

RESOLUTION NO. 2018-

1
2 A RESOLUTION OF THE BOARD OF COUNTY
3 COMMISSIONERS OF BROWARD COUNTY, FLORIDA,
4 PERTAINING TO PORT EVERGLADES TARIFF NO. 12;
5 AMENDING CHAPTER 42, EXHIBIT 42.A, OF THE
6 BROWARD COUNTY ADMINISTRATIVE CODE
7 ("ADMINISTRATIVE CODE"), AMENDING THE RATES FOR
8 VARIOUS ACTIVITIES AT PORT EVERGLADES; AND
9 PROVIDING FOR SEVERABILITY, INCLUSION IN THE
10 ADMINISTRATIVE CODE, AND AN EFFECTIVE DATE.

11 WHEREAS, the Board of County Commissioners of Broward County desires to
12 amend Chapter 42, Exhibit 42.A, of the Broward County Administrative Code to provide
13 for revisions to Port Everglades Tariff No. 12 items for dockage rates for cargo vessels,
14 cruise ships, lay-in vessels and yachts; berth usage for tendering/fleet landing; container
15 and cargo staging; wharf use charge; nonwaterborne liquid bulk transfer; intercoastal
16 container ocean carriers; wharfage rates for cargo and cruise passengers; container unit
17 charges; inside transit shed storage rates; open ground storage rates; wharf demurrage
18 rates; container gantry and mobile harbor cranes rental rates; waiver/reduction of
19 dockage charges; sanitary waste water removal from vessels; standby fire watch service
20 fees; harbormaster fees; linehandler fees; labor and equipment fees; potable water, hose
21 rental, and hook-up fees; overtime charges for use of facilities; and grid yard areas; and

22 WHEREAS, the Board of County Commissioners finds that the revisions to Port
23 Everglades Tariff No. 12, as set forth herein, are necessary and in the best interests of
24 Broward County, NOW, THEREFORE,

BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF
BROWARD COUNTY, FLORIDA:

1 Section 1. Chapter 42, Exhibit 42.A, of the Broward County Administrative
2 Code is hereby amended to read as follows:

3 **EXHIBIT 42.A**

4 **PORT EVERGLADES**

5 **TARIFF NO. 12**

6 **Rules, Regulations, & Fees**

7 . . .

8 **Item No. 320–Dockage rates–Cargo vessels.**

9 *Issue No. ~~12~~ 13*

10 *Effective Date: October 1, ~~2017~~ 2018*

11 Rates listed below apply per twenty-four (24) hour period or fraction thereof.

12 Cargo Vessels (Container, Dry Bulk, Neo Bulk) – When calling

13 for the purpose of loading or discharging cargo: Per gross

14 registered ton ~~\$.2660~~ .2740

15 Cargo Vessels (Petroleum) - When calling for the purpose of

16 loading or discharging cargo: Per gross registered ton ~~\$.2749~~ .2832

17 Pure Car Carriers – When calling for the purpose of loading or

18 discharging wheeled, motorized vehicles: Per gross

19 registered ton..... ~~\$.2001~~ .2061

20 The Harbormaster may, at his or her discretion, upon written application, grant

21 additional days at rates specified in this item immediately prior to or following

22 cargo operations. In no instance will the Harbormaster grant more than two (2)

23 days prior to and two (2) days following cargo operations at rates specified in

24
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1 this item. Vessels in port outside of these parameters will be charged dockage
2 as prescribed in Item #330.

3 The minimum dockage charge per twenty-four (24) hour period is two hundred
4 seventy-five dollars (\$275).

5 **Item No. 325–Dockage rates–Cruise ships.**

6 *Issue No. ~~42~~ 13*

7 *Effective Date: October 1, ~~2017~~ 2018*

8 Rates listed below apply per twenty-four (24) hour period or fraction thereof.

9 (A) Ships offering multiday cruises, no minimum number of sailings:

10 Per gross registered ton ~~\$.2776~~ .2873

11 (B) Ships offering daily cruises, minimum twenty-five (25) sailings per month:

12 Per gross registered ton ~~\$.4299~~ .1344

13 . . .

14 **Item No. 330–Dockage rates–Lay-in vessels.**

15 *Issue No. ~~41~~ 12*

16 *Effective Date: October 1, ~~2017~~ 2018*

17 Rates listed below apply per twenty-four (24) hour period or fraction thereof.

18 A. Lay-in Vessels - All cargo and noncruise vessels in lay-in status, except Navy,
19 Coast Guard, U.S. Government Research, and Training Vessels:

20 Per gross registered ton..... ~~\$.2660~~ .2740

21 Per lineal foot ~~\$4.7407~~ 4.8829

22 (Whichever provides the greater revenue)

23 B. Lay-in Vessels - Navy, Coast Guard, U.S. Government Research, and Training
24 Vessels:

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1	Per gross registered ton.....	\$ 2137	<u>.2201</u>
2	Per lineal foot.....	\$ 3.8451	<u>3.9605</u>
3	(Whichever provides the greater revenue)		

4 The minimum dockage charge per twenty-four (24) hour period is two hundred
5 seventy-five dollars (\$275).

6 **Item No. 335–Dockage rate–Yachts.**

7 *Issue No. 44 12*

8 *Effective Date: October 1, ~~2017~~ 2018*

9 I. Yachts calling for stores or bunkers with less than six (6) hours on berth:

10	A. Yachts up to one hundred (100) lineal feet	\$ 144.00	<u>148.35</u>
11	B. Yachts one hundred one (101) to two hundred (200)		
12	lineal feet	\$ 280.75	<u>289.20</u>
13	C. Yachts two hundred one (201) to three hundred (300)		
14	lineal feet	\$ 424.60	<u>437.35</u>
15	D. Yachts three hundred one (301) to four hundred (400)		
16	lineal feet	\$ 568.45	<u>585.50</u>

17 . . .

18 **Item No. 350–Berth usage for tendering/fleet landing.**

19 *Issue No. 44 12*

20 *Effective Date: October 1, ~~2017~~ 2018*

21 Those vessels using the anchorage and providing tender service for passengers,
22 crew, or other personnel between the ship at anchor and a berth within Port Everglades
23 will be charged ~~five hundred fifty dollars (\$550)~~ five hundred seventy dollars (\$570) per
24 each twenty-four (24) hour period or fraction thereof.

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1 . . .

2 **Item No. 450–Container and cargo staging.**

3 *Issue No. ~~7~~ 8*

4 *Effective Date: October 1, ~~2014~~ 2018*

5 Containers, cargo, chassis, equipment, and the like can only be staged on dock
6 aprons and common use, ~~non-leased, non-assigned~~ nonleased, nonassigned areas with
7 the prior approval of the Port Everglades Department, Operations Division. All requests
8 must be made in a timely manner but not less than twenty-four (24) hours prior to the
9 staging area being needed. Consideration of a request will include the need for the
10 requested staging area prior to and following the requested use. If the request is
11 approved, it will be for a time certain period. Use of the staging area without permission,
12 or prior to and/or after the time certain period, will result in a penalty of ~~\$66.00~~ sixty-eight
13 dollars (\$68) per calendar day or portion thereof for each container, chassis, piece of
14 cargo or equipment.

15 . . .

16 **Item No. 505–Wharf use charge.**

17 *Issue No. ~~6~~ 7*

18 *Effective Date: October 1, ~~2014~~ 2018*

19 Any use of the facilities of Port Everglades for other than loading or discharging
20 manifested cargo or passengers will be assessed a use charge in the amount of ~~\$125.00~~
21 one hundred thirty dollars (\$130) per ~~24-hour~~ twenty-four (24) hour period, or fraction
22 thereof, with a minimum charge of five hundred dollars (\$500.00). Ship stores are exempt
23 from this charge.

24 . . .

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underscored type are additions.

1 **Item No. 510–~~Non-waterborne~~ Nonwaterborne cargo.**

2 *Issue No. ~~4~~ 2*

3 *Effective Date: October 1, ~~2006~~ 2018*

4 All cargo, containers, and trailers delivered to Port Everglades by any transportation
5 method other than waterborne transportation and placed in or on Broward County owned
6 land or facilities (excluding land or facilities leased to others), which ~~is~~ are not reshipped
7 from Port Everglades via waterborne transportation will be assessed wharf demurrage
8 charges in accordance with Section Six for the number of days the cargo, containers, and
9 trailers were on-hand beginning from the date of receipt at Port Everglades. There is no
10 free time provided to ~~non-waterborne~~ nonwaterborne cargo.

11 In addition to being charged wharf demurrage, ~~non-waterborne~~ nonwaterborne cargo
12 will be considered to have earned wharfage for purposes of billing at the applicable
13 wharfage charge.

14 . . .

15 **Item No. 520–Nonwaterborne liquid bulk transfer.**

16 *Issue No. ~~13~~ 14*

17 *Effective Date: October 1, ~~2017~~ 2018*

18 All liquid bulk brought into the Port Everglades jurisdictional area by railroad and
19 discharged from rail tank cars into tanks, whether fixed or portable, or trucks including,
20 but not limited to, all petroleum products including fuels, lubricants (conventional or
21 synthetic), LPG, and asphalt; fuel or lubricant additives of any type; alternative fuels;
22 renewable fuels; fuel blending components, including alcohols and bio diesel; chemicals;
23 petrochemicals; solvents; alcohols; and manufacturing or process feed stocks will be
24 charged ~~\$.0074~~ \$.0076 per gallon, in lieu of what otherwise would be charged for

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1 dockage, wharfage, fire service protection fee, and marine services. Operators,
2 terminals, or facilities receiving liquid bulk by rail during any given month will provide a
3 written report summarizing that month's activity to the Port Everglades Department,
4 Petroleum Section within five (5) business days after the end of that month. The report
5 will include the date of receipt, description of the commodity, and quantity in gallons
6 received.

7 All liquid bulk alternative fuels, renewable fuels, including ethanol, other alcohols, and
8 bio diesel brought into the Port Everglades jurisdictional area by truck and discharged
9 into tanks, whether fixed or portable, and on which no wharfage or other Port Everglades
10 charges have previously been paid, will be charged ~~\$.0074~~ \$.0076 per gallon, in lieu of
11 what otherwise would be charged for dockage, wharfage, fire service protection fee, and
12 marine services. Operators, terminals, or facilities receiving bulk alternative or
13 renewable fuels by truck during any given month will provide a written report
14 summarizing that month's activity to the Port Everglades Department, Petroleum Section
15 within five (5) business days after the end of the month. The report will include the date
16 of receipt, description of the commodity, and quantity in gallons received.

17 . . .

18 **Item No. 530–Intercoastal container ocean carriers.**

19 *Issue No. ~~41~~ 12*

20 *Effective Date: October 1, ~~2017~~ 2018*

21 U.S. Flagged container ocean carriers engaged in intercoastal trade loading or
22 discharging containers at Port Everglades for carriage between Port Everglades and
23 other continental United States ports will be charged a composite cargo wharfage and
24 dockage rate as follows:

Coding: Words in ~~struck-through~~ type are deletions from existing text. Words in
underscored type are additions.

1	Full containers	\$37.40	<u>38.55</u>	per container unit discharged or loaded
2	Empty containers	\$25.35	<u>26.15</u>	per container unit discharged or loaded
3	...			

4 **Item No. 535-Wharfage rates-Cargo.**

5 *Issue No. ~~12~~ 13*

6 *Effective Date: October 1, ~~2017~~ 2018*

7 Rates per ton of two thousand (2,000) pounds or forty (40) cubic feet, whichever is
8 greater, except as otherwise noted:

9	ALL ARTICLES, not otherwise specified	\$3.5863	<u>3.6940</u>	
10	AUTOMOBILES, SUVs, pickup trucks, vans; roll on/roll off; to/from			
11	a Pure Vehicle Carrier; charge per unit	\$7.170	<u>7.385</u>	
12	AGGREGATES, TALLOW, OR GYPSUM, in bulk.....	\$1.237	<u>1.274</u>	
13	CEMENT, PORTLAND, AND MASONRY, in bulk, including super			
14	sacks or palletized	\$1.067	<u>1.099</u>	
15	CONTAINER CARGO - per two thousand (2,000) pounds.....	\$3.201	<u>3.297</u>	
16	CONTAINER CARGO - "SMALL BOAT" per two thousand			
17	(2,000) pounds	\$2.498	<u>2.573</u>	
18	LUMBER, per two thousand (2,000) pounds	\$3.349	<u>3.450</u>	
19	PETROLEUM, ALTERNATIVE FUELS, FUEL BLENDING			
20	COMPONENTS (INCLUDES ALCOHOL BIO-DIESEL & BIO-DIESEL			
21	FEED STOCKS) per barrel	\$.1760	<u>.1813</u>	
22	STEEL PRODUCTS, INCLUDING REINFORCING BARS, COILS,			
23	PLATES, & STRUCTURAL	\$3.525	<u>3.631</u>	
24	VEHICLES, unboxed to include, but not be limited to, automobiles,			

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1	trucks, tractors, trailers, buses, rolling stock per		
2	two thousand (2,000) pounds	\$6.354	<u>6.545</u>
3	YACHTS AND BOATS (float on/float off), per		
4	two thousand (2,000) pounds	\$5.785	<u>5.959</u>
5	YACHTS AND BOATS (lift on/lift off, roll on/roll off) per		
6	two thousand (2,000) pounds	\$8.752	<u>9.015</u>

7 **Item No. 537-Container unit charges.**

8 *Issue No. ~~7~~ 8*

9 *Effective Date: October 1, ~~2017~~ 2018*

10 Containers, full and empty, discharged and loaded to ships; per unit.

11 CONTAINERS & TRAILERS:

12 FULL, each

		\$5.05	<u>5.20</u>
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13 EMPTY, each.....

		\$2.35	<u>2.45</u>
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14 CHASSIS, each

		\$2.35	<u>2.45</u>
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15 CONTAINERS & TRAILERS "SMALL BOAT":

16 FULL, each

		\$2.75	<u>2.85</u>
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17 EMPTY, each.....

		\$2.35	<u>2.45</u>
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18 CHASSIS, each

		\$2.35	<u>2.45</u>
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19 **Item No. 540-Wharfage rates-Cruise passengers.**

20 *Issue No. ~~12~~ 13*

21 *Effective Date: October 1, ~~2017~~ 2018*

22 A. Vessels offering multiday cruises, no minimum number of

23 sailings, embark, disembark, in transit, per passenger

		\$10.992	<u>11.377</u>
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24

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1	B. Vessels offering daily cruises, minimum twenty-five (25)		
2	sailings per month, embark, disembark, in transit,		
3	per passenger	2.520	<u>2.609</u>

4 ...

5 **Item No. 625–Inside transit shed storage rates.**

6 *Issue No. ~~42~~ 13*

7 *Effective Date: October 1, ~~2017~~ 2018*

8 Cargo accepted for inside storage by the Port Everglades Department will be
 9 assessed storage charges as detailed below. Cargo remaining beyond authorized
 10 storage periods will be assessed wharf demurrage charges as contained in this Tariff.

11 Charges are for each thirty (30) day period or fraction thereof.

12	1. All articles not otherwise provided for, per ton	\$ 8.65	<u>8.95</u>
13	2. Cement, in bags, per ton	\$ 3.95	<u>4.10</u>
14	3. Lumber, per ton	\$ 6.80	<u>7.00</u>
15	4. Steel products, per ton.....	\$ 6.05	<u>6.25</u>
16	MINIMUM Storage Invoice.....		\$50.00

17 **Item No. 630–Open ground storage rates.**

18 *Issue No. ~~42~~ 13*

19 *Effective Date: October 1, ~~2017~~ 2018*

20 Cargo accepted for open ground storage by the Port Everglades Department will be
 21 assessed storage charges as detailed below. Cargo remaining beyond authorized
 22 storage periods will be assessed wharf demurrage charges as contained in this Tariff.

23	1. All articles not otherwise provided for, each six (6) days or		
24	fraction thereof, per ton	\$ 4.07	<u>1.10</u>

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1	2.	Automobiles, trailers, trucks, container chassis, tractors, or		
2		other vehicles, per day, each	\$ 4.65	<u>4.80</u>
3	3.	Boats and yachts on cradles or trailers, per day, each	\$32.20	<u>33.20</u>
4	4.	Lumber, per ton		
5		First 2 x 6-day periods (total 12 days).....	\$ 0.59	<u>0.61/ton</u>
6				ea. 6 days
7		Second 2 x 6-day periods (total 12 days).....	\$ 0.74	<u>0.76/ton</u>
8				ea. 6 days
9		Third 2 x 6-day periods (total 12 days).....	\$ 0.93	<u>0.96/ton</u>
10				ea. 6 days
11		After 6 storage periods, reverts to demurrage		
12	5.	Containers, on or off chassis, containing cargo or empty,		
13		per day, each	\$ 4.60	<u>4.75</u>
14	6.	Steel products, per ton		
15		First 2 x 6-day periods (total 12 days).....	\$ 1.07	<u>1.10/ton</u>
16				ea. 6 days
17		Second 2 x 6-day periods (total 12 days).....	\$ 1.34	<u>1.38/ton</u>
18				ea. 6 days
19		Third 2 x 6-day periods (total 12 days).....	\$ 1.67	<u>1.72/ton</u>
20				ea. 6 days
21		After 6 storage periods, reverts to demurrage		
22		MINIMUM Storage Invoice		\$50.00
23				
24				

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1 **Item No. 635–Wharf demurrage rates.**

2 *Issue No. ~~42~~ 13*

3 *Effective Date: October 1, ~~2017~~ 2018*

4 All cargo remaining in Port Everglades after free time has expired and not accepted
5 for storage, or remaining in Port Everglades after expiration of an authorized storage
6 period, shall thereafter be assessed a wharf demurrage charge as detailed below. The
7 vessel's franchised steamship agent or vessel representative is responsible for the
8 payment of wharf demurrage charges.

9 *Note:*

- 10 I. Located inside transit shed
11 II. Located outside on open ground

	<i>I.</i>	<i>II.</i>
13 1. All articles not otherwise provided for; per		
14 day or fraction <u>thereof</u> , per ton	\$1.07 <u>1.10</u>	\$.80 <u>.83</u>
15 2. Automobiles, trucks, tractors, trailers, or		
16 other vehicles; per day, each	N.A.	\$ 6.60 <u>6.80</u>
17 3. Boats and yachts on cradles or trailers; ₂		
18 per day, each	N.A.	\$ 59.50 <u>61.30</u>
19 4. Lumber; ₂ per ton per day, or fraction		
20 <u>thereof</u>	\$1.07 <u>1.10</u>	\$.80 <u>.83</u>
21 5. Containers, on or off chassis, containing		
22 cargo or empty; per day, each	N.A.	\$ 8.95 <u>9.25</u>
23 6. Steel products; per ton, per day or		
24 fraction <u>thereof</u>	\$1.07 <u>1.10</u>	\$.80 <u>.83</u>

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1 Every two (2) calendar days after the initial commencement of demurrage, the
 2 franchised steamship agent or vessel representative shall complete and submit a Port
 3 Everglades Storage Inventory Count Form to the Port Everglades Finance Division, ~~Port~~
 4 ~~Everglades Department~~, and shall submit copies of all delivery receipts supporting the
 5 data thereon. Inventory Count Forms required by this Item to be submitted on a
 6 weekend shall be deemed submitted in a timely manner if said forms are received on
 7 the immediately succeeding business day.

8 . . .

9 **Item No. 710–Container gantry (CG) and mobile harbor (MH) cranes--Rental rates.**

10 *Issue No. ~~42~~ 13*

11 *Effective Date: October 1, ~~2017~~ 2018*

12 I. Container Operations - "Small Boat":

13	A.	Straight Time Hours - Midport (CG)	\$718.25	<u>739.80</u> Per Hour
14		Straight Time Hours - Midport (MH)	\$646.45	<u>665.85</u> Per Hour
15		Straight Time Hours - Southport (CG)	\$766.20	<u>789.20</u> Per Hour
16	B.	Overtime Hours - Midport (CG)	\$827.55	<u>852.40</u> Per Hour
17		Overtime Hours - Midport (MH)	\$744.80	<u>767.15</u> Per Hour
18		Overtime Hours - Southport (CG)	\$858.05	<u>883.80</u> Per Hour
19	C.	Standby: Straight Time Hours	\$154.30	<u>158.95</u> Per Hour
20	D.	Standby: Overtime Hours	\$205.95	<u>212.15</u> Per Hour
21	E.	Minimum Invoice	2 Hours	Per Crane Ordered
22	F.	Initial Start-up Per Crane	\$205.95	<u>212.15</u>
23	G.	Final Shut Down Per Crane	\$205.95	<u>212.15</u>

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1	II. <u>All Other Container Operations:</u>		
2	A. Straight Time Hours - Midport (CG)	\$908.50	<u>935.75</u> Per Hour
3	Straight Time Hours - Midport (MH)	\$817.65	<u>842.20</u> Per Hour
4	Straight Time Hours - Southport (CG)	\$960.70	<u>989.55</u> Per Hour
5	B. Overtime Hours - Midport (CG).....	\$1,023.55	<u>1,054.25</u> Per Hour
6	Overtime Hours - Midport (MH)	\$921.15	<u>948.80</u> Per Hour
7	Overtime Hours - Southport (CG).....	\$1,068.50	<u>1,100.55</u> Per Hour
8	C. Standby: Straight Time Hours	\$154.30	<u>158.95</u> Per Hour
9	D. Standby: Overtime Hours	\$205.95	<u>212.15</u> Per Hour
10	E. Minimum Invoice	4 Hours	Per Crane Ordered
11	F. Initial Start-up Per Crane	\$205.95	<u>212.15</u>
12	G. Final Shut Down Per Crane	\$205.95	<u>212.15</u>
13	III. <u>General Cargo, Yachts, Heavy Lifts:</u>		
14	A. Straight Time Hours - Midport (CG_&_MH)	\$504.35	<u>519.50</u> Per Hour
15	Straight Time Hours - Southport (CG).....	\$544.80	<u>561.15</u> Per Hour
16	B. Overtime Hours - Midport (CG_&_MH)	\$606.00	<u>624.20</u> Per Hour
17	Overtime Hours - Southport (CG)	\$652.60	<u>672.20</u> Per Hour
18	C. Standby: Straight Time Hours.....	\$154.30	<u>158.95</u> Per Hour
19	D. Standby: Overtime Hours	\$205.95	<u>212.15</u> Per Hour
20	E. Minimum Invoice	2 Hours	Per Crane Ordered
21	F. Initial Start-up Per Crane	\$205.95	<u>212.15</u>
22	G. Final Shut Down Per Crane	\$205.95	<u>212.15</u>
23			
24			

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1 IV. Intercoastal Container Ocean Carriers:

2 A. Straight Time & Overtime Hours, Midport & Southport; Containers

3 Discharged/Loaded/Shifted; per unit \$ ~~19.80~~ 20.40

4 B. Standby: Straight Time Hours \$~~154.30~~ 158.95 Per Hour

5 C. Standby: Overtime Hours \$~~205.95~~ 212.15 Per Hour

6 D. Minimum Invoice 2 Hours Per Crane Ordered

7 E. Initial Start-up Per Crane \$~~205.95~~ 212.15

8 F. Final Shut Down Per Crane \$~~205.95~~ 212.15

9 ...

10 **Item No. 940–Waiver/reduction of dockage charges.**

11 *Issue No. 2 3*

12 *Effective Date: October 1, ~~2011~~ 2018*

13 ~~Upon written application submitted to the Port Everglades Chief Executive in a timely~~
 14 ~~fashion prior to arrival, the Port Everglades Chief Executive may, subject to berth~~
 15 ~~availability, intended use, length of stay, absence of interference with other Port~~
 16 ~~Everglades users and activities, and other criteria as may from time to time be established~~
 17 ~~by the Port Everglades Department, grant a waiver or reduction of dockage charges up~~
 18 ~~to an amount not to exceed ten thousand dollars (\$10,000.00) for vessels calling for~~
 19 ~~purposes of commissioning, christening, dedication, maiden voyage promotions,~~
 20 ~~preparation for use as artificial reefs, as well as military vessels, maritime training vessels~~
 21 ~~and sailing yachts calling in conjunction with Port Everglades sponsored special events~~
 22 ~~and for vessels calling for purposes which provide express benefit to Broward County. In~~
 23 ~~instances where such amount exceeds ten thousand dollars (\$10,000.00), approval is by~~
 24 ~~Broward County.~~

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1 To request a waiver of dockage charges, a written application for a waiver must be
2 submitted to the Port Everglades Chief Executive prior to a vessel's arrival at Port
3 Everglades. For military vessels participating in the annual scheduled Fleet Week
4 celebration and related events at Port Everglades, the Chief Executive may, subject to
5 berth availability, intended use, length of stay, absence of interference with other Port
6 Everglades users and activities, and other criteria as may from time to time be established
7 by the Port Everglades Department, approve a total or partial waiver of all dockage
8 charges; such total or partial waiver may also be approved by the Broward County Board
9 of County Commissioners. For all other vessels and events, such as vessels calling at
10 Port Everglades for a commissioning, christening, dedication, maiden voyage promotion,
11 preparation for use as an artificial reef, military calls (nonFleet Week participants),
12 maritime training activities, participation in a Port Everglades sponsored special event, or
13 vessels calling for a purpose that provides an expressed benefit to Broward County, the
14 Chief Executive may approve a waiver or reduction of dockage charges up to an amount
15 not to exceed ten thousand dollars (\$10,000) per vessel. Except for waiver of dockage
16 charges for military vessels participating in the annual scheduled Fleet Week celebration
17 and related events, all other dockage charge waivers that exceed ten thousand dollars
18 (\$10,000) per vessel require the prior approval by the Broward County Board of County
19 Commissioners.

20 . . .

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1 **Item No. 1036—Sanitary wastewater removal from vessels.**

2 *Issue No. ~~42~~ 13*

3 *Effective Date: October 1, ~~2017~~ 2018*

4 Vessel sanitary wastewater removal shall include the pumping of wastewater from the
5 sanitary holding tanks of vessels to shoreside trucks and portable tanks and subsequent
6 transport from the Port or to a designated on-Port location at which the wastewater is
7 pumped into the Port's sanitary sewer system.

8 All vessel sanitary wastewater removal must be performed only by companies with
9 valid franchises issued by Broward County for this service at Port Everglades.

10 Companies with a valid franchise issued by Broward County removing sanitary
11 wastewater from vessels will be assessed a wharfage charge of \$.~~0354~~ .0365 per gallon.
12 With the authorization of Port Everglades, said company may discharge sanitary
13 wastewater into the sewer system of Port Everglades for an additional fee of \$.~~0630~~ .0650
14 per gallon. When discharging into the Port Everglades sewer system, a Port employee
15 will be assigned to monitor the operation, verify the quantity being discharged, and
16 observe that only sanitary wastewater is being discharged into the sewer system. Labor
17 costs will be charged in accordance with Tariff Section Eleven. Labor costs will be in
18 addition to the per-gallon fees.

19 . . .

20 **Item No. 1063—Standby fire watch service fees.**

21 *Issue No. ~~42~~ 13*

22 *Effective Date: October 1, ~~2017~~ 2018*

23 In accordance with Section 633.025, Florida Statutes (Florida Fire Prevention and
24 Control Code), and the Broward County Local Fire Code Amendments for standby Fire

1 Watch, requiring the attention of Broward Sheriff's Office Department of Fire Rescue and
2 Emergency Services, Fire Marshal's Bureau, the following service fees will apply:

3	Recognized working hours	\$111.30	<u>114.65</u> per hour
4	Other than recognized working hours	\$139.25	<u>143.45</u> per hour

5 (Subject to a four (4) hour minimum billing)

6 . . .

7 **Item No. 1100–Harbormaster fees.**

8 *Issue No. ~~42~~ 13*

9 *Effective Date: October 1, ~~2017~~ 2018*

10 The following Harbormaster fees shall be charged against each vessel:

11	Up to ten thousand (10,000) Gross Registered		
12	Tons (GRT)	\$347.20	<u>357.65</u> per call
13	Ten thousand (10,000) GRT and over	\$439.55	<u>452.75</u> per call
14	Passenger vessels making daily cruises	\$121.85	<u>434.50</u> per day

15 **Item No. 1105–Linehandler fees.**

16 *Issue No. ~~42~~ 13*

17 *Effective Date: October 1, ~~2017~~ 2018*

18 Linehandlers will be furnished for the services of handling lines for docking, undocking,
19 and shifting vessels at the following rates. Rates are per movement, and shifts shall be
20 counted as two (2) movements.

21	0-9,000 Gross Registered Tons	\$399.35	<u>411.35</u>
22	9,001-25,000 GRT	\$600.40	<u>618.45</u>
23	25,001 GRT and over	\$788.75	<u>812.45</u>
24	Cruise ships making daily sailings	\$366.80	<u>377.80</u>

Coding: Words in ~~struck through~~ type are deletions from existing text. Words in underscoring type are additions.

1 **Item No. 1110–Labor and equipment fees.**

2 *Issue No. ~~42~~ 13*

3 *Effective Date: October 1, ~~2017~~ 2018*

4 Labor, equipment, and supplies are furnished by the Port Everglades Department only
5 upon request made to the Operations Division. Upon approval of such request, charges
6 are as detailed below:

	<i>During Recognized</i>	<i>Outside of Recognized</i>
	<i>Working Hours</i>	<i>Working Hours</i>

9 *Labor-Per Hour.*

10 • Supervisors	\$90.35 <u>93.10</u>	135.60 <u>139.70</u>
11 • All other classifications	\$79.05 <u>81.45</u>	118.65 <u>122.25</u>

12 Labor rates are inclusive of a fifteen percent (15%) administrative charge. Rates are
13 subject to a four (4) hour minimum billing.

14 *Equipment-Per Hour.*

15 • Backhoe	\$125.70 <u>129.50</u>	165.35 <u>170.35</u>
16 • Forklift (diesel)	122.90 <u>126.60</u>	162.55 <u>167.45</u>
17 • Forklift (electric)	35.40 <u>36.50</u>	35.40 <u>36.50</u>
18 • Street Sweeper	232.75 <u>239.75</u>	272.45 <u>280.65</u>
19 • Light Plant	115.75 <u>119.25</u>	155.35 <u>160.00</u>
20 • Portable Generator	115.75 <u>119.25</u>	155.35 <u>160.00</u>

21 ...

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1 **Item No. 1115–Potable water, hose rental, and hook-up fees.**

2 *Issue No. ~~42~~ 13*

3 *Effective Date: October 1, ~~2017~~ 2018*

4 Rates for potable water delivered to vessels via underground pipelines available at
5 berths 1-33 shall be as follows:

6 Potable Water \$ ~~2.90~~ 3.00 per ton

7 Hook-Up Fees:

8 Monday-Sunday; 6:00 a.m.–5:00 p.m. \$ ~~70.55~~ 72.70 per vessel

9 Monday-Sunday; 5:00 p.m.–6:00 a.m. \$~~104.75~~ 107.90 per vessel per hour

10 . . .

11 **Item No. 1120–Overtime charges for use of facilities.**

12 *Issue No. ~~42~~ 13*

13 *Effective Date: October 1, ~~2017~~ 2018*

14 Transit sheds and cruise terminals, provided during hours other than recognized
15 working hours, will be charged at a rate of ~~ninety-two dollars and seventy cents (\$92.70)~~
16 ninety-five dollars and fifty cents (\$95.50) per hour, or fraction thereof. Charges are for
17 the account of the franchised steamship agent or vessel representative, stevedore, or
18 cargo handler requesting the service. The charge applicable to cruise vessels providing
19 daily cruise service is ~~twenty-six dollars and fifty cents (\$26.50)~~ twenty-seven dollars and
20 thirty cents (\$27.30) per hour. All such use is subject to a four (4) hour billing minimum.

21 Requests to have transit sheds or cruise terminals available during other than
22 recognized working hours must be made not less than four (4) hours prior to the time
23 needed.

24

Coding: Words in ~~struck through~~ type are deletions from existing text. Words in underscored type are additions.

1 There will be a charge for electricity within each transit shed and cruise terminal of
2 ~~twenty-four dollars and ninety-five cents (\$24.95)~~ twenty-five dollars and seventy cents
3 (\$25.70) per hour, or fraction thereof, between the hours of 5:00 p.m. and 8:00 a.m. during
4 Eastern Standard Time. During Daylight Savings Time, the surcharge will apply between
5 the hours of 6:00 p.m. and 7:00 a.m.

6 . . .

7 **Item No. 1140–Grid yard areas.**

8 *Issue No. ~~13~~ 14*

9 *Effective Date: October 1, ~~2017~~ 2018*

10 Upon written application made to the Operations Division and on a space available
11 basis, yard areas will be provided to franchised stevedores, franchised cargo handlers,
12 and tenants on an assignment basis for the purpose of marshaling and processing
13 containers, trailers, chassis, and related container equipment as well as boats, heavy lifts,
14 and rolling stock to include, but not be limited to, bulldozers, graders, trucks, buses,
15 tractors, and automobiles in connection with the loading or unloading of ocean going
16 vessels or such other use determined by the Port Everglades Chief Executive to be
17 consistent with the mission of Port Everglades. Said areas, designated as grids, will each
18 be assigned for a minimum period of ten (10) days or one (1) calendar month at the
19 election of the applicant, subject to early termination as set forth in this Tariff. Grids may
20 be assigned by the Port Everglades Department for consecutive calendar monthly periods
21 for up to a maximum of twelve (12) consecutive months. Submission of a single Grid
22 Application for the requested number of calendar months is required. Grid use will be
23 invoiced at the end of each calendar month utilizing the monthly billing rates for grid land
24 use and yard lighting.

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underscored type are additions.

1 Although grids vary in size, assignees will be charged at the rate of ~~one thousand four~~
2 ~~hundred nine dollars and twenty-five cents (\$1,409.25)~~ one thousand five hundred fifty
3 dollars and twenty cents (\$1,550.20) per acre assigned for each ten (10) day period or
4 portion thereof, or ~~four thousand two hundred twenty-seven dollars and seventy-five cents~~
5 ~~(\$4,227.75)~~ four thousand six hundred fifty dollars and sixty cents (\$4,650.60) per acre
6 per calendar month or portion thereof. For grids served by yard lighting, an additional
7 charge of ~~seventy-three dollars and eighty-five cents (\$73.85)~~ seventy-six dollars and ten
8 cents (\$76.10) per acre per ten (10) day assignment period or ~~two hundred twenty-one~~
9 ~~dollars and fifty-five cents (\$221.55)~~ two hundred twenty-eight dollars and thirty cents
10 (\$228.30) per acre per calendar month will be assessed. Any other electric service
11 consumed by the assignee will be charged based upon electric meter readings or by
12 proration in the absence of a meter.

13 Renewal of an assignment shall be initiated by written application to the Operations
14 Division not less than two (2) days before the expiration date of the current assignment
15 period. Subject to early termination as set forth in this Tariff, assignment periods
16 commence on the 1st, 11th, and 21st of each month for ten (10) day assignments, and on
17 the first of a calendar month for monthly assignments. No subassignments by the
18 assignee are permitted during any assignment period or renewal.

19 Notwithstanding an assignment of a one (1) or more grids, the Port Everglades
20 Department reserves the right to cancel such assignment upon forty-eight (48) hours'
21 written notice to the assignee for any reason whatsoever. An assignment may be
22 immediately terminated if the Port Everglades Chief Executive or designee, in his or her
23 sole discretion, determines that the assignee's occupancy or use of a grid is in violation
24 of any provision of this Tariff. Assignees will be responsible for paying double all amounts

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underscored type are additions.

1 charged in connection with yard assignments hereunder if there is a failure to vacate in
2 accordance with any termination notice issued under this Item.

3 No improvements or alterations are to be made to a grid without the prior written
4 approval of the Port. To obtain approval, proposed plans and specifications are to be
5 submitted to the Seaport Engineering and ~~Construction~~ Facilities Maintenance Division.
6 Once reviewed and approved, it is the responsibility of the grid user to obtain all required
7 permits from the applicable permitting agencies and all other required approvals and
8 submit copies of the issued permits and approvals to the Seaport Engineering and
9 ~~Construction~~ Facilities Maintenance Division prior to the commencement of any
10 alterations or improvements.

11 . . .

12 Section 2. Severability.

13 If any portion of this Administrative Code Resolution is determined by any court to
14 be invalid, the invalid portion will be stricken, and such striking will not affect the validity
15 of the remainder of this Administrative Code Resolution. If any court determines that this
16 Administrative Code Resolution, in whole or in part, cannot be legally applied to any
17 individual, group, entity, property, or circumstance, such determination will not affect the
18 applicability of this Administrative Code Resolution to any other individual, group, entity,
19 property, or circumstance.

20 Section 3. Inclusion in the Broward County Administrative Code.

21 It is the intention of the Board of County Commissioners that the provisions of this
22 Administrative Code Resolution become part of the Broward County Administrative Code
23 as of the effective date. The sections of this Administrative Code Resolution may be
24 renumbered or relettered and the word "resolution" may be changed to "section,"

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underscored type are additions.

1 article," or such other appropriate word or phrase to the extent necessary in order to
2 accomplish such intention.

3 Section 4. Effective Date.

4 This Administrative Code Resolution is effective upon adoption.

5

6

7 ADOPTED this ____ day of _____, 2018.

8

9 Approved as to form and legal sufficiency:
10 Andrew J. Meyers, County Attorney

11 By: /s/ Al A DiCalvo 08/21/18
12 Al A DiCalvo (date)
13 Assistant County Attorney

14 By: /s/ Russell J. Morrison 08/21/18
15 Russell J. Morrison (date)
16 Senior Assistant County Attorney

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