PORT EVERGLADES TARIFF NO. 12

TABLE OF CONTENTS

ITEM NO.	***TARIFF ITEM TITLE***
SECTION ONE	***GENERAL INFORMATION***
100	Location
105	Governance and Administration
110	Consent to Terms of Tariff
115	Application and Interpretation of Tariff
120	Communications (Phone, E-Mail, and Fax)
125	Communications (Radio)
130	Piloting Services
135	Tug and Towing Services
140	Stevedoring, Cargo Handling, and Security Services
145	Foreign Trade Zone
150	United States Coast Guard
155	Potable Water
160	Truck Scales
165	Railroad
170	Recognized Working Hours
175	Holidays
180	Temporary Changes and Waivers to Tariff

Last Issued: October 1, 2026

NOTICE TO TARIFF USERS

This document is electronically filed with the U.S. Federal Maritime Commission. The official Tariff filing is that contained in the FMC-ATFI system.

PORT EVERGLADES TARIFF NO. 12

TABLE OF CONTENTS

ITEM NO.	***TARIFF ITEM TITLE***
SECTION TWO	***WATERWAYS AND BERTHS – RULES & REGULATIONS***
200	Vessel Representation
205	Access to Port Everglades
210	Assignment of Berth
215	Entrance Channel
220	Turning Basins and Southport Turning Notch
225	Dock Facilities
230	Anchorage
235	Anchoring Prohibited in Turning Basins and Channels
240	Mooring
245	Vessel Speed
250	Collision and Allision
255	Harbor Transit Reporting Requirements
260	Change of Location of Vessels
265	Crewing of Vessels
270	Barges Entering or Leaving Port
275	Requirement of Vessels to Work Overtime
280	Dive Operations Requirements

Last Issued: October 1, 2026

NOTICE TO TARIFF USERS

This document is electronically filed with the U.S. Federal Maritime Commission. The official Tariff filing is that contained in the FMC-ATFI system.

PORT EVERGLADES TARIFF NO. 12

TABLE OF CONTENTS

ITEM NO:	***TARIFF ITEM TITLE***
SECTION THREE	***DOCKAGE – RULES & RATES***
300	Basis of Dockage Charge
305	Dockage Duration
310	Dockage Grace Period
315	Notice of Sailing Time
320	Dockage Rates – Cargo Vessels
325	Dockage Rates – Cruise Ships
330	Dockage Rates – Lay-In Vessels
335	Dockage Rates – Yachts
340	Dockage Rates – Intercoastal Container Ocean Carriers
345	Dockage Rates – Cruise Ship Wet Docking
350	Berth Usage for Tendering/Fleet Landing

Last Issued: October 1, 2026

NOTICE TO TARIFF USERS

This document is electronically filed with the U.S. Federal Maritime Commission. The official Tariff filing is that contained in the FMC-ATFI system.

PORT EVERGLADES TARIFF NO. 12

TABLE OF CONTENTS

ITEM NO:	TARIFF ITEM TITLE
SECTION FOUR	**FACILITIES – RULES & REGULATIONS**
400	Disclaimers of All Implied Warranties and Exclusions of Liability
405	Indemnification of Broward County
410	General Restrictions and Limitations
415	Suspension of Operations
420	Unclaimed or Abandoned Cargo and Property
425	Illegal Loading and Discharging
430	Cleanliness of Premises
435	Removal of Empty Yacht/Boat Cradles
440	Container, Cargo, Equipment Staging, and Obstruction of Facilities
445	Bunkering
455	Storm Protection
465	Roll On/Roll Off Ramps
470	Cruise Ship Terminals
475	Location of Cargo
480	Dry Bulk Cargo
485	BackLoading Petroleum

Last Issued: October 1, 2026

NOTICE TO TARIFF USERS

This document is electronically filed with the U.S. Federal Maritime Commission. The official Tariff filing is that contained in the FMC-ATFI system.

PORT EVERGLADES TARIFF NO. 12

TABLE OF CONTENTS

ITEM NO:	***TARIFF ITEM TITLE***
SECTION FIVE	***WHARFAGE – RULES & RATES***
500	Earned Wharfage
505	Wharf Use Charge
510	Non-Waterborne Cargo
515	Wharfage and Container Crane Incentives for Qualifying Ocean Carriers
520	Non-Waterborne Liquid Bulk Transfer
525	Transshipment Cargo
530	Coastwise Container Trade
535	Wharfage Rates – Cargo
537	Container Unit Charges
540	Wharfage Rates – Cruise Passengers
545	Container Carrier Service Incentive

Last Issued: October 1, 2026

NOTICE TO TARIFF USERS

This document is electronically filed with the U.S. Federal Maritime Commission. The official Tariff filing is that contained in the FMC-ATFI system.

PORT EVERGLADES TARIFF NO. 12

TABLE OF CONTENTS

ITEM NO.	***TARIFF ITEM TITLE***
SECTION SIX	***FREE TIME, STORAGE, AND DEMURRAGE (RULES & RATES)***
600	Free Time Allowances
605	Computation of Free Time
610	Conditions Governing Storage of Cargo
615	Free Time and Storage During Longshore Strikes
620	Right to Terminate Storage
630	Open Ground Storage Rates
635	Wharf Demurrage Rates

Last Issued: October 1, 2026

NOTICE TO TARIFF USERS

This document is electronically filed with the U.S. Federal Maritime Commission. The official Tariff filing is that contained in the FMC-ATFI system.

PORT EVERGLADES TARIFF NO. 12

TABLE OF CONTENTS

ITEM NO.	***TARIFF ITEM TITLE***
SECTION SEVEN	***CONTAINER GANTRY AND MOBILE HARBOR CRANES***
700	Container Gantry and Mobile Harbor Cranes – Specifications
705	Container Gantry and Mobile Harbor Cranes – Rules & Regulations
710	Container Gantry and Mobile Harbor Cranes – Rental Rates

NOTICE TO TARIFF USERS

This document is electronically filed with the U.S. Federal Maritime Commission. The official Tariff filing is that contained in the FMC-ATFI system.

PORT EVERGLADES TARIFF NO. 12

TABLE OF CONTENTS

ITEM NO.	***TARIFF ITEM TITLE***
SECTION EIGHT	***FRANCHISES, BUSINESS PERMITS, AND INSURANCE – RULES & FEES***
800	Franchises and Business Permits
805	Insurance

Last Issued: October 1, 2026

NOTICE TO TARIFF USERS

This document is electronically filed with the U.S. Federal Maritime Commission. The official Tariff filing is that contained in the FMC-ATFI system.

PORT EVERGLADES TARIFF NO. 12

TABLE OF CONTENTS

ITEM NO.	***TARIFF ITEM TITLE***
SECTION NINE	***FINANCE, BILLING AND WAIVER OF CHARGES – RULES & REGULATIONS***
900	Payment of Bills and Credit Terms
905	Treatment of Accounts in Delinquent Status
910	Collection and Enforcement
915	Cargo and Cruise Passenger Statements for Wharfage and Statements for other Activities
920	Cargo Statements for Storage
925	Responsibility for Cargo and Cargo Charges
930	Sales and Use Taxes
935	Cargo Storage and Demurrage Billing
940	Waiver/Reduction of Dockage Charges
945	Waiver/Reduction of Parking Charges
950	Waiver of Charges for Declared Emergency
955	Access to Records
960	Posting of Financial Security

Last Issued: October 1, 2026

NOTICE TO TARIFF USERS

This document is electronically filed with the U.S. Federal Maritime Commission. The official Tariff filing is that contained in the FMC-ATFI system.

PORT EVERGLADES TARIFF NO. 12

TABLE OF CONTENTS

TARIFF NO.	***TARIFF ITEM TITLE***
SECTION TEN	***SECURITY, SAFETY, DAMAGE, AND ENVIRONMENTAL (RULES, REGULATIONS, & FEES)***
1000	Booming of Vessels
1003	Personnel on Docks
1006	Reporting of Hazardous Materials and Hazardous Waste Shipments
1009	Damage to Facilities and Equipment
1012	Protection of Facilities and Waterways
1015	Discharge of Pollutants and Nuisances
1018	Pollutant Spill Cleanup
1021	Discharge of Oily Waste from Vessels
1024	Certificates of Adequacy
1030	Vehicle Parking
1033	Fumigation, Fogging, and Pest Control
1036	Sanitary WasteWater Removal and Disposal from Vessels
1039	Operation of Petroleum Bulk Pipelines
1045	Operation of Asphalt Pipelines
1048	Conditions Governing Indentification, Retirement, and Removal of Asphalt and Petroleum Bulk Product Piping
1051	Liquid Petroleum Pipeline and Cargo Hose Testing
1054	Fire Fighting Agents
1057	Fire Protection Service Fee
1060	Hot Work Permits
1066	Security Fees
1069	Cruise Terminal Security
1072	Petroleum & Liquefied Petroleum Gas Terminal Facilities
1075	Confined Space Entry Notification

NOTICE TO TARIFF USERS

This document is electronically filed with the U.S. Federal Maritime Commission. The official Tariff filing is that contained in the FMC-ATFI system.

PORT EVERGLADES TARIFF NO. 12

TABLE OF CONTENTS

ITEM NO.	***TARIFF ITEM TITLE***
SECTION ELEVEN	***MISCELLANEOUS RATES AND FEES***
1100	Harbormaster Fees
1105	Linehandler Fees
1110	Labor and Equipment Fees
1115	Potable Water, Hose Rental, and Hook-Up Fees
1120	Surcharges For Use of Facilities
1125	Electric Service Fee
1135	Parking Fees
1140	Grid Yard Areas

Last Issued: October 1, 2026

NOTICE TO TARIFF USERS

This document is electronically filed with the U.S. Federal Maritime Commission. The official Tariff filing is that contained in the FMC-ATFI system.

PORT EVERGLADES TARIFF NO. 12

TABLE OF CONTENTS

ITEM NO.	***TARIFF ITEM TITLE***
SECTION TWELVE	***DEFINITIONS***
1200	Definitions

Last Issued: October 1, 2026

NOTICE TO TARIFF USERS

This document is electronically filed with the U.S. Federal Maritime Commission. The official Tariff filing is that contained in the FMC-ATFI system.

PORT EVERGLADES TARIFF NO. 12

Item No. 100−Location.

Issue No. 3

Effective Date: October 1, 2024

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

26° 05.5’ North Latitude
80° 04.8’ West Longitude

The Port Everglades Administration Building is 1850 Eller Drive, Fort Lauderdale, Florida 33316.

PORT EVERGLADES TARIFF NO. 12

Item No. 105−Governance and Administration.

Issue No. 4

Effective Date: October 1, 2026

Broward County has jurisdiction and control of all operations and facilities of Port Everglades.

The day-to-day administration, operations, and maintenance of Port Everglades are under the direction of the Chief Executive Officer of the Port Everglades Department of Broward County, hereafter referred to as the Port Everglades Department.

PORT EVERGLADES TARIFF NO. 12

Item No. 110−Consent to Terms of Tariff.

Issue No. 4

Effective Date: October 1, 2026

Use of or entry into Port Everglades constitutes acceptance of, and agreement to comply with, the terms and conditions of this Tariff. All Port Users are subject to this Tariff and are responsible for payment of all applicable rates, fees, and charges established herein. Unless expressly provided otherwise in a written lease, operating agreement, or other written agreement approved by Broward County, this Tariff governs the use of Port Everglades and applies to all Port Users. All Port Users shall comply with all Applicable Law.

PORT EVERGLADES TARIFF NO. 12

Item No. 115−Application and Interpretation of Tariff.

Issue No: 3

Effective Date: October 1, 2026

Broward County, in its sole discretion, shall interpret and determine the applicability of the rates, rules, regulations, and services provided in this Tariff. The rates, rules, and regulations in this Tariff apply equally to all Port Users and are effective as of the date specified in this Tariff or any amendments thereto. Broward County expressly reserves all remedies available at law or in equity to protect the public interest.

PORT EVERGLADES TARIFF NO. 12

Item No. 120−Communications (Phone, Email, and Fax).

Issue No: 10

Effective Date: October 1, 2026

Main telephone number and after-hours recorded message: (954) 523-3404
General email address: PortEverglades@broward.org

Office/Division	Phone Number (Area Code 954)	FAX Number (Area Code 954)
Port Everglades Chief Executive Officer	468-3516	523-8713
Deputy Port Director	468-3504	523-8713
Broward Sheriff's Office	765-4511	765-4853
Business Development	468-0170	468-3529
Seaport Engineering &	468-0142	765-5389
Construction	468-0142	
Seaport Facilities Maintenance	468-3548	
External Affairs	468-3527	523-8713
Crane	468-0106	468-3465
Cruise Services	468-0180	
Finance	468-3511	765-4060
Fire Rescue	468-3533	765-4164
Foreign-Trade Zone	468-0216	765-4628
Harbormaster	468-0212	525-9512
Legal/County Attorney's Office	468-0166/0209	
Operations	468-0221	522-0873
Environmental	468-0164	468-3436
Human Resources	468-3519	468-3694
Parking Garages	468-3680	
Facility Security Officer	468-0119	

PORT EVERGLADES TARIFF NO. 12

Item No. 125−Communications (Radio).

Issue No. 3

Effective Date: October 1, 2022

The following radio channels are available to communicate with the following entities at Port Everglades:

Port Everglades Harbormaster:	Channels 14 (156.7 Mhz), 77 (156.875 Mhz)
Port Everglades Pilots' Association:	Channels 16, 13 (156.65 Mhz), 14, 77 (156.875 Mhz)
Port Everglades Towing Co. & McAllister Towing of Port Everglades:	Channels 13, 16, 14, 18A, 77 (156.875 Mhz)
United States Coast Guard:	Channel 16 (156.8 Mhz)

PORT EVERGLADES TARIFF NO. 12

Item No. 130−Piloting Services.

Issue No. 3

Effective Date: October 1, 2022

Broward County does not perform piloting services for vessel movements, docking, undocking, or shifting of vessels. Pilotage is provided by the Port Everglades Pilots' Association (telephone (954) 522-4497 or (954) 522-4491; fax (954) 522-4498) on a 24-hour basis, all days of the year. Contact the Harbormaster office (telephone (954) 468-0212) for further details or to arrange for pilotage.

In the event of injury to persons or damage to, or loss of use of, property arising out of, or connected with, directly or indirectly, negligence or fault in the navigation or maneuvering of, or otherwise by the presence of, the vessel within Port Everglades, the vessel, its owners, master, operators, charterers, and agents must not assert any liability against Broward County or its Commissioners or its current, past, and future officers and employees. The vessel, its owners, master, operators, charterers, and agents must indemnify and hold harmless Broward County and its Commissioners and its current, past, and future officers and employees from and against any and all actions, suits, proceedings, claims, demands, losses, liens, costs, expenses, liability, and damages, of any kind or nature whatsoever, by whomsoever brought or demanded, alleged or actual, arising out of, or connected with, directly or indirectly, negligence or fault in the navigation or maneuvering of, or otherwise by the presence of, the vessel within Port Everglades, or violation of this Tariff, including reimbursement of legal fees, costs, and expenses should Broward County be required to defend any action or claim, etc., or file suit to enforce indemnity. The vessel and its owners, master, operators, charterers, and agents must pay promptly upon demand all damages to facilities owned or controlled by Broward County caused directly or indirectly by the vessel, including any loss of use or income occasioned thereby, together with interest at the highest legal rate permitted, and legal fees, costs, and expenses of collection or suit, if required.

The obligations imposed by this Item upon the vessel, its owners, master, operators, charterers, and agents must not be diminished or impaired notwithstanding injury to persons or damage to, or loss of use of, property arising out of, or connected with, directly or indirectly, the negligence, fault, or other conduct of a pilot, the piloting contractor, or its officers or employees in providing piloting services, but the obligations imposed by this Item do not apply where the

injury to persons or the damage to, or loss of use of, property is proximately caused by the negligence of Broward County.

PORT EVERGLADES TARIFF NO. 12

Item No. 135−Tug and Towing Services.

Issue No. 3

Effective Date: October 1, 2025

Port Everglades performs no tug assistance in docking and undocking vessels at Berths and slips. Such service is performed under nonexclusive franchises issued to:

- E.N. Bisso and Son Towing Inc.
  P.O. Box 13038
  Fort Lauderdale, Florida 33316

  Telephone: (954) 232-5646
  Website: www.enbisso.com

- Tugz Company L.L.C.
  d/b/a McAllister Towing of
  Port Everglades
  P.O. Box 21623
  Fort Lauderdale, Florida 33335-1623

  Telephone: (954) 527-2500
  Fax: (954) 527-5271
  E-mail: opstugz@aol.com

PORT EVERGLADES TARIFF NO. 12

Item No. 140−Stevedoring, Cargo Handling, and Security Services.

Issue No. 2

Effective Date: October 1, 2022

Port Everglades Department does not provide longshore workers, checkers, or handlers for cargo; nor does it handle, count, or provide guards or security for cargo or ships. These services are provided by franchised stevedoring, cargo handling, and steamship agency firms. A list of firms authorized to perform these services is available upon request from the Business Development Division.

PORT EVERGLADES TARIFF NO. 12

Item No. 145−Foreign-Trade Zone.

Issue No. 3

Effective Date: October 1, 2026

Broward County is the Grantee and Operator of Foreign-Trade Zone 25 located within Port Everglades. Rules, regulations, and rates for using the facilities and services are contained in Foreign-Trade Zone 25, Tariff No. 5, which is available on Port Everglades' website, *www.porteverglades.net/business/tariff*. This Tariff No. 12 is applicable to FTZ Users, FTZ Operators, and Subzone Operators to the extent not governed by the terms of Tariff No. 5, an FTZ User Agreement, an FTZ Operator Agreement, or a Subzone Operator Agreement.

Item No. 150−United States Coast Guard.

Issue No: 2

Effective Date: October 1, 2022

The United States Coast Guard, Station Fort Lauderdale operates a permanent base on the Intercoastal Waterway east of Berth 24. Communications with the station are as follows:

FM Channel 16 (156.8 Mhz)
Telephone: (954) 927-1611

PORT EVERGLADES TARIFF NO. 12

Item No. 155−Potable Water.

Issue No: 2

Effective Date: October 1, 2022

All vessel Berths have metered shoreside connections for potable water.

PORT EVERGLADES TARIFF NO. 12

Item No. 160−Truck Scales.

Issue No: 2

Effective Date: October 1, 2022

Port Everglades Department does not provide scales for the weighing of trucks or containers. Weighing services are provided by private entities.

PORT EVERGLADES TARIFF NO. 12

Item No. 165−Railroad.

Issue No: 5

Effective Date: October 1, 2026

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

PORT EVERGLADES TARIFF NO. 12

Item No. 170−Recognized Working Hours.

Issue No. 2

Effective Date: October 1, 2022

The Port Everglades Department operates on a 24/7 basis; however, the Recognized Working Hours of the Port Everglades Department are 8:00 a.m. to 5:00 p.m., Monday through Friday, excluding holidays. During Recognized Working Hours, services will be charged on a straight-time basis. For services during times other than Recognized Working Hours, refer to Section 11 of this Tariff.

PORT EVERGLADES TARIFF NO. 12

Item No. 175−Holidays.

Issue No. 2

Effective Date: October 1, 2022

When reference is made in this Tariff to “holidays,” it means those days observed by Broward County. A listing is published annually on Broward County’s website, www. broward.org/Commission/Pages/Closings.aspx.

PORT EVERGLADES TARIFF NO. 12

Item No. 180−Temporary Changes and Waivers to Tariff.

Issue No. 3

Effective Date: October 1, 2026

The Port Everglades Chief Executive Officer has the authority to add, delete, waive, and amend items in this Tariff for business, competitive, and emergency purposes as the Port Everglades Chief Executive Officer determines to be in the best interests of Broward County. All such actions shall be published in accordance with any applicable Federal Maritime Commission requirements.

All such actions taken by the Port Everglades Chief Executive Officer will be reported on a quarterly basis to the Board of County Commissioners.

All actions taken by the Port Everglades Chief Executive Officer will remain valid for a period not to exceed twelve (12) months unless the actions taken are approved by the Board of County Commissioners.

PORT EVERGLADES TARIFF NO. 12

Item No. 200−Vessel Representation.

Issue No. 4

Effective Date: October 1, 2026

1. Broward County requires that each vessel using its facilities be represented by a Franchised Steamship Agent unless the vessel has established its credit to the satisfaction of the Port Everglades Department. Such Franchised Steamship Agent or Vessel Representative is responsible for all charges assessed under this Tariff in connection with the use of Port Everglades facilities by the vessel or its cargo or its passengers.

2. In instances where a vessel already in Port Everglades desires to change representation from one Franchised Steamship Agent to another, said change can be effectuated to the satisfaction of the Port Everglades Department as to each of the following items:

    (a) Receipt, prior to the date of change, of written notification to the Operations Division/Chief Harbormaster from the principal acknowledging its intended termination of the appointed Franchised Steamship Agent, and its redesignation of the replacement Franchised Steamship Agent and the date and time on which such representation is intended to commence;

    (b) Receipt, prior to the date of change, of written notification to the Operations Division/Chief Harbormaster from the replacement Franchised Steamship Agent acknowledging acceptance of appointment as vessel Franchised Steamship Agent as of the stated date and time;

    (c) Receipt, prior to the date of change, of a completed Berth Application from the replacement Franchised Steamship Agent;

    (d) Payment of all Port Everglades charges incurred by the vessel up to the date of change; and

    (e) Confirmation that the account of the replacement Franchised Steamship Agent is found to be in current status as determined by the Finance Division.

PORT EVERGLADES TARIFF NO. 12

Item No. 205−Acess to Port Everglades.

Issue No. 8

Effective Date: October 1, 2026

No vessel is permitted to enter or leave Port Everglades harbor without the authorization of the Port Everglades Department, acting through its Harbormaster, nor is any vessel allowed to shift Berths or otherwise move within the harbor without such authorization.

The Franchised Steamship Agent or Vessel Representative desiring a Berth at Port Everglades must, as far in advance as possible, but not less than 72 hours prior to the estimated time of arrival, file a Berth Application with the Harbormaster through the Port Everglades Port Control System. The Berth Application must specify the information listed below. The Port Everglades Department reserves the right to modify the Berth Application Form from time to time, including to require the furnishing of additional information.

Vessel Name
Estimated times of arrival and sailing
Name of Franchised Steamship Agent
Name of Ship Line
Vessel Registry
Vessel length overall and beam
Vessel Gross Tonnage
Arrival and estimated sailing deep drafts
Preferred Berth
Docking side
Nature and quantity of cargo, if any, to be handled
Name of Stevedore, if any
Name of preferred tugboat service provider
Information regarding discharge of ballast water and exhaust cleaning system
Services required such as:

- Passenger Loading Bridge
- Cruise Terminal
- Portable Brows
- Potable Water
- Wastewater Removal
- Oily Waste Removal
- Container Cranes
- Electricity for refrigerated containers
- Notification of Hot Work
- Vessel Bunkering

Item No. 205−Access to Port Everglades. (Cont.)

All Berth Applications are to be submitted through Port Everglades Port Control System.

In addition to the filing of a Berth Application, all vessels, through their Franchised Steamship Agent or Vessel Representative, must provide the Harbormaster with at least twenty-four (24) hours' advance notice of estimated time of arrival and provide prompt notice of any and all changes thereafter.

Daily cruise operations are exempt from the seventy-two (72) and twenty-four (24) hour notification provisions.

Unless specifically exempted as provided herein, any vessel that does not timely comply with the requirements for a Berth Application or the time of arrival notice provisions and whose estimated time of arrival conflicts with those of vessels that have properly complied with the Berth Application and notice provisions, may be assigned an alternate Berth if available or await the vacancy of the Berth requested on the Berth Application.

Notwithstanding a Franchised Steamship Agent's or Vessel Representative's designation of a preferred tugboat or towing service provider on a vessel's Berth Application, the Port Everglades Department, through its Harbormaster, reserves the right to designate the tugboat and towing service provider to a vessel in instances where the Harbormaster determines that safety, efficient Berth utilization, and/or special circumstances within the Port Everglades harbor requires same. Such designation is final and nonappealable.

Port Everglades Department reserves the right to refuse entry to any vessel carrying refrigerated liquefied petroleum gas, explosives, or hazardous cargo as provided in 49 CFR Subchapter C, §§ 171-180 (as amended), or to any vessel that is determined by the Port Everglades Department not to be Seaworthy. All vessels, while in Port Everglades, must remain at all times in a Seaworthy condition. This includes, but is not limited to, the vessel having its main propulsion machinery in full working order so as to permit shifting from the assigned Berth or sailing from the Port if so ordered by the Harbormaster, United States Coast Guard, or other entity having jurisdiction to order such movement. The Port Everglades Department reserves the right to order or prohibit departure from Port Everglades of any vessel deemed not to be Seaworthy.

Item No. 205−Access to Port Everglades. (cont.)

All vessels entering Port Everglades must comply with Florida's coastal protection laws, rules, and regulations, as amended which include, but are not limited to, addressing financial responsibility and liability requirements, booming of vessels, anchorage areas, pilotage, ship-specific spill contingency plans, and approved vessel security plans.

During the period of a declared emergency in Broward County, the Port Everglades Department may require that a copy of the Maritime Declaration of Health or Maritime Conveyance IIIness or Death Investigation Form submitted by the master of the vessel or designee to the U.S. Centers for Disease Control and Prevention be filed with the vessel's Berth Application to the Harbormaster.

Further, notwithstanding any other provision of this Tariff, the Port Everglades Department may refuse entry of any vessel to Port Everglades when, in its discretion, such refusal is in the best interest of Broward County.

Any vessel wishing to undertake repairs to its main propulsion machinery to the extent that would result in the vessel not being able to shift or sail as described above must, as far in advance as possible, make request to the Harbormaster and *the* United States Coast Guard and receive permission from both before undertaking the repairs. Consideration will be given to, among other factors, the extent of repairs, the time the repairs are to take, Berth availability, weather conditions, and the time of the year.

The Port Everglades Department reserves the right to require the vessel to have tugs standing by while the vessel's main propulsion is out of service.

PORT EVERGLADES TARIFF NO. 12

Item No. 210−Assignment of Berth.

Issue No. 3

Effective Date: October 1, 2026

Unless otherwise provided by written contract or this tariff, all vessels are assigned berthing facilities by the Harbormaster on a first-come, first-served basis. Vessels engaged in active cargo operations will have berthing priority over vessels assigned to Lay-in status.

All vessels are assigned to Berths in the order in which they arrive at the sea buoy, provided they have fully complied with filing of Berth Application and notice provisions. Equal treatment will be afforded to all vessels in assigning Berths in the order of arrival at the sea buoy, except as provided for in this tariff or in individual written contracts that stipulate preferential berthing. In such cases, vessels working on Berth prior to the arrival of a preferentially assigned vessel must vacate the Berth in advance of the arrival of the preferential vessel within a time frame required by the Harbormaster. Should any vessel fail to vacate a Berth, the Port Everglades Department will cause the vessel to be moved at the vessel's own risk and expense, with the vessel's Franchised Steamship Agent or Vessel Representative responsible for such expenses.

The Harbormaster may direct any vessel assigned to Lay-in status to vacate or shift Berths, at the vessel’s sole cost and expense, when necessary to accommodate a vessel engaged in active cargo operations.

Notwithstanding the above, the Port Everglades Department reserves the right to assign Berths for the best utilization of Port Everglade’s facilities considering any and all factors that the Port Everglades Department, in its sole discretion, chooses to consider for achieving the best Berth and facilities utilization.

PORT EVERGLADES TARIFF NO. 12

Item No. 215−Entrance Channel.

Issue No: 2

Effective Date: October 1, 2022

The entrance to Port Everglades is by a straight channel running in a due westerly direction for a distance of 1.7 miles from the 50-foot contour of the ocean to the turning basin. The channel is 500 feet wide at its seaward end, narrowing to 450 feet wide from the jetty entrance to the turning basin. The project water depth of the channel is 43 feet at mean low water.

Item No. 220−Turning Basins and Southport Turning Notch.

Issue No. 4

Effective Date: October 1, 2026

The main turning basin is 1,200 feet wide east-west and 2,450 feet wide north-south, with a depth of 42 feet. The north extension of the turning basin is 620 feet wide east-west at the north limit, 900 feet wide east-west at the south limit, and 1,150 feet wide north-south, with a depth of 31 feet. The south extension of the turning basin is 1,300 feet wide east-west by 1,300 feet wide north-south, with a depth of 37 feet. The Southport turning notch is 2,400 feet wide east-west by 830 feet wide north-south on the east end, narrowing to 720 wide west of Berth 30F, with a depth of 42 feet. All depths are at mean low water.

PORT EVERGLADES TARIFF NO. 12

Item No. 225−Dock Facilities.

Issue No. 5

Effective Date: October 1, 2025

Port Everglades has 24,122 linear feet of dock facilities, with fender systems and bollards as follows:

Berth	Length in Feet
1-2-3	1,601'
4	1,125’
4A-5A	290'
5	1,125’
6	380'
7-8	1,200'
8A-9A	300'
9-10	1,200'
11	500'
12-13	1,226'
12A-13A	300'
14-15	1,226'
16-17-18	1,648'
19-20	1,300'
21-22	1,475'
23	240'
24-25	1,369'
26-27	1,337'
28A	480'
28B	275'
28E	275'
28F	400'
29	800'
30A	800’
30B	800’
30C	800’
30D	720’
30E	830’
30F	930’
30G	610’
31-32	2,000'

Item No. 225−Dock Facilities (Cont.)

33A	800'
33B	400'
33C	400'

Water depths vary from Berth to Berth. Consult the Harbormaster for current water depths and vessel draft operating criteria.

PORT EVERGLADES TARIFF NO. 12

Item No. 230−Anchorage.

Issue No. 3

Effective Date: October 1, 2022

The authorized single anchorage area at Port Everglades is outside of the harbor, north of the Entrance Channel, and east of the outer reef. The anchorage area is designated on N.O.A.A. navigation charts and is under the control of the United States Coast Guard. Vessels desiring to anchor are required to do so in the prescribed anchorage area so as to avoid damage to the coral reefs. Vessels must contact the Harbormaster via radio prior to anchoring. Refer to the Code of Federal Regulations, 33 CFR § 110.186, for additional requirements.

South of the Entrance Channel, immediately offshore, there is a Government Restricted Area. No anchoring is permitted in this area.

Caution is to be exercised when anchoring a vessel north of the Entrance Channel due to spoil banks and other underwater obstructions. For this reason, the use of a pilot is recommended when anchoring a vessel.

PORT EVERGLADES TARIFF NO. 12

Item No. 235−Anchoring Prohibited in Turning Basins *and Channels.*

Issue No. 2

Effective Date: October 1, 2022

Port Users must not anchor any vessel in a turning basin or in a channel at Port Everglades, except in cases of emergency. In emergency situations, immediate notification is to be made to the United States Coast Guard and the Port Everglades Harbormaster.

PORT EVERGLADES TARIFF NO. 12

Item No. 240−Mooring.

Issue No. 3

Effective Date: October 1, 2025

Vessels must, at all times, be secured to the dock in a manner satisfactory to the Harbormaster and in keeping with the practices of good seamanship. Vessel mooring lines are to be tended by the vessel's crew to compensate for tidal changes, weather conditions, cargo operations, and passing vessels. Lines in sufficient numbers, placement, and strength are to be used to account for all contingencies.

All vessels, while at Port Everglades, must display proper lights from sunset to sunrise while lying at any dock.

All vessels, while at Port Everglades, must provide at least one (1) fire warp at the bow and one (1) at the stern rigged on the offshore side of wire rope or other fireproof material and of sufficient strength to tow the vessel from the dock. The fire warps are to be rigged at a distance of not more than six feet from the waterline.

PORT EVERGLADES TARIFF NO. 12

Item No. 245−Vessel Speed.

Issue No. 2

Effective Date: October 1, 2022

Vessels must not proceed at a speed that will endanger other vessels, docks, structures, or the environment. Any official signs indicating limited speeds through portions of the waterways must be strictly obeyed and will be enforced.

Item No. 250−Collision and Allision.

Issue No. 3

Effective Date: October 1, 2022

In the event of a collision between two vessels or an allision between a vessel and any dock or other structure, a written report of such collision or allision must, within not more than twenty-four (24) hours after the incident, be furnished to the Port Everglades Department by the Franchised Steamship Agent or Vessel Representative. Said report is to be furnished to both the Operations Division and the Harbormaster.

Verbal notification of a collision or allision is to be made to the Harbormaster via radio by the command of the ship immediately following the event.

PORT EVERGLADES TARIFF NO. 12

Item No. 255−Harbor Transit Reporting Requirements.

Issue No. 3

Effective Date: October 1, 2023

Every commercial vessel with a length overall of ninety (90) feet or greater transiting the waters of Port Everglades anywhere between 17th Street (on the north) and the Dania Cutoff Canal (on the south), but not utilizing the Berth facilities of Port Everglades and either arriving from or departing to international waters, is required to coordinate its movement through the Port Everglades Department, via radio with the Harbormaster on Channel 14, and must continue to monitor this channel during the entire transit. In addition, all vessels transiting the waters of Port Everglades must at all times be in a Seaworthy condition.

Item No. 260−Change of Location of Vessels.

Issue No. 2

Effective Date: October 1, 2022

Whenever it is deemed necessary to facilitate navigation and commerce or for the protection of other vessels or property, that a vessel be moved or the position thereof changed, the Port Everglades Department may order and enforce the removal or shifting of a vessel to such place as may be assigned by the Harbormaster. Notice of such order will be given to the Franchised Steamship Agent or Vessel Representative, who must take immediate steps to comply with the order. In case of failure to comply with such order, the Port Everglades Department may board the vessel with such assistance as deemed necessary to cause the vessel to be moved as ordered and at the expense and risk of the Franchised Steamship Agent or Vessel Representative, such expenses to include, but not be limited to, pilotage, tugboats, linehandling, and personnel to work onboard the vessel.

PORT EVERGLADES TARIFF NO. 12

Item No. 265 Crewing of Vessels.

Issue No. 2

Effective Date: October 1, 2022

Every vessel, while at Port Everglades, must at all times have onboard at least one (1) English-speaking person in charge with authority to take any action as may be directed by the Port Everglades Department, including but not limited to, shifting the vessel from one Berth to another, and every vessel must at all times have onboard sufficient crew members to operate or handle the vessel should movement of the vessel be ordered by the Port Everglades Department. Having sufficient crew members onboard a vessel is an element of Seaworthiness.

PORT EVERGLADES TARIFF NO. 12

Item No. 270−Barges Entering or Leaving Port.

Issue No. 2

Effective Date: October 1, 2022

Barges on a hawser will only be permitted to enter or leave Port Everglades during the hours between sunrise and one (1) hour before sunset, unless the operation is, in the opinion of the licensed pilot in charge, a safe and efficient movement. A tug in the notch may enter or leave Port Everglades, day or night, in calm weather, provided the tug is in complete control of the barge.

For the information and compliance of all concerned, "safe and efficient movement" is herewith defined as "under complete control of tugs with a minimum possibility of grounding, polluting the waterways, or blocking Port Everglades channels or turning basins."

All barges exceeding 225 feet in overall length or exceeding 1,000 gross registered tons must be under the control and direction of a duly licensed state or federal pilot, as required, when entering, leaving, or shifting at Port Everglades. In the event this individual is a member of the tug's complement, he/she will coordinate their vessel's movements with the Harbormaster. The Harbormaster will retain final authority for permission to enter or leave Port Everglades.

No tug and barge is considered "standing first" at the Port Everglades Sea Buoy unless they have complied with the requirements of this Item. Barges may be required to Berth at Port Everglades "bow in" or in such a manner that will perform the operation in the shortest possible time in the judgment of the Harbormaster.

PORT EVERGLADES TARIFF NO. 12

Item No. 275−Requirement of Vessels to Work Overtime.

Issue No. 3

Effective Date: October 1, 2026

Franchised Steamship Agents or Vessel Representatives of all vessels that are approved for docking at the Berths of Port Everglades may be required to work the vessel continuously to completion with overtime for the vessel’s account in all cases, when the Berth assigned to the vessel or the assigned terminal facility of Port Everglades is declared by the Port Everglades Department to be congested.

Any vessel in Berth that refuses to work, through its Franchised Steamship Agent or Vessel Representative, continuously to completion must vacate the Berth upon orders of the Port Everglades Department. When vessels lose the right to a Berth by refusing to work continuously to completion, such vessels forfeit their turn at the Berth assigned and go to the bottom of the list of vessels assigned to that Berth or terminal.

In the event a disruption of the vessel's power or any other impairment of its loading or unloading capabilities renders the vessel unable to continue discharging or taking on cargo, the Port Everglades Department reserves the right to order the vessel moved from its Berth to a more suitable location, including the anchorage, pending necessary repairs.

Should any vessel fail to vacate the Berth upon the above conditions, the Port Everglades Department may exercise its right to move the vessel at the Franchise Steamship Agents or Vessel Representative's own risk and expense, such expense to include, but not be limited to, pilotage, tugboats, line handling, and personnel to work on board the vessel.

PORT EVERGLADES TARIFF NO. 12

Item No. 280−Dive Operations Requirements.

Issue No. 1

Effective Date: October 1, 2023

For all dive operations inside of Port Everglades, the following steps must be taken:

The vessel's agent must email the Harbormaster's office at PE_Harbormaster@broward.org requesting permission for the dive operation at least twenty-four (24) hours before the operation begins.

The email must contain the diving company's name, vessel name, berth number, purpose of the diving operation, estimated beginning time, and estimated finishing time.

If approved, a reply email will be sent permitting the dive providing and providing instructions for the divers to contact the Harbormaster's office before diving operations begin. No dive operations are permitted without prior written approval from the Harbormaster.

On the day of the dive, before beginning the dive, divers must call the Harbormaster's office at 954-468-0212 and confirm the estimated beginning and finishing time of the dive.

Divers must give their contact numbers to the Harbormaster and monitor Channels 77 and 14 throughout the dive.

Divers must make a security call on Channel 14 immediately prior to entering the water and every hour thereafter until they are out of the water. Each security call must state the berth number and the vessel name. The Harbormaster will confirm all security calls.

Divers must coordinate with the vessel on Channel 16 to ensure that the required flags and lights (for night diving) are displayed during dive operations.

If divers are in the Intracoastal Waterway (ICW) and (1) a vessel with a length overall of 600' or greater is traversing the ICW, (2) a vessel movement is in the same slip as dive operations, or (3) a vessel movement is adjacent to vessel divers are on, divers must immediately exit the water. A minimum of 200' must be maintained between any diving operation and any vessel movement.

Item No. 280−Dive Operations Requirements. (Cont.)

Divers must call the Harbormaster’s office immediately upon ceasing diving operations.

All dive operations must comply with all Coast Guard regulations for diving.

PORT EVERGLADES TARIFF NO. 12

Item No. 300−Basis of Dockage Charge.

Issue No. 2

Effective Date: October 1, 2022

Dockage is based on gross registered tonnage, the highest gross registered ton of the vessel as shown in Lloyd's Register of Shipping will be used in determining the charge. When Dockage is based on the length of the vessel, the overall length as shown in Lloyd's Register of Shipping will be used in determining the charge. If the length is not listed in the Register, it will be determined from the Certificate of Registry or other certified document. However, Port Everglades Department reserves the right to admeasure any vessel when it deems necessary and to use such measurement as the basis of the charge.

Item No. 305−Dockage Duration.

Issue No. 4

Effective Date: October 1, 2022

Dockage charges commence against a vessel when it has been made fast to a dock, is nested alongside a vessel made fast to a dock, is alongside breasting on mooring dolphins, or is occupying the Berth immediately alongside, and continue until such time as the vessel is completely freed from and has vacated the Berth at such dock. Only one (1) Dockage charge is assessed in any twenty-four (24) hour period. No deduction is made for Saturdays, Sundays, holidays, or due to weather conditions.

Item No. 310−Dockage Grace Period.

Issue No. 3

Effective Date: October 1, 2022

In cases where a vessel is not able to vacate its Berth within a twenty-four (24) hour period owing to extenuating circumstances, the Port Everglades Department may grant a grace period of up to one (1) hour without assessments of an additional day's Dockage charge. Only in instances where it is clearly demonstrated that there were extenuating circumstances will consideration be given. To be considered, the Franchised Steamship Agent or Vessel Representative must apply, in writing, to the Director of Operations or designee stating the reason(s) that prohibited the vessel from vacating the Berth. In no instance will more than a one (1) hour grace period be considered.

PORT EVERGLADES TARIFF NO. 12

Item No. 315−Notice of Sailing Time.

Issue No. 3

Effective Date: October 1, 2022

All vessels must notify the Harbormaster of their sailing time at least two hours in advance of said sailing time. The Harbormaster on duty will notify the pilots, tugs, and linehandlers.

PORT EVERGLADES TARIFF NO. 12

Item No. 320−Dockage Rates−Cargo Vessels.

Issue No. 21

Effective Date: October 1, 2026

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

Cargo Vessels (Container, Dry Bulk, Neo Bulk) – Vessel calling for the purpose of loading or discharging cargo:
Per gross registered ton……. $.3468

Cargo Vessels (Petroleum) – Vessel calling for the purpose of loading or discharging cargo:
Per gross registered ton..... $.3584

Pure Car Carriers – Vessel calling for the purpose of loading or discharging wheeled, motorized vehicles:
Per gross registered ton……. $.2608

The Harbormaster may, at their discretion, upon written application, grant additional days at rates specified in this Item immediately prior to or following cargo operations. In no instance will the Harbormaster grant more than two (2) days prior to and two (2) days following cargo operations at rates specified in this Item. Vessels in port outside of these parameters will be charged Dockage as prescribed in Item No. 330.

The minimum Dockage charge for each twenty-four (24) hour period is three hundred thirty-eight dollars and twenty-five cents ($338.25).

PORT EVERGLADES TARIFF NO. 12

Item No. 325−Dockage Rates–Cruise Ships.

Issue No. 21

Effective Date: October 1, 2026

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

A. Ships offering multiday cruises, no minimum number of sailings:
Per gross registered ton..... $.3785

B. Ships offering daily cruises, minimum twenty-five (25) sailings per month:
Per gross registered ton..... $.1770

Review of sailing activity will be conducted at the conclusion of each calendar month. To continue qualifying for the rate in Part B, a vessel must have made a minimum of twenty-five (25) sailings in the prior month. Failure of a vessel to maintain the aforementioned minimum sailing requirement will result in subsequent Dockage being charged at the higher Part A rate until such time as the vessel requalifies. During the initial month of operations, vessels providing services in Part B will have their activities prorated from date of start-up for purposes of determining minimum sailing requirements. Upon written application to the Port Everglades Chief Executive Officer, or their representative, a waiver of minimum sailing requirements may be granted for purposes of vessel repairs, adverse weather conditions, or extenuating circumstances as determined qualifying by the Port Everglades Chief Executive Officer. A replacement vessel is acceptable for purposes of qualifying as a Part B vessel.

The minimum Dockage charge for each twenty-four (24) hour period for all cruise ships is three hundred forty-eight dollars and twenty cents ($348.20).

PORT EVERGLADES TARIFF NO. 12

Item No. 330−Dockage Rates–Lay-in Vessels.

Issue No. 20

Effective Date: October 1, 2026

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

A. Lay-in Vessels – All cargo and non-cruise 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……	$ .3470
Per lineal foot ……..	$6.1853

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 ……	$ .2785
Per lineal foot ……...	$5.0167

The minimum Dockage charge for each twenty-four (24) hour period is three hundred thirty-eight dollars and twenty-five cents ($338.25).

PORT EVERGLADES TARIFF NO. 12

Item No. 335−Dockage Rates–Yachts.

Issue No. 20

Effective Date: October 1, 2026

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

A. Yachts up to one hundred (100) lineal feet $187.90

B. Yachts one hundred one (101) to two hundred (200) lineal feet $366.31

C. Yachts two hundred one (201) to three hundred (300) lineal feet $553.95

D. Yachts three hundred one (301) to four hundred (400) lineal feet $741.67

Upon docking, an initial Free Time period of two (2) hours will be granted. If, after the expiration of Free Time, a yacht has not vacated its assigned Berth, Dockage is assessed as of the time of first docking at the rates above.

II. Yachts exceeding six (6) hours on Berth are charged for Dockage at the Dockage rates for Lay-in vessels from the time of first docking.

III. Yachts in excess of four hundred (400) lineal feet will be charged for Dockage at the Dockage rates for Lay-in vessels. There is no Free Time allowance for yachts in excess of four hundred (400) lineal feet.

PORT EVERGLADES TARIFF NO. 12

Item No. 340−Dockage Rates–Intercoastal Container Ocean Carriers.

Issue No. 4

Effective Date: October 1, 2026

U. S. flagged container ocean carriers engaged in intercoastal trade between Port Everglades and other Continental United States Ports will not be charged Dockage on days for which containers are loaded and/or discharged. A composite rate covering both Dockage and cargo Wharfage is found in Section Five. On noncontainer loading/discharge days, Dockage rates in Tariff Item No. 320 will apply.

PORT EVERGLADES TARIFF NO. 12

Item No. 345−Dockage Rates−Cruise Ship Wet Docking.

Issue No. 2

Effective Date: October 1, 2022

Cruise ships home ported at Port Everglades when calling for purposes of wet docking repairs, refurbishment, and/or inspections will be charged Dockage on the following basis:

Day 1..... 100% of Tariff
Days 2-4..... 75% of Tariff
Day 5 and beyond..... 50% of Tariff

On any days during which passengers embark or disembark, Dockage will be charged at 100% of Tariff.

PORT EVERGLADES TARIFF NO. 12

Item No. 350−Berth Usage for Tendering/Fleet Landing.

Issue No. 20

Effective Date: October 1, 2026

A vessel using the anchorage area and providing tender service for passengers, crew, or other personnel between the vessel in the anchorage area and a Port Everglades Berth will be charged seven hundred twenty-five dollars and sixty cents ($725.60) for each twenty-four (24) hour period or any portion thereof.

PORT EVERGLADES TARIFF NO. 12

Item No. 400−Disclaimers of All Implied Warranties and Exclusions of Liability.

Issue No. 4

Effective Date: October 1, 2026

DISCLAIMERS OF ALL IMPLIED WARRANTIES

Broward County, which controls the operations and facilities of Port Everglades, hereby disclaims, to the full extent permitted by Applicable Law, all implied warranties arising from, related to, or in connection with:

1. Any use, pursuant to this Tariff, of Port Everglades' facilities or property; and

2. Any and all work performed or services provided by Broward County in connection with such use.

The implied warranties hereby disclaimed include, but are not limited to, the implied warranties of workmanlike performance, merchantability, or fitness for a particular purpose.

Use of Port Everglades property or facilities pursuant to this Tariff constitutes acknowledgment and acceptance of this disclaimer.

This disclaimer is a material inducement to Broward County allowing use of the Port Everglades facilities or property pursuant to the terms of this Tariff.

EXCLUSION OF LIABILITY FOR LOSS AND/OR DAMAGE TO VEHICLES AT PORT EVERGLADES' FACILITIES

Broward County is not responsible for any loss and/or damage to a vehicle, its accessories, or contents, located at Port Everglades' facilities, resulting from theft, vandalism, fire, or other cause, except in instances where loss and/or damage results from negligence of Broward County (in such instances, subject to the limits set forth in Section 768.28. Florida Statutes).

Item No. 400−Disclaimers of All Implied Warranties and Exclusions of Liability. (Cont.)

EXCLUSION OF LIABILITY FOR LOSS AND/OR DAMAGE TO CARGO, VESSELS, OR OTHER PROPERTY

Broward County is not responsible for any loss and/or damage sustained to cargo, vessels, or other property owned or used by Port Users as a result of Broward County billing a vessel or Port User applicable Tariff charges.

Further, Broward County assumes no responsibility for any loss, damage, or repair to goods, furniture, fixtures, equipment, or other merchandise or property stored and/or handled in or through any Port Everglades' facilities that are owned, controlled, and/or operated by Broward County, except in instances where loss and/or damage results from negligence of Broward County (in such instances, subject to the limits set forth in Section 768.28. Florida Statutes).

Broward County is not responsible or liable for any loss or damage to any vessel, cargo, or other property stored, handled, used, kept, or placed upon any Wharf or other structure or property owned or controlled by Broward County occasioned by or on account of pilferage, rodents, insects, natural shrinkage, wastage, decay, seepage, leakage, heating, evaporation, fire, earthquakes, rain, floods, or the elements, war, riots, strikes, or other acts or actions beyond the control of Broward County or from discharge from sprinkler systems or collapse of a Wharf or other structure unless the loss or damage is occasioned by the negligence of Broward County (in such instances, subject to the limits set forth in Section 768.28. Florida Statutes).

Broward County is not liable for demurrage claimed by vessels.

EXCLUSION OF LIABILITY FOR INJURY TO PERSONS

Broward County does not provide services for handling cargo or processing cruise vessel passengers and is not responsible for any injury to persons arising from services provided by Broward County Port Users or other independent third-party service providers at Port Everglades except in instances where the injury results from negligence of Broward County (in such instances, subject to the limits set forth in Section 768.28. Florida Statutes).

Item No. 400−Disclaimers of All Implied Warranties and Exclusions of Liability. (Cont.)

GENERAL LIMITATION DISCLAIMER, LIMITATION OF LIABILITY, AND SOVEREIGN IMMUNITY

In addition to the foregoing disclaimers and limitations of liability, Broward County makes no representations or warranties of any kind, express or implied, as to the operations of the facilities, the information, content, materials, or services included on or otherwise made available to Port Users. Furthermore, Broward County shall not be liable for damages of any kind arising from the use of the facilities or services, including, but not limited to, direct, indirect, incidental, punitive, and consequential damages. This limitation of liability applies to all damages and injuries, including those caused by any failure of performance, error, omission, interruption, deletion, defect, delay in operation or transmission, computer virus, communication line failure, theft or destruction of or unauthorized access to, alteration of, or use of record, whether for breach of contract, tortious behavior, negligence, or under any other cause of action except as required by Applicable Law. Nothing herein is intended to serve as a waiver of sovereign immunity by Broward County nor shall anything included herein be construed as consent by Broward County to be sued by third parties in any matter arising out of this Tariff.

PORT EVERGLADES TARIFF NO. 12

Item No. 405−Indemnification of Broward County.

Issue No. 3

Effective Date: October 1, 2026

All Port Users agree, by their use Port Everglades, to protect, indemnify, keep and hold harmless Broward County, its employees, officers, directors, and agents, from and against any and all losses, liabilities, costs, claims, charges, demands, expenses, including, but not limited to, reasonable attorneys' fees, penalties, and damages, imposed for the violation of any law of the United States of America, the State of Florida, or the ordinances or resolutions of local jurisdictions governing the operations of Port Everglades. Further, Port Users must protect, indemnify, and hold harmless Broward County, its employees, officers, directors, and agents, from any and all losses, liabilities, costs, claims, charges, demands, expenses, penalties, and damages including, but not limited to, reasonable attorneys' fees caused or alleged to be caused by negligence, recklessness, or intentionally wrongful conduct of the Port User. The provisions of this indemnity apply equally as well to all liabilities, obligations, claims, damages, penalties, causes of action, costs and expenses (including reasonable attorneys' fees), imposed upon or incurred by Broward County by reason of the Comprehensive Environmental Response, Compensation, and Liability Act (Superfund) 42 U.S.C.A. 9601 et seq., or Superfund Amendments and Reauthorization Act of 1986 (SARA). In the event that any action or proceeding is brought against Broward County, its employees, officers, directors, and agents by reason of any claim or demand required to be defended by the Port User, Port User must, upon written notice from Broward County, resist and defend such action or proceeding by counsel satisfactory to Broward County.

PORT EVERGLADES TARIFF NO. 12

Item No. 410−General Restrictions and Limitations.

Issue No. 2

Effective Date: October 1, 2022

Under the application of this Tariff, the Port Everglades Department is not obligated to provide storage for property that has not been transported, nor intended to be transported, by water, to or from the Port; nor is it obligated to provide facilities beyond reasonable capacity.

Item No. 415−Suspension of Operations.

Issue No. 4

Effective Date: October 1, 2026

The Port Everglades Chief Executive Officer or designee may at anytime immediately order halted any operation that the Port Everglades Chief Executive Officer deems to create an unsafe condition that could lead to personal injury, damage to property, pollution, damage to the environment, or in anyway creates a hazardous or obnoxious condition or that otherwise impedes other operations or violates any other provision of this Tariff. Said operation will remain halted until necessary corrective measures are taken to the satisfaction of the Port Everglades Chief Executive Officer or designee.

Item No. 420−Unclaimed or Abandoned Cargo and Property.

Issue No. 2

Effective Date: October 1, 2022

Broward County will comply with applicable local, state, and federal laws in dealing with unclaimed, lost, or abandoned cargo and property.

Item No. 425−Illegal Loading and Discharging.

Issue No. 2

Effective Date: October 1, 2022

A captain, Franchised Steamship Agent, or Vessel Representative must not allow any loading from or discharge to the docks or any areas of Port Everglades of any commodity unless the commodity is properly manifested.

Damages in the amount of three (3) times the value of the commodity will be assessed against the vessel by Broward County when it has been determined that the commodity was not properly manifested.

Item No. 430−Cleanliness of Premises.

Issue No. 8

Effective Date: October 1, 2026

Port Users are responsible for maintaining the property and facilities assigned to them in a clean and orderly manner to the satisfaction of the Port Everglades Department.

The furnishing of garbage dumpsters is the responsibility of the Port User. The Port Everglades Department does not provide dumpsters or trash removal services. All full dumpsters must be removed from Port property within twenty-four (24) hours after reaching their designated capacity; however, the Port Everglades Department reserves the right to designate a shorter or longer time period for such removal, in the sole discretion of the Port Everglades Department. Dumpsters used for foreign garbage are to be handled in accordance with Tariff Item No. 1024. Failure to comply with this Item will result in a charge of one thousand five hundred dollars ($1,500.00) for each calendar day or portion thereof in which the Port User does not correct the violation of this Item to the satisfaction of the Port Everglades Department.

In addition to such charge, Port Everglades Department reserves the right to do any required cleaning with its personnel and to charge the Port User at rates specified in Section Eleven of this Tariff.

PORT EVERGLADES TARIFF NO. 12

Item No. 435−Removal of Empty Yacht/Boat Cradles.

Issue No. 6

Effective Date: October 1, 2022

Empty yacht/boat cradles are to be removed from dock aprons and other Common Use Areas within Port Everglades not later than the day following the yacht/boat being removed from the cradle. Failure to comply will result in a charge of one thousand dollars ($1,000.00) per calendar day or portion thereof, per cradle, until removed.

The Port Everglades Department will not accept empty yacht/boat cradles for storage.

PORT EVERGLADES TARIFF NO. 12

Item No. 440−Container, Cargo, Equipment Staging, and Obstruction of Facilities.

Issue No. 7

Effective Date: October 1, 2026

Port Users will not be permitted to leave vehicles, gear, pallets, dunnage, containers, chassis, cargo, cargo handling equipment, or other materials incidental to ship and/or terminal operations in any nonleased or nonassigned area, including, but not limited to, dock aprons, roadways, buildings, yard areas, and other facilities of Port Everglades without prior written authorization from the Operations Division of Port Everglades. All requests for use of a staging area must be made in a timely manner, but not less than twenty-four (24) hours prior to the time the staging area is needed by the Port User. If a request is approved, it will be for a period to be determined by the Operations Division on a case-by-case basis. Materials requiring placarding under 49 CFR Subchapter C, §§ 171-180 (as amended) shall not be pre-staged on the docks or dock apron and must remain in the owner/operator's yard until loading begins. Use of a staging area without prior permission, or beyond the approved period, will result in the imposition of a use penalty to the Port User in the amount of two thousand five hundred dollars ($2,500) for each twenty-four (24) hour period or portion thereof of noncompliance. Additionally, the Port Everglades Department reserves the right to have removed at the Port User's risk and expense any materials not removed by the Port User.

PORT EVERGLADES TARIFF NO. 12

Item No. 445−Bunkering.

Issue No. 11

Effective Date: October 1, 2026

Vessel bunkering includes, but is not limited to, the transfer of liquid petroleum products, alternative fuels (including, but not limited to, liquified natural gas, methanol, ammonia, biodiesel, and hydrogen), and derivatives for fueling, lubricating, or other associated uses to a vessel as distinguished from loading such products as cargo.

All vessel bunkering must be performed by a Broward County franchised entity authorized to perform such services at Port Everglades and in accordance with all applicable regulatory requirements.

All vessel Berths numbered 2 through 27 are accessible to pipeline hose connections for bunker fuels. These Berths, as well as Berths 28 through 33, are accessible by tank truck and barge.

Written reports of activity must be submitted monthly within five (5) Business Days after the end of the month, to the Port Everglades Department Petroleum Section and must include the dates of services performed, the name of the vessel(s), and the source and number of gallons of product transferred by type. Late submission of the monthly report is penalized at the rate of twenty-five dollars ($25.00) per Business Day, or portion thereof, for every day the report is submitted late or remains incomplete.

No Wharfage will be charged on bunkers delivered across Port Everglades' docks by pipeline or truck.

No Wharfage will be charged on bunkers delivered to vessels within Port Everglades by barge on which Wharfage has previously been paid on the inbound movement of the bunker components.

Bunkers delivered directly to vessels within Port Everglades by barge on which Wharfage has not previously been paid will be subject to charges at the same rate as specified under Tariff Item No. 520, only if one (1) or more liquid bulk storage tanks for the product exist within the Port, regardless of whether such storage tanks are currently available for use.

PORT EVERGLADES TARIFF NO. 12

Item No. 455−Storm Protection.

Issue No. 3

Effective Date: October 1, 2026

Port Users with cargo and material located at Port Everglades are responsible for adequately securing same to prevent injury and damage to persons and property that may result from hurricanes and other severe weather disturbances. All items are to be secured including, but not limited to, cargo, containers, chassis, cargo handling gear, pallets, dunnage, and mobile equipment. At a minimum, Port Users securing property at Port Everglades must follow the instructions for storm protection issued by the Port Everglades Department and United States Coast Guard, which will include, but will not be limited to, moving cargo, cargo handling gear, dunnage, and pallets from open areas reducing the height of container stacks, block stowing containers, moving containers away from public and internal roadways, and lowering booms on mobile cranes. Broward County assumes no responsibility or liability for any injury or damage to persons, cargo, or materials resulting from hurricanes or other severe weather disturbances. In the event any cargo or materials are not stored and secured in accordance with the minimum requirements in the storm protection instructions issued by Port Everglades Department, then the Port Everglades Department may take appropriate measures to secure same at the sole risk, cost, and expense of the Port User and Port Everglades Department assumes no responsibility for damages for taking any such measures.

All requests for engine immobilization repairs are subject to approval or denial based on anticipated storm activity and track during hurricane season, Berth availability, length of repair, and any possible associated repairs that would prevent the vessel from being in Seaworthy condition.

A request to immobilize a vessel's propulsion system must be submitted in writing to the Chief Harbormaster, in advance, by the Franchised Steamship Agent of record for the vessel requesting permission. Any vessel operator requesting to immobilize the propulsion system while in port for greater than three (3) days must submit a Vessel Heavy Weather Lay-Up Plan, including the completed mooring arrangement, to the Chief Harbormaster as part of the request for approval. This plan must also include a contingency to tow the vessel from the port before a storm's arrival if the request to remain in port is denied and the propulsion system cannot be made operational. The Vessel Heavy Weather Lay-Up Plan form can be accessed at the Port Everglades Harbormaster office.

PORT EVERGLADES TARIFF NO. 12

Item No. 465−Roll On/Roll Off Ramps.

Issue No. 5

Effective Date: October 1, 2026

Port Everglades has a total of seven (7) roll on/roll off ramps of various widths and water depths alongside. Contact the Port Everglades Department's Operations Division for details.

PORT EVERGLADES TARIFF NO. 12

Item No. 470−Cruise Ship Terminals.

Issue No. 5

Effective Date: October 1, 2022

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

PORT EVERGLADES TARIFF NO. 12

Item No. 475−Location of Cargo

Issue No. 2

Effective Date: October 1, 2022

Any cargo interfering with the discharge or loading of vessels must be moved, solely at the risk and expense of the Franchised Steamship Agent or Vessel Representative, off Port Everglades property or, at the discretion of the Port Everglades Department, to another location at Port Everglades. The Port Everglades Department reserves the right to order the relocation of any cargo accepted for storage. Any risk or expense for the movement will be for the account of the Franchised Steamship Agent or Vessel Representative.

PORT EVERGLADES TARIFF NO. 12

Item No. 480−Dry Bulk Cargo.

Issue No. 5

Effective Date: October 1, 2023

Cargoes of certain dry bulk materials can be discharged from ships and barges at Port Everglades provided that all proper environmental, safety, and health measures are complied with at all times. For every ship arrival, a written proposed materials handling plan and a sample of the product must be submitted to the Operations Division as far in advance of a ship arrival as possible, but not less than thirty (30) days. A Berth Application filed with the Harbormaster will not be considered until a final materials handling plan is approved by the Operations Division.

Commodities of dry bulk that will not be considered for discharge at Port Everglades are red bauxite, mill scale, Greek bauxite, Turkish bauxite, bof/steel slag, Guyana bauxite-metallurgical grade, and petcoke (petroleum coke). Other commodities will be considered on a case-by-case basis. The Port Everglades Department reserves the right to add and delete commodity types as it deems necessary. Submitted product will be compared to the product being discharged from the ship. Product being discharged from the ship found to be inconsistent with the product submitted for approval will lead to operations being stopped and possible expulsion of vessel from Port Everglades, in the sole discretion of the Port Everglades Department.

All dry bulk cargo discharged from ships and barges must immediately be removed from Port Everglades. No storage or stockpile areas will be made available.

This Item does not apply to dry bulk cement that moves from ships directly to silos.

PORT EVERGLADES TARIFF NO. 12

Item No. 485−Backloading Petroleum.

Issue No. 4

Effective Date: October 1, 2023

Backloading of petroleum, alternative fuels, fuel blending components (includes alcohol, bio-diesel, and bio-diesel feed stocks) as cargo by pipeline from terminal facilities located within Port Everglades will be permitted on a case-to-case basis as approved by the Harbormaster. Backloading operations will be given a lower priority for berthing than ships and barges calling to discharge petroleum products.

No Wharfage will be charged on products backloaded as cargo on which Wharfage has previously been paid on the inbound movement unless such products have been processed, manufactured, blended for quality purposes, or otherwise changed or sold, in which case charges will be made in accordance with Items No. 535, 1057, and 1066. All other tariff charges will apply.

No Wharfage will be charged on bunkers backloaded to barges for redelivery to vessels at Port Everglades.

PORT EVERGLADES TARIFF NO. 12

Item No. 500−Earned Wharfage.

Issue No. 2

Effective Date: October 1, 2022

CARGO:

All cargo placed in transit sheds, on dock aprons, in open storage areas, or in, on, and/or across any Broward-County owned land, facilities, or water is considered to have earned Wharfage when so placed and Wharfage will be collected on it whether or not it is eventually loaded aboard a vessel.

CRUISE PASSENGERS:

All cruise passengers embarking to, debarking from, or in-transit on a cruise ship at Port Everglades are considered to have earned Wharfage.

Note: There is no Wharfage charge for Ship Stores consigned to vessels at Port Everglades.

Item No. 505−Wharf Use Charge.

Issue No. 8

Effective Date: October 1, 2022

Any use of the facilities of Port Everglades for other than loading or discharging manifested cargo or passengers will be assessed a use charge in the amount of one hundred thirty dollars ($130) per twenty-four (24) hour period, or portion thereof, with a minimum charge of five hundred dollars ($500). Ship Stores are exempt from this charge.

In cases that also involve a vessel docked at a Berth, Dockage will additionally be charged in accordance with the provisions and at rates contained in Section Three of this Tariff.

PORT EVERGLADES TARIFF NO. 12

Item No. 510−Nonwaterborne Cargo.

Issue No. 3

Effective Date: October 1, 2022

All cargo, containers, and trailers delivered to Port Everglades by any transportation method other than waterborne transportation and placed in or on Broward County-owned land or facilities (excluding land or facilities leased to others) that are not reshipped from Port Everglades via waterborne transportation will be assessed Wharf Demurrage charges in accordance with Section Six for the number of days the cargo, containers, and trailers were on-hand beginning from the date of receipt at Port Everglades. There is no Free Time provided to nonwaterborne cargo.

In addition to being charged Wharf Demurrage, nonwaterborne cargo will be considered to have earned Wharfage for purposes of billing at the applicable Wharfage charge.

Item No. 515−Wharfage and Container Crane Incentives for Qualifying Ocean Carriers.

Issue No. 6

Effective Date: October 1, 2026

The provisions of this Item apply to nonterminal operating container cargo ocean carriers that do not have a Marine Terminal Lease and Operating Agreement with Broward County. Such nonterminal operating container cargo ocean carriers that load/discharge containerized cargo at Port Everglades, whether utilizing their vessels or participating in a Federal Maritime Commission filed vessel sharing agreement (VSA) with other lines (which will result in the VSA participants loading/discharging containerized cargo at Port Everglades), may apply to the Port Everglades Chief Executive Officer in writing for approval of the application of the provisions of this Item, which approval entitles such nonterminal operating container cargo ocean carriers to receive the Tariff incentive discounts stated in this Item on an annual basis effective from the date of first vessel call. To qualify for Port Everglades Chief Executive Officer approval, such nonterminal operating container cargo ocean carriers must use one of Broward County's container gantries or mobile harbor cranes and demonstrate the ability to load/discharge a minimum of 100,000 container cargo tons annually at Port Everglades. For container cargo ocean carriers having a ship using, on the same port call, a combination of container lift on/lift off (LO/LO) using Broward County’s container gantry and/or mobile harbor crane and roll on/roll off (RO/RO) cargo discharged/loaded in ocean shipping containers, in over-the-road trailers, or on flat racks such RO/RO cargo qualifies for container cargo Wharfage discounts. Such RO/RO cargo tonnage will be combined with LO/LO cargo discharged/loaded with one of Broward County's container gantry and/or mobile harbor cranes to determine the discount level for cargo Wharfage purposes only. For container cargo ocean carriers qualifying under this Tariff Item participating in a VSA, the combined container cargo tonnage of all VSA participating carriers will be considered in achieving the minimum 100,000-ton threshold and qualifying for discounts.

Item No. 515-Wharfage and Container Crane Incentives for Qualifying Ocean Carriers. (Cont.)

(Annual Minimum Containerized Cargo Short Tons)	Percentage Discount from Published Tariff Rates for Container Cargo (Tonnage) Wharfage Rates and Container Gantry/Mobile Harbor Crane Rental Rates (excluding standby, start-up, and shut-down)
0-50,000 Tons per year	10%
50,001-100,000 Tons per year	20%
100,001-250,000 Tons per year	35%
250,001-300,000 Tons per year	40%
300,001-350,000 Tons per year	45%
350,001- Tons and over per year	50%

Annual Minimum Tonnage includes the container cargo tons loaded/discharged at Port Everglades during each twelve (12) month period commencing on the date of the first vessel loading/discharging operation and terminating three hundred sixty-five (365) days thereafter. As additional qualified vessels are loaded/discharged during this period, such activity will be included within this three hundred sixty-five (365) day period. The enumerated incentive discounts herein above apply only when such non-terminal operating container cargo ocean carrier utilizes Broward County's container gantry/mobile harbor cranes and only to container cargo (tonnage) Wharfage rates and container gantry crane rental rates (excluding charges for standby, start-up, shut-down), and does not affect any other Tariff fee, charge, or rate under any other provision of Tariff No. 12 as amended or reissued.

In instances where a qualifying container cargo ocean carrier participates in two or more independent or VSA services at Port Everglades, container cargo tonnage and charges for container gantry/mobile harbor crane hours will be combined for purposes of the application of discounts as provided for in this Item. During each twelve (12) month period, each service in which a qualifying container cargo ocean carrier participates will be treated independently for purposes of the application of cargo Wharfage and container crane discounts. At the end of each twelve (12) month period, container cargo tons and charges for container crane rental hours for all services in which a qualifying container cargo ocean carrier participates will be combined. For purposes of combining container cargo tons and charges for container crane rental hours, the twelve (12) month period/effective date for all independent or VSA services is considered to be that of the first vessel call of the first qualifying service. Should the calculation combining container cargo tons and charges for container crane rental hours result in the ocean carrier reaching a higher level of discount, a credit will be issued to the carrier within sixty (60)

days after the end of the twelve (12) month period, provided the carrier has given the Port Everglades Department, in writing, its designation as to which of its account is to receive the credit.

To remain eligible for the incentive discounts specified in this Item, such nonterminal operating container cargo ocean carrier's account with Broward County must be and remain current, with no delinquent balances, and such carrier must continue to demonstrate its ability to load/discharge a minimum of 100,000 container cargo tons annually at Port Everglades. Under the Port Everglades Chief Executive Officer’s guidelines and Port Everglades Department's Accounts Receivable Policy and Procedures, all accounts will be monitored, and appropriate action will be taken on delinquent accounts. A qualified carrier whose account becomes delinquent will not receive discounts on cargo Wharfage and charges for container crane rental during the period(s) of delinquency. During a period of account delinquency, container cargo Wharfage and charges for container gantry/mobile harbor crane rental will be invoiced at full Tariff rates. For carriers participating in a VSA, only the individual member(s) of the VSA whose account is delinquent will be denied discounts. Once the carrier's account returns to current status, the carrier will again be entitled to discounts at the level at which the service is then operating. Irrespective of a carrier's account status, all container cargo tons will be counted toward reaching additional discount levels.

PORT EVERGLADES TARIFF NO. 12

Item No. 520−Nonwaterborne Liquid Bulk Transfer.

Issue No. 18

Effective Date: October 1, 2024

All liquid bulk brought into the Port Everglades by railroad and discharged from rail tank cars into tanks, whether fixed or portable, or trucks including, but not limited to, all petroleum products, including fuels, lubricants (conventional or synthetic), liquefied petroleum gas (LPG), and asphalt; fuel or lubricant additives of any type; alternative fuels; renewable fuels; fuel blending components, including alcohols and bio diesel; chemicals; petrochemicals; solvents; alcohols; and manufacturing or process feed stocks, will be charged $.00860 per gallon, in lieu of Port Tariff charges for Dockage, Wharfage, the fire protection service fee, and marine services. Terminal operators receiving liquid bulk by rail during any given month will provide a written report summarizing that month's activity to the Port Everglades Department's, Petroleum Section within five (5) Business Days after the end of said month. The report will include the date of receipt, description of the commodity, and quantity in gallons received.

All liquid bulk alternative fuels, renewable fuels, including ethanol, other alcohols, and bio diesel brought into Port Everglades by truck and discharged into tanks, whether fixed or portable, and on which no Wharfage or other Port Tariff charges have previously been paid, will be charged $.00860 per gallon, in lieu of Port Tariff charges for Dockage, Wharfage, the fire protection service fee, and marine services. Terminal operators receiving bulk alternative or renewable fuels by truck during any given month will provide a written report summarizing that month's activity to the Port Everglades Department's, Petroleum Section within five (5) Business Days after the end of said month. The report will include the date of receipt, description of the commodity, and quantity in gallons received.

PORT EVERGLADES TARIFF NO. 12

Item No. 525−Transshipment Cargo.

Issue No. 2

Effective Date: October 1, 2022

Waterborne cargo discharged from a vessel that is not removed from Port Everglades by land transport and is reshipped in waterborne commerce from Port Everglades will be charged Wharfage on the inbound movement only, provided that the cargo is reshipped by the same Port User on the same ocean shipping line and said Port User is not otherwise entitled to discounted Wharfage rates via a written contract this Tariff. Discounted Wharfage rates are not utilized for purposes of calculating the amount due and owing under this Item unless this Tariff or the contract establishing such discounts is expressly stated to apply to transshipment cargo. For cargo to be entitled to the transshipment cargo Wharfage rate, it will be necessary that the Franchised Steamship Agent or Vessel Representative designate, prior to entry at Port Everglades, that such cargo is to be transshipped.

Port Users with written contracts with Broward County will pay Wharfage for the cargo on both the discharge and loading segments at rates prescribed by the written contract.

Port Users entitled to Wharfage discounts under Tariff Item No. 515 will pay Wharfage for the cargo on both the discharge and loading segments at rates prescribed by Tariff Item No. 515.

PORT EVERGLADES TARIFF NO. 12

Item No. 530−Coastwise Container Trade.

Issue No. 20

Effective Date: October 1, 2026

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

Full containers..... $48.86 per container unit discharged or loaded

Empty containers…… $33.11 per container unit discharged or loaded

These rates are in lieu of Dockage charges, cargo Wharfage charges, and incentive discount provisions contained in Item No. 515. All other port services including, but not limited to, container crane rental, will be charged in accordance with the provisions and at rates stipulated in this Tariff.

PORT EVERGLADES TARIFF NO. 12

Item No. 535−Wharfage Rates−Cargo.

Issue No. 21

Effective Date: October 1, 2026

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

ALL ARTICLES, not otherwise specified ……$4.6790

AGGREGATES, TALLOW, OR GYPSUM, in bulk ……$1.6098

CEMENT, PORTLAND, AND MASONRY, in bulk, including super sacks or palletized…….. …… $1.388

CONTAINER CARGO - per two thousand (2,000) pounds …… $4.174

CONTAINER CARGO - "SMALL BOAT" per two thousand (2,000) pounds …….. $3.257

LUMBER, per two thousand (2,000) pounds……..... $4.367

PETROLEUM, ALTERNATIVE FUELS, FUEL BLENDING COMPONENTS (INCLUDES ALCOHOL BIO-DIESEL & BIO-DIESEL FEED STOCKS), per Barrel…….. $ .2295

STEEL PRODUCTS, INCLUDING REINFORCING BARS, COILS, PLATES, AND STRUCTURAL …… $4.910

VEHICLES (no cargo is permitted inside vehicles):

VEHICLES, lift on/lift off, including, but not limited to, automobiles, SUVs, trucks, vans, tractors, buses, trailers, and chassis, per ton…… $8.85

Item No. 535−Wharfage Rates−Cargo. (Cont.)

VEHICLES, roll on/roll off, including, but not limited to, automobiles, SUVs, trucks, vans, tractors, buses, trailers, and chassis to/from pure vehicle carriers, per unit (based on tons-to-unit conversion schedule)…….. $9.989

Tons-to-Unit Conversion Schedule

Tons	Units
0.00-2.00	1
2.01-4.00	2
4.01-6.00	3
6.01-8.00	4
8.01-10.00	5
10.01-12.00	6
12.01-14.00	7
14.01-16.00	8
16.01-18.00	9
18.01-20.00	10
20.01-22.00	11
22.01-24.00	12
24.01-26.00	13
26.01-28.00	14
28.01-30.00	15
30.01-32.00	16
32.01-34.00	17

Item No. 535−Wharfage Rates−Cargo. (Cont.)

34.01-36.00	18
36.01-38.00	19
38.01-40.00	20
40.01-42.00	21
42.01-44.00	22
44.01-46.00	23
46.01-48.00	24
48.01-50.00	25

YACHTS AND BOATS (float on/float off), per ton…… $ 7.557

YACHTS AND BOATS (lift on/lift off, roll on/roll off), per ton …. $11.417

PORT EVERGLADES TARIFF NO. 12

Item No. 537−Container Unit Charges.

Issue No. 16

Effective Date: October 1, 2026

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

CONTAINERS & TRAILERS:

FULL, each ……	$6.61
EMPTY, each ……	$3.10
CHASSIS, each ……	$3.10

CONTAINERS & TRAILERS "SMALL BOAT":

FULL, each ……	$3.59
EMPTY, each ……	$3.10
CHASSIS, each ……	$3.10

PORT EVERGLADES TARIFF NO. 12

Item No. 540−Wharfage Rates–Cruise Passengers.

Issue No. 21

Effective Date: October 1, 2026

A.	Vessels offering multiday cruises, embark, disembark, in transit, per passenger.....	$14.979
B.	Vessels offering daily cruises, embark, disembark, in transit, per passenger.....	$ 3.416

The Port Everglades Department will review sailing activity after each calendar month. A vessel must have made a minimum of twenty-five (25) sailings in the prior month to continue qualifying for the rate of Part B. Failure of a vessel to maintain the aforementioned minimum sailing requirement will result in subsequent cruise passenger Wharfage being charged at the higher Part A. rate in the following month(s) until the vessel requalifies.

Once requalified, the Part B. rate will apply in the month following requalification. During the initial month of operations, vessels providing services in Part B. will have their activities prorated from the date of start-up to determine minimum sailing requirements. The Part B. rate will apply from the first sailing.

Upon written application to the Port Everglades Chief Executive Officer, or their written designee, a waiver of minimum sailing requirements may be granted for vessel dry-docking, repairs, adverse weather conditions, or extenuating circumstances as determined qualifying by the Port Everglades Chief Executive Officer. A replacement vessel is acceptable for qualifying as a Part B. vessel.

Passenger Wharfage will be charged against manifested revenue passengers only.

PORT EVERGLADES TARIFF NO. 12

Item No. 545−Container Carrier Service Incentive.

Issue No. 6

Effective Date: October 1, 2026

The Port Everglades Department shall grant an incentive credit ("Incentive Credit") in the amount set forth below to each container cargo ocean carrier, including each container cargo ocean carrier with an existing marine terminal lease and operating agreement, that establishes a New Service (hereinafter defined) at Port Everglades that results in the container cargo ocean carrier handling a minimum of five thousand (5,000) Container Shipmoves (all associated with the New Service) at Port Everglades during the (12)-month period commencing on the day of the arrival of the first vessel associated with the New Service (such 12-month period being the "Incentive Period"). For purposes of this Item. "New Service" means a newly published route of vessel calls conducted by a container cargo ocean carrier that has not included a call at Port Everglades within the prior twelve (12) months and does not include merely rebranding, renaming, or reclassifying existing routes. The Port Everglades Chief Executive Officer shall have sole discretion in determining whether a proposed New Service satisfies the preceding definition. For purposes of this Item, "Container Shipmoves(s)" mean a truck trailer body (whether fully enclosed, open-top, flat rack, vehicle rack, or bulk liquid) loaded or discharged from a vessel or barge at Berth in Port Everglades.

The Incentive Credit shall be in the amount of five dollars and fifty cents ($5.50) per Container Shipmove associated with the New Service and handled by the container cargo ocean carrier at Port Everglades during the Incentive Period.

To be eligible for an Incentive Credit, the container cargo ocean carrier must provide written notice to the Port Everglades Chief Executive Officer before the commencement of the New Service of its intent to seek the Incentive Credit; this advance written notice allows the Port Everglades Department to track all Container Shipmoves associated with the New Service.

Item No. 545−Container Carrier Service Incentive. (Cont.)

If the New Service results in the container cargo ocean carrier handling a minimum of five thousand (5,000) Container Shipmoves (all associated with the New Service) at Port Everglades during the Incentive Period, then the Incentive Credit will be applied against open Port Everglades Department invoices or future Port Everglades Department charges, at the Port Everglades Department's option, until the Incentive Credit is fully exhausted. Such Incentive Credit must be applied directly against invoiced Port Everglades Department fees and is not transferable. No Incentive Credit will be granted if the container cargo ocean carrier fails to reach a minimum of five thousand (5,000) Container Shipmoves during the Incentive Period.

Each container cargo ocean carrier's account with Broward County must be and remain current (with no delinquent balances) to be eligible to receive an Incentive Credit. Under the Port Everglades Chief Executive Officer's guidelines and Port Everglades Department's Account Receivable Policy and Procedures, all accounts will be monitored, and appropriate action will be taken on delinquent accounts. A container cargo ocean carrier whose account becomes delinquent will not receive the Incentive Credit during the period(s) of delinquency. Once a container cargo ocean carrier's account returns to current status, the container cargo ocean carrier will be eligible to receive any Incentive Credit. All Container Shipmoves associated with a New Service during the Incentive Period will be counted toward the Incentive Credit, irrespective of a container cargo ocean carrier's account status, provided that the Port Everglades Department was timely notified of the New Service.

PORT EVERGLADES TARIFF NO. 12

Item No. 600−Free Time Allowances.

Issue No. 3

Effective Date: October 1, 2022

Unless otherwise provided, the Free Time allowed for assembling outbound cargo on or removing inbound cargo from non-lease, non-grid yard areas is detailed below. Free time is inclusive of Saturdays, Sundays, and legal holidays.

Inbound Cargo:

All containers, trailers, empty or loaded, and chassis…….	12 days
Steel products in shipments of up to 2,500 Tons……..	14 days
2,501 Tons to 5,000 Tons…….	20 days
5,001 Tons to 7,500 Tons……..	27 days
Over 7,501 Tons……..	34 days
Lumber in bundles, in shipments of Up to1,200 tons …….	12 days
1,201 Tons and over …….	16 days
All other cargo…….	12 days

Outbound Cargo:

All containers, trailers, empty or loaded, and chassis……	15 days
All other cargo…….	12 days

PORT EVERGLADES TARIFF NO. 12

Item No. 605−Computation of Free Time.

Issue No. 2

Effective Date: October 1, 2022

The Free Time allowed for assembling outbound cargo to be loaded on a vessel commences at 8:00 a.m. of the day following the placement of cargo in the space assigned. Free Time commences with the first lot of cargo, continuing for the shortest period allotted under Item No. 600 unless the Franchised Steamship Agent or Vessel Representative provides to the Port Everglades Department the number of tons placed each date, in which case the period of Free Time will be based on the tonnage. Once the vessel to which the cargo is consigned commences loading, the assessing of Wharf Demurrage that became effective at the expiration of Free Time ceases.

The Free Time allowed for removing inbound cargo discharged from a vessel commences at 8:00 a.m. of the day following the day the vessel completed discharging the cargo.

PORT EVERGLADES TARIFF NO. 12

Item No. 610−Conditions Governing Storage of Cargo.

Issue No. 2

Effective Date: October 1, 2022

Port Everglades Department does not engage in the warehouse business. Open storage facilities are provided only for assembling and expediting waterborne commerce at Port Everglades. The acceptance of cargo for Terminal Storage is at the option and discretion of the Port Everglades Department. To apply for storage, Franchised Steamship Agents or Vessel Representatives must complete and submit a Port Everglades Storage Application. In addition, Franchised Steamship Agents and Vessel Representatives must complete all other documentation required by this Tariff, including a Storage Inventory Count Form.

Any cargo left in or on the premises of Port Everglades beyond Free Time and not accepted for storage will be subject to Wharf Demurrage charges, or may be sent to a commercial storage facility at the expense and risk of the Franchised Steamship Agent or Vessel Representative.

Storage charges published herein are applicable only to cargo received from or delivered to vessels over wharves or piers of Port Everglades.

Highly flammable, explosive, or obnoxious cargo will not be accepted for storage.

PORT EVERGLADES TARIFF NO. 12

Item No. 615−Free Time and Storage During Longshore Strikes.

Issue No. 3

Effective Date: October 1, 2022

Cargo on Free Time at the commencement of a longshore strike will be afforded additional Free Time for the duration of the strike. Upon termination of the strike, Free Time will continue to run for the unexpired number of days allowed on cargo.

PORT EVERGLADES TARIFF NO. 12

Item No. 620−Right to Terminate Storage.

Issue No. 2

Effective Date: October 1, 2022

Unless specifically described to the contrary in a written lease or other contract, the Port Everglades Department reserves the right to terminate storage of any cargo and to cause removal thereof wholly at the risk and expense of the Franchised Steamship Agent or Vessel Representative.

PORT EVERGLADES TARIFF NO. 12

Item No. 630−Open Ground Storage Rates.

Issue No. 21

Effective Date: October 1, 2026

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

1. All articles not otherwise specified, each six (6) calendar days or any portion thereof, per ton……. $1.37

2. Each vehicle, including, but not limited to, automobiles, SUVs, trucks, vans, tractors, buses, trailers, and chassis, for each calendar day or any portion thereof ……. $ 6.02

3. Each boat and yacht on cradles or trailers,
for each calendar day or any portion thereof.. $42.02

4. Lumber, per ton
First and second 6-calendar-day periods
(total 12 calendar days) …… $ .77/ton ea.
6-calendar-day
period or any portion thereof

Third and fourth 6-calendar-day periods
(total 12 calendar days)…… $ .94/ton ea.
6-calendar-day
period or any portion thereof

Fifth and sixth 6-calendar-day periods
(total 12 calendar days) …….. $ 1.21/ton ea.
6-calendar-day
period or any portion thereof

After six (6) approved storage periods, charges revert to Wharf Demurrage rates.

5. Each container (full or empty), or each on or off chassis, for each calendar day or any portion thereof……. $6.02

Item No. 630−Open Ground Storage Rates. (Cont.)

6. Steel products, per ton

First and second 6-calendar-day periods (total 12 calendar days)……	$ 1.37/ton ea. 6-calendar-day period or any portion thereof
Third and fourth 6-calendar-day periods (total 12 calendar days)……	$ 1.72/ton ea. 6-calendar-day period or any portion thereof
Fifth and sixth 6-calendar-day periods (total 12 calendar days)……	$ 2.16/ton ea. 6-calendar-day period or any portion thereof

After six (6) approved storage periods, charges revert to Wharf Demurrage rates.

MINIMUM Storage Invoice…….…….. $61.46

PORT EVERGLADES TARIFF NO. 12

Item No. 635−Wharf Demurrage Rates.

Issue No. 21

Effective Date: October 1, 2026

All cargo remaining in storage after Free Time has expired or remaining in Port Everglades after the expiration of the authorized storage period, will be assessed Wharf Demurrage charges. A vessel's Franchised Steamship Agent, vessel owner, or vessel operator is responsible for paying all Wharf Demurrage charges. Wharfage Demurrage rates are as follows, with the term “ton” meaning two thousand (2,000) pounds or forty (40) cubic feet, whichever yields the highest revenue to the Port Everglades Department:

Note:
Located outside on open ground

1.	All articles not otherwise specified, for each calendar day or any portion thereof, per ton ……..	$ 1.00
2.	Each vehicle, including, but not limited to, automobiles, SUVs, trucks, vans, tractors, buses, tankers, and chassis, for each calendar day or any portion thereof …….....	$ 8.58
3.	Each boat and yacht on cradles or trailers, for each calendar day, or portion day of……..	$ 77.63
4.	Lumber, per ton for each calendar day, or any portion thereof…….	$ 1.00
5.	Each container (full or empty), or each on or off Chassis, for each calendar day or any portion thereof……	$11.72

Item No. 635−Wharf Demurrage Rates. (Cont.)

6. Steel products, per ton, for each
calendar day or any portion thereof…….. $1.00

Every two (2) calendar days after the initial commencement of Wharf Demurrage charges, the designated Franchised Steamship Agent, vessel owner, or vessel operator must complete and submit a Port Everglades Storage Inventory Count Form to the Port Everglades Department's Finance Division and include copies of all delivery receipts supporting the reported information. All weekend activity required to be reported is deemed submitted on time if a Port Everglades Storage Inventory Count Form is received by the Port Everglades Department's Finance Division on the next succeeding Business Day.

Failure to submit an Inventory Count Form on time or failure to provide all information requested (including all relevant delivery receipts) will result in a late charge of twenty-five dollars ($25) per Business Day or any portion thereof for which the Inventory Count Form has not been submitted or remains incomplete.

Item No. 700−Container Gantry and Mobile Harbor Cranes−Specifications.

Issue No. 9

Effective Date: October 1, 2026

Port Everglades Department maintains and makes available for rental a total of fourteen (14) rail-mounted container gantry cranes. Thirteen (13) cranes are located in Southport and one (1) is located in Midport. In addition, the Port Everglades Department maintains and makes available for rental one (1) mobile harbor crane. Crane specifications are as follows:

TYPE:	Container Gantry Crane "P2" - Midport
MANUFACTURER:	PACECO
LIFT CAPACITY:	•50 long tons under spreader •58 long tons under heavy lift beam
OUTREACH:	(From face of pier)-113 feet
LIFT:	(Pier to bottom of spreader)-100 feet

TYPE:	Container Gantry Cranes “SP4 & SP5”	
MANUFACTURER:	SAMSUNG HEAVY INDUSTRIES	
LIFT CAPACITY:	•50 long tons single lift under spreader	
	•65 long tons twin lift under spreader	
	•80 long tons under heavy lift beam	
OUTREACH:	(From face of pier)	136.5 feet
LIFT:	(Pier to bottom of spreader)	106 feet

Item No. 700−Container Gantry and Mobile Harbor Cranes−Specifications. (Cont.)

TYPE:	Container Gantry Cranes "SP1, SP2, SP3, SP4, SP5, SP6, SP7"*	
MANUFACTURER:	SAMSUNG HEAVY INDUSTRIES	
LIFT CAPACITY:	•46.5 long tons under spreader •57 long tons under heavy lift beam	
OUTREACH:	(From face of pier)	136.5 feet
LIFT:	(Pier to bottom of spreader)	106 feet

*Note: Port Everglades is in the process of upgrading these Samsung cranes. Updates on the status of the Samsung crane upgrades will be posted on Port Everglades' website,https://www.porteverglades.net/cargo/facilities/cranes/.

_____

TYPE:	Mobile Harbor Crane "MHC1"
MANUFACTURER:	GOTTWALD
LIFT CAPACITY:	•40.4 long tons under spreader in single lift mode to maximum radius of 135 feet •49.2 long tons under spreader in twin lift mode to maximum radius of 118 feet •100 long tons under hook to maximum radius of 75 feet
OUTREACH:	•167 feet from center of tower
LIFT:	•154 feet from pier to bottom of hook

Item No. 700−Container Gantry and Mobile Harbor Cranes−Specifications. (Cont.)

TYPE:	Container Gantry Crane “SP8, SP9, SP10, SP11, SP12, SP13”
MANUFACTURER:	Shanghai Zhenhua Heavy Industries Co., Ltd. (ZPMC)
LIFT CAPACITY:	•50 long tons single lift under spreader
	•65 long tons twin lift under spreader
	•100 long tons under heavy lift beam
OUTREACH:	(From face of pier)-186 feet
LIFT:	(Pier to bottom of spreader)-133 feet

Additional details are available from the Operations Division’s Crane Section.

PORT EVERGLADES TARIFF NO. 12

Item No. 705−Container Gantry and Mobile Harbor Cranes−Rules & Regulations.

Issue No. 8

Effective Date: October 1, 2026

1. Crane rental time will be computed from the time cranes are ordered to be available for work until the cranes are dismissed, subject to the listed minimum charge.

2. The charges detailed in this Tariff do not include the crane operator who is supervised and employed by the Franchised Steamship Agent or franchised stevedore renting the crane(s).

3. The Franchised Steamship Agent or franchised stevedore renting the crane(s) agrees to be bound by all terms and conditions contained in this Tariff.

4. The crane user must provide certification of insurance with a minimum general liability and personal injury coverage in an amount of at least five million dollars ($5,000,000.00), and Broward County named as an additional insured. This insurance must cover the user, and its officers, agents, and employees, in the use of the crane(s) and equipment. In addition, Broward County reserves the right to require, in its sole discretion, such additional types and amounts of insurance, as it determines to be in its best interest, based upon the operations of the crane(s).

5. The crane user must conform with Applicable Laws, including the regulations of O.S.H.A.

6. Vessels, their owners, agents, and all other users of the cranes and equipment must indemnify, save harmless, and defend Broward County, and its current, past and future officers, agents, and employees, from and against any claim, demand, cause of action, or proceeding of whatsoever kind or nature arising out of, incident to, or resulting from the use of the cranes or equipment, by the vessels, their owners, officers, agents, or employees, and all other users of the cranes and equipment, together with all costs, expenses, and liabilities incurred in connection with each such claim, demand, action, or proceeding including, but not limited to, all reasonable attorneys' fees, to and through the conclusion of appellate, supplemental, and bankruptcy proceedings.

7. The Franchised Steamship Agent or franchised stevedore renting the crane agrees to operate the equipment within its rated capacity, as published in this Tariff, any amendment hereto, or reissues hereof.

8. All rigging will be at the risk and expense of the Franchised Steamship Agent or franchised stevedore.

Item No. 705−Container Gantry and Mobile Harbor Cranes−Rules & Regulations. (Cont.)

9. The charge for the crane rental includes crane maintenance.

10. The Franchised Steamship Agent or franchised stevedore must apply to the Harbormaster for crane rental use by phone and send a confirming e-mail no later than twelve (12) hours prior to start-up time. The application form will include date, time, type, and quantity of cargo to be handled and estimated length of use.

    After an order for cranes is properly placed as described above and confirmed by the Harbormaster, the start-up time can be set back once without penalty, provided the request to set back the start-up time is made no later than four (4) hours prior to the originally ordered start-up time. If the request is made less than four (4) hours prior to the originally ordered start-up time, charges will be imposed at the Item No. 710 Standby rates calculated from the originally ordered start-up time until cargo operations commence or after a four (4) hour minimum period, whichever is less. If, after an original start-up time is properly set back as described above to a revised start-up time, cargo operations are not ready to commence at the revised start-up time, charges will be imposed at the Item No. 710 Standby rates from the revised start-up time until cargo operations commence or after a four (4) hour minimum period, whichever is less.

11. The Port Everglades Department will perform a pre-operation inspection, start cranes prior to vessel operations, shut down cranes upon completion of vessel operations, and perform a post-operation inspection.

12. The Port Everglades Department will be responsible for initial container gantry crane boom cycle, each succeeding boom cycle, final booming up to clear the vessel, and pinning down of the crane(s). The Port Everglades Department will be responsible for initial spotting of the mobile harbor crane and each movement of the crane along the dock apron.

13. The Port Everglades Department reserves the absolute and exclusive right to assign and schedule the cranes.

14. Any damage to the cranes or equipment during use must be immediately reported by the user to a representative of the Crane Section or, when not available, to a representative of the crane maintenance contractor and acknowledged by signature of an authorized representative of the user on the crane rental report at the time of completion of crane operations.

15. Only qualified personnel will be permitted to operate the Port Everglades Department container gantry cranes and mobile harbor cranes. The Franchised Steamship Agent and/or stevedore renting a crane will be the responsible party for violations of this Item. An operator of a container gantry crane or mobile harbor crane will be considered qualified if the operator:

Item No. 705−Container Gantry and Mobile Harbor Cranes−Rules & Regulations. (Cont.)

(1) Qualification Based on Training

a. Demonstrates satisfactory completion of training and testing on a recognized container gantry crane simulator within the previous twelve (12) months, combined with at least (20) hours of actual recorded operator training time on each model of the Port Everglades Department's rail-mounted container gantry cranes (PACECO/SAMSUNG and ZPMC). The operator trainee's hours must be recorded via the Crane Section Crane Rental Form. Upon completion of the required training hours, the Franchised Steamship Agent and/or stevedore must provide to the Port Everglades Department a copy of a valid recognized container gantry crane simulator certification and Crane Rental Forms documenting at least forty (40) hours of training on the Port Everglades Department's rail-mounted container gantry cranes, with at least twenty (20) hours of recorded training on each model of container gantry crane (PACECO/SAMSUNG and ZPMC), for authorization and record keeping; or

b. Demonstrates satisfactory completion of training and testing on a recognized mobile harbor crane simulator within the previous twelve (12) months, combined with forty (40) hours of actual recorded operator training time on the Port Everglades Department's GOTTWALD mobile harbor cranes. The operator trainee's hours must be recorded via the Crane Section Crane Rental Form. Upon completion of the required training hours, the Franchised Steamship Agent and/or stevedore must provide to the Port Everglades Department a copy of a valid recognized mobile harbor crane simulator certification and Crane Rental Forms documenting at least forty (40) hours of training on the Port Everglades Department's GOTTWALD mobile harbor cranes for authorization and record keeping; or

(2) Qualification Based on Experience

a. Provides evidence of having previous experience, including previous training, simulation certificates, and references, to the satisfaction of the Crane Section, in loading/discharging containers to/from ships with a mobile harbor crane, truck crane, ship crane, and/or rail-mounted container gantry crane. Additionally, operators seeking to qualify to operate Port Everglades Department's rail-mounted container gantry cranes based on experience must complete at least eight (8) hours of operator training time on each model of container gantry crane (PACECO/SAMSUNG and ZPMC), for a total of at least sixteen (16) hours, recorded via the Crane Section Crane Rental Form; or

b. Provides evidence of having previous experience, including previous training, simulation certificates, and references, to the satisfaction of the Crane Section, in loading/discharging containers to/from ships with a mobile harbor crane, truck crane, ship crane, and/or rail-mounted container gantry crane. Additionally, operators seeking to qualify to operate Port Everglades Department's mobile harbor cranes based on

experience must complete at least eight (8) hours of operator training time on the GOTTWALD mobile harbor cranes recorded via the Crane Section Crane Rental Form.

Qualification under the subsections above applies to the specific type of crane (container gantry or mobile harbor) for which training, testing, or experience is demonstrated. Regardless of the methods of qualification listed above, the Port Everglades Department reserves the right to establish an on-site mandatory training program. Upon qualification pursuant to this section, the Port Everglades Department will issue each crane operator a Port Everglades Operator ID Badge. Each crane operator must carry the Operator ID Badge while operating a crane and present the badge upon request by the Port Everglades Department.

Upon request, and on an as-available basis, the Port Everglades Department may make available to a Franchised Steamship Agent and/or franchised stevedore a container gantry crane or mobile harbor crane for an operator employed by the Franchised Steamship Agent and/ or franchised stevedore to demonstrate their ability. Based upon a demonstrated need and for a reasonable number of hours as determined by the Port Everglades Department, a crane so provided will be without charge. Evidence of operator qualification must be made available to the Port Everglades Department upon request. The operator will be required to demonstrate their ability to the satisfaction of the Franchised Steamship Agent or franchised stevedore renting the crane. The Port Everglades Department, in its sole discretion, reserves the right to remove from a crane any operator not qualified or otherwise observed operating a crane in an unsafe manner. An operator removed under this Item is prohibited from any operation of a crane until such time as the operator can demonstrate the ability to safely operate a crane to the satisfaction of the Franchised Steamship Agent or franchised stevedore renting the crane; however, the Port Everglades Department, in its sole discretion, reserves the right to prohibit the operator from operating a crane if it determines that it is not in the Port Everglades Department's best interest to allow the operator to operate the crane.

As used in this Item, “training” means the use of a crane, without loading or unloading cargo from a vessel, for the purposes of learning or demonstrating proficiency in operating a crane. “Operating” a crane includes any use involving the loading or unloading of cargo from a vessel and may only be performed by qualified personnel as set forth in this Item.

PORT EVERGLADES TARIFF NO. 12

Item No. 710−Container Gantry (CG) and Mobile Harbor (MH) Cranes-Rental Rates.

Issue No. 21

Effective Date: October 1, 2026

I. Container Operations – "Small Boat":

A.	Straight Time Hours – Midport (CG)……	$ 936.10	Per Hour
	Straight Time Hours – Midport (MH)……	$ 843.50	Per Hour
	Straight Time Hours – Southport (CG)……	$ 999.80	Per Hour
B.	Overtime Hours – Midport (CG)……	$1,075.85	Per Hour
	Overtime Hours – Midport (MH)……	$ 971.80	Per Hour
	Overtime Hours – Southport (CG)……	$1,119.50	Per Hour
C.	Standby: Straight Time Hours ……	$ 201.40	Per Hour
D.	Standby: Overtime Hours ……	$ 268.75	Per Hour
E.	Minimum Invoice ……	2 Hours Per Crane Ordered	
F.	Initial Start-up Per Crane ……..	$ 268.75	Flat Charge
G.	Final Shut-down Per Crane ……..	$ 268.75	Flat Charge

II. All Other Container Operations:

A.	Straight Time Hours – Midport (CG)……	$1,185.50	Per Hour
	Straight Time Hours – Midport (MH)……	$1,066.90	Per Hour
	Straight Time Hours – Southport (CG)……	$1,253.50	Per Hour
B.	Overtime Hours – Midport (CG)……	$1,335.90	Per Hour
	Overtime Hours – Midport (MH)……	$1,201.90	Per Hour
	Overtime Hours – Southport (CG)……	$1,394.20	Per Hour
C.	Standby: Straight Time Hours……	$ 201.40	Per Hour
D.	Standby: Overtime Hours ……..	$ 268.75	Per Hour
E.	Minimum Invoice……..	4 Hours Per Crane Ordered	
F.	Initial Start-up Per Crane……	$ 268.75	Flat Charge
G.	Final Shut-down Per Crane ……..	$ 268.75	Flat Charge

III. General Cargo, Yachts, Heavy Lifts:

A.	Straight Time Hours – Midport (CG&MH)……	$ 658.10	Per Hour
	Straight Time Hours – Southport (CG)……	$ 710.90	Per Hour
B.	Overtime Hours – Midport (CG&MH)……..	$ 778.10	Per Hour
	Overtime Hours – Southport (CG)……	$ 851.60	Per Hour
C.	Standby: Straight Time Hours ……..	$ 201.40	Per Hour
D.	Standby: Overtime Hours ……	$ 268.75	Per Hour
E.	Minimum Invoice ……	2 Hours Per Crane Ordered	

***Item No. 710*−Container Gantry (GH) and Mobile Harbor (MH) Cranes−Rental Rates. (Cont.)**

F.	Initial Start-up Per Crane ……	$268.75 Flat Charge
G.	Final Shut-down Per Crane ……	$268.75 Flat Charge

IV. Coastwise Container Trade

A.	Straight Time & Overtime Hours, Midport & Southport; Containers Discharged/ Loaded/Shifted, per unit ……	$ 25.85
B.	Standby: Straight Time Hours ……	$201.40 Per Hour
C.	Standby: Overtime Hours ……	$268.75 Per Hour
D.	Minimum Invoice ……..	2 Hours Per Crane Ordered
E.	Initial Start-up Per Crane ……	$268.75 Flat Charge
F.	Final Shut-down Per Crane ……	$268.75 Flat Charge

The Port Everglades Department will be the sole judge as to whether it is appropriate to utilize a container gantry crane or mobile harbor crane to lift a particular classification of cargo. Rental rates, as stipulated in Part III, are applicable only in operations that are exclusively noncontainer. When general cargo, yachts, or Heavy Lifts are loaded or discharged in conjunction with containers, rates specified in Parts I and II will apply for all hours of container gantry crane rental.

Charges to Port Users under this item are computed on a quarter-hour basis with any fraction of a quarter-hour to count as a full quarter-hour. In the event of a mechanical malfunction resulting in downtime (i.e., inoperability during the Port User's crane rental time), deductions of a quarter-hour or more and on a quarter-hour, basis thereafter (rounding down to the nearest quarter-hour) are subtracted from the overall charges due. Downtime is deemed to cease when the subject crane is restored to an operable state, as determined by the Crane Section, or a replacement crane is provided. For crane use charged as part of a bundled rate under a written agreement, unless otherwise stated in the written agreement, the deduction for a mechanical malfunction resulting in downtime (as stated above) will only apply for downtime exceeding one (1) hour on a quarter-hour basis (rounding down to the nearest quarter-hour) and at the rates in this Item. For bundled rate contracts, the applicable credit rate shall be based on the straight-time rate. For purposes of the preceding sentence, multiple instances of downtime will be aggregated to meet the one-hour threshold if the aggregated instances all arise from the same mechanical malfunction.

To be eligible for any deduction under this Item, the Port User seeking the deduction must review and sign a Crane Rental Form documenting the downtime. If the Port User disagrees with the downtime calculation indicated on the Crane Rental Form, the Port User may indicate such disagreement when signing. For crane use charged as part of a bundled rate under a written agreement, upon a request for a deduction consistent with this Item by the Port

***Item No. 710*−Container Gantry (GH) and Mobile Harbor (MH) Cranes−Rental Rates. (Cont.)**

User to the Crane Section and concurrence therefrom, the deduction will be applied to the next payment due to Broward County under the written agreement.

Any deduction under this Item is limited to the duration of downtime and shall not exceed the Port User's payment due to Broward County for the use of the cranes for the period of downtime. For crane use charged as part of a bundled rate under a written agreement, the deduction is limited to the Port User's payment due to Broward County for the particular ship affected by the downtime. As consideration for accepting any deduction under this Item, Port Users are agreeing to release, acquit, and forever discharge Broward County, including all its departments and divisions, from any and all causes of action relating to the crane downtime for which the deduction is granted.

The Port Everglades Department, in its sole discretion, determines the availability or unavailability of its cranes. In no event shall unavailability of cranes, including due to mechanical malfunction, preventive maintenance, or use by other Port Users, be construed to constitute downtime under this provision.

Preference will be given to container operations in the assignment of container gantry cranes and mobile harbor cranes over all other classifications of cargo.

PORT EVERGLADES TARIFF NO. 12

Item No. 800−Franchises and Business Permits.

Issue No. 8

Effective Date: October 1, 2026

No one may engage in the business or provide services at Port Everglades within any of the listed categories herein without obtaining a franchise or business permit and otherwise complying with all applicable Tariff requirements and applicable county, state, and federal regulations.

The following fees have been established for conducting business at Port Everglades. Initial processing fees are nonrefundable. A separate franchise or business permit is required for each category of business.

FRANCHISES

Stevedore -

Initial processing fee, renewal fee, assignment fee, or reinstatement fee when franchise revoked..... $ 11,550.00
Annual Fee..... $ 4,200.00

Cargo Handler – (Marine Terminals, Grid Space, and Cargo Yards) -

Initial processing fee, renewal fee, assignment fee, or reinstatement fee when franchise revoked..... $ 11,550.00
Annual Fee..... $ 4,200.00

Steamship Agent, Vessel Oily Waste Removal Service, Vessel Bunkering Service, Vessel Sanitary Wastewater Removal Service, and Marine Terminal Security Service -

Initial processing fee, renewal fee, assignment fee, or reinstatement fee when franchise revoked..... $ 4,200.00
Annual Fee..... $ 2,360.00

Tugboat or Towing -

Initial processing fee, renewal fee, assignment fee, or reinstatement fee when franchise revoked..... $ 27,300.00
Annual Fee..... By Contract

Annual franchise fees are due and payable on the franchisee's anniversary date, defined as the effective date the franchise was most recently granted or renewed.

Item No. 800−Franchises and Business Permits. (Cont.)

Business Permits

	Initial Processing or Assignment Fee	Annual Fee
Crane Service	$300	$350
Mobile Motorized Food/Drink	$300	$350

Business permit fees will be charged on an annual calendar year basis and are not prorated.

Firms authorized to do business in Port Everglades pursuant to a business permit or franchise will be required to purchase identifying emblems at a cost of $15.00 each to be displayed on their vehicles and by their personnel. Broward County will regulate the issue and use of these items. Broward County will regulate the issuance and use of these items.

Applications to Broward County to conduct business must include payment for the required fee. At its sole discretion, and in accordance with Applicable Law, Broward County may refuse anyone a permit or franchise. Revocation or cancellation of any permit or franchise previously issued is addressed in the Broward County Administrative Code. More information is available in the Broward County Administrative Code.

Companies conducting or engaging in motor vehicle rental business or services at Port Everglades must remit five dollars and fifty cents ($5.50) per contract, payable monthly, for customers picked up at Port Everglades. Such motor vehicle rental companies must furnish to the Port Everglades Department’s Finance Division, by the fifteenth of each month throughout the permit term, the monthly fees (plus applicable sales tax) due for the prior calendar month, along with a statement, in a form and detail satisfactory to Broward County, certified by one of the company’s officers, setting forth the number of motor vehicle rental contracts the company secured through its operations at Port Everglades during the prior month.

PORT EVERGLADES TARIFF NO. 12

Item No. 805−Insurance.

Issue No: 9

Effective Date: October 1, 2026

The rates and charges published in this Tariff do not include any amounts for insurance coverage. The owner or consignee of cargo must carry the required insurance to protect their respective interests.

All persons or firms conducting business operations on Broward County-owned land pursuant to a franchise or business permit granted by Broward County are required to provide evidence of insurance coverage. Such insurance must name Broward County as an additional insured on commercial general liability and any excess policies (at no expense to Broward County). A certificate of such insurance must be provided to the Port Everglades Department's, Business Development Division and kept up to date in full force and continuous effect throughout the lease, permit, or franchise period.

- All evidence of insurance must be executed and filed with the Business Development Division by the franchise or permit holder in a form or forms acceptable to the Port Everglades Department. The insurance carrier or company must qualify and be authorized to transact insurance in the State of Florida pursuant to Chapter 624, Part III, Section 624.401, et seq., Florida Statutes, and participate in the Florida Insurance Guaranty Association. Broward County must approve any exceptions.

For All Franchises:

- Commercial General Liability – Bodily Injury, Property Damage, Premises, Products/Completed Operations, Contractual Insurance, Broad Form Property Damage, Personal Injury, and Independent Contractors in the amount of $1,000,000.00 per occurrence and $2,000,000.00 per aggregate.

- Workers' Compensation per Florida Statutes with Employers' Liability in the amount of $1,000,000.00 minimum per accident.

For All Business Permits:

- Commercial General Liability - Bodily Injury, Property Damage, Premises, Products/Completed Operations, Contractual Insurance, Broad Form Property Damage, and Independent Contractors in the amount of $500,000.00 per occurrence and $500,000 per aggregate.

Item No. 805−Insurance. (Cont.)

- Workers' Compensation per Florida Statutes with Employers' Liability, in the amount of $500,000.00 minimum per accident.

For All Franchises and Business Permits except Marine Terminal Security Service:

- Automobile – Combined Bodily Injury, Property Damage Coverage in an amount not less than $500,000.00 per occurrence.

For Marine Terminal Security Service:

- Automobile – Combined Bodily Injury and Property Damage Coverage amount not less than $500,000 per occurrence.

Evidence of such insurance is to be provided for each motor vehicle to be operated at Port Everglades under said franchise or permit. A certificate of self-insurance issued by the Florida Department of Highway Safety and Motor Vehicles pursuant to Chapter 324, Florida Statutes, is not acceptable evidence of insurance.

For Stevedore, Cargo Handler, Vessel Oily Waste Removal Service, Vessel Sanitary Wastewater Removal Service, and Vessel Bunkering Service Franchises

- U.S. Longshore and Harbor Workers' Compensation Act Coverage

For Tugboat or Towing Franchises:

- Jones Act Coverage as required by federal law

For All Franchises (except Steamship Agent and Marine Terminal Security Service):

- Pollution Control/Clean-up Insurance in the amount of $1,000,000.00 per occurrence and $2,000,000.00 per aggregate.

For Stevedore Franchise holders that use Port Everglades Department's Cranes:

- The crane user must provide certification of insurance with a minimum general liability and personal injury coverage in an amount of at least $5,000,000.00. This insurance must also cover the user, and its officers, agents, and employees in the use of the crane(s) and equipment. In addition, Broward County reserves the right to require, in its sole discretion, such additional types and amounts of insurance, as it determines to be in its best interest, based upon the operations of the crane(s).

Item No. 805−Insurance. (Cont.)

For Marine Terminal Security Service Franchises:

- Professional Liability – Errors & Omission (E&O) for companies employing armed security personnel (Class G security guards), including intentional assault and battery; false arrest, personal injury, invasion of privacy, wrongful detention or imprisonment; or unreasonable use of force (authorized or unauthorized), in the amount of $2,000,000.00 per occurrence and $2,000,000.00 per aggregate, with a maximum deductible of $150,000.00.

- Professional Liability – Errors & Omission (E&O) for companies employing unarmed security personnel (Class D security guards), including intentional assault and battery; false arrest, personal injury, invasion of privacy, wrongful detention or imprisonment; or unreasonable use of force (authorized or unauthorized, in the amount of $1,000,000.00 per occurrence and $1,000,000.00 per aggregate, with a maximum deductible of $150,000.00

Insurance requirements for tenants operating pursuant to a valid written lease with Broward County are set forth in the respective lease agreements.

PORT EVERGLADES TARIFF NO. 12

Item No. 900−Payment of Bills and *C*redit Terms.

Issue No. 6

Effective Date: October 1, 2026

All vessels made fast to the docks of Port Everglades are charged at the rates provided herein, unless otherwise specified to the contrary in a written contract. Dockage, Wharfage, storage, demurrage, harbormaster, line handling, container crane rental, and potable water are the responsibility of the vessel's Franchised Steamship Agent or Vessel Representative.

Broward County does not recognize the numerous shippers or consignees of cargoes. Charges rendered must be paid by the Franchised Steamship Agent or Vessel Representative, regardless of whether the Franchised Steamship Agent or Vessel Representative has been reimbursed. Presentation of the Port Everglades Department invoices to a vessel's Franchised Steamship Agent, owner, charterer, or authorized Vessel Representative does not constitute a waiver of Broward County's maritime lien against a vessel for services, supplies, and other necessities provided by the Port Everglades Department.

Broward County maintains contracts and leases with Port Users. Unless specifically described to the contrary in a written lease or other contract, the rules and regulations outlined in this Tariff govern the use of and payment for Port Everglades' facilities.

Port Users who are not governed by the terms of a lease or other contract, and are current in their payment status, may request either thirty (30) or sixty (60) day payment terms by applying for such terms in writing.

Port Users who request to make payments within thirty (30) or sixty (60) days after the invoice date are required to post a minimum twenty thousand dollar ($20,000.00) indemnity and payment bond or irrevocable letter of credit, issued consistent with County standards. This security must be in a minimum amount representing thirty (30) or sixty (60) days of billable activity as applicable. This requirement may be waived where financial information as to creditworthiness, or financial stability, and ability to make timely payments are approved by the Director of Finance.

Item No. 900−Payment of Bills and Credit Terms. (Cont.)

Port Users with thirty (30) or sixty (60) day terms, who have invoices that remain unpaid for more than thirty (30) or sixty (60) days, respectively, will be automatically classified as delinquent and be placed in delinquent status.

Port Users with delinquent accounts may be required to increase the amount of security posted with Port Everglades.

Port Users who have entered into agreements with Broward County and fail to make required payments in a timely manner pursuant to their agreements will have their accounts placed in delinquent status. Collection proceedings will be instituted consistent with the terms of their agreements.

The Port Everglades Chief Executive Officer has the authority to terminate an agreement with a Port User after consultation with the County Attorney's Office, in instances where: there is substantial risk of serious financial loss to the Port Everglades Department; the entity has received notice of default; and the entity has failed to cure the default within the allotted timeframe. The Port Everglades Chief Executive Officer will seek ratification of the termination by the Board of County Commissioners as soon as possible following the termination.

PORT EVERGLADES TARIFF NO. 12

Item No. 905−Treatment of Accounts in Delinquent Status.

Issue No. 5

Effective Date: October 1, 2026

All accounts placed in delinquent status are subject to a finance charge of one and one-half percent (1.5%) for each month or portion of a month that any invoice remains delinquent. Regardless of whether an account has been delinquent for less than a full month, the entire one and one-half percent (1.5%) late charge will be assessed. Further, any Port User placed in delinquent status, may, at the discretion of Port Everglades, be denied use of the facilities of Port Everglades or the right to remove cargo from storage until all such charges, and any other outstanding charges, are paid in full.

Payment terms on leases at Port Everglades are normally provided for in each lease agreement. Unless stated to the contrary in such lease agreement, a late rent fee of ten percent (10%) will be applied to accounts with lease payments remaining unpaid fifteen (15) calendar days beyond their due date, and charges that remain unpaid for more than thirty (30) calendar days will be subject to a finance charge of one and one- half percent (1.5%) for each month or portion of a month that said lease payments remain unpaid. Regardless of whether such amounts remain unpaid for less than a full month, the entire one and one-half percent (1.5%) finance charge will be assessed.

For Port Users that are in good standing, the Port Everglades Chief Executive Officer or designee has the authority to grant a waiver of late fees and/or finance charges for extenuating circumstances up to five thousand dollars ($5,000).

PORT EVERGLADES TARIFF NO. 12

Item No. 910−Collection and Enforcement.

Issue No. 7

Effective Date: October 1, 2026

Port Users whose accounts have been placed in delinquent status pursuant to this Tariff will be subject to any or all of the following remedies as required:

Port Users with accounts in delinquent status will be handled in accordance with the Port Everglades Department's Accounts Receivable Collections Procedures, a copy of which is available from the Port Everglades Department's Finance Division. Port Users with delinquent accounts will be notified of same via a courtesy telephone call and/or in writing. If payment is not received in a timely manner, then the account will be referred to the Broward County Attorney's Office who will send a Notice of Delinquent Account Status. The Notice will demand payment of all delinquent invoices, including finance charges, within five (5) Business Days after its posting (5-Day Notice), and will inform Port Users that if payment is not received within this time frame, then the account may be put on pay-in-advance status without further notice and an enforcement hearing will be scheduled.

Port Users who have not complied with the demand of the 5-Day Notice will receive written notice of the scheduled date and time for the enforcement hearing, at which time Port Users will come before the Port Everglades Chief Executive Officer or written designee. The enforcement hearing will provide Port Users an opportunity to present information supporting their position in an informal setting. Pursuant to recommendations stemming from the enforcement hearing process, the Port Everglades Chief Executive Officer or designee will issue a written decision where any number of actions may be pursued to enforce payment, including the cashing of indemnity and payment bonds and/or drawing on the security deposit or irrevocable letter of credit, replenishing the security in an increased amount, and/or denying use of facilities at Port Everglades. The Port Everglades Department may recommend that the Broward County Attorney's Office pursue collection efforts against Port Users who fail to attend a scheduled enforcement hearing or fail to perform in accordance with the terms and conditions resulting from the enforcement hearing.

Item No. 910−Collection and Enforcement. (Cont.)

The Port Everglades Department reserves the right to require advance payment on any delinquent account to cover all current and possible projected charges. In addition, the Port Everglades Department reserves the right to apply any payment received to the oldest outstanding invoice(s) on that account, draw down on security, and require replenishment of security in an increased amount within a specified time frame.

Once an account has been turned over to the Broward County Attorney's Office for collection, it may be pursued via the filing of suit against the delinquent Port User for monies owed (such as accelerated amounts, late fees, and finance charges) and all expenses, including reasonable attorney's fees, incurred by Broward County in collecting the account or in enforcing any provision of this Tariff.

PORT EVERGLADES TARIFF NO. 12

Item No. 915−Cargo and Cruise Passenger Statements for Wharfage and Statements for Other Activities.

Issue No. 10

Effective Date: October 1, 2026

All Franchised Steamship Agents or Vessel Representatives shall, within five (5) Business Days after the departure of a vessel, report to the Port Everglades Department's Finance Division the amount of all cargo and the number of cruise passengers discharged and loaded or in-transit (cruise passengers only).

All other Port Users engaged in commercial cargo operations shall, within five (5) Business Days after the previous month-end, report to the Port Everglades Department's Finance Division the amount of franchised activity and business incurred in the previous month, including the volumes and type of cargo handled.

Such reports must be in the form of certified statements showing the amount of cargo discharged or loaded; the number of passengers debarked, embarked, and in-transit; the amount of other franchised activity; and all other information that the Port Everglades Department deems necessary for the compilation of commercial statistics and for the reserving of transit shed or Wharf space or for other purposes. In addition, the ship's manifest, with detail satisfactory to the Port Everglades Department's Finance Division, must be provided upon request within five (5) Business Days.

Failure to furnish the above-required complete documentation disclosing all activity required for accurate invoicing in a timely manner will result in a late charge of twenty-five dollars ($25.00) per business day, or any portion thereof, when such documents have not been submitted or remain incomplete.

PORT EVERGLADES TARIFF NO. 12

Item No. 920−Cargo Statements for Storage.

Issue No. 7

Effective Date: October 1, 2023

For purposes of cargo storage, Franchised Steamship Agents or Vessel Representatives must furnish the Port Everglades Department with a Port Everglades Storage Application and an Inventory Count Form to compile commercial statistics and calculate storage billing.

Franchised Steamship Agents or Vessel Representatives must complete and submit a Storage Application to the Port Everglades Department's Finance Division not less than two (2) Business Days before the expiration of Free Time and not less than two (2) Business Days before the expiration of each thirty (30) day storage period thereafter. Within two (2) Business Days after the commencement date of each storage period, Franchised Steamship Agents or Vessel Representatives must complete and submit a Port Everglades Storage Inventory Count Form to the Port Everglades Department's Finance Division and must submit copies of all delivery receipts supporting the data thereon.

Failure to submit Storage Applications within the time frame stated above or failure to provide all information requested by said applications will result in a late application charge of twenty-five ($25.00) per business day, or any portion thereof, for which the application has not been submitted or remains incomplete. Failure to submit an Inventory Count Form within the time frame stated above or failure to provide all information requested (including all relevant delivery receipts) will result in a late charge of fifty dollars ($50.00) per business day, or any portion thereof for which the Inventory Count Form has not been submitted or remains incomplete.

In addition to the foregoing late charge(s), if the documentation time frames and requirements specified in this item are not complied with, then all charges are assessed at Wharf Demurrage rates instead of storage rates.

PORT EVERGLADES TARIFF NO. 12

Item No. 925−Responsibility for Cargo and Cargo Charges.

Issue No. 2

Effective Date: October 1, 2022

Broward County recognizes the Franchised Steamship Agent or Vessel Representative as the entity responsible for the release of all cargo to be loaded or unloaded to/from a vessel and as the guarantor for payment of all charges incurred at Port Everglades associated with such cargo or related activities.

Franchised Steamship Agents or Vessel Representatives are liable for all charges incurred at Port Everglades associated with cargo from the time the cargo is removed from a vessel represented by the Franchised Steamship Agent or Vessel Representative until it departs Port Everglades (whether such charges are related to Wharfage, storage, demurrage, or otherwise). Said Franchised Steamship Agents or Vessel Representatives are responsible for such cargo charges until Broward County receives a written request by another entity willing to guarantee the payment of all unpaid cargo-related charges and Broward County accepts the substituted party.

PORT EVERGLADES TARIFF NO. 12

Item No. 930−Sales and Use Taxes.

Issue No. 2

Effective Date: October 1, 2022

Rates and charges contained in this Tariff are exclusive of any sales and use taxes. The Port Everglades Department will invoice applicable sales and use taxes to the entity responsible for paying the Tariff charges for which the sales and use taxes are imposed.

PORT EVERGLADES TARIFF NO. 12

Item No. 935−Cargo Storage and Demurrage Billing.

Issue No. 2

Effective Date: October 1, 2022

The Port Everglades Department will invoice charges to the Franchised Steamship Agents or Vessel Representatives as defined by this Tariff. Such Franchised Steamship Agent or Vessel Representative will be solely responsible for paying for all cargo storage and demurrage charges. The Franchised Steamship Agent or Vessel Representative is responsible for ensuring that all documents relating to any cargo loaded or offloaded from its vessel, including Storage Applications, Inventory Count Forms, and delivery receipts, are submitted to the Port Everglades Department in accordance with the time frames outlined in this Tariff regardless of the party that has control of the cargo.

PORT EVERGLADES TARIFF NO. 12

Item No. 940−Waiver/Reduction of Dockage Charges.

Issue No. 7

Effective Date: October 1, 2026

Any Franchised Steamship Agents or Vessel Representatives requesting a waiver of Dockage charges must submit a written application for a waiver to the Port Everglades Chief Executive Officer or written designee, before the vessel arrives at Port Everglades. For military vessels participating in the annual scheduled Fleet Week celebration and related events at Port Everglades, or for military vessels being commissioned at Port Everglades, the Chief Executive Officer may, subject to Berth availability, intended use, length of stay, absence of interference with other Port Everglades users and activities, and other criteria as may from time to time be established by the Port Everglades Department, approve a total or partial waiver of all Dockage charges; the Board of County Commissioners may also approve such total or partial waiver. For all other vessels and events, such as vessels calling at Port Everglades for a christening, dedication, maiden voyage promotion, preparation for use as an artificial reef, military calls (non-Fleet Week participants), maritime training activities, participation in a Port Everglades sponsored special event, or vessels calling for a purpose that provides an express benefit to Broward County, the Chief Executive Officer may approve a waiver or reduction of Dockage charges up to an amount not to exceed fifteen thousand dollars ($15,000.00) per vessel. Except for waiver of Dockage charges for military vessels participating in the annual scheduled Fleet Week celebration and related events, or for military vessels being commissioned at Port Everglades, all other Dockage charge waivers that exceed fifteen thousand dollars ($15,000.00) per vessel require the prior approval by the Board of County Commissioners.

All waivers granted under this authority will be included in the quarterly report required by Tariff Item No. 180.

PORT EVERGLADES TARIFF NO. 12

Item No. 945−Waiver/Reduction of Parking Charges.

Issue No. 6

Effective Date: October 1, 2026

The Port Everglades Chief Executive Officer may waive the parking fees set forth in Item 1135 when the Port Everglades Chief Executive Officer determines that such waiver is in the best interest of Broward County, except the following additional requirements and limitations shall apply in the specific situations identified below:

Cruise Events: Parking fees for guests attending inaugural promotional activities (christening, naming, commissioning, dedication, or maiden voyage) of a new cruise ship being homeported at Port Everglades ("Cruise Event") may be reduced by the Port Everglades Executive Officer by up to fifty percent (50%) per vehicle, provided the total reduction for the Cruise Event must not exceed fifteen thousand dollars ($15,000) without approval by the Board of County Commissioners. The cruise line may opt to directly pay the reduced charge (e.g., the remaining fifty percent 50%) or provide a voucher for their guests to pay the reduced rate. To apply for the reduction, the cruise line must send a written request to the Port Everglades Chief Executive Officer in a timely manner to allow the Port Everglades Chief Executive Officer sufficient time to review the request before the Cruise Event. When determining whether to reduce the parking fees for the Cruise Event, the Port Everglades Chief Executive Officer may consider factors including, but not limited to, parking availability, length of stay, and the absence of operational interference with other Port Users and activities. Approval by the Board of County Commissioners is required for reduction of parking fees of more than fifty percent (50%) for a Cruise Event, or if the total reduction of parking charges for the event exceeds fifteen thousand dollars ($15,000) for that Cruise Event.

Other Promotional Activities: Requests for parking fee waivers or reductions for other vessel inaugurals and port-related promotional events may be considered on a case-by-case basis upon written application, subject to the above-referenced monetary limitations for approvals.

All waivers granted under this authority will be included in the quarterly report required by Tariff Item No. 180.

PORT EVERGLADES TARIFF NO. 12

Item No. 950−Waiver of Charges for Declared Emergency.

Issue No. 5

Effective Date: October 1, 2026

Upon declaration of an emergency by the President of the United States or the Governor of the State of Florida affecting the State of Florida, or another state or for a natural disaster suffered by a country served by an ocean shipping line customer of Port Everglades, the Port Everglades Chief Executive Officer may waive any and all Tariff charges, including Dockage, harbormaster, line handling, potable water, cargo Wharfage, container/trailer Wharfage, security fees, and container crane rental, up to an amount not to exceed fifty thousand dollars ($50,000.00) for facilities, equipment, and/or services for activities in support of humanitarian relief efforts where supplies, materials, labor, ocean shipping, and related assistance are donated on a voluntary basis or are resources provided by governmental or charitable agencies or organizations.

For ocean carriers who charge discounted ocean shipping rates for the carriage of cargoes of humanitarian relief supplies and materials in containers/trailers, Port Everglades Department may waive Tariff charges for cargo Wharfage, container/trailer wharfage, security fees, linehandlers, harbormasters, and container crane rental in the amount of: (i) the difference between the ocean carriers' standard and discounted ocean shipping rates per container/trailer; or (ii) the amount of sixty dollars ($60.00) per container/trailer, whichever is less.

For ocean carriers who charge discounted ocean shipping rates for the carriage of cargoes of humanitarian relief supplies in break-bulk or bulk form, Port Everglades Department may waive Tariff charges for cargo Wharfage and security fees in an amount determined on a case-by-case basis using current Tariff rates. The amount waived must not be greater than the difference between the ocean carriers' standard and discounted ocean shipping rates.

To qualify for a waiver, an ocean carrier must furnish a manifest and certified statement as required by Tariff Item No. 915 identifying those items that qualify for a waiver of Port Everglades Department charges. In addition, the Port Everglades Department reserves its right to access documentation and the ocean carrier agrees to comply with all conditions as described in Tariff Item No. 955.

In instances where the total amount to be waived for any single declared emergency exceeds fifty thousand dollars ($50,000.00), approval is required by the Board of County Commissioners.

Item No. 950−Waiver of Charges for Declared Emergency. (Cont.)

All waivers granted under this authority will be included in the quarterly report required by Tariff Item No. 180.

Item No. 955−Access to Records.

Issue No. 2

Effective Date: October 1, 2022

All information required to be submitted to the Port Everglades Department by this Tariff is subject to audit testing by the auditors of Broward County, including the Port Everglades Department's Auditor. Previously unreported activity may be billed to and recovered from the appropriate Port User within the applicable statute of limitations under Florida law. Additional supporting documentation may be required and requested from any Port User. Port Users must respond to all requests within fifteen (15) Business Days after such requests are made.

Furthermore, all Port Users are required, to the extent provided by law, to permit access to manifests of cargo and all other documents by the Port Everglades Department or its designee for auditing purposes and for ascertaining the correctness of reports filed and assessment of published charges.

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.

PORT EVERGLADES TARIFF NO. 12

Item No. 1000−Booming of Vessels.

Issue No. 6

Effective Date: October 1, 2023

In all instances where a vessel is transferring pollutants, including but not limited to bunker fuels, to and/or from a barge, the vessel and barge are to be boomed as a single unit for their full length and beam. Said booming is to be tied back to the dock face at the bow and stern of the vessels so as to contain any spillage of pollutants into the waterways of Port Everglades. Such booming is in addition to any booming required by federal, state, and local laws.

In all instances where a vessel is transferring pollutants, including but not limited to bunker fuels, to and/or from shore-based facilities, booms are to be set between the vessel and dock fifty (50) feet either side of the transfer point. Such booming is in addition to any booming required by federal, state, and local laws.

For pollutants being transferred between sunset and sunrise, said vessel will be responsible for providing cluster lights or other suitable means of lighting that will fully illuminate the surface of the water surrounding the vessel.

Failure to comply with these requirements will result in the immediate suspension of pollutant transfer operations and a charge of one thousand two hundred forty-five dollars ($1,245.00) per infraction assessed to the Franchised Steamship Agent or Vessel Representative.

For additional information, contact the Broward Sheriff's Office, Department of Fire Rescue and Emergency Services, Fire Marshal's Office at Port Everglades.

PORT EVERGLADES TARIFF NO. 12

Item No. 1003−Personnel on Docks.

Issue No. 2

Effective Date: October 1, 2022

Only those persons employed in pier operations, or with demonstrated needs and possessing valid identification credentials, are allowed on the piers and docks of Port Everglades. Persons found loitering, fishing, or performing other such unauthorized activities are subject to actions as prescribed by law and/or ordinance.

PORT EVERGLADES TARIFF NO. 12

Item No. 1006−Reporting of Hazardous Materials and Hazardous Waste Shipments.

Issue No. 10

Effective Date: October 1, 2026

Hazardous Materials and Hazardous Waste (as defined in Item No. 1200) may be handled over or received on the docks or other facilities of Port Everglades without prior approval, provided that the receipt, handling, and storage of such materials comply with all applicable federal, state, and local laws, ordinances, and port policies. To facilitate emergency planning, not less than forty-eight (48) hours in advance of the intended movement of containerized, breakbulk, or dry bulk Hazardous Materials through Port Everglades, including in-transit cargo that remains on the vessel, the Franchised Steamship Agent or Vessel Representative is required to provide to the Broward Sheriff's Office, Department of Fire Rescue and Emergency Services, Fire Marshal's Office at Port Everglades, via e-mail fmo_pev@sheriff.org, a Hazardous Materials Transit Notice following procedures provided by the Broward Sheriff's Office, Department of Fire Rescue and Emergency Services, Fire Marshal's Office at Port Everglades. Such notifications are to be made by the Franchised Steamship Agent or Vessel Representative during Recognized Working Hours. After review of the information, the Broward Sheriff's Office, Department of Fire Rescue and Emergency Services, Fire Marshal's Office at Port Everglades, may request additional information from the Franchised Steamship Agent or Vessel Representative if required to assess the risk posed by the material transiting the port. Failure on the part of the Franchised Steamship Agent or Vessel Representative to file a Hazardous Materials Transit Notice will result in a charge of one thousand two hundred forty-five dollars ($1,245.00) per occurrence. The transportation of manifest cargo classified as a firearm or ammunition is governed by federal laws, rules, and regulations, including the Gun Control Act (18 U.S.C. Chapter 44), the National Firearms Act (26 U.S.C. Section 2778), and applicable Florida law.

Item No. 1009−Damage to Facilities and Equipment.

Issue No. 7

Effective Date: October 1, 2026

Damage to the Port Everglades Department facilities and equipment is to be reported immediately at time of occurrence via telephone to the Broward Sheriff's Office and to the Harbormaster office at Port Everglades by the user of the equipment or facility. In the case of damage caused by vessels, said report is to be made by the Franchised Steamship Agent or Vessel Representative to both the Broward Sheriff's Office and the Harbormaster office. Failure to report damage will result in a charge of one thousand two hundred forty-five dollars ($1,245.00) for each incident.

Port Users are liable for any and all damage they may cause to facilities or equipment in Port Everglades (whether such damage is the result of acts, omissions, or otherwise). At Broward County’s option Port Users, including without limitation tenants, steamship agents, and Vessel Representatives, must, either repair said damage to Broward County's satisfaction or reimburse Broward County for the expenses and costs incurred in correcting same. If the option to repair is granted to the responsible party, Port Everglades Department personnel will periodically inspect the repair work to ensure that the repairs are done to the satisfaction of the Port Everglades Department. The responsible party will be billed for the inspections in increments of a minimum of one (1) hour for each inspection at rates contained in Tariff Item No. 1110.

PORT EVERGLADES TARIFF NO. 12

Item No. 1012−Protection of Facilities and *Waterways.*

Issue No. 2

Effective Date: October 1, 2022

It is required that all Port Users take prudent measures to protect the facilities provided to them. This includes, but is not limited to, ensuring that no cargo or other materials spill or fall into the storm drain or waterways of Port Everglades.

As related to vessels, the responsible party is the Franchised Steamship Agent or Vessel Representative. Landside, the responsible party will be the franchised stevedore, cargo handler, tenant, or user of the facilities.

PORT EVERGLADES TARIFF NO. 12

Item No. 1015−Discharge of Pollutants and Nuisances.

Issue No. 6

Effective Date: October 1, 2026

The vessel owner, its operator, and Franchised Steamship Agent must comply with all Applicable Law. Port Users must not deposit, place or discharge into the Port Everglades harbor any sanitary sewage, butcher's offal, garbage, dead animals, gaseous liquid or solid matter, oil, gasoline, residuum of gas, residual petroleum product, calcium carbide, trade waste, tar or refuse, cargo or any other matter that is capable of producing a sheen, floating matter or scum on the surface of the land or the water, sediment in the bottom of the waterways, or the odors and gases of putrefaction.

In the event of a discharge of any sanitary sewage, butcher's offal, garbage, dead animals, gaseous liquid or solid matter, oil, gasoline, residuum of gas, residual petroleum product, calcium carbide, trade waste, tar or refuse, cargo, or any other matter capable of producing a sheen, floating matter, or scum on the surface of the land or the waterways at Port Everglades, the party responsible shall: (1) immediately notify the Harbormaster; (2) stop any active discharge as soon as it is safe to do so; and (3) make the appropriate local, state, or federal notifications, including to the U.S. Coast Guard National Response Center and the Florida Division of Emergency Management State Watch Office.

Vessel operations must be conducted in compliance with all applicable federal, state, and local air and water pollution laws, rules, and regulations. Vessel operations must not create or permit excessive blowing of whistles, horns, or other loud sounds, smoke, clearing of boilers, blowing tubes, or creating similar conditions while a vessel is in Port Everglades. All noncompliant activities will be reported by the Port Everglades Department to the U.S. Coast Guard and other appropriate authorities, and the Harbormaster may order a noncompliant vessel out of its Berth.

Item No. 1015−Discharge of Pollutants and Nuisances. (Cont.)

Vessel discharge of hazardous substances, oil, cleaning products, and/or sewage into U.S. navigable waters is strictly prohibited. The owner, operator, and Franchised Steamship Agent in charge of the vessel at the time of discharge may be subject to federal, state, and local government fines and penalties, and charged by Port Everglades Department for all related environmental remediation and clean-up costs. The responsible party must report, remediate, and clean up the discharge in accordance with all applicable federal, state, and local laws, rules, and regulations including Item No. 1018. All garbage, trash, oil, cleaning products, fuel, debris, or other waste material, either liquid or solid form, must be deposited or discharged into legally authorized receptacles.

All shipboard incineration activities and the cleaning of shipboard cargo tanks while a vessel is in Port Everglades harbor is strictly prohibited. The purging or release of gas or vapors of shipboard cargo tanks while a vessel is in Port Everglades harbor is strictly prohibited. Chipping or scaling of paint from a vessel hull into the waterways of Port Everglades harbor is strictly prohibited.

The discharge of ballast water and a ship engine exhaust scrubber washwater effluent from a vessel in Port Everglades harbor is prohibited unless performed in conformance with Chapter 27, Pollution Control, Article V, of the Broward County Code of Ordinances and applicable regulations of the United States Coast Guard and Environmental Protection Agency. Broward County Public Works and Environmental Services Department (“PWESD”) retains jurisdiction over all ballast water and ship engine exhaust scrubber washwater effluent discharge activities at Port Everglades, including, but not limited to, enforcement actions.

PORT EVERGLADES TARIFF NO. 12

Item No. 1018−Pollutant Spill Cleanup.

Issue No. 3

Effective Date: October 1, 2026

In the event of a discharge of any sanitary sewage, butcher's offal, garbage, dead animals, gaseous liquid or solid matter, oil, gasoline, residuum of gas, residual petroleum product, calcium carbide, trade waste, tar or refuse, cargo, or any other matter capable of producing a sheen, floating matter, or scum on the surface of the land or the waterways at Port Everglades, the party responsible shall: (1) immediately notify the Harbormaster Port Everglades; (2) stop any active discharge as soon as it is safe to do so; and (3) make the appropriate local, state, or federal notifications, including to the U. S. Coast Guard National Response Center and the Florida Division of Emergency Management State Watch Office.

In the event of such discharge onto the property or into the waterways at Port Everglades, the party responsible for the spill must take immediate actions to clean up the spill. Cleanup is to be accomplished in the shortest time possible, using industry-approved methods, so as to limit, in every way possible, damage to the environment. The responsible party shall report the status and completion of all cleanup activities to the Harbormaster immediately. The Port Everglades Department will make final determination of the adequacy of such cleanup efforts and may, at its discretion, mandate additional remediation measures as necessary.

In any instance where it is determined by the Port Everglades Department that cleanup efforts are not being undertaken in a timely and/or adequate manner by the responsible party, the Port Everglades Department may order resources, as necessary, to commence and complete the pollutant spill cleanup. In such cases, the full cost of the cleanup plus an administrative fee of fifteen percent (15%) will be charged to the responsible party. In instances where a vessel is a responsible party, full payment of the cleanup costs, including the administrative fee, must be paid by the Franchised Steamship Agent or Vessel Representative before the vessel will be permitted to sail from Port Everglades. In instances where a vessel is prohibited from sailing due to failure to pay cleanup costs as prescribed by this Item, Dockage charges will continue to be applied until such time as the vessel sails from Port Everglades.

PORT EVERGLADES TARIFF NO. 12

Item No. 1021−Discharge of Oily Waste from Vessels.

Issue No. 3

Effective Date: October 1, 2022

All vessel oily waste removal from vessels must be performed by a Broward County franchised entity authorized to perform such services at Port Everglades. The discharge of vessel oily waste into the Port Everglades sanitary sewer system is strictly prohibited.

PORT EVERGLADES TARIFF NO. 12

Item No. 1024−Certificates of Adequacy.

Issue No. 2

Effective Date: October 1, 2022

In compliance with the directives of MARPOL 73/75 and 33 CFR §158, operators of terminals, or others as required by these regulations, who are responsible for providing the capability of receiving oily waste and/or foreign garbage from vessels at Port Everglades are required to have a Certificate of Adequacy issued by the United States Coast Guard for each category as applicable.

The removal of oily waste can only be done by firms holding valid oily waste removal franchises issued by Broward County. A listing of current franchise holders is available from the Port Everglades Department's Business Development Division.

The removal of foreign garbage from vessels is not a function regulated or franchised by Broward County. Foreign garbage removal must be in accordance with the rules and regulations of the United States Department of Agriculture's Animal and Plant Health Inspection Service (APHIS).

PORT EVERGLADES TARIFF NO. 12

Item No. 1030−Vehicle Parking.

Issue No. 3

Effective Date: October 1, 2022

Parking of all vehicles within Port Everglades is done in accordance with the provisions of the approved Port Security Plan including, amendments thereto and reissues thereof, all local, state, and federal laws; the rules and regulations of the Maritime Transportation Security Act of 2002 (MTSA); and is subject to ticketing and towing enforcement by the Broward Sheriff's Office and Broward County Port Everglades Department.

PORT EVERGLADES TARIFF NO. 12

Item No. 1033−Fumigation, Fogging, and Pest Control.

Issue No. 3

Effective Date: October 1, 2023

Whenever fumigation, fogging, or other forms of pest control are conducted on Port Everglades facilities, such activities must comply with all applicable federal, state, and local laws. Companies wishing to provide such services must apply in writing to the Broward Sheriff's Office, Department of Fire Rescue and Emergency Services, Fire Marshal's Office at Port Everglades for permission to perform pest control. In addition, approved companies must provide, not less than four (4) hours before the commencement of such activities, written notice to the Broward Sheriff's Office, Department of Fire Rescue and Emergency Services, Fire Marshal's Office at Port Everglades. The Port Everglades Department does not provide fumigation service for cargo or containers.

PORT EVERGLADES TARIFF NO. 12

Item No. 1036−Sanitary Wastewater Removal and Disposal from Vessels.

Issue No. 18

Effective Date: October 1, 2022

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 $0.0409 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 at Port Everglades into the sanitary sewer system of Port Everglades for an additional fee of $0.0731 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's, Seaport Engineering and Construction Division. Such sample will 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; the franchisee must 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 costs are payable by the franchisee

to the Port Everglades Department in addition to the 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 will, 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 must pay any fine(s) imposed by the City of Fort Lauderdale and will also be fined by Broward County in an amount of $0.146 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 must be submitted by the franchisee to the Port Everglades Finance Division within five (5) Business Days after the end of the month and must 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.

PORT EVERGLADES TARIFF NO. 12

Item No. 1039−Operation of Petroleum Bulk Pipelines.

Issue No. 6

Effective Date: October 1, 2026

I. Installation, Operation, & Maintenance

Facility Operators will install, operate, and maintain bulk product piping located on County-owned land within Port Everglades in accordance with Chapter 62-762, F.A.C., and other state and federal regulations as applicable. Additionally, Facility Operators are required to conform to and abide by written rules, regulations and policies as may be adopted and imposed by Broward County with reference to installing, maintaining, operating, repairing, replacing, abandoning, or removing bulk petroleum product pipelines located on County owned land within Port Everglades. Broward County agrees that such rules, regulations, and policies will operate in a uniform way with respect to all entities engaged at Port Everglades in the same or similar class of business and handling the same commodities, products, or materials.

If requested, Facility Operators must provide the Port Everglades Department with copies of maintenance, testing, and inspection records for bulk product piping located on County-owned land within Port Everglades.

Facility Operators must comply with all applicable federal, state, and local statutes and administrative rules and must follow industry standards to establish written criteria or standards for personnel who operate, maintain, or repair bulk product piping to ensure an adequate level of competence. Said criteria or standards must be furnished to the Port Everglades Department upon request.

Facility Operators must establish a drug-free workplace for all personnel employed by the Facility Operators that operate, maintain, or repair bulk product pipelines at Port Everglades.

Item No. 1039−Operation of Petroleum Bulk Pipelines. (Cont.)

II. Cathodic Protection of Underground Bulk Product Piping.

Facility Operators must demonstrate the adequacy of the corrosion protection of underground bulk product piping located on County-owned land within Port Everglades by either: (1) providing the Port Everglades Department with quarterly written reports detailing cathodic protection current readings of their equipment; or (2) actively participating in the Port Everglades Corrosion Coordinating Committee, which the Port Everglades Department monitors regularly and which provides the Port Everglades Department with an annual Cathodic Protection Survey.

To facilitate effective cathodic protection of underground bulk product piping on County-owned land within Port Everglades and ensure compatibility of the cathodic protection systems, as applied to numerous pipelines, in close proximity but owned by different Facility Operators, the Port Everglades Department supports and provides access for the activities of and associated cathodic protection equipment and facilities of the Port Everglades Corrosion Coordinating Committee subject to written rules, regulations, guidelines and policies as may be imposed by the Port Everglades Chief Executive Officer with reference to cathodic protection systems on County-owned land within Port Everglades.

III. Incident and/or Discharge Notification

Facility Operators must provide the Port Everglades Department and the Broward Sheriff's Office, Department of Fire Rescue and Emergency Services, Fire Marshal's Office with immediate notification of all failures or incidents involving suspected failures of bulk petroleum piping located on County-owned land within Port Everglades followed by copies of the Incident Notification Form and/or Discharge Report Form concurrent with the state-required filing. Facility Operators must provide the Port Everglades Department with copies of all follow-up correspondence with state and County environmental officials regarding reported failures or incidents and any resulting discharge.

Item No. 1039−Operation of Petroleum Bulk Pipelines. (Cont.)

In the event that a structural failure of bulk product piping occurs on County-owned land within Port Everglades, the affected pipeline will immediately be taken out of service. The Facility Operator must conduct a timely initial environmental assessment of the potentially affected area to establish the environmental impact to soils and groundwater. The proposed scope and schedule of work for the initial environmental assessment must be approved in writing by the Port Everglades Department before the Port Everglades Department will consider allowing the affected pipeline to be put back in service. The Facility Operator, in addition to the standard requirements in place for hydrostatic testing, will also contract with an independent inspection and testing company to provide an in-depth analysis of the condition of the pipeline utilizing the most current method of inspection acceptable to the Port Everglades Department and Facility Operator. At a minimum, such analysis will include a review of previous API 570 inspection reports, an assessment of the effectiveness of the cathodic protection system, cause of incident/failure, and a repair or replacement plan designed to avoid a reoccurrence.

Information regarding bulk product piping incidents or failures will be analyzed internally by the Port Everglades Department and, if necessary, referred to a consultant for further consideration at the Facility Operator's expense. Any such consultant must be approved by the Facility Operator and Port Everglades Department before being engaged, and the approval of the consultant by either party must not be unreasonably withheld.

The written approval of the Port Everglades Department will be required before the Facility Operator can return the repaired pipeline to active service.

PORT EVERGLADES TARIFF NO. 12

Item No. 1045−Operation of Asphalt Pipelines.

Issue No. 6

Effective Date: October 1, 2026

I. Operation and Maintenance

Facility Operators are required to conform to and abide by written rules, regulations, and policies as may be adopted and imposed by Broward County with reference to the installing, maintaining, operating, repairing, replacing, abandoning, or removing of asphalt piping on County-owned land within Port Everglades. Broward County agrees that such rules, regulations, and policies will operate in a uniform way with respect to all entities engaged at Port Everglades in the same or a similar class of business handling the same commodities, products, or materials.

If requested, Facility Operators must provide the Port Everglades Department with copies of maintenance, testing, and inspection records for asphalt piping located on County-owned property within Port Everglades.

Facility Operators must comply with all applicable federal, state, and local statutes and administrative rules and must follow industry standards to establish written criteria or standards for personnel who operate, maintain, and repair asphalt product piping to ensure an adequate level of competence. Said criteria or standards must be furnished to Port Everglades Department upon request.

Facility Operators must establish a drug-free workplace for all personnel employed by the Facility Operators that operate, maintain, or repair asphalt pipelines at Port Everglades.

II. Cathodic Protection of Underground Asphalt Piping

Corrosion protection must be provided by Facility Operators for below-grade asphalt piping and facilities and operated and maintained in accordance with paragraph 62-762.701(1)(b), F.A.C.

Facility Operators must demonstrate the adequacy of the corrosion protection of underground asphalt piping located on County-owned property within Port Everglades by either: (1) providing the Port Everglades Department with quarterly written reports detailing cathodic protection current readings of their equipment; or (2) actively participating in the Port Everglades Corrosion Coordinating Committee, which the Port Everglades Department monitors regularly and which provides the Port Everglades Department with an annual Cathodic Protection Survey.

Item No. 1045-Operation of Asphalt Pipelines. (Cont.)

To facilitate effective cathodic protection of underground asphalt piping on County-owned land within Port Everglades and ensure compatibility of the cathodic protection systems, as applied to numerous pipelines, in close proximity but owned by different Facility Operators, the Port Everglades Department supports and provides access for the activities of and associated cathodic protection equipment and facilities of the Port Everglades Corrosion Coordinating Committee subject to written rules, regulations, guidelines, and policies as may be imposed by the Port Everglades Chief Executive Officer with reference to cathodic protection systems on County-owned land within Port Everglades.

III. Incident and/or Discharge Notification

Facility Operators must provide the Port Everglades Department and the Broward Sheriff's Office, Department of Fire Rescue and Emergency Services, Fire Marshal's Office with immediate notification of all failures or incidents involving suspected failures of asphalt piping located on County-owned land within Port Everglades.

In the event that a structural failure of asphalt piping on County-owned land within Port Everglades occurs, the affected pipeline will immediately be taken out of service. The Facility Operator, in addition to the standard integrity testing requirements in place, will also contract with an independent inspection and testing company to provide an in-depth analysis of the condition of the pipeline utilizing the most current method of inspection acceptable to the Port Everglades Department and the Facility Operator.

Information regarding asphalt piping incidents or failures will be analyzed internally by the Port Everglades Department and, if necessary, referred to a consultant for further consideration at the Facility Operator's expense. Any such consultant must be approved by the Facility Operator and Port Everglades Department before being engaged, and the approval of the consultant by either party must not be unreasonably withheld.

The written approval of the Port Everglades Department will be required before the Facility Operator can return the repaired pipeline to active service.

PORT EVERGLADES TARIFF NO. 12

Item No. 1048−Conditions Governing Identification, Retirement, and Removal of Asphalt and Petroleum Bulk Product Piping.

Issue No. 5

Effective Date: October 1, 2022

When requested by the Port Everglades Department, Facility Operators will, within forty-eight (48) hours of such request, locate and mark any active asphalt or petroleum bulk pipelines located on County-owned land within Port Everglades. Additionally, if requested, Facility Operators will use their best efforts to assist the Port Everglades Department in locating and establishing ownership of abandoned or out-of-service asphalt or petroleum bulk product piping located on County land within Port Everglades formerly connected to, or having previously served, a facility operator's terminal facility.

The Port Everglades Department may require the closure and removal of petroleum bulk product piping located on County-owned land within Port Everglades that is abandoned or continually out of service for a period of three (3) years.

Concurrent with asphalt or petroleum bulk product piping removal, the Port Everglades Department, at its sole discretion, may allow the abandonment of pipe sections in place using procedures acceptable to the Port Everglades Department and meeting all applicable state and federal regulations. The Facility Operator owning any asphalt or petroleum bulk product piping abandoned in place remains responsible for the retired pipe in the event its future removal is required by the Port Everglades Department.

Facility Operators operating bulk asphalt or petroleum bulk piping on County-owned land within Port Everglades must deliver to the Port Everglades Department a payment bond, or other appropriate method of security, in a form approved by the Port Everglades Department. Such security, if a bond, must be executed by a surety company authorized to transact business in the State of Florida. Security must be in an amount of $100,000.00. Such security must ensure the payment, up to the amount of the security, to Broward County for damages, expenses, costs, and reasonable attorneys' fees sustained by Broward County as a result of the Facility Operator’s failure to remove its pipelines from County-owned land within Port Everglades where a Facility Operator has out-of-service or abandoned pipelines and the Port Everglades Department has requested removal of same.

Item No. 1051−Liquid Petroleum Pipeline and Cargo Hose Testing.

Issue No. 6

Effective Date: October 1, 2024

Testing of asphalt and petroleum bulk pipelines, manifolds, loading arms, cargo hoses, and other related components located on County-owned land within Port Everglades must be performed within twelve (12) months of the previous test date or more frequently if required by an approved alternative procedure in place or upon evidence of a failure, a product release in the general area, or upon request of the Port Everglades Department. Pipeline and hose tests must be made and maintained at no less than the hydrostatic pressure of one and one/half (1-1/2) times the maximum allowable working pressure. The hydrostatic pressure is to be maintained for a two (2) hour period. A schedule for such tests will be prepared by the terminal or equipment owner/operator and submitted to the Broward Sheriff's Office, Department of Fire Rescue and Emergency Services, Fire Marshal's Office at Port Everglades, and each concerned person and/or entity for approval. All testing must be witnessed by the Broward Sheriff's Office, Department of Fire Rescue and Emergency Services, Fire Marshal's Office at Port Everglades. Pressure-recording wheels documenting test may be provided in lieu of witnessed tested if approved by Broward Sheriff's Office, Department of Fire Rescue and Emergency Services, Fire Marshal's Office at Port Everglades. All cargo hoses and piping must be stenciled with the maximum allowable working pressure and date. A certified copy of said test must be kept on file with the responsible terminal and made available to the Port Everglades Department upon request. All hose and pipeline tests must be performed during Recognized Working Hours. Owners, operators, agents, and lessees must comply with the United States Code of Federal Regulations as applicable and standard procedure instructions of the Broward Sheriff's Office, Department of Fire Rescue and Emergency Services, Fire Marshal's Office at Port Everglades. The Pipeline and Cargo Hose Testing Inspection Service Fee is eighty dollars ($80.00) per graph.

Requests for approval of an alternative to the hydrostatic pressure testing of petroleum bulk pipelines will be considered by the Port Everglades Department if the proposed procedures have been previously approved by federal and state agencies having regulatory authority over those pipelines.

PORT EVERGLADES TARIFF NO. 12

Item No. 1054−Firefighting Agents.

Issue No. 4

Effective Date: October 1, 2025

Firefighting liquid foam, nitrogen, and dry chemical powder used from inventory by any one company is to be replaced in inventory on a gallon-for-gallon basis by that company in a timely manner, within fifteen (15) working days, unless written permission for an extension of time from the Fire Chief or the designee of the Broward Sheriff's Office, Department of Fire Rescue and Emergency Services is granted. Foam is to be to the specifications of and stored in a location at Port Everglades as designated by the Broward Sheriff's Office, Department of Fire Rescue and Emergency Services at Port Everglades.

Firefighting agents such as dry chemical powder and liquid foam may, upon request made in writing to the Fire Chief or the designee of the Broward Sheriff's Office, Department of Fire Rescue and Emergency Services at Port Everglades ("BSO Fire Rescue"), be furnished to the requesting party. Said party must replace all firefighting agents with an amount equal to that used and in type, as specified by BSO Fire Rescue to insure compatibility with the other supplies of firefighting agents on hand. The Port Everglades Department will not provide, without the prior approval of BSO Fire Rescue, any transportation nor furnish related labor or equipment to relocate fire extinguishing agents from their storage facility to the borrower's location. Further, notwithstanding any other provision of this Tariff, BSO Fire Rescue may refuse any such request(s) when such refusal is deemed to be in the best interests of the Port Everglades Department. The Port Everglades Department does not, either expressly or impliedly, warrant or otherwise guarantees any product furnished, and expressly disclaims all such warranties and guarantees.

PORT EVERGLADES TARIFF NO. 12

Item No. 1057−Fire Protection Service Fee.

Issue No. 16

Effective Date: October 1, 2026

All liquid petroleum products, alternative fuels, and fuel blending components, including, but not limited to, liquefied petroleum gas, distillate from any natural or synthetic source, alcohols, biodiesel, and biodiesel feedstocks entering storage tanks or vessels located at Port Everglades and transported by maritime shipping will be assessed a Fire Protection Service Fee of $.0352 per Barrel.

PORT EVERGLADES TARIFF NO. 12

Item No. 1060−Hot Work Permits.

Issue No. 9

Effective Date: October 1, 2025

General: Chapter 32, Part IV of the Broward County Administrative Code authorizes the Port Everglades Department to designate areas within the Port Everglades wherein Port Users are required to obtain Hot Work Permits from the Port Everglades Department before conducting Hot Work, as well as the terms and conditions under which such Permits are issued. Hot Work Permits and Notifications required by the Port Everglades Department are administered through the Broward Sheriff's Office, Department of Fire Rescue and Emergency Services, Fire Marshal's Office at Port Everglades acting on the Port Everglades Department's behalf. Hot Work Permits are generally issued only to individuals or entities having an established relationship with Port Everglades, but can be issued to any Port User at the Port Everglades Department's discretion. To obtain a Hot Work Permit or to make a required Notification regarding planned Hot Work, the following information is required: applicant's name and address; relationship with the Port Everglades Department; location, nature, and timing of the proposed work; designated contractor; and contact information for both the applicant and contractor. Applications are available from the Fire Marshal's Office at Port Everglades.

All Hot Work performed within Port Everglades will be conducted in accordance with the currently adopted edition of NFPA 51B, Standards for Fire Prevention During Welding, Cutting, and Other Hot Work, other applicable NFPA Codes, and applicable federal, state, and local regulations. Port Everglades Hot Work Permit and Notification terms and conditions will be consistent with said codes.

Hot Work is defined in NFPA 51B, as work involving burning, welding, or a similar operation that is capable of initiating fires or explosions. NFPA 51B provides a more detailed list of Hot Work processes covered by the Standard.

Hot Work that takes place within the Landside Facilities listed in Section I, below, requires a Port Everglades Department-issued Hot Work Permit. Hot Work being performed on a vessel located within Port Everglades requires Notification to the Port Everglades Department in accordance with Section II, below.

There is normally no charge associated with the issuance of a Hot Work Permit or processing a Hot Work Notification Form; however, if an inspector assigned to review the work plan or to inspect the work site is required to return for unscheduled duty, an after-hours inspection fee will be charged by the Broward Sheriff's Office, Department of Fire Rescue and Emergency Services.

Item No. 1060−Hot Work Permits. (Cont.)

Failure to obtain a required Hot Work Permit or to provide required Notification under this Tariff Item will be dealt with as follows:

First offense – written warning
Second offense – a $500.00 penalty will be assessed
Subsequent offenses – a $1,000.00 penalty will be assessed

Failure to follow hotwork permit guidelines is cause for a safety review, which may result in permit revocation.

Information about Port Everglades Hot Work Permit requirements, Hot Work Permit Applications, and Hot Work Notification Forms is available from the Broward Sheriff's Office, Department of Fire Rescue and Emergency Services, Fire Marshal's Office at Port Everglades.

I *Landside Facilities Requiring Permits Prior to Engaging in Hot Work:*

1. Petroleum Operations Areas, defined as petroleum terminals, petroleum transfer areas, and petroleum or natural gas pipeline rights of way located within Port Everglades.

2. Marine Terminal Facilities, defined as piers, docks, and container yards owned by Broward County, including Designated Waterfront Facilities under 33 CFR § 126.13.

Regular Hot Work Permits: Regular, project-based Hot Work Permits from the Port Everglades Department are required for Hot Work taking place anywhere within Petroleum Operations Areas or Marine Terminal Facilities unless the work is performed under the terms and conditions of a valid Annual Hot Work Permit issued by the Port Everglades Department as outlined below. Port Users, or their designees acceptable to the Port, are required to submit a completed Hot Work Permit Application not less than twenty-four (24) hours in advance of the planned start of Hot Work. Forms are available from the Broward Sheriff's Office, Department of Fire Rescue and Emergency Services, Fire Marshal's Office at Port Everglades.

Annual Hot Work Permits: Annual Hot Work Permits are required in Petroleum Operations areas and Marine Terminal Facilities if a Designated Area, as defined in NFPA 51B, is needed by the Facility Operator or if an operator located on private property seeks the Port Everglades Department's acceptance of a corporate Hot Work permit program in accordance with the procedure outlined below.

Item No. 1060−Hot Work Permits. (Cont.)

Owners of Petroleum Operations Areas or Marine Terminal Facilities located on private property within Port Everglades with an established, formal, corporatewide Hot Work permit program may request a review of their internal Hot Work permit procedure as part of the Annual Hot Work Permit application review process. If the established, corporatewide Hot Work permit procedures are found to be in accordance with all applicable codes and regulations and deemed acceptable by the Fire Marshal's Office, the internal Hot Work permit procedure will be recognized by the Port Everglades Department and incorporated by reference in an Annual Hot Work Permit.

Facilities with Port Everglades Department-issued Annual Hot Work Permits recognizing a corporatewide internal Hot Work permit process will be permitted to conduct Hot Work within the privately owned facility in Permit-Required Areas, as defined in NFPA 51B, under an internal permit, provided a completed Hot Work Notification Form is submitted to the Fire Marshal's Office not less than twenty- four (24) hours prior to the planned start of work followed by a copy of the internal permit prior to initiating work, or with lesser notice if approved by the Fire Marshal's Bureau. Based upon a review of the completed Notification Form and the internal permit, the Fire Marshal's Office may require an inspection of the work site and review of the proposed work plan and, if deemed necessary, impose additional requirements before work may proceed.

Facilities holding a current, valid Annual Hot Work Permit with Designated Area(s) to conduct Hot Work are not required to provide Notification to the Port through the Fire Marshal's Office when conducting Hot Work in the Designated Area(s).

II *Vessels at Port Everglades Required to Provide Notification Prior to Engaging in Hot Work:*

Vessels located within Port Everglades planning to engage in Hot Work are required to submit a completed Vessel Hot Work Notification Form not less than twenty-four (24) hours in advance of starting work. Forms are available from the Broward Sheriff's Office, Department of Fire Rescue and Emergency Services, Fire Marshal's Office at Port Everglades. Notification is to be submitted by one of the following: Franchised Steamship Agent, Vessel Representative, or vessel Hot Work contractor. Information is to include: name of vessel; Berth; nature and timing of the proposed work; designated contractor; and contact information for both the applicant and contractor. Based upon a review of the completed Notification Form including the nature and location of the specified Hot Work the Fire Marshal's Office may require an inspection of the work site and review of the proposed work plan and, if deemed necessary, impose additional requirements up to and including requiring application for and issuance of a formal Hot Work Permit prior to allowing work to proceed.

PORT EVERGLADES TARIFF NO. 12

Item No. 1066−Security Fees.

Issue No. 8

Effective Date: October 1, 2025

To fulfill its responsibilities for security, including, but not limited, to those mandated by the Maritime Transportation Security Act of 2002, United States Coast Guard Regulation 33 CFR §105, United States Coast Guard Regulation 33 CFR §165.760, Florida Department of Law Enforcement, and Florida Statutes, Broward County will assess against and collect from all Port Users a port security fee as set forth herein. Security fees are in addition to all other charges and fees due under this Tariff.

Vessels (per 24-hour period or portion thereof)

- Cargo Vessels (other than pure car carriers)..... $.0162 per GRT
- Pure Car Carriers.....$.0121 per GRT
- Lay-In Vessels (other than Navy, Coast Guard, and U.S Government Research Vessels)..... $.0162 per GRT or $.291 per lineal foot (whichever is greater)
- Lay-In Vessels – Navy, Coast Guard, and U.S. Research Vessels.....……. $.0130 per GRT or $.236 per lineal foot
- Yachts (less than 6 hours on Berth)
  - Up to 100 lineal feet..... $ 8.90
  - 101 to 200 lineal feet..... $17.35
  - 201 to 300 lineal feet..... $26.26
  - 301 to 400 lineal feet..... $32.08

Item No. 1066−Security Fees. (Cont.)

Cargo

- Break Bulk Cargo…… $.178 per ton
- Dry Bulk Cargo…… $.036 per ton
- Liquid Bulk Cargo……$.0052 per barrel
- Containers/Trailers……..$2.31 per full or empty container/trailer
- Vehicles…….$1.78 per unit

Additional Security Services

If the Port User fails to implement proper security protocols as required by an approved facility security plan (33 CFR §105.105) vessel/vessel security plan (33 CFR § 104.105), and/or the current MARSEC Level (33 CFR § 101.405), Port Everglades Department has the right to provide security staffing at a level deemed necessary to secure the Berth terminal or facility.

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

- Port Contract Security Officer…… $ 46.44 per hour
- Sworn Law Enforcement……. $119.60 per hour

Broward County has all the rights and remedies provided in this Tariff for failure to pay amounts due Broward County in the event any user fails to timely pay the Security Fee set forth herein and, in addition, Broward County may: (1) require from said user a deposit estimated to cover such fees in advance of using Port Everglades premises, services, or facilities; and/or (2) deny service to said user until such deposit is made and/or all prior amounts due are paid.

PORT EVERGLADES TARIFF NO. 12

Item No. 1069−Cruise Terminal Security.

Issue No. 5

Effective Date: October 1, 2025

Cruise lines shall reimburse the Port Everglades Department for the cost of providing sworn Broward Sheriff's Office Deputies inside cruise terminals as required and identified by the United States Coast Guard, as well as by any other relevant local, state, or federal law. Additionally, cruise lines shall reimburse the Port Everglades Department the cost of additional sworn law enforcement personnel assigned to meet specific security plan requirements at MARSEC 1, or higher.

Port Users requesting the use of a terminal without a ship at Berth are responsible for providing security for the terminal at its sole cost and must coordinate in advance with the Port Everglades Department concerning the appropriate security staffing levels.

Prior to staffing the terminal, regardless of whether there is a ship at Berth, Port Users and a Broward County employee will inspect the terminal for any issues or deficiencies and note same on the Broward County “Terminal Checklist.” After use of the terminal, Port Users and a Broward County employee shall perform closing inspection, noting any deficiencies on the Broward County “Terminal Checklist” and shall ensure that the building is secured.

Failure by a Port User to secure the building upon completion of work will result in the imposition of a use penalty to the Port User in the amount of two thousand five hundred dollars ($2,500.00) for each occurrence.

PORT EVERGLADES TARIFF NO. 12

Item No. 1072−Petroleum & Liquefied Petroleum Gas Terminal Facilities.

Issue No. 6

Effective Date: October 1, 2026

I. *Design, Installation, Operation, Testing, and Maintenance*

Facility Operators will design, install, operate, test, and maintain Petroleum Terminal Facilities located within Port Everglades in accordance with Chapter 62-762, F.A.C., and other county, state, and federal regulations as applicable.

The most current editions of the Florida Fire Prevention Code (FFPC) and its applicable adopted National Fire Protection Association Standards, including, but not limited to NFPA 30 "Flammable and Combustible Liquids Code," NFPA 58 "Liquefied Petroleum Gas Code," NFPA 72 "National Fire Alarm Code," and the additional requirements as set forth in Section [II] below, will apply to the design, installation, operation, testing, and maintenance of Petroleum, Liquefied Petroleum Gas (LPG), Liquefied Natural Gas (LNG), and Compressed Natural Gas (CNG) Terminal Facilities located within Port Everglades.

II. *Additional Fire Prevention and Response-Related Requirements for Port Everglades Petroleum, LPG, LNG, and CNG Terminal Facilities.*

Semifixed Foam Extinguishing Systems:

Semifixed foam extinguishing systems are required for all Terminal Storage tanks in which Class I or Class II liquids are stored at atmospheric pressure (excluding tanks containing cryogenic liquids and tanks covered by NFPA 30A, Code for Motor Fuel Dispensing Facilities and Repair Garages). The requirement for a semifixed foam extinguishing system does not apply to storage tanks with a working capacity of less than 5,000 barrels (210,000 gallons), unless required by local, state, or federal law or regulations.

a. Firefighting foam systems must be designed to operate with one percent (1%) or three percent (3%) alcohol-resistant firefighting foam or an alternative foam type approved by the Broward Sheriff’s Office Department of Fire Rescue and Emergency Services, Fire Marshal’s Office.

Item No. 1072−Petroleum & Liquefied Petroleum Gas Terminal Facilities. (Cont.)

b. Firefighting foam system design must not exceed the capabilities of the Broward Sheriff's Office, Department of Fire Rescue and Emergency Services fire apparatus, hose lines, appliances, equipment, or the water supply capabilities within Port Everglades.

c. The maximum allowable pressure demand for all water-based fire suppression systems must not exceed 150psi at the fire truck through the fire department connection. The design pressure at the fire department connection should stay between 80-120psi.

d. Fire department connection locations will be determined by the Broward Sheriff's Office Department of Fire Rescue and Emergency Services, Fire Marshal's Office.

Fire Department Connections (FDC):

a. Fire department connections shall be UL Listed.

b. Fire department connections for semifixed foam suppression systems must be 5" storz type connections with a check valve and drain to facilitate drain down after operations are complete.

c. Fire department connections for foam deluge systems must be standard fire department Siamese-type connections consisting of two (2) 2 ½" diameter female hose connections (N.S.T.) mounted to a disconnectable 5" storz connection. This connection arrangement allows for connection using 2 ½" standard couplings or 5" storz couplings.

d. The maximum allowable pressure demand for all water-based fire suppression systems must not exceed 150psi at the fire truck through the fire department connection. The design pressure at the fire department connection should stay between 80-120psi.

e. Fire department connection locations will be determined by the Broward Sheriff's Office Department of Fire Rescue and Emergency Services, Fire Marshal's Office.

f. Fire department connection signage must be provided at every fire department connection.

g. Fire department connections for foam deluge systems must include signage identifying which load rack or structure they protect. The letters must be a minimum of 2” in height. The sign must have a red background with white lettering. The sign must be mounted directly above or adjacent to the fire department connection.

h. Fire department connection signage for semifixed foam suppression systems on petroleum storage tanks must meet the following requirements:

i. Tank Number in letters a minimum of 1” in height. The remainder of lines must be a minimum of ¾” in height. The sign must have a red background with white lettering. The sign must be mounted directly above or adjacent to the connection point.

ii. Under the tank number, the following information must be provided in this order: System Demand, Foam Required, Design Density, Minimum Discharge Time, Type of Protection (full surface or rim), Product, Tank Diameter, Tank Height, Roof type. (See design example provided below.)

TANK 115

SYSTEM DEMAND = 791 GPM @ 77 PSI
FOAM REQUIRED = 1306 GALLONS
DESIGN DENSITY = 0.1 GPM/SQ.FT.
MINIMUM DISCHARGE TIME = 55 MIN
FULL SURFACE PROTECTION

PRODUCT = ETHANOL
TANK DIAMETER = 100 FT
TANK HEIGHT = 40 FT
GEO-DOME ROOF W/ PONTOON FLOATER

iii. In addition to the required signage, the tank number must be painted directly on the fire department connection piping adjacent to the connection point in minimum 2” letters in a contrasting color easily visible when standing at the fire department connection.

Truck or Railcar Loading Rack Fire Protection:

Truck or railcar loading rack fire suppression is required where Class I, Class II, or Class III liquids are handled. The fire suppression system extinguishing solution and/or method must be approved by the Broward Sheriff’s Office Department of Fire Rescue and Emergency Services, Fire Marshal’s Office. The fire suppression system must be fully functional and compliant with Applicable Law during any ignitable liquid handling or transfers. Temporary alternatives during suppression system maintenance must be approved in advance by the Broward Sheriff’s Office Department of Fire Resue and Emergency Services, Fire Marshal’s Office. For the purpose of this tariff item, a “loading rack” is any system for receiving product from, or dispensing product to a truck, trailer, railcar, or other container.

Fire Protection for Exposure Control and Cooling:

a. Bulk petroleum terminal facilities handling liquefied petroleum gas, liquefied natural gas, or compressed natural gas in bulk must provide a water deluge or monitor fire protection system capable of reaching every storage tank with a volume of water sufficient to affect the required cooling of the tanks exposed to fire. The system must be capable of operating at its design capacity using a municipal water supply or supplemental water source without the intervention of the responding fire department.

b. Bulk liquid petroleum terminals handling flammable or combustible liquid products at atmospheric pressure in bulk must provide a water deluge or monitor fire protection system capable of reaching every storage tank with a volume of water sufficient to affect the required cooling of tanks or related gas handling apparatus on fire or exposed to fire. This required system may be a dry pipe system that is supplied by responding fire department apparatus. The design of this system must be approved by the Broward Sheriff’s Office Department of Fire Rescue and Emergency Services, Fire Marshal’s Office.

Item No. 1072−Petroleum & liquefied petroleum gas terminal facilities. (Cont.)

Bulk Liquid or Gaseous Petroleum Terminal Requirement:

Bulk petroleum terminal facilities handling liquefied petroleum gas, liquefied natural gas, or compressed natural gas must have facility-wide leak detection. The leak detection system must automatically alert on-site personnel, notify the fire department, and immediately stop all product transfers. The design of this system must be approved by the Broward Sheriff's Office Department of Fire and Rescue and Emergency Services, Fire Marshal's Office.

General Petroleum Terminal Containment Design Requirement:

Structures providing containment of bulk petroleum products must be concrete. Earthen dikes are not allowed for new facilities or for existing dikes requiring substantial improvements.

Crude Oil Storage Containment Design Requirement:

Structures providing containment for crude oil storage tanks must be provided with a flareback section at the top of the structures to turn back a boil-over wave.

Fire Suppression Systems Emergency Notification:

All fire alarms, fire suppression and extinguishing systems, and leak detection systems must be monitored by an approved fire alarm monitoring company and provide immediate notification of fire alarm/detection/fire suppression system activation to emergency forces. Such monitoring arrangements must be in compliance with the Florida Fire Prevention Code, including NFPA 72, and meet the approval of the Broward Sheriff's Office, Department of Fire Rescue and Emergency Services, Fire Marshal's Office.

Retroactivity:

The Port Everglades Department will permit the continued use of petroleum and liquefied petroleum gas terminal facilities or equipment erected or installed in accordance with the regulations and codes in force at the time of construction or installation. Any substantial changes, alterations, additions, or modifications to facilities must be in accordance with the requirements of this Tariff Item.

Item No. 1072−Petroleum & liquefied petroleum gas terminal facilities. (Cont.)

Modification:

The Port Everglades Department in consultation with the Broward Sheriff's Office, Department of Fire Rescue and Emergency Services, Fire Marshal's Office, and applicable municipality, has the power to grant an exemption to this Item. Such exemption may only be granted upon written request and if such request demonstrates that: (1) enforcement of the requirements of this Item will cause unnecessary hardship to the petitioner; (2) such exemption is not contrary to local, state, or federal laws or regulations; and (3) such exemption will not create a material hazard to life, property, or the environment.

Equivalency:

Nothing in this Tariff Item is intended to prevent the use of systems, methods, or devices of equivalent or superior quality, strength, fire resistance, effectiveness, durability, and safety over those prescribed by the requirements of this Item. Any equivalency must be approved by the Broward Sheriff's Office Department of Fire Rescue and Emergency Services, Fire Marshal's Office.

III. *Permits for Construction and Repairs*

Issuance of building permits for new construction, repairs, or alterations to petroleum terminal facilities occurring within Port Everglades or within overlapping municipal boundaries are subject to the requirements of the applicable municipality.

IV. *Annual Inspections of Petroleum Terminal Facilities*

The Broward Sheriff's Office, Department of Fire Rescue and Emergency Services, Fire Marshal's Office, representing the Port Everglades Department, will conduct annual inspections of petroleum terminal facilities including buildings and structures therein and any other facility that has the potential for creating a severe petroleum-based fire within Port Everglades.

V. *Return to Service*

Any petroleum load rack, storage tank, piping system, or other similar equipment that has been out of service for a period of five (5) or more years must be approved by the Broward Sheriff's Office, Department of Fire Rescue and Emergency Services, Fire Marshal's Office, prior to returning to service.

PORT EVERGLADES TARIFF NO. 12

Item No. 1075−Confined Space Entry Notification.

Issue No. 3

Effective Date: October 1, 2023

Employers within Port Everglades planning Confined Space entry under a Permit-Required Confined Space Program, as defined in Occupational Safety & Health Administration (OSHA) Standard Number 1910.146, which relies on the Broward Sheriff's Office, Department of Fire Rescue and Emergency Services (BSO Fire Rescue) as an off-site rescue provider in order to comply with OSHA Standard 1910.146(d)(9), will provide notification to the Broward Sheriff's Office Department of Fire Rescue and Emergency Services, Fire Marshal's Office at Port Everglades not less than twenty four (24) hours prior to initiating entry or with lesser notice if approved by the Fire Marshal's Office. The employer will provide follow-up confirmation to BSO Fire Rescue when the operation is concluded.

PORT EVERGLADES TARIFF NO. 12

Item No. 1100−Harbormaster Fees.

Issue No. 21

Effective Date: October 1, 2026

Harbormaster fees are charged against each vessel as follows:

0-10,000 Gross Registered Tons (GRT)…… $453.10 per call

10,001 GRT and over …….. $573.60 per call

Cruise ship making daily cruises…….. $159.15 per day

Item No. 1105−Linehandler Fees.

Issue No. 21

Effective Date: October 1, 2026

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

0-9,000 Gross Registered Tons (GRT)……	$ 521.15
9,001-25,000 GRT……	$ 783.40
25,001 GRT and over……..	$1,029.30
Cruise ship making daily cruises……	$ 478.55

PORT EVERGLADES TARIFF NO. 12

Item No. 1110−Labor and Equipment Fees.

Issue No. 21

Effective Date: October 1, 2026

Labor, equipment, and supplies are furnished by the Port Everglades Department only upon request made to the Port Everglades Department's, Facilities Maintenance Division. Upon approval of such request, rates for labor, equipment, and supplies are as follows:

	During Recognized Working Hours	Outside of Recognized Working Hours
Labor-Per Hour:		
• Supervisors	$117.95	$176.90
• All other classifications	$103.05	$154.80

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

Equipment-Per Hour:	During Recognized Working Hours	Outside of Recognized Working Hours
• Backhoe	$164.03	$215.60
• Forklift (diesel)	$160.30	$212.10
• Forklift (electric)	$ 46.25	$ 46.25
• Street Sweeper	$303.70	$355.45
• Light Plant	$151.00	$202.60
• Portable Generator	$151.00	$202.60

Equipment is provided subject to availability and must be requested not less than twenty-four (24) hours in advance.

Electric forklifts are provided for use within the interior spaces of cruise passenger terminals only. They are not to be driven outside of the cruise terminal buildings. Electric forklifts are furnished without operators.

All equipment, with the exception of electric forklifts, is furnished with an operator. Rental rates, with the exception of electric forklifts, are inclusive of a fifteen percent (15%) administrative charge.

All equipment is subject to a four (4) hour billing minimum.

PORT EVERGLADES TARIFF NO. 12

Item No. 1115−Potable Water, Hose Rental, and Hook-up Fees.

Issue No. 21

Effective Date: October 1, 2026

Rates for potable water delivered to vessels via underground pipelines available at Berths 1-33 are as follows:

Potable Water……$ 3.80 per ton

Hook-up Fees:
Monday-Sunday; 6:00 a.m.−5:00 p.m. …$ 92.10 per vessel per hour
Monday-Sunday; 5:00 p.m.−6:00 a.m. …$141.65 per vessel per hour

The start time of the hook-up operation will determine the fee category that applies. Hook-ups from 5:00 p.m.-6:00 a.m. are subject to a four (4) hour billing minimum at the hourly rate listed.

If a vessel elects to use its own hoses to load potable water, the hoses must be clean and free of defects and leaks. Vessels loading potable water from Port Everglades must comply with the Port Everglades Department's procedures, available by contacting the Harbormaster's Office. Port Everglades Department-furnished hoses are billed at the rate of fifteen dollars and ninety-six cents ($15.96) per fifty (50) foot length of hose.

PORT EVERGLADES TARIFF NO. 12

Item No. 1120−Surcharges for Use of Facilities.

Issue No. 21

Effective Date: October 1, 2026

Cruise terminals

Use of cruise terminals by Port Users during hours other than Recognized Working Hours will be charged at a surcharge rate of one hundred ten dollars and seventy cents ($110.70) per hour, or any portion thereof. The Port Everglades Department will invoice the Port User requesting the service. The charge applicable to cruise vessels providing daily cruise service is thirty-one dollars and seventy cents ($31.70) per hour. All such use is subject to a four (4) hour billing minimum and approval by the Port Everglades Chief Executive Officer.

Requests to have cruise terminals available during times other than Recognized Working Hours must be at least four (4) hours before the time needed.

Each Port User will be charged twenty-nine dollars and eighty cents ($29.80) per hour, or any portion thereof, for electricity service for using a transit shed or cruise terminal between 5:00 p.m. and 8:00 a.m. During Daylight Savings Time, the surcharge rate applies between 6:00 p.m. and 7:00 a.m.

Port Users may request to access and use portions of cruise terminals while ships are berthed or not berthed at Port Everglades for uses not addressed in the applicable Berth Agreement. In addition to the charges per Tariff Item Nos. 1110, 1120, and 1125, Port Users will be charged a prorated amount for the area reserved in the cruise terminal. The daily rate is based on an annual rate of sixteen dollars and fifty cents ($16.50) per square foot.

Administration Building Auditorium and Conference Room 301

The Port Everglades Administration Building Auditorium and Conference Room 301 may be reserved by Port tenants free of charge during Recognized Working Hours. Port tenants using either room outside of Recognized Working Hours will be charged a rate of eighty-two dollars and fifty cents ($82.50) per hour, or portion thereof. Other Port Users may reserve either room at a rate of eighty-two dollars and fifty cents ($82.50) per hour, or portion thereof. There is no minimum use period, and billing will be based upon the actual time used. Users of the room are responsible for cleaning the room after each use by 7:00 a.m. the following day.

Item No. 1120−Surcharges for Use of Facilities. (Cont.)

If special requirements for audiovisual or other specialty items are requested, those will be charged over and above these rates as determined by Port staff. Should the services of a Port staff person be needed during the use of the facility, charges will be in accordance with Tariff Item No. 1110. Port Users or tenants must make room reservations through the Business Development Division by calling (954)468-0170.

PORT EVERGLADES TARIFF NO. 12

Item No. 1125−Electric Service Fee.

Issue No. 20

Effective Date: October 1, 2026

Electricity furnished by the Port Everglades Department to a Port User for the operation of its conveyors or other equipment will be charged at the rate of thirty-one dollars and sixty cents ($31.60) per hour.

PORT EVERGLADES TARIFF NO. 12

Item No. 1135−Parking Fees.

Issue No. 8

Effective Date: October 1, 2026

The Port Everglades Department has designated areas and facilities for parking vehicles of passengers embarking and debarking cruise ships at Port Everglades, for patrons of the Convention Center, and for and for the general public. Parking fees per vehicle are detailed below. Parking for vehicles of cruise passengers is permitted from the date of embarkation through one (1) week after the final debarkation date identified on the cruise passenger's ticket, provided the applicable parking charges are paid or the vehicle otherwise qualifies for free parking under this Item.

Within the parking garages and surface parking lots, the charges are as follows:

Length of Stay	Parking Charge
Up to 1 hour or portion thereof	$ 5.00
More than 1 hour, and up to 5 hours	$10.00
More than 5 hours, and up to 6 hours	$13.00
More than 6 hours, and up to 7 hours	$14.00
More than 7 hours, and up to 9 hours	$18.00
More than 9 hours, and up to 11 hours	$20.00
More than 11 hours, and up to 12 hours	$23.00
Over 12 hours & Maximum Daily Rate	$25.00

For special events, such as heavily attended graduations and large conferences where most vehicles will arrive or depart the parking facility at approximately the same time, daily flat-fee parking rates will be charged in place of the hourly parking rates above. In consultation with the Convention Center staff, the Port Everglades Chief Executive Officer will determine the events and locations to which the flat-fee parking rates will apply. For events for which the Convention Center charges a flat-fee parking rate exceeding the rates listed below, the Port Everglades Chief Executive Officer or designee may increase the flat-fee parking rates up to the amount of the Convention Center's flat-fee parking rate.

Item No. 1135−Parking Fees. (Cont.)

Flat-fee parking rates:

- For events expected to take up to five hours……..$12.00
- For events expected to take more than five hours…….$20.00

The above rates apply to those vehicles that can be accommodated within a standard-sized width, length, and height parking space.

Within the parking garages and surface parking lots, the charge for oversized vehicles that exceed the standard-sized width or height of a parking space is eighteen dollars ($18.00) for the first five (5) hours, or portion thereof, and thirty dollars ($30.00) for up to twenty-four (24) hours, per entry.

Vehicles over twenty (20) feet in length cannot be accommodated within the parking garages or surface parking lots.

Persons operating vehicles that display a "DV" license plate issued under Section 320.084, Florida Statutes, or a Florida Toll Exemption permit, or vehicles that are equipped with specialized equipment, such as foot or hand controls, lifts, or ramps, for utilization by a person who has a disability will be provided free parking.

All parking fees include sales taxes.

PORT EVERGLADES TARIFF NO. 12

Item No. 1140−Grid Yard Areas.

Issue No. 22

Effective Date: October 1, 2026

Upon written application made to the Port Everglades Department's, Business Development Division, and subject to availability, a Grid yard area (Grid) may be assigned, at the Port Department's sole discretion to a franchised stevedore, franchised cargo handler, or Port tenant to marshal and process containers, trailers, chassis, and related container equipment, as well as boats, Heavy Lifts, and rolling stock, including, but not limited to, bulldozers, graders, trucks, buses, tractors, and automobiles, or such other uses determined acceptable by the Port Everglades Department. The Port Everglades Department reserves the right to limit or restrict the available uses of a Grid as determined, in its sole discretion, to be in the best interest of Broward County. Grids are assigned for either consecutive ten (10) day periods or on a month-to-month basis, as determined by the Port Everglades Department in its sole discretion, for a maximum term not to exceed one (1) calendar year, subject to early termination as outlined in this Tariff.

The Port Everglades Department will bill Grid use charges to the Grid user on the first day of the Grid Period and on the first day of each applicable billing period thereafter. Although Grids vary in size, Grid users will be charged at the rate of two thousand two hundred thirty-nine dollars and eighty cents ($2,239.80) per acre assigned for each ten (10) day assignment period or any portion thereof, or six thousand seven hundred nineteen dollars and thirty-eight cents ($6,719.38) per acre for each monthly assignment period or any portion thereof. For Grids served by yard lighting, an additional charge of one hundred two dollars and ninety-five cents ($102.95) per acre for each ten (10) day assignment period or any portion thereof, or three hundred eight dollars and ninety cents ($308.90) per acre for each monthly assignment period or any portion thereof, will be assessed. All other electric services consumed by the Grid user will be charged based on applicable electric meter readings or, in the absence of a dedicated electric meter, by daily proration of the closest master electric meter to the assigned Grid.

Item No. 1140−Grid Yard Areas. (Cont.)

Renewal of a Grid assignment must be initiated by written application to the Port Everglades Department's Business Development Division not less than two (2) calendar days before the expiration date of the current Grid assignment period. Ten (10) day Grid assignments commence on the 1st, 11th, and 21st day of each month, and monthly Grid assignment periods commence on the first day of each calendar month. The Port Everglades Department retains the discretion to grant or deny any such renewals.

The Port Everglades Department's Business Development Division reserves the right to cancel a Grid assignment for its convenience and without cause upon forty-eight (48) hours' prior written notice to the Grid user. The Port Everglades Department may immediately terminate a Grid assignment if the Port Everglades Department's Chief Executive Officer determines that the Grid user's occupancy or use of a Grid violates any Tariff provision or Applicable Law. Grid users in holdover status will be charged a holdover fee equal to twice the billed Grid rate.

No improvements or alterations are to be made to a Grid without the prior written approval of the Port Everglades Department's Business Development Division, which approval may be granted or withheld at the Port Everglades Department's Business Development Division's sole discretion. To request approval for improvements or alterations, the Grid user must submit its proposed plans and specifications to the Port Everglades Department's Business Development Division for review. Once reviewed and if approved by the Port Everglades Department's Business Development Division, it is the responsibility of the Grid user to obtain all required permits from all applicable permitting agencies and all other required governmental approvals, and submit copies of the issued permits and approvals to the Port Everglades Department's Business Development Division before the commencement of any alterations or improvements. Unless otherwise greed by the Port Everglades Department, the Grid user must remove all Grid alterations and improvements made by the Grid user and restore the Grid to the condition it was in before the alteration or improvement, at the Grid user's sole expense, before the termination or expiration date of the Grid assignment, or the user will be deemed to be in holdover.

Applications, renewals, and a listing of all Grids showing location, size, and cost are available from the Business Development Division.

PORT EVERGLADES TARIFF NO. 12

Item No. 1200-Definitions.

Issue No. 6

Effective Date: October 1, 2026

AGGREGATE:

Any of several hard, inert materials that, among other things, are used for mixing in various size fragments with a cementing material to form concrete, mortar, or plaster. Includes, but is not limited to, crushed rock and sand.

APPLICABLE LAW:

All applicable laws, codes, advisory circulars, rules, regulations, and ordinances of any federal, state, county, municipal, or other governmental entity, as amended.

BARREL (PETROLEUM):

The net measure of 42 U.S. Gallons at 60 degrees Fahrenheit.

BERTH:

The place assigned to a vessel in Port when lying alongside a pier or dock where the vessel may load and discharge cargo or embark and debark cruise passengers or otherwise lay-in.

BOARD OF COUNTY COMMISSIONERS:

The governing body of Broward County and the Port Everglades Department issues, amends, interprets, and enforces the terms and conditions of this Tariff.

BUSINESS DAYS:

Monday through Friday of each week, exclusive of holidays, between the hours of 8:00 a.m. and 5:00 p.m.

COMMON USE AREA:

Open yard area or transit shed space that is not leased or assigned as a Grid. Subject to the terms of this Tariff for storage and Wharf Demurrage charges.

Item No. 1200-Definitions. (Cont.)

CONFINED SPACE:

Any space that is large enough and so configured that a person could bodily enter and perform assigned work. The space must have limited or restricted means for entry or exit and must not be designated for continuous employee occupancy.

A permit - required Confined Space is defined as a Confined Space that has one (1) or more of four characteristics:

It contains or could contain a hazardous atmosphere;

It contains a material that has the potential to engulf an entrant;

It has an internal configuration such that an entrant could be trapped or asphyxiated; or

It contains any other recognized serious safety or health hazard.

DOCKAGE:

The charge, calculated in accordance with the Dockage charges named in this Tariff, assessed against a vessel for berthing at or making fast to a Broward County Wharf, pier, dock, bulkhead structure, mooring dolphin, or for mooring to another vessel so berthed (nested).

FACILITY OPERATOR:

The entity operating a petroleum terminal and liquid bulk petroleum pipelines within Port Everglades.

FRANCHISED STEAMSHIP AGENT:

The entity that represents the interests of a vessel calling at Port Everglades and that has been franchised by Broward County.

FREE TIME:

The specified period during which cargo may occupy space assigned to it on terminal property free of Wharf Demurrage or Terminal Storage charges immediately prior to the loading or subsequent to the discharge of such cargo on or off the vessel.

Item No. 1200-Definitions. (Cont.)

GRID:

Open yard area assigned for ten (10) day periods to qualified Port Users and tenants for the marshaling of cargo.

HAZARDOUS MATERIALS:

All Class 1 explosives and all materials defined as “Certain Dangerous Cargoes” in US Coast Guard regulations in 33 CFR § 160 or as “cargo of particular hazard” in 33 CFR § 126.

HAZARDOUS WASTE:

All materials defined as “Hazardous Waste” under the Resource Conservation and Recovery Act (42 U.S.C. 6901, et Seq.) and Environmental Protection Agency regulations in 40 CFR § 261.

HEAVY LIFT:

A piece of cargo, the weight of which requires special equipment and gear to lift.

HOT WORK:

Any activity involving riveting, welding, burning, the use of powder-actuating tools, or similar fire-producing operations. Grinding, drilling, abrasive blasting, or similar spark- producing operations are also considered Hot Work except when such operations are isolated physically from any atmosphere containing more than ten percent (10%) of the lower explosive limit of a flammable or combustible substance.

LAY-IN:

Lying alongside a pier or dock without loading and/or discharging cargo or embarking/debarking cruise passengers.

PORT EVERGLADES:

The geographic location, including all facilities and waterways, of the “Port Jurisdictional Area” as defined in Chapter 99-475, Laws of Florida, except the Broward County Convention Center.

Item No. 1200-Definitions. (Cont.)

PORT USER:

Any person or entity who avails itself of facilities and/or property in Port Everglades, regardless of whether such person or entity has entered into a written contract with Broward County. This term includes, but is not limited to, stevedores, cargo handlers, tenants, Facility Operators, Franchised Steamship Agents, Vessel Representatives, and any of their agents or employees.

RECOGNIZED WORKING HOURS:

Monday through Friday of each week, exclusive of holidays, from 8:00 a.m. to 5:00 p.m.

SEAWORTHY (or SEAWORTHINESS):

The sufficiency of a vessel in materials, construction, equipment, machinery, and crew for the trade or service in which it is employed. Any sort of disrepair in the ship, or failure to properly perform by the crew, is a breach of the warranty of Seaworthiness.

SHIP STORES:

Provisions and supplies for use onboard a vessel by crew and/or cruise passengers at sea or in Port.

SMALL BOAT:

(1) A vessel having a container or trailer capacity of 150 TEU's or less that uses ship's gear or truck cranes for lift on/lift off for loading/discharging or roll on/roll off for loading/discharging; or

(2) A vessel having a container capacity of 300 TEU's or less that uses the Port Everglades Department's container gantry cranes for lift on/lift off for loading/discharging.

TERMINAL STORAGE:

The service of providing transit sheds or other terminal facilities or yards for the in- transit storage of inbound or outbound cargo after the expiration of Free Time.

VESSEL REPRESENTATIVE:

An entity that represents the interests of its own vessels calling at Port Everglades that, in lieu of applying for and being approved by Broward County as a Franchised Steamship Agent, has established its credit, ability to perform, insurance coverages, and trustworthiness to the satisfaction of the Port Everglades Department.

WHARF:

A structure of steel and/or concrete built on the shore extending into deep water, so that vessels may lie alongside. Also called a dock or pier.

WHARFAGE:

The charge assessed against all cargo and cruise passengers (embarking/disembarking/in transit), calculated in accordance with the Wharfage charges set forth in this Tariff, for the passage of the cargo and the cruise passengers (embarking/disembarking/in transit) onto, over, through, or under Wharves or Wharf premises or between vessels or overside vessels (to or from a barge or the water) when berthed at Wharves or Wharf premises or when moored in a slip adjacent to a Wharf or Wharf premise. Wharfage is solely the charge for use of Wharves or Wharf premises and does not include charges for any other service or facility.

WHARF DEMURRAGE:

A charge assessed against cargo remaining in or on terminal facilities after the expiration of Free Time, unless arrangements have been made for storage, or remaining in or on terminal facilities after expiration of an authorized storage period.