

HAWAII ADMINISTRATIVE RULES

TITLE 13

DEPARTMENT OF LAND AND NATURAL RESOURCES

SUBTITLE 4 FISHERIES

PART I MARINE LIFE CONSERVATION DISTRICTS

CHAPTER 36

WAIKIKI MARINE LIFE CONSERVATION DISTRICT, OAHU

- §13-36-1 Boundaries
- §13-36-2 Prohibited activities
- §13-36-3 Exceptions; permits
- §13-36-4 Penalty

§13-36-1 Boundaries. The Waikiki Marine Life Conservation District shall include that portion of the submerged lands and overlying waters offshore of Kapiolani Beach Park beginning at the high water mark on the shoreline to a seaward distance of five-hundred yards (457.2 meters) or to the seaward edge of the fringing reef if one occurs beyond five-hundred yards (457.2 meters), between the western boundary delineated by a straight line drawn seaward extending the ewa (western-most) edge of the groin located seaward of the Kalakaua-Kapahulu avenues junction and the eastern boundary delineated by a straight line seaward extending the ewa (western-most) edge of the wall of the Waikiki War Memorial Natatorium, as delineated in "Map of the Waikiki Marine Life Conservation District, Oahu 10/29/87" attached at the end of this chapter. [Eff: MAY 27 1988] (Auth: HRS §190-3) (Imp: HRS §§190-1, 190-2, 190-3)

§13-36-2 Prohibited activities. No person shall engage in the following activities in the Waikiki Marine Life Conservation District:

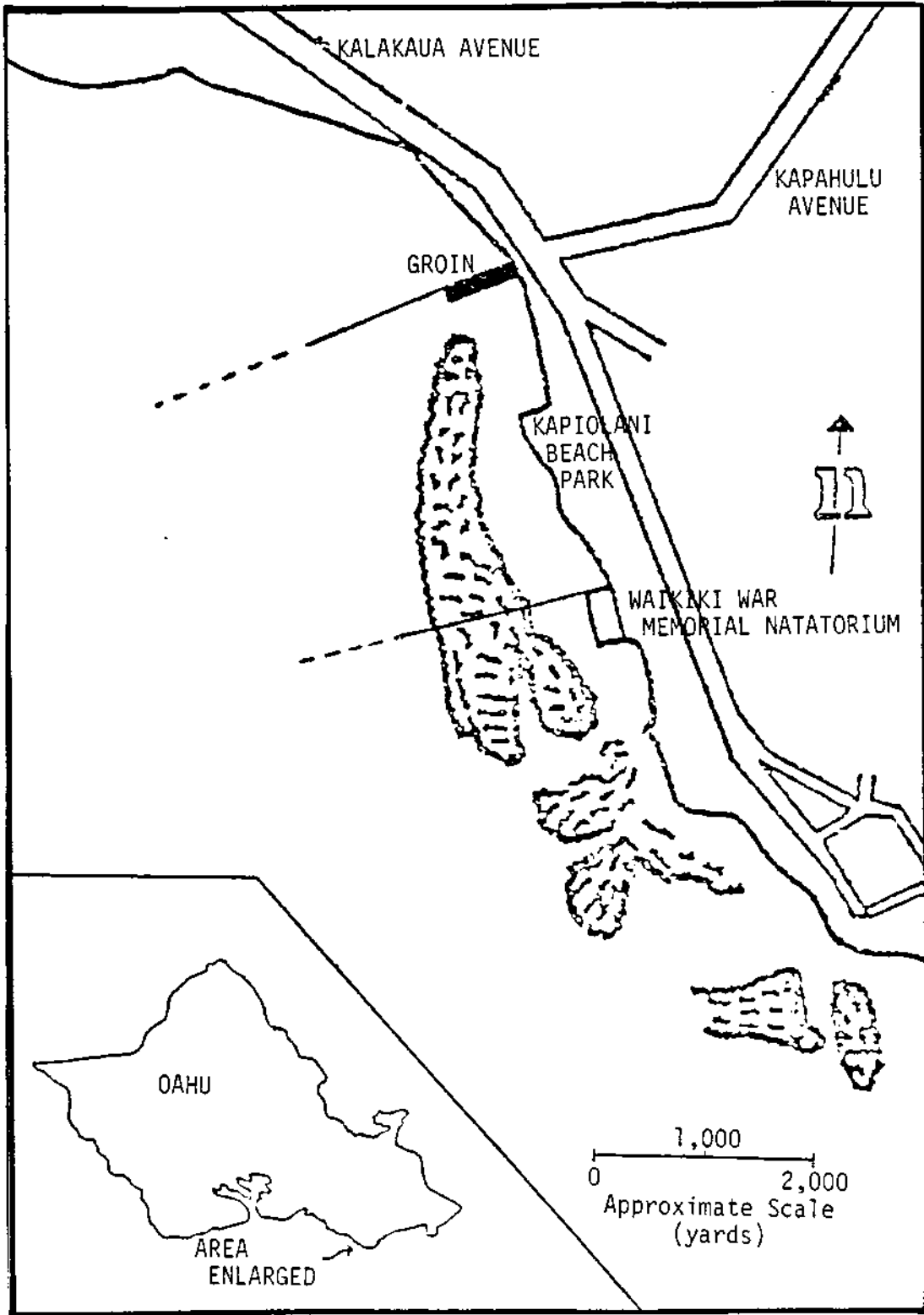
- (1) Fish for, catch, take, injure, kill, possess, or remove any finfish, crustacean, mollusk including sea shell and opihi, live coral,

- algae or limu, or other marine life, or eggs thereof;
- (2) Take, alter, deface, destroy, possess, or remove any sand, coral, rock, or other geological feature, or specimen; or
 - (3) Have or possess in the water, any spear, trap, net, crowbar, or any other device that may be used for the taking or altering of marine life, geological feature, or specimen. [Eff: MAY 27 1988] (Auth: HRS §190-3) (Imp: HRS §§190-1, 190-3)

§13-36-3 Exceptions; permits. The department may issue permits to engage in activities otherwise prohibited by law or section 13-36-2 under such terms and conditions it deems necessary to carry out the purpose of chapter 190, Hawaii Revised Statutes:

- (1) To take for scientific, propagation, or other purposes any form of marine life or eggs thereof otherwise prohibited by law, or engage in any other prohibited activity; and provided that:
- (2) The board may revoke any permit for any infraction of the terms and conditions of the permit, and a person whose permit is revoked shall not be eligible to apply for another permit until the expiration of a specified period from the date of revocation as provided by law. [Eff: MAY 27 1988] (Auth: HRS §190-3) (Imp: HRS §§187A-6, 190-4)

§13-36-4 Penalty. A person violating the provisions of this chapter, or the terms and conditions of any permit issued as provided by this chapter, shall be punished as provided by section 190-5, Hawaii Revised Statutes. [Eff: MAY 27 1988] (Auth: HRS §190-3) (Imp: HRS §190-5)



MAP OF THE WAIKIKI MARINE LIFE CONSERVATION DISTRICT, OAHU 10/29/87