

1 RESOLUTION NO. 2020-

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 TARIFF RATES
8 AND REQUIREMENTS FOR VARIOUS ACTIVITIES AT
9 PORT EVERGLADES; PROVIDING FOR GENERAL
10 UPDATES TO TARIFF TEXT; AND PROVIDING FOR
11 SEVERABILITY, INCLUSION IN THE ADMINISTRATIVE
12 CODE, AND AN EFFECTIVE DATE.

13 WHEREAS, the Board of County Commissioners of Broward County ("Board")
14 desires to amend Chapter 42, Exhibit 42.A, of the Broward County Administrative Code
15 to provide for revisions to Port Everglades Tariff No. 12 items relating to location;
16 communications (phone and fax); railroad; access to Port Everglades; tariff rates and
17 requirements for dockage rates for cargo vessels, cruise ships, lay-in vessels, and yachts;
18 berth usage for tendering/fleet landing; container, cargo, and equipment staging; cruise
19 ship terminals; coastwise container trade; wharfage rates for cargo and cruise
20 passengers; container unit charges; inside transit shed storage rates; open ground
21 storage rates; wharf demurrage rates; container gantry and mobile harbor cranes
22 specifications; container gantry and mobile harbor cranes rental rates; sanitary waste
23 water removal and disposal from vessels; conditions governing identification, retirement,
24 and removal of asphalt and petroleum bulk product piping; fire protection service fee;
standby fire watch service fees; harbormaster fees; linehandler fees; labor and equipment
fees; potable water, hose rental, and hook-up fees; surcharges for use of facilities; electric
service fee; electricity for refrigerated containers; and grid yard areas; and

1 WHEREAS, the Board finds that the revisions to Port Everglades Tariff No. 12, as
2 set forth herein, are in the best interests of Broward County, NOW, THEREFORE,

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

5
6 Section 1. Chapter 42, Exhibit 42.A, of the Broward County Administrative
7 Code is hereby amended to read as follows (original underlining omitted):

8 **EXHIBIT 42.A**

9 **PORT EVERGLADES**

10 **TARIFF NO. 12**

11 **Rules, Regulations, & Fees**

12 . . .

13 **Item No. 100–Location.**

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

15 *Effective Date: October 1, ~~2006~~ 2020*

16 Port Everglades is located on the lower East Coast of the Florida Peninsula at the
17 adjoining city limits of Fort Lauderdale, Hollywood, and Dania Beach. It is located 23 miles
18 north of Miami and 48 miles south of Palm Beach. The Port Everglades Sea Buoy is
19 located at:

20 26° 05.5' North Latitude

21 80° 04.8' West Longitude

22 The Port Everglades Administration Building is located at 1850 Eller Drive, Fort
23 Lauderdale, Florida 33316.

24 . . .

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

1 **Item No. 120–Communications (phone and fax).**

2 *Issue No. 4 5*

3 *Effective Date: October 1, ~~2011~~ 2020*

4 Main telephone number and after-hours recorded message: (954) 523-3404.

5	<i>Office/Division</i>	<i>Phone Number</i>	<i>FAX Number</i>
6		<i>(Area Code 954)</i>	<i>(Area Code 954)</i>
7	Port Everglades Chief Executive	468-3516	523-8713
8	Deputy Port Director	468-3504	523-8713
9	Broward Sheriff's Office	765-4511	765-4853
10	Business Administration	468-3501	525-1910
11	Business Development	468-0170	468-3529
12	Seaport Engineering & Construction		
13	<u>Facilities Maintenance</u>	468-0148	765-5389
14	Corp./Comm. Relations <u>Corporate</u>		
15	<u>Communications</u>	468- 3508 <u>3527</u>	765-5345 <u>468-3529</u>
16	Container Crane	468-3523	765-5061
17	Cruise Marketing	468-0176	765-5345
18	Finance	468-3511	765-4060
19	Fire Rescue	468-3533	765-4164
20	Foreign Trade Zone	468-0214	765-4628
21	Harbormaster	468-0212	525-9512
22	Legal/ <u>Office of the</u> County Attorney	468-3528 <u>523-3404</u>	523-2613 <u>468-3690</u>
23	Operations	468-0221	522-0873
24	Public Works	468-3546	765-5040

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1 . . .

2 **Item No. 165–Railroad.**

3 *Issue No: ~~2~~ 3*

4 *Effective Date: October 1, ~~2016~~ 2020*

5 Port Everglades is served by the Florida East Coast ~~Railroad~~ Railway with an
6 intermodal container transfer facility (ICTF) on a Broward County owned forty-three (43)
7 acre site adjacent to the Southport Container Terminals. In addition~~al~~ to ICTF daily
8 operations, there is a dedicated project cargo track.

9 . . .

10 **Item No. 205–Access to Port Everglades.**

11 *Issue No. ~~2~~ 3*

12 *Effective Date: October 1, ~~2007~~ 2020*

13 . . .

14 All vessels entering Port Everglades shall comply with Florida's Coastal Protection laws,
15 rules, and regulations (as amended) which include, but are not limited to, addressing
16 financial responsibility and liability requirements, booming of vessels, anchorage areas,
17 pilotage, ship specific spill contingency plans, and approved vessel security plans.

18 During the period of a declared emergency in Broward County, the Port Everglades
19 Department may require a vessel to provide a copy of the Maritime Declaration of Health
20 (MDOH) or Maritime Conveyance Illness or Death Investigation Form submitted by the
21 master of the vessel or designee to the U.S. Centers for Disease Control and Prevention
22 to be filed together with the vessel's Berth Application to the Port Everglades
23 Department's Harbormaster.

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

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

2 *Issue No. 14 15*

3 *Effective Date: October 1, ~~2019~~ 2020*

4 Rates listed below apply for each twenty-four (24) hour period or any portion thereof.

5 Cargo Vessels (Container, Dry Bulk, Neo Bulk) - Vessel

6 calling for the purpose of loading or discharging cargo: Per

7 gross registered ton \$ ~~.2822~~ .2906

8 Cargo Vessels (Petroleum) - Vessel calling for the purpose

9 of loading or discharging cargo: Per gross registered ton \$ ~~.2917~~ .3004

10 Pure Car Carriers - Vessel calling for the purpose of

11 loading or discharging wheeled, motorized vehicles: Per gross

12 registered ton \$ ~~.2123~~ .2186

13 . . .

14 The minimum dockage charge for each twenty-four (24) hour period is two hundred

15 ~~seventy five dollars (\$275.00)~~ eighty-three dollars and twenty-five cents (\$283.25).

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

17 *Issue No. 14 15*

18 *Effective Date: October 1, ~~2019~~ 2020*

19 Rates listed below apply for each twenty-four (24) hour period or any portion thereof.

20 (A) Ships offering multiday cruises, no minimum number of

21 sailings:

22 Per gross registered ton \$ ~~.2974~~ .3078

23

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

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

Per gross registered ton \$ ~~.1391~~ .1439

...

The minimum dockage charge for each twenty-four (24) hour period for all cruise
ships is two hundred ~~seventy-five dollars (\$275.00)~~ eighty-three dollars and twenty-five
cents (\$283.25).

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

Issue No. ~~13~~ 14

Effective Date: October 1, ~~2019~~ 2020

Rates listed below apply for each twenty-four (24) hour period or any portion thereof.

A. Lay-in Vessels - All cargo and noncruise vessels in lay-in status, except Navy,
Coast Guard, U.S. Government Research, and Training Vessels, will be charged
at the measure of Gross Registered Ton (GRT) or per lineal foot, whichever
yields the highest revenue to the Port Everglades Department:

Per GRT \$ ~~.2822~~ .2906

Per lineal foot \$~~5.0294~~ 5.1802

B. Lay-in Vessels - Navy, Coast Guard, U.S. Government Research, and Training
Vessels will be charged at the measure of GRT or per lineal foot, whichever
yields the highest revenue to the Port Everglades Department:

Per GRT \$ ~~.2267~~ .2335

Per lineal foot \$~~4.0793~~ 4.2016

The minimum dockage charge for each twenty-four (24) hour period is two hundred
~~seventy-five dollars (\$275.00)~~ eighty-three dollars and twenty-five cents (\$283.25).

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

1 **Item No. 335–Dockage rates–Yachts.**

2 *Issue No. ~~13~~ 14*

3 *Effective Date: October 1, ~~2019~~ 2020*

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

5 A. Yachts up to one hundred (100) lineal feet ~~\$152.80~~ 157.38

6 B. Yachts one hundred one (101) to two hundred (200)
7 lineal feet ~~\$297.88~~ 306.81

8 C. Yachts two hundred one (201) to three hundred (300)
9 lineal feet ~~\$450.47~~ 463.98

10 D. Yachts three hundred one (301) to four hundred (400)
11 lineal feet ~~\$603.07~~ 621.16

12 . . .

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

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

15 *Effective Date: October 1, ~~2019~~ 2020*

16 A vessel using the anchorage area at Port Everglades and providing tender service
17 for passengers, crew, or other personnel between the vessel in the anchorage area and
18 a berth within Port Everglades will be charged ~~five hundred ninety dollars (\$590.00)~~ six
19 hundred seven dollars and seventy cents (\$607.70) for each twenty-four (24) hour period
20 or any portion thereof.

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

1 **Item No. 450–Container, cargo, and equipment staging.**

2 *Issue No. ~~9~~ 10*

3 *Effective Date: October 1, ~~2019~~ 2020*

4 Containers, cargo, chassis, and equipment, including cargo handling equipment, can
5 only be staged on dock aprons and common use, nonleased, nonassigned areas with the
6 prior approval of the Port Everglades Department, Operations Division. All requests must
7 be made in a timely manner, but not less than twenty-four (24) hours prior to the time the
8 staging area is needed by the Port user. If a request is approved, it will be for a period
9 not to exceed seven (7) calendar days. Use of a staging area without prior permission,
10 or beyond the approved period, will result in the imposition of a use penalty in the amount
11 of seventy-two dollars and ten cents (~~\$70.00~~) (\$72.10) for each calendar day or any
12 portion thereof for each container, chassis, and piece of cargo or equipment located on a
13 staging area.

14 . . .

15 **Item No. 470–Cruise ship terminals.**

16 *Issue No. ~~4~~ 5*

17 *Effective Date: October 1, ~~2019~~ 2020*

18 Port Everglades has eight (8) air-conditioned full-service cruise ship passenger
19 terminals, each capable of accommodating cruise ships of a minimum of nine hundred
20 fifty (950) feet in length and three thousand five hundred (3,500) passengers. All cruise
21 terminals are equipped with elevators and escalators and at least one (1) telescoping
22 height adjustable passenger loading bridge (PLB) or mobile elevated gangway (MEG).

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

1 **Item No. 530—Coastwise container trade.**

2 *Issue No. ~~13~~ 14*

3 *Effective Date: October 1, ~~2019~~ 2020*

4 U.S. flagged container vessels engaged in coastwise container trade loading or
5 discharging containers at Port Everglades for carriage between Port Everglades and
6 other continental United States ports are subject to a composite cargo wharfage and
7 dockage rate as follows:

8 Full containers ~~\$39.75~~ 40.94 per container unit discharged or loaded

9 Empty containers ~~\$26.95~~ 27.75 per container unit discharged or loaded

10 . . .

11 **Item No. 535—Wharfage rates—Cargo.**

12 *Issue No. 14 15*

13 *Effective Date: October 1, ~~2019~~ 2020*

14 Except as otherwise noted, cargo wharfage is charged by the measure per ton of two
15 thousand (2,000) pounds or forty (40) cubic feet, whichever yields the highest revenue to
16 the Port Everglades Department:

17 ALL ARTICLES, not otherwise specified ~~\$3-8048~~ 3.9189

18 AGGREGATES, TALLOW, OR GYPSUM, in bulk ~~\$1-312~~ 1.351

19 CEMENT, PORTLAND, AND MASONRY, in bulk, including super
20 sacks or palletized ~~\$1-132~~ 1.165

21 CONTAINER CARGO - per two thousand (2,000) pounds ~~\$3-396~~ 3.497

22 CONTAINER CARGO - "SMALL BOAT" per two thousand
23 (2,000) pounds ~~\$2-651~~ 2.730

24 LUMBER, per two thousand (2,000) pounds ~~\$3-554~~ 3.660

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

1	PETROLEUM, ALTERNATIVE FUELS, FUEL BLENDING		
2	COMPONENTS (INCLUDES ALCOHOL BIO-DIESEL &		
3	BIO-DIESEL FEED STOCKS) per barrel	\$0.1868	<u>0.1924</u>
4	STEEL PRODUCTS, INCLUDING REINFORCING BARS, COILS,		
5	PLATES, & STRUCTURAL	\$3.740	<u>3.852</u>
6	VEHICLES, lift on/lift off, including, but not limited to, automobiles,		
7	SUVs, trucks, vans, tractors, buses, trailers, and chassis per ton	\$6.742	<u>6.944</u>
8	VEHICLES, roll on/roll off, including, but not limited to, automobiles,		
9	SUVs, trucks, vans, tractors, buses, trailers, and chassis to/from		
10	pure vehicle carrier per unit (based on tons to unit conversion		
11	schedule)	\$7.607	<u>7.835</u>
12	Tons to Unit conversion Schedule		
13	<i>Tons</i>	<i>Units</i>	
14	0.00—2.00		1
15	2.01—4.00		2
16	4.01—6.00		3
17	6.01—8.00		4
18	8.01—10.00		5
19	10.01—12.00		6
20	12.01—14.00		7
21	14.01—16.00		8
22	16.01—18.00		9
23	18.01—20.00		10
24	20.01—22.00		11

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

1	22.01—24.00	12
2	24.01—26.00	13
3	26.01—28.00	14
4	28.01—30.00	15
5	30.01—32.00	16
6	32.01—34.00	17
7	34.01—36.00	18
8	36.01—38.00	19
9	38.01—40.00	20
10	40.01—42.00	21
11	42.01—44.00	22
12	44.01—46.00	23
13	46.01—48.00	24
14	48.01—50.00	25
15	YACHTS AND BOATS (float on/float off), per ton.....	\$6.148 <u>6.332</u>
16	YACHTS AND BOATS (lift on/lift off, roll on/roll off) per ton.....	\$9.286 <u>9.564</u>
17	Item No. 537—Container unit charges.	
18	<i>Issue No. 9 <u>10</u></i>	
19	<i>Effective Date: October 1, 2019 <u>2020</u></i>	
20	Containers, full and empty, discharged and loaded to ships, per unit.	
21	CONTAINERS & TRAILERS:	
22	FULL, each	\$5.40 <u>5.56</u>
23	EMPTY, each.....	\$2.55 <u>2.62</u>
24	CHASSIS, each	\$2.55 <u>2.62</u>

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

1	CONTAINERS & TRAILERS "SMALL BOAT":		
2	FULL, each	\$2.95	<u>3.03</u>
3	EMPTY, each.....	\$2.55	<u>2.62</u>
4	CHASSIS, each	\$2.55	<u>2.62</u>

5 **Item No. 540–Wharfage rates–Cruise passengers.**

6 *Issue No. 14 15*

7 *Effective Date: October 1, 2019 2020*

8	A. Vessels offering multiday cruises, embark, disembark,		
9	in transit, per passenger	\$11.776	<u>12.188</u>

10	B. Vessels offering daily cruises, embark, disembark, in transit,		
11	per passenger	\$ 2.700	<u>2.794</u>

12 . . .

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

14 *Issue No. 14 15*

15 *Effective Date: October 1, 2019 2020*

16 Cargo accepted for inside storage by the Port Everglades Department, Operations
 17 Division, will be assessed inside transit shed storage charges. All cargo remaining in
 18 storage beyond its authorized storage period(s) will be assessed wharf demurrage
 19 charges as contained in this Tariff. Inside transit shed storage charges are for each thirty
 20 (30) calendar day period or any portion thereof. Inside transit shed storage rates are as
 21 follows:

22	1. All articles not otherwise specified (NOS), per ton.....	\$9.25	<u>9.52</u>
23	2. Cement, in bags, per ton	\$4.25	<u>4.37</u>
24	3. Lumber, per ton	\$7.25	<u>7.46</u>

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

1	4. Steel products, per ton.....	\$ 6.45	<u>6.64</u>
2	MINIMUM Storage Invoice.....	\$ 50.00	<u>51.50</u>

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

4 *Issue No. 14 15*

5 *Effective Date: October 1, 2019 2020*

6 Cargo accepted for open ground storage by the Port Everglades Department,
7 Operations Division, will be assessed storage charges. All cargo remaining in storage
8 beyond its authorized storage period(s) will be assessed wharf demurrage charges as
9 contained in this Tariff. Open ground storage rates are as follows:

10	1. All articles not otherwise specified, each six (6) calendar		
11	days or any portion thereof, per ton	\$1.15	<u>1.18</u>
12	2. Each vehicle, including, but not limited to, automobiles, SUVs,		
13	trucks, vans, tractors, buses, trailers, and chassis, for each		
14	calendar day or any portion thereof	\$4.95	<u>5.09</u>
15	3. Each boat and yacht on cradles or trailers, for each		
16	calendar day or any portion thereof	\$ 34.20	<u>35.22</u>
17	4. Lumber, per ton		
18	First 2 x 6 calendar day period (total 12 calendar days)	\$ 0.63	<u>0.65/ton</u>
19	ea. 6 calendar day period or any portion thereof		
20	Second 2 x 6 calendar day period (total 12 calendar days)	\$ 0.79	<u>0.81/ton</u>
21	ea. 6 calendar day period or any portion thereof		
22	Third 2 x 6 calendar day period (total 12 calendar days).....	\$ 0.99	<u>1.02/ton</u>
23	ea. 6 calendar day period or any portion thereof		

24 After 6 approved storage periods, charges revert to wharf demurrage rates.

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

1	5.	Each container (full or empty), or each on or off chassis,		
2		for each calendar day or any portion thereof	\$4.90	<u>5.04</u>
3	6.	Steel products, per ton		
4		First 2 x 6 calendar day period (total 12 calendar days)	\$1.14	<u>1.17/ton</u>
5		ea. 6 calendar day period or any portion thereof		
6		Second 2 x 6 calendar day period (total 12 calendar days)	\$1.42	<u>1.46/ton</u>
7		ea. 6 calendar day period or any portion thereof		
8		Third 2 x 6 calendar day period (total 12 calendar days).....	\$1.78	<u>1.83/ton</u>
9		ea. 6 calendar day period or any portion thereof		
10		After 6 approved storage periods, charges revert to wharf		
11		demurrage rates.		
12		MINIMUM Storage Invoice	\$50.00	<u>51.50</u>

13 **Item No. 635-Wharf demurrage rates.**

14 *Issue No. ~~14~~ 15*

15 *Effective Date: October 1, ~~2019~~ 2020*

16 All cargo remaining in storage after free time has expired, or remaining in Port
 17 Everglades after expiration of an authorized storage period, shall thereafter be assessed
 18 wharf demurrage charges. A vessel's franchised steamship agent, vessel owner, or
 19 vessel operator is responsible for the payment of all wharf demurrage charges. Wharfage
 20 demurrage rates are as follows:

21 *Note:*

- 22 I. Located inside transit shed
- 23 II. Located outside on open ground

24

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

		<i>I.</i>	<i>II.</i>
1			
2	1. All articles not otherwise		
3	specified, for each calendar day or any		
4	portion thereof, per ton	\$1.15 <u>1.18</u>	\$0.85 <u>0.87</u>
5	2. Each vehicle, including, but not limited to,		
6	automobiles, SUVs, trucks, vans, tractors,		
7	buses, tankers, and chassis, for each		
8	calendar day or any portion thereof	N.A.	\$7.00 <u>7.21</u>
9	3. Each boat and yacht on cradles or		
10	trailers, for each calendar day or any		
11	portion thereof.....	N.A.	\$63.15 <u>65.04</u>
12	4. Lumber, per ton for each calendar		
13	day or any portion thereof	\$1.15 <u>1.18</u>	\$0.85 <u>0.87</u>
14	5. Each container (full or empty), or each		
15	on or off chassis for each calendar day		
16	or any portion thereof.....	N.A.	\$9.55 <u>9.83</u>
17	6. Steel products, per ton, for each		
18	calendar day or any portion		
19	thereof	\$1.15 <u>1.18</u>	\$0.85 <u>0.87</u>
20	...		
21			
22			
23			
24			

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

1 **Item No. 700–Container gantry and mobile harbor cranes—Specifications.**

2 *Issue No. ~~3~~ 4*

3 *Effective Date: October 1, ~~2010~~ 2020*

4 Port Everglades Department maintains and makes available for rental a total of eight
5 (8) rail mounted container gantry cranes. Seven (7) cranes are located in Southport and
6 one (1) in Midport. Three (3) additional rail mounted container gantry cranes
7 manufactured by ZPMC will be commissioned and made available for rental in the first
8 quarter of calendar year 2021. In addition, the Port Everglades Department maintains
9 and makes available for rental one (1) mobile harbor crane. Crane specifications are as
10 follows:

11 . . .

12 TYPE: Mobile Harbor Crane "MHC1"

13 MANUFACTURER: GOTTWALD

14 LIFT CAPACITY: •40.4 long tons under spreader in single lift mode to maximum
15 radius of 135 feet

16 •49.2 long tons under spreader in twin lift Mmode to maximum
17 radius of 118 feet

18 •100 long tons under hook to maximum radius of 75 feet

19 OUTREACH: •167 feet from center of tower

20 LIFT: •154 feet from pier to bottom of hook

21 TYPE: Container Gantry Crane "SP8, SP9, SP10"

22 MANUFACTURER: Shanghai Zhenhua Heavy Industries Co., Ltd. (ZPMC)

23 LIFT CAPACITY: •50 long tons single lift under spreader,

24 •65 long tons twin lift under spreader,

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

1 •100 long tons under heavy lift beam
 2 OUTREACH: (From face of pier)—186 feet
 3 LIFT: (Pier to bottom of spreader)—133 feet
 4 . . .

5 **Item No. 710—Container gantry (CG) and mobile harbor (MH) cranes—Rental rates.**

6 *Issue No. 14 15*

7 *Effective Date: October 1, 2019 2020*

8 I. Container Operations - "Small Boat":

9	A.	Straight Time Hours - Midport (CG)	\$762.00	<u>784.85</u> Per Hour
10		Straight Time Hours - Midport (MH)	\$685.85	<u>706.40</u> Per Hour
11		Straight Time Hours - Southport (CG)	\$812.90	<u>837.30</u> Per Hour
12	B.	Overtime Hours - Midport (CG)	\$878.00	<u>904.35</u> Per Hour
13		Overtime Hours - Midport (MH)	\$790.20	<u>813.90</u> Per Hour
14		Overtime Hours - Southport (CG)	\$910.30	<u>937.60</u> Per Hour
15	C.	Standby: Straight Time Hours	\$163.75	<u>168.65</u> Per Hour
16	D.	Standby: Overtime Hours	\$218.50	<u>225.05</u> Per Hour
17	E.	Minimum Invoice	2 Hours Per Crane Ordered	
18	F.	Initial Start-up Per Crane	\$218.50	<u>225.05</u> Flat Charge
19	G.	Final Shut Down Per Crane	\$218.50	<u>225.05</u> Flat Charge

20 II. All Other Container Operations:

21	A.	Straight Time Hours - Midport (CG)	\$963.85	<u>992.75</u> Per Hour
22		Straight Time Hours - Midport (MH)	\$867.50	<u>893.50</u> Per Hour
23		Straight Time Hours - Southport (CG)	\$1,019.25	<u>1,049.80</u> Per Hour
24	B.	Overtime Hours - Midport (CG)	\$1,085.90	<u>1,118.45</u> Per Hour

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

1	Overtime Hours - Midport (MH)	\$977.30	<u>1,006.60</u>	Per Hour
2	Overtime Hours - Southport (CG)	\$1,133.60	<u>1,167.60</u>	Per Hour
3	C. Standby: Straight Time Hours	\$163.75	<u>168.65</u>	Per Hour
4	D. Standby: Overtime Hours	\$218.50	<u>225.05</u>	Per Hour
5	E. Minimum Invoice		4 Hours	Per Crane Ordered
6	F. Initial Start-up Per Crane	\$218.50	<u>225.05</u>	Flat Charge
7	G. Final Shut Down Per Crane	\$218.50	<u>225.05</u>	Flat Charge
8	III. General Cargo, Yachts, Heavy Lifts:			
9	A. Straight Time Hours - Midport (CG & MH)	\$535.10	<u>551.15</u>	Per Hour
10	Straight Time Hours - Southport (CG).....	\$578.00	<u>595.35</u>	Per Hour
11	B. Overtime Hours - Midport (CG & MH)	\$632.65	<u>651.60</u>	Per Hour
12	Overtime Hours - Southport (CG)	\$692.40	<u>713.20</u>	Per Hour
13	C. Standby: Straight Time Hours	\$163.75	<u>168.65</u>	Per Hour
14	D. Standby: Overtime Hours	\$218.50	<u>225.05</u>	Per Hour
15	E. Minimum Invoice		2 Hours	Per Crane Ordered
16	F. Initial Start-up Per Crane	\$218.50	<u>225.05</u>	Flat Charge
17	G. Final Shut Down Per Crane	\$218.50	<u>225.05</u>	Flat Charge
18	IV. Coastwise Container Trade:			
19	A. Straight Time & Overtime Hours, Midport & Southport;			
20	Containers Discharged/Loaded/Shifted, per unit		\$21.05	<u>21.70</u>
21	B. Standby: Straight Time Hours	\$163.75	<u>168.65</u>	Per Hour
22	C. Standby: Overtime Hours.....	\$218.50	<u>225.05</u>	Per Hour
23	D. Minimum Invoice		2 Hours	Per Crane Ordered
24	E. Initial Start-up Per Crane	\$218.50	<u>225.05</u>	Flat Charge

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

1 F. Final Shut Down Per Crane \$~~218.50~~ 225.05 Flat Charge
2 ...

3 **Item No. 1036—Sanitary wastewater removal and disposal from vessels.**

4 *Issue No. ~~15~~ 16*

5 *Effective Date: ~~January 28, 2020~~ October 1, 2020*

6 ...

7 Entities with a valid vessel sanitary wastewater removal services franchise will be
8 assessed a wharfage charge of \$~~0.0376~~ 0.0387 per gallon. With the prior written
9 authorization of the Port Everglades Department, a vessel sanitary wastewater removal
10 services franchisee may discharge vessel sanitary wastewater from vessels calling Port
11 Everglades into the sanitary sewer system of Port Everglades for an additional fee of
12 \$~~0.0670~~ 0.0690 per gallon. The franchisee must, prior to commencing its discharge of
13 vessel sanitary wastewater into the Port Everglades sanitary sewer system: (1) certify in
14 writing to the Port Everglades Department that the vessel sanitary wastewater to be
15 discharged is in compliance with Sections 28-204 and 28-207 of the City of Fort
16 Lauderdale, Florida, Code of Ordinances and Port Everglades Department procedures
17 for the discharge of vessel sanitary wastewater into the Port Everglades sanitary sewer
18 system; and (2) under the observation of an assigned Port Everglades Department
19 employee, collect a sufficient representative test sample of the vessel sanitary
20 wastewater actually discharged, and promptly provide the test sample to the observing
21 Port Everglades Department employee to immediately send for analysis to a Florida
22 Department of Environmental Protection (FDEP) licensed environmental testing lab, at
23 franchisee's sole cost, with a certified copy of the test result required to be sent by the
24 testing lab to the Port Everglades Department, Director of Seaport Engineering and

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1 Facilities Maintenance Division. Such sample shall be analyzed to verify compliance with
2 the standards provided in Sections 28-204 and 28-207 of the City of Fort Lauderdale,
3 Florida, Code of Ordinances.

4 . . .

5 If the certified copy of the test result determines that the test sample was
6 noncompliant with the standards provided in Section 28-204 or 28-207 of the City of Fort
7 Lauderdale, Florida, Code of Ordinances, the Port Everglades Department shall, within
8 twenty-four (24) hours after learning of the noncompliant test result, notify the Director of
9 the City of Fort Lauderdale's wastewater treatment facilities as provided in Section 28-228
10 of the City of Fort Lauderdale, Florida, Code of Ordinances. The franchisee shall pay any
11 fine(s) imposed by the City of Fort Lauderdale and shall also be fined by Broward County
12 in an amount of ~~\$0.134~~ 0.138 per gallon of vessel sanitary wastewater, comprising the
13 total volume of vessel sanitary wastewater from which the noncompliant test sample was
14 taken and discharged into the Port Everglades sanitary sewer system. A franchisee that
15 fails more than two (2) vessel sanitary wastewater sampling tests within any calendar
16 year will be permanently banned from discharging vessel sanitary wastewater into the
17 Port Everglades sanitary sewer system. For purposes of the preceding sentence, "fails"
18 means that the test result determined that the test sample was noncompliant with the
19 standards provided in Section 28-204 or 28-207 of the City of Fort Lauderdale, Florida,
20 Code of Ordinances.

21 . . .

1 **Item No. 1048—Conditions governing identification, retirement, and removal of**
2 **asphalt and petroleum bulk product piping.**

3 *Issue No. ~~3~~ 4*

4 *Effective Date: October 1, ~~2009~~ 2020*

5 Facility Operators, ~~w~~When requested by the Port Everglades Department, facility
6 operators will, within 48 hours of such request, locate and mark any active asphalt or
7 petroleum bulk pipelines located on County land within Port Everglades. Additionally, if
8 requested, ~~F~~Facility ~~O~~Operators will use their best efforts to assist the Port Everglades
9 Department in locating and establishing ownership of abandoned or out-of-service
10 asphalt or petroleum bulk product piping located on County land within Port Everglades
11 formerly connected to, or having previously served, a ~~F~~Facility ~~O~~Operator's terminal facility.

12 ~~Unless otherwise agreed to in writing with the County, by June 30, 2011 Facility~~
13 ~~Operators shall provide the Port Everglades Department with a complete set of as built~~
14 ~~plans and locations of both active and inactive asphalt or petroleum bulk pipelines located~~
15 ~~on County land within Port Everglades using the Florida State Plane Coordinate Grid~~
16 ~~System and signed/sealed by a registered land surveyor. The submission is to include~~
17 ~~one set of machine readable disks containing electronic data in an AUTOCAD format or~~
18 ~~other format acceptable to the County.~~

19 . . .

20 **Item No. 1057—Fire protection service fee.**

21 *Issue No. ~~12~~ 13*

22 *Effective Date: October 1, ~~2019~~ 2020*

23 All liquid petroleum products, alternative fuels, and fuel blending components,
24 including, but not limited to, liquefied petroleum gas, distillate from any natural or synthetic

1 source, alcohols, bio_diesel, and bio_diesel feedstocks entering storage tanks or vessels
2 located at Port Everglades, regardless of the transportation method (maritime shipping,
3 pipeline, railroad, or trucking), will be assessed a Fire Protection Service Fee of ~~\$.0288~~
4 0.296 per barrel.

5 . . .

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

7 *Issue No. 14 15*

8 *Effective Date: October 1, 2019 2020*

9 Port users whose activities in the Port Jurisdictional Area require standby Fire Watch
10 Services performed by the Broward Sheriff's Office Department of Fire Rescue are
11 subject to the following Fire Watch Service fees:

12	Recognized working hours	\$118.10	<u>121.65</u> per hour
13	Outside of recognized working hours	\$147.75	<u>152.20</u> per hour

14 (Rates are subject to a four (4) hour minimum billing)

15 . . .

16 **Item No. 1100—Harbormaster fees.**

17 *Issue No. 14 15*

18 *Effective Date: October 1, 2019 2020*

19 Harbormaster fees are charged against each vessel as follows:

20 0—10,000 Gross Registered

21	Tons (GRT)	\$368.40	<u>379.45</u> per call
22	10,001 GRT and over	\$466.35	<u>480.35</u> per call
23	Cruise ship making daily cruises	\$129.30	<u>133.20</u> per day

24

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

1 **Item No. 1105—Linehandler fees.**

2 *Issue No. ~~14~~ 15*

3 *Effective Date: October 1, ~~2019~~ 2020*

4 Linehandlers will be furnished for the services of handling lines for docking, undocking,
5 and shifting vessels at the following rates. Rates are for each vessel movement, and
6 vessel shifts will be counted as two (2) vessel movements.

7	0—9,000 Gross Registered Tons (GRT)	\$423.70	<u>436.40</u>
8	9,001—25,000 GRT	\$637.00	<u>656.10</u>
9	25,001 GRT and over	\$836.85	<u>861.95</u>
10	Cruise ship making daily cruises	\$389.15	<u>400.80</u>

11 **Item No. 1110—Labor and equipment fees.**

12 *Issue No. ~~14~~ 15*

13 *Effective Date: October 1, ~~2019~~ 2020*

14 Labor, equipment, and supplies are furnished by the Port Everglades Department only
15 upon request made to the Port Everglades Department, Operations Division. Upon
16 approval of such request, rates for labor, equipment, and supplies are as follows:

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

19 *Labor-Per Hour:*

20	• Supervisors	\$95.90	<u>98.75</u>	\$143.90	<u>148.20</u>
21	• All other classifications	\$83.90	<u>86.40</u>	\$125.95	<u>129.70</u>

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

24

1 *Equipment—Per Hour.*

2	• Backhoe	\$ 433.40	<u>137.40</u>	\$175.30	<u>180.55</u>
3	• Forklift (diesel)	130.40	<u>134.30</u>	172.50	<u>177.65</u>
4	• Forklift (electric)	37.60	<u>38.70</u>	37.60	<u>38.70</u>
5	• Street Sweeper	246.95	<u>254.35</u>	289.10	<u>297.75</u>
6	• Light Plant	422.85	<u>126.55</u>	464.80	<u>169.75</u>
7	• Portable Generator	422.85	<u>126.55</u>	464.80	<u>169.75</u>

8 . . .

9 **Item No. 1115—Potable water, hose rental, and hook-up fees.**

10 *Issue No. 14 15*

11 *Effective Date: October 1, 2019 2020*

12 Rates for potable water delivered to vessels via underground pipelines available at
13 berths 1—33 are as follows:

14 Potable Water ~~\$3.10~~ 3.20 per ton

15 Hook-up Fees:

16 Monday—Sunday; 6:00 a.m.—5:00 p.m.~~\$74.90~~ 77.15 per vessel per hour

17 Monday—Sunday; 5:00 p.m.—6:00 a.m.~~\$115.15~~ 118.60 per vessel per hour

18 The start time of the hook-up operation will determine the fee category that applies.

19 Hook-ups from 5:00 p.m.—6:00 a.m. are subject to a four (4) hour minimum at the hourly
20 rate listed.

21 If a vessel elects to use its own hoses to load potable water, the hoses must be clean
22 and free of defects and leaks. Port Everglades Department furnished hoses are billed at
23 the rate of thirteen dollars and forty cents (~~\$13.00~~ 13.40) per fifty (50) foot length of hose.

24

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1 **Item No. 1120–Surcharges for use of facilities.**

2 *Issue No. 14 15*

3 *Effective Date: October 1, ~~2019~~ 2020*

4 Use of transit sheds and cruise terminals during hours other than recognized working
5 hours will be charged at a surcharge rate of ~~ninety-eight dollars and thirty-five cents~~
6 ~~(\$98.35)~~ one hundred one dollars and thirty cents (\$101.30) per hour, or any portion
7 thereof. Charges are for the account of the franchised steamship agent or vessel
8 representative, stevedore, or cargo handler requesting the service. The charge
9 applicable to cruise vessels providing daily cruise service is ~~twenty-eight dollars and~~
10 ~~fifteen cents (\$28.15)~~ twenty-nine dollars (\$29.00) per hour. All such use is subject to a
11 four (4) hour billing minimum.

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

15 Each Port user will be charged for electricity service for its use of a transit shed and/or
16 cruise terminal in the amount of ~~twenty-six dollars and fifty cents (\$26.50)~~ twenty-seven
17 dollars and thirty cents (\$27.30) per hour, or any portion thereof, between the hours of
18 5:00 p.m. and 8:00 a.m. During daylight savings time, the surcharge rate will apply
19 between the hours of 6:00 p.m. and 7:00 a.m.

20 . . .

21

22

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24

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underscored type are additions.

1 **Item No. 1125–Electric service fee.**

2 *Issue No. ~~13~~ 14*

3 *Effective Date: October 1, ~~2019~~ 2020*

4 Electricity furnished by the Port Everglades Department to a Port user for the
5 operation of its conveyors or other equipment will be charged at the rate of ~~twenty-five~~
6 ~~dollars and seventy cents (\$25.70)~~ twenty-six dollars and forty-seven cents (\$26.47) per
7 hour.

8 **Item No. 1130–Electricity for refrigerated containers.**

9 *Issue No. ~~13~~ 14*

10 *Effective Date: October 1, ~~2019~~ 2020*

11 Refrigerated containers placed in the Port's common use reefer yard will be charged
12 for electricity use. Electricity rates are as follows:

13 Per 20 ft. unit..... ~~\$57.90~~ 59.65 per 24-hour period or any portion thereof

14 Per 40 ft. unit..... ~~\$68.80~~ 70.85 per 24-hour period or any portion thereof

15

16 **Item No. 1140–Grid yard areas.**

17 *Issue No. ~~15~~ 16*

18 *Effective Date: October 1, ~~2019~~ 2020*

19 . . .

20 Although Grids vary in size, Grid users will be charged at the rate of ~~one thousand five~~
21 ~~hundred ninety-six dollars and seventy-five cents (\$1,596.75)~~ one thousand six hundred
22 forty-four dollars and sixty-five cents (\$1,644.65) per acre assigned for each ten (10) day
23 period or any portion thereof, or ~~four thousand seven hundred ninety dollars and~~
24 ~~twenty-five cents (\$4,790.25)~~ four thousand nine hundred thirty-three dollars and

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

1 ninety-five cents (\$4,933.95) per acre for each monthly assignment period or any portion
2 thereof. For Grids served by yard lighting, an additional charge of ~~seventy-eight dollars~~
3 ~~and forty cents (\$78.40)~~ eighty dollars and seventy-five cents (\$80.75) per acre, for each
4 ten (10) day assignment period or two hundred ~~thirty-five dollars and twenty cents~~
5 ~~(\$235.20)~~ forty-two dollars and twenty-five cents (\$242.25) per acre, for each monthly
6 assignment period will be assessed. All other electric service consumed by the Grid user
7 will be charged based on applicable electric meter readings or, in the absence of a
8 dedicated electrical meter, by daily proration of the closest master electrical meter to the
9 assigned Grid.

10 . . .

11 Section 2. Severability.

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

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

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

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underscored type are additions.

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

3 Section 4. Effective Date.

4 This Administrative Code Resolution is effective retroactively to October 1, 2020.

5
6 ADOPTED this ____ day of _____, 2020.

7
8 Approved as to form and legal sufficiency:
9 Andrew J. Meyers, County Attorney

10 By: /s/ Russell J. Morrison 09/08/20
11 Russell J. Morrison (date)
12 Senior Assistant County Attorney

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Tariff 12_FINAL
09/08/20
#20-009, #20-3015

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