

PORT EVERGLADES TARIFF NO. 12

Item No. 1036–Sanitary wastewater removal and disposal from vessels.

Issue No. 16

Effective Date: October 1, 2020

Vessel sanitary wastewater removal services is defined as the pumping of wastewater from the sanitary holding tanks of vessels to shoreside trucks and portable tanks and subsequent transport from the Port or to a designated on-Port location at which the wastewater is pumped into the Port Everglades sanitary sewer system.

All vessel sanitary wastewater removal services must be performed by entities with a valid vessel sanitary wastewater removal services franchise issued by Broward County.

Entities with a valid vessel sanitary wastewater removal services franchise will be assessed a wharfage charge of \$0.0387 per gallon. With the prior written authorization of the Port Everglades Department, a vessel sanitary wastewater removal services franchisee may discharge vessel sanitary wastewater from vessels calling Port Everglades into the sanitary sewer system of Port Everglades for an additional fee of \$0.0690 per gallon. The franchisee must, prior to commencing its discharge of vessel sanitary wastewater into the Port Everglades sanitary sewer system: (1) certify in writing to the Port Everglades Department that the vessel sanitary wastewater to be discharged is in compliance with Sections 28-204 and 28-207 of the City of Fort Lauderdale, Florida, Code of Ordinances and Port Everglades Department procedures for the discharge of vessel sanitary wastewater into the Port Everglades sanitary sewer system; and (2) under the observation of an assigned Port Everglades Department employee, collect a sufficient representative test sample of the vessel sanitary wastewater actually discharged, and promptly provide the test sample to the observing Port Everglades Department employee to immediately send for analysis to a Florida Department of Environmental Protection (FDEP) licensed environmental testing lab, at franchisee's sole cost, with a certified copy of the test result required to be sent by the testing lab to the Port Everglades Department, Director of Seaport Engineering and Facilities Maintenance Division. Such sample shall be analyzed to verify compliance with the standards provided in Sections 28-204 and 28-207 of the City of Fort Lauderdale, Florida, Code of Ordinances.

During all vessel sanitary wastewater discharge activities, a Port Everglades Department employee will be assigned to monitor the discharge activities and verify the quantity of vessel sanitary wastewater being discharged into the Port Everglades sanitary sewer system; franchisee shall ensure that no discharge commences outside of the presence of the assigned Port Everglades Department employee. Port Everglades Department labor costs will be charged in accordance with Tariff Item No. 1110. Labor

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costs are payable by franchisee to the Port Everglades Department in addition to franchisee's required payment of the per-gallon fee.

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

Monthly written reports of activity and payment of related wharfage and labor charges for the removal of vessel sanitary wastewater shall be submitted by the franchisee to the Port Everglades Finance Division within five (5) business days after the end of the month and shall include the dates of services performed, the name of the vessel(s), and the number of gallons of vessel sanitary wastewater discharged. Failure to furnish the required monthly reports within the stipulated time will result in a late charge of twenty-five dollars (\$25) per business day or any portion thereof, for which the reports have not been submitted or remain incomplete.