
A BILL FOR AN ACT

RELATING TO UNDERGROUND STORAGE TANKS.

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

1 SECTION 1. The legislature finds that climate change is
2 real and that sea level rise poses a threat to our quality of
3 life. Preparation for sea level rise now will protect our
4 natural resources and save money in the long term. Inundation
5 of underground storage tanks poses risks to our aquifers,
6 coastal water quality, and marine ecosystems.

7 The purpose of this Act is to:

- 8 (1) Prohibit the issuance of permits for new underground
9 storage tanks within one hundred yards of the
10 shoreline;
- 11 (2) Allow for permits for existing underground storage
12 tanks for purposes of repair or replacement of the
13 existing underground storage tank; and
- 14 (3) Beginning January 1, 2045, prohibit operation of and
15 renewal of a permit for an underground storage tank
16 within one hundred yards of the shoreline.



1 SECTION 2. Section 342L-1, Hawaii Revised Statutes, is
2 amended by adding the definition of "shoreline" to be
3 appropriately inserted and to read as follows:

4 "Shoreline" means the upper reaches of the wash of the
5 waves, other than storm and seismic waves, at high tide during
6 the season of the year in which the highest wash of the waves
7 occurs, usually evidenced by the edge of vegetation growth, or
8 the upper limit of debris left by the wash of the waves."

9 SECTION 3. Chapter 342L, Hawaii Revised Statutes, is
10 amended by adding a new section to be appropriately designated
11 and to read as follows:

12 "§342L- Permits near shoreline prohibited; exception.

13 (a) The department shall not issue a permit for a new
14 underground storage tank within one hundred yards of the
15 shoreline, unless the new permit is for purposes of repairing or
16 replacing an existing underground storage tank.

17 (b) The holder of a permit for an existing underground
18 storage tank within one hundred yards of the shoreline may renew
19 the permit.

20 (c) Beginning January 1, 2045, no person shall operate an
21 underground storage tank within one hundred yards of the



1 shoreline, and no permit for an underground storage tank within
2 one hundred yards of the shoreline shall be renewed."

3 SECTION 4. New statutory material is underscored.

4 SECTION 5. This Act shall take effect on January 1, 2050.

5



Report Title:

Underground Storage Tanks; Shoreline

Description:

Prohibits the DOH from issuing a permit for a new underground storage tank within 100 yards of the shoreline. Allows DOH to issue a new permit to repair or replace existing underground storage tanks. Allows permit holders for existing underground storage tanks located within 100 yards of the shoreline to renew their permits. Prohibits operation of and renewal of a permit for an underground storage tank within one hundred yards of the shoreline, beginning 1/1/2045. Takes effect on 7/1/2050. (SD1)

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