

PORT EVERGLADES TARIFF NO. 12

ITEM: GRID YARD AREAS

ITEM NO: 1140

ISSUE NO: 6

EFFECTIVE DATE: OCTOBER 1, 2011

Upon written application made to the Operations Division and on a space available basis, yard areas will be provided to franchised stevedores, franchised cargo handlers, and tenants on an assignment basis for the purpose of marshaling and processing containers, trailers, chassis, and related container equipment as well as boats, heavy lifts, rolling stock to include but not limited to bulldozers, graders, trucks, buses, tractors, and automobiles in connection with the loading and/or unloading of ocean going vessels or such other use determined by the Port Everglades Chief Executive to be consistent with the mission of Port Everglades. Said areas, designated as grids, will each be assigned for a minimum period of ten (10) days or calendar month at the election of the applicant, subject to early termination as set forth in this Tariff.

Although grids vary in size, assignees will be charged at the rate of \$774.95 per acre assigned for each ten (10) day period or portion thereof or \$2,324.85 per acre per calendar month or portion thereof. For grids served by yard lighting, an additional charge of \$56.65 per acre per ten (10) day assignment period or \$169.95 per acre per calendar month will be assessed. Any other electric consumed by the assignee will be charged for based upon electric meter readings or by proration in the absence of a meter.

Renewal of an assignment shall be initiated by written application to the Operations Division not less than two (2) days before the expiration date of the current assignment period. Subject to early termination as set forth in this Tariff, assignment periods commence on the 1st, 11th, and 21st of each month for ten day assignments and on the first of a calendar month for monthly assignments. No sub-assignments by the assignee are permitted during any assignment period or renewal.

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Notwithstanding an assignment of a grid(s) the Port Everglades Department reserves the right to cancel such assignment upon forty-eight (48) hours written notice to the assignee for any reason whatsoever. An assignment may be immediately terminated if the Port Everglades Chief Executive or designee in his/her sole discretion, determines that the assignee's occupancy or use of a grid is in violation of any provision of this Tariff. Assignees will be responsible for paying double all amounts charged in connection with yard assignments hereunder if there is a failure to vacate in accordance with any termination notice issued under this Item.

No improvements or alternations are to be made to a grid without the prior written approval of the Port. To obtain approval, proposed plans and specifications are to be submitted to the Seaport Engineering & Construction Division. Once reviewed and approved it is the responsibility of the grid user to obtain all required permits from the applicable permitting agencies and all other required approvals and submit copies of the issued permits and approvals to the Seaport Engineering & Construction Division prior to the commencement of any alterations or improvements.

Applications, renewals, and a listing of all grids showing location, size, and cost are available from the Operations Division.