
A BILL FOR AN ACT

RELATING TO LAND USE.

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

1 SECTION 1. Chapter 205, Hawaii Revised Statutes, is
2 amended by adding a new section to be appropriately designated
3 and to read as follows:

4 "§205- Passenger or cargo ropeways; prohibited. (a)
5 Notwithstanding sections 46-4, 205-2, 205-4.5, 205-5, and 205-6,
6 or any other law to the contrary, no person shall erect,
7 maintain, or use a passenger or cargo ropeway in any land use
8 district; provided that a government entity shall be exempt from
9 this prohibition, subject to approval by the legislature.

10 (b) As used in this section:

11 "Aerial lift" means a ropeway on which passengers or cargo
12 are transported in cabins or on chairs, including detachable
13 grip lifts.

14 "Aerial tramway" means a ropeway on which passengers or
15 cargo are transported in cable-supported cabins or on cable-
16 supported chairs that:

17 (1) Are not in contact with the ground or terrain; and



1 (2) Reciprocate between terminals.

2 "Detachable grip lift" means a monocable or bicable ropeway
3 system on which cabins or chairs circulate around the system
4 alternately attaching to and detaching from a moving haul rope.

5 "Funicular" means a ropeway on which carriers or cargo are
6 supported and guided by a guideway, propelled by means of a haul
7 rope system, and operated as a single or double reversible
8 system.

9 "Passenger or cargo ropeway" means a device or system used
10 to transport passengers or cargo along a level, inclined, or
11 declined path by means of a haul rope or other flexible elements
12 that is driven by a power unit that remains essentially at a
13 single location. "Passenger or cargo ropeway" includes:

14 (1) Aerial lifts;

15 (2) Aerial tramways; and

16 (3) Funiculars.

17 "Passenger or cargo ropeway" does not include elevators or a
18 device or system strictly for private, single-home use with a
19 ropeway length no greater than one hundred feet."

20 SECTION 2. If any provision of this Act, or the
21 application thereof to any person or circumstance, is held



1 invalid, the invalidity does not affect other provisions or
2 applications of the Act that can be given effect without the
3 invalid provision or application, and to this end the provisions
4 of this Act are severable.

5 SECTION 3. New statutory material is underscored.

6 SECTION 4. This Act shall take effect upon its approval.



Report Title:

Land Use; Passenger or Cargo Ropeways; Prohibition; Exemption

Description:

Prohibits passenger or cargo ropeways in all land use districts, with an exemption for government entities subject to legislative approval. (CD1)

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