PORT EVERGLADES TARIFF NO. 12

Item No. 960−Posting of Financial Security.

Issue No. 6

Effective Date: October 1, 2026

Broward County may require all Port Users to post financial security while doing business in Port Everglades. Port Users may be given the option of posting either an indemnity and payment bond or an irrevocable letter of credit enforceable in the United States, collectable in US Dollars, drawn on a bank that is subject to the regulatory and enforcement authority of state and/or federal regulatory authorities, and subject to review and approval by the Finance Division of the Port Everglades Department. Broward County will determine the required type and amount of such bond or letter of credit for each Port User; provided, however, that no Port User is allowed to post security in an amount less than twenty thousand dollars ($20,000.00).

All indemnity and payment bonds or letters of credit required to be obtained pursuant to this Tariff must protect Broward County from and against all losses, costs, damages, expenses, and injury incurred or sustained by Broward County due to (a) failure of the Port User to pay to Broward County, when due, any and all Tariff or other charges that have accrued at Port Everglades (whether relating to the furnishing of services or materials to the Port User, its principals, agents, or employees at Port Everglades; or due to injury to property of Port Everglades; or stemming from the use of Port Everglades and its facilities by the Port User, its principals, agents, or employees; or otherwise); or (b) noncompliance by the Port User, its principals, agents, or employees Applicable Law, (including but not limited to the terms and provisions of the Broward County Code of Ordinances, the Broward County Administrative Code, and all procedures and policies of the Port Everglades Department, as amended from time to time; or (c) any act, omission, negligence or misconduct of the Port User, its principals, agents, or employees in Port Everglades (whether causing injury to persons or otherwise).

Port Users shall provide an amount equivalent to two-months' rent as a security deposit for land, office, or other space.

If Broward County utilized the security for any reason outlined herein, then the user will be required to replenish the security in the same or increased amount and in a timeframe established by the Port's Director of Finance.

Item No. 960−Posting of Financial Security. (Cont.)

Acceptable forms of indemnity and payment bonds and irrevocable letters of credit are available from the Business Development Division of the Port Everglades Department.