

§13-232-43 Construction or improvements of structures. (a) No building structure, object, site improvement, landscape treatment, or other facility of any nature whatsoever shall be erected, constructed, reconstructed, altered, moved, installed, or demolished at a state boating facility or other property under the jurisdiction of the division of boating and ocean recreation except in accordance with a department permit or as provided by a lease or right of entry issued by the department. All improvements made pursuant to this section, including those improvements made prior to the effective date of these rules, shall be constructed, maintained, operated, or modified to comply with the Environmental Protection Agency's final approved guidelines for best management practices for marinas and recreational boating, i.e., the "National Management Measures Guidance to Control Nonpoint Source Pollution from Marinas and Recreational Boating. EPA, November 2001," or as subsequently amended. The department may require plans, specifications, and other pertinent data to accompany or supplement any application. \*\*\*

[Eff 2/24/94 am APR 22 2004 ] (Auth: HRS §§200-2, 200-3, 200-12, 200-22, 200-24)  
(Imp: HRS §§200-2, 200-3, 200-12, 200-22, 200-24)