

RESOLUTION NO.

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, PERTAINING TO RATES, FEES, AND CHARGES AT FORT LAUDERDALE-HOLLYWOOD INTERNATIONAL AIRPORT; AMENDING SECTION 39.2 AND EXHIBIT 39.A OF THE BROWARD COUNTY ADMINISTRATIVE CODE ("ADMINISTRATIVE CODE") TO REFLECT CHANGES TO RATES, FEES, AND CHARGES; AND PROVIDING FOR SEVERABILITY, INCLUSION IN THE ADMINISTRATIVE CODE, AND AN EFFECTIVE DATE.

WHEREAS, as required by Section 2-3 of the Broward County Code of Ordinances, the Broward County Board of County Commissioners ("Board") establishes, through the adoption of a Resolution, the rates, fees, and charges for the services and facilities provided at Broward County's Fort Lauderdale-Hollywood International Airport ("Airport");

WHEREAS, the rates, fees, and charges for services and facilities at the Airport are included in Chapter 39 of the Broward County Administrative Code; and

WHEREAS, the Board desires to amend certain provisions of Chapter 39 in order to revise the schedule of rates, fees, and charges, NOW, THEREFORE,

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

Section 1. Section 39.2 of the Broward County Administrative Code is hereby amended to read as follows:

39.2. Rates, Fees, and Charges—Fort Lauderdale-Hollywood International Airport.

a. Terminal Rates and Charges:

1. Signatory Airlines:

(a) Type 1 Space, per square foot, per annum ... ~~\$149.37~~ 164.26

(b) Type 2 Space, per square foot, per annum ~~138.91~~ 152.77

(c) Type 3 Space, per square foot, per annum ~~107.54~~ 118.27

(d) Type 4 Space, per square foot, per annum 1.00

2. All Others:

(a) Type 1 Space, per square foot, per annum ... ~~\$194.17~~ 213.55

(b) Type 2 Space, per square foot, per annum ~~180.58~~ 198.60

(c) Type 3 Space, per square foot, per annum ~~139.81~~ 153.76

(d) Type 4 Space, per square foot, per annum 1.00

b. Landing Fee:

1. Signatory Airlines:

(a) Rate of one dollar and ~~fifty-seven cents (\$1.57)~~ seventy-six cents (\$1.76) per one thousand (1,000) pounds of nominal gross landed weight, as determined by the Aviation Department, for each revenue arrival. (A revenue arrival is an arriving plane that generates business from that arrival or departure from the airport.)

...

2. Non-Wholly Owned Affiliated Airlines:

- (a) Rate of ~~one dollar and eighty-nine cents (\$1.89)~~ two dollars and eleven cents (\$2.11) per one thousand (1,000) pounds of nominal gross landed weight, as determined by the Aviation Department, for each revenue arrival. (A revenue arrival is an arriving plane that generates business from that arrival or departure from the airport.)

...

3. All Others:

- (a) Rate of two dollars and ~~five cents (\$2.05)~~ twenty-nine cents (\$2.29) per one thousand (1,000) pounds of nominal gross landed weight, as determined by the Aviation Department, for each revenue and non-revenue arrival by a plane.

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Section 2. Exhibit 39.A of the Broward County Administrative Code is hereby amended to read as follows:

EXHIBIT 39.A

BROWARD COUNTY AVIATION DEPARTMENT

I. PER USE GATE CHARGES.

a. Signatory Airlines and Affiliates:

Arrival or

Class Departure ^{(1) (8)} Turn ^{(1) (8)} Overtime ^{(1) (2) (8)} Overnight ^{(3) (8)}

B-747, B-777	1	\$180.50	\$361.00	\$126.00	\$289.00
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A340		<u>\$198.00</u>	<u>\$396.00</u>	<u>\$139.00</u>	<u>\$317.00</u>
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Wide Body	2	\$154.50	\$309.00	\$108.00	\$247.00
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		<u>\$169.50</u>	<u>\$339.00</u>	<u>\$119.00</u>	<u>\$271.00</u>
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Narrow Body	3	\$103.00	\$206.00	\$ 72.00	\$165.00
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		<u>\$113.00</u>	<u>\$226.00</u>	<u>\$ 79.00</u>	<u>\$181.00</u>
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20—50 Passenger	4	\$ 51.50	\$103.00	\$ 36.00	\$ 82.00
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		<u>\$ 56.50</u>	<u>\$113.00</u>	<u>\$ 40.00</u>	<u>\$ 90.00</u>
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1—19 Passenger	5	\$ 26.00	\$ 52.00	\$ 18.00	\$ 42.00
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		<u>\$ 28.50</u>	<u>\$ 57.00</u>	<u>\$ 20.00</u>	<u>\$ 46.00</u>
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b. All Others:

Arrival or

Class Departure ^{(1) (8)} Turn ^{(1) (8)} Overtime ^{(1) (2) (8)} Overnight ^{(3) (8)}

B-747, B-777	1	\$234.50	\$469.00	\$164.00	\$375.00
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A340		<u>\$257.50</u>	<u>\$515.00</u>	<u>\$180.00</u>	<u>\$412.00</u>
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Wide Body	2	\$201.00	\$402.00	\$141.00	\$322.00
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		<u>\$220.50</u>	<u>\$441.00</u>	<u>\$154.00</u>	<u>\$353.00</u>
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83	Narrow Body	3	\$134.00	\$268.00	\$ 94.00	\$214.00
84			<u>\$147.00</u>	<u>\$294.00</u>	<u>\$103.00</u>	<u>\$235.00</u>
85	20—50 Passenger	4	\$ 67.00	\$134.00	\$ 47.00	\$107.00
86			<u>\$ 73.50</u>	<u>\$147.00</u>	<u>\$ 51.00</u>	<u>\$118.00</u>
87	1—19 Passenger	5	\$ 34.00	\$ 68.00	\$ 24.00	\$ 54.00
88			<u>\$ 37.00</u>	<u>\$ 74.00</u>	<u>\$ 26.00</u>	<u>\$ 59.00</u>

89 **II. PER USE FACILITIES CHARGES.**

90 PASSENGER CHECK-IN FACILITIES ⁽⁴⁾ :

91	Signatory Airlines	\$ 25.00 per hour per ticket counter position ⁽⁵⁾
92	All Others	\$ 33.00 <u>32.00</u> per hour per ticket counter position ⁽⁵⁾
93	Bag make-up facilities ⁽⁶⁾	\$ 0.30 <u>0.40</u> per enplaned passenger
94	Bag make claim facilities ⁽⁷⁾	\$ 1.80 <u>2.10</u> per deplaned passenger

95 **III. FACILITY USE CHARGE**

96 A Facility Use Charge of ~~eleven dollars and twenty cents (\$11.20)~~ twelve dollars
 97 and thirty cents (\$12.30) per deplaning passenger is hereby established for
 98 incoming international flights utilizing the federal inspection station for taking on or
 99 discharging passengers.

100 . . .

101 **NOTES:**

102 . . .

103 (5) All passenger check-in facilities must be reserved in advance, with the approval of
 104 the Aviation Department. Passenger check-in facilities charges shall be applied at
 105 the rate of twenty-five dollars (\$25.00) per hour, or any part thereof, for Signatory

Carriers, and ~~thirty-three dollars (\$33.00)~~ thirty-two dollars (\$32.00) per hour, or any part thereof, for all other carriers, per ticket counter position for any passenger check-in facility reserved, whether utilized or not. Signatory Carriers will not be charged, on a monthly basis, for per use passenger check-in facilities in an amount greater than would otherwise be charged to that carrier for a monthly preferential lease of equivalent ticket counter space.

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(8) Signatory Carriers using a per use gate shall not be charged more than the following amounts for Gate Charges for that gate, per month:

Concourse A	\$59,534.00 <u>65,472.00</u>
Concourse B	\$27,423.00 <u>30,158.00</u>
Concourse C	\$28,133.00 <u>30,939.00</u>
Concourse D	\$32,358.00 <u>35,586.00</u>
Concourse E	\$24,298.00 <u>26,721.00</u>
Concourse F	\$20,929.00 <u>23,016.00</u>
Concourse G	\$30,143.00 <u>33,150.00</u>

Section 3. Severability.

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

applicability of this Administrative Code Resolution to any other individual, group, entity, property, or circumstance.

Section 4. Inclusion in the Broward County Administrative Code.

It is the intention of the Board of County Commissioners that the provisions of this Administrative Code Resolution become part of the Broward County Administrative Code as of the effective date. The sections of this Administrative Code Resolution may be renumbered or relettered and the word "resolution" may be changed to "section," "article," or such other appropriate word or phrase to the extent necessary in order to accomplish such intention.

Section 5. Effective Date.

This Administrative Code Resolution is effective upon adoption.

ADOPTED this day of , 2022.

PROPOSED

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

By: /s/ Yesenia Alfonso 08/18/2022
Yesenia Alfonso (date)
Assistant County Attorney

By: /s/ Sharon V. Thorsen 08/18/2022
Sharon V. Thorsen (date)
Senior Assistant County Attorney