empty, and if there are no commercial fishing boats on the waiting list, charter, cruise or other commercial boats may be given a temporary mooring in these berths; however, charter or cruise boats with temporary mooring permits will be displaced by commercial fishing boats applying for regular mooring permits.

(2) Designated facilities for small craft and smaller commercial vessels in other state commercial harbors.

(A) First priority: Public Utilities Commission licensed operators.

(B) Second priority: commercial fishing boats.

(C) Third priority: charter or cruise boats.

(D) Fourth priority: other commercial boats.

(E) Fifth priority: recreational small craft.

(3) Exceptions to the above priorities may be made when determined by the director to be in the interest of public safety, health, and welfare. [Eff 5/20/82; am and comp 2/26/96] (Auth: HRS §§266-2, 266-3) (Imp: HRS §§266-2, 266-3)