

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

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

§19-42-55 Illegal mooring of any small craft or smaller commercial vessel. The department is vested with the sole authority to issue regular and temporary mooring permits. Any vessel occupying a berth without a valid mooring permit issued by the department is in violation of these rules. The vessel owner shall be subject to appropriate legal action and the boat shall be subject to removal and impoundment by the department. Furthermore, the boat owner shall be charged a mooring fee for the time period the vessel was illegally moored.

The owner of an illegally moored small craft or smaller commercial vessel who has been ordered, by certified mail, or by posting a notice on or as near to the offending vessel as possible, by personal service or by any other reasonable means shall remove the illegally moored vessel within seventy-two hours from the time the notice was posted or notification given. Failure to remove the vessel shall result in the impounding and removal of the vessel by the department at the sole cost and risk of the owner of the illegally moored vessel, if such vessel is not removed after the seventy-two hour period or if during said period the vessel is removed and re-moored in said harbor or any other state commercial harbor without a use permit. [Eff 5/20/82; am and comp 2/26/96] (Auth: HRS §§266-2, 266-3, 266-27) (Imp: HRS §§266-2, 266-3)