

AN ORDINANCE OF THE HAINES BOROUGH AMENDING THE PORT OF HAINES TERMINAL TARIFF NO. 3 TO INCREASE DEMURRAGE, DOCKAGE AND WHARFAGE RATES AND TO ALLOW FOR SPECIAL USE AGREEMENTS AT THE PORT CHILKOOT DOCK LIGHTERING FACILITY.

BE IT ORDAINED BY THE HAINES BOROUGH ASSEMBLY:

Section 1. Classification. This ordinance shall not become a part of the Haines Borough Code.

Section 2. Severability. If any provision of this ordinance or any application thereof to any person or circumstance is held to be invalid, the remainder of this ordinance and the application to other persons or circumstances shall not be affected thereby.

Section 3. Effective Date. This ordinance is effective upon adoption.

Section 4. Purpose. This ordinance amends the Port of Haines Terminal Tariff No. 3 to increase demurrage, dockage, and wharfage rates at dock facilities.

NOTE: **Bolded**/UNDERLINED ITEMS ARE TO BE ADDED
 STRIKETHROUGH ITEMS ARE DELETED

140. RULE 140 WARF DEMURRAGE – PIER STORAGE

This is the charge assessed against cargo which remains on port property after the expiration of the free time allowed. Storage will be assessed at the rate of fifteen ~~(15) cents~~ **\$0.15** per square foot per month for general cargo. All storage subject to availability with location, placement, and arrangements to be at the discretion of the terminal operator.

300. ITEM 300 DOCKAGE RATES (C)

Dockage charges are assessed upon Length-Over-All (LOA) of the vessel. ~~Length-Over-All~~ **LOA** is defined as the linear distance, in feet, from the most forward point at the stem to the aftermost part of the stern of the vessel, measured parallel to the base of the vessel.

~~Length-Over-All~~ **LOA** of the vessel as published in "Lloyds Register of Shipping" will be used and when not published, the Port reserved the right to: (a) obtain the ~~Length-Over-All~~ **LOA** from the vessel's register, or (b) measure the vessel.

Dockage Rates per Foot per 24-Hour Period:

	<u>2011</u>	<u>2012</u>	<u>2013</u>	<u>2014</u>	<u>2015</u>
Dockage	\$2.50	\$2.75	\$3.00	\$3.30	\$3.65

Minimum charge of \$80.00

Vessel LOA	Charge
000/149	0.80
150/199	0.75
200/299	0.95
300/399	1.20
400/499	1.50
500/599	1.90
600/699	2.20
700 and over	2.40

RULE NO. 34 TERMINAL TARIFFS

Item No. 305 Port Chilkoot Dock Lightering Facility Rates

For use of Port Chilkoot Dock lightering float dock, including lightering to transfer passengers to or from larger vessels; to pick up or discharge passengers for local marine tours; moorage of vessels; and moorage of vessels unable to moor in the small boat harbor

Rates per 24 Hour Period:

Lightering or transfer of passenger to or from a larger vessel:

Two hundred fifty (\$250) dollars flat rate per day.

Use of the facility by vessels with a capacity of ten passengers or more to load or unload passengers for tours or charters originating or ending in Haines. This fee shall not apply to vessels mooring at the lightering facility for more than one hour per docking:

Twenty (\$20) dollars

When Use of the facility is for temporary or emergency transient moorage, **or under the terms of a preferential use agreement approved by the Borough Assembly ("PUA")**, standard small boat harbor transient moorage rates shall apply. Such use shall only be in case of an emergency or lack of moorage space in a **the** small boat harbor **or under the terms of a PUA** and shall apply for no more than seventy-two consecutive hours per vessel. Such use shall not interfere with the scheduled use of the dock by the other vessels. Following expiration of the seventy-two hour period, standard dockage rates shall apply.

All other vessels shall pay standard dockage rates.

RULE NO. 34 TERMINAL TARIFFS

Item No. 340 Per-Gallon Flow-Through Rates

For the transport of fluids, including, but not limited to fuel, through pipelines across Borough port and dock facilities in both directions in any one calendar year.

Up to five million gallons	\$ 0.02 per gallon
Five million gallons and over	\$ 0.0175 per gallon

~~These rates shall be subject to a 3% per annum cost of living adjustment based on the CPI.~~
These rates shall be increased 3% annually, effective January 1 of each year.

400. ITEM 400 WARFAGE AND HANDLING (C)

Except as otherwise provided, warfage rates named below are in dollars and cents per ton of 2,000 pounds or 40 cubic feet, as freighted.

Handling charges are by special arrangement with terminal use permit holders.

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	WARFAGE
ITEM 401: Freight, N.O.S	\$2.00
ITEM 402: RESERVED Processed or Unprocessed Fish or Fish Products, including crab, per ton.	\$6.00
ITEM 403: Gravel, N.O.S. ; Pit run Sand or Gravel; Sand; Crushed Aggregate; Processed Stone; or Boulders	\$0.20 per ton
ITEM 404: Explosives and other Hazardous Cargo, Viz.; Powder, gun or blasting; Blasting Caps and Agents; Dynamite; High Explosives; Ammunition other than small arms; and other cargo deemed hazardous by the City of Haines Borough. (See Note 1)	\$8.00

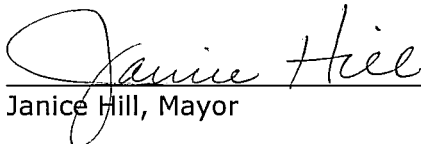
	<u>2011</u>	<u>2012</u>	<u>2013</u>	<u>2014</u>	<u>2015</u>
<u>Item 401: NOS</u>	<u>\$3.50</u>	<u>\$3.85</u>	<u>\$4.25</u>	<u>\$4.65</u>	<u>\$5.15</u>
<u>Item 403: Gravel</u>	<u>\$0.20</u>	<u>\$0.25</u>	<u>\$0.30</u>	<u>\$0.35</u>	<u>\$0.40</u>
<u>Item 404: Explosives/Hazardous Waste</u>	<u>\$8.00</u>	<u>\$8.80</u>	<u>\$9.70</u>	<u>\$10.65</u>	<u>\$11.70</u>

NOTE 1) Material subject to Rule 34.250. Written permission of the City of Haines **Borough** must be obtained prior to any movement of explosives and other hazardous cargo over municipal **Borough** Port facilities.

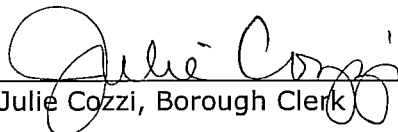
These rates shall be increased, effective January 1 of each year.

ADOPTED BY A DULY CONSTITUTED QUORUM OF THE HAINES BOROUGH ASSEMBLY THIS 26th DAY OF APRIL, 2011.

ATTEST:



Janice Hill, Mayor



Julie Cozzi, Borough Clerk

Date Introduced:	02/08/11
Date of First Public Hearing:	02/22/11
Discussion on Postponed Ordinance	03/08/11 - Referred to Committee
Date of Second Public Hearing:	03/22/11
Date of Third Public Hearing:	04/12/11
Date of Fourth Public Hearing:	04/26/11 - Adopted

