

BOARD OF TRUSTEES
OF THE GALVESTON WHARVES
Tariff Circular No. 6

14th Revised Page 25

ISSUED: OCTOBER 26, 2015

EFFECTIVE: JANUARY 1, 2016

SECTION 400 - CHARGES APPLICABLE TO VESSELS AND RELATED ACTIVITIES

<u>APPLICATION</u>	<u>ITEM</u>
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DOCKAGE

(I) (C)(GS) 410

Except as otherwise provided herein, or as otherwise specified in Leases, Operating and Berthing Agreements or Terminal Services and Rate Agreements with the Galveston Wharves, all vessels docking at any dock, pier, wharf or mooring facility of the Galveston Wharves shall pay for use of said docks, piers, wharves, or mooring facilities. Rates in this item are based upon a period of twenty-four (24) hours or fractional part thereof unless otherwise stated. Dockage charges as follows for all vessels: (See exceptions).

<u>VESSEL LENGTH OVERALL</u> <u>IN FEET</u>	<u>DOCKAGE PER FOOT</u> <u>PER DAY</u>
1 - 199	\$ 2.70
200 - 399	\$ 3.55
400 - 499	\$ 4.81
500 - 599	\$ 6.46
600 - 699	\$ 7.53
700 - 799	\$ 9.53
800 - 899	\$11.50
900 & OVER	\$13.78

EXCEPTIONS:

Barges shall be assessed as follows

A. TWENTY-FIVE CENTS (\$0.25) per Gross Registered Ton (GRT) of vessel per day or fraction thereof, or the applicable vessel length overall (LOA) rate above, whichever is greater.

AA. (R)(N)(A) Inland Waterway Barges-Non Self-Propelled – Non Self-Propelled Inland Waterway (River) Hopper Barges (covered or open) moored at Galveston Wharves facilities will be charged at the following Dockage Rates: SIXTY-FIVE DOLLARS (\$65.00) per day.

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EFFECTIVE: NOVEMBER 21, 2016

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B. Long term dockage rate applications will be approved in advance by the Port Director. Long term dockage is defined as docking for five days or more at any dock, pier, wharf, or mooring facility of the Galveston Wharves.

Method of assessing dockage on basis of Length Overall (LOA), and Dockage Rates have been adopted pursuant to action taken by Gulf Seaports Marine Terminal Conference, FMC Agreement No. 224-200163.

C. In order to enhance safety and efficiently handle cargo operations, the following shall apply to any vessel working cargo and assessed dockage under terms of the above schedule of rates. Any vessel loading or discharging cargo that arrives at its cargo berth during the daylight hours the day before beginning cargo operations shall be assessed dockage under terms of the above schedule of rates except for the following: If the last day of dockage is six (6) hours or less, then the rate shall be 25% of the Tariff. If the last day of dockage is twelve (12) hours or less, then the rate shall be 50% of the Tariff. If the last day of dockage is twelve (12) hours or more, then the full Tariff rate shall apply. If vessel immediately starts cargo operations upon arrival, then the above exception shall not apply.

D. See Items 415 - 455 for applicable dockage charges on other vessels

LAY GRAIN VESSELS

(I) 415

Vessels (Including Oceangoing Barges) berthed at any wharf or mooring, or made fast to vessel so berthed, for the purpose of fitting up or waiting to load bulk grain only will be assessed the following dockage charge:

TWENTY-TWO CENTS (\$0.23) PER GROSS REGISTERED TON (GRT) PER DAY OR FRACTION THEREOF FOR THE FIRST DAY AND FIFTEEN CENTS (\$0.15) PER GROSS REGISTERED TON (GRT) PER DAY OR FRACTION THEREOF FOR DAYS THEREAFTER.

ITEM DELETED (11/21/16)

(D) 420

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EFFECTIVE: JANUARY 1, 2016

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DRILLING RIGS

(I) 425

Dockage for drilling rigs will be assessed at FIVE DOLLARS and ZERO CENTS (\$5.00) per running foot of wharf used per day or fraction thereof.

VESSELS REQUIRING SPECIAL SERVICES

(I) (C) 430

All vessels berthed at any wharf or mooring which require Special Services will be subject to dockage charges of FIFTY-THREE CENTS (\$0.53) Per Gross Registered Ton (GRT) per day or fraction thereof.

OFFSHORE TENDERS, RESEARCH VESSELS, TOW BOATS & OTHER SIMILAR CRAFT

(I) 435

Dockage charges on offshore tenders, research vessels and other similar craft having LOA of 399 Feet or less will be assessed on length of vessel at THREE DOLLARS and FORTY-THREE CENTS (\$3.43) per foot per day or fraction thereof. Such vessels having an LOA of greater than 399 feet will be assessed Dockage in accordance with the rates listed in Item No. 410 above.

VACATION OF BERTH

(I) 440

(A) In order to expedite the handling of vessels, when there are more vessels assigned to specific berths than can be accommodated at one time, vessels already in berth shall, upon order of the Harbormaster, be required to work overtime at their own expense. A vessel refusing to work overtime shall promptly vacate its berth. Failure of a vessel to vacate its berth when so ordered shall subject the vessels, owner, charterer or agent to the payment of an additional dockage charge at the rate of SEVEN HUNDRED NINTEY-FIVE DOLLARS (\$795.00) per hour or fraction thereof. Assessment of this additional dockage charge shall not affect the right of Galveston Wharves to effect removal of such vessel at cost, risk and expense of vessel, her owner, charterer or agent.

(B) When any vessel has been assigned a berth under the provisions of Item Nos. 410, 415, 420, 425, 430, and 435, as amended, of this tariff and the said berth is required by the Harbormaster for other public purposes, in the sole judgment of the Harbormaster, such vessel shall, upon order of the Harbormaster, immediately vacate said berth. Any such vessels failing to so vacate such berth shall be assessed an additional dockage charge at the rate of SEVEN HUNDRED SIXTY-EIGHT DOLLARS (\$768.00) per hour or fraction thereof. Assessment of said additional dockage charge shall not affect the right of Galveston Wharves to effect removal of such vessel at cost, risk and expense of vessel, her owner, charterer or agent.

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(C) When any such vessel refuses to vacate its berth when ordered to vacate under provisions of this item, its owner and/or agents, individually and collectively, shall be bound to indemnify and hold harmless the Galveston Wharves against any and all claims by incoming vessels assigned to the same berth which are delayed by the failure to the vessel to vacate.

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4th Revised Page 27

ISSUED: MARCH 24, 2008

EFFECTIVE: MARCH 24, 2008

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BOARDING AND MOVING OF VESSELS

(C) 445

If any person having charge of any vessel, within the harbor and corporate limits of the City of Galveston, Texas, shall refuse or neglect to remove or regulate the same, after having been notified to do so by the Harbormaster, the Harbormaster shall have the power and authority to go aboard such vessel, with such assistance as he may think necessary, and remove or otherwise regulate such vessel to such point or in such a manner as he may think just and proper for the better accommodation of other shipping in the harbor and corporate limits of the City of Galveston, Texas.

Such person in charge shall, in addition to any other penalty by law, be liable for all expense incurred by the Harbormaster in his removal of such vessel. Such expense may be sued for and recovered for the use of the City before any court of competent jurisdiction. (Code of the City of Galveston, Article II, Section 11-4).

ITEM DELETED (3/24/08)

(D) 450

GOVERNMENT VESSELS

455

At the discretion of the Port Director, Government vessels not engaged in commerce may be exempted from the charges shown herein.

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ISSUED: MAY 24, 2004

EFFECTIVE: MAY 24, 2004

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UNUTILIZED EQUIPMENT / FACILITY CHARGE

460

Any unutilized privately owned equipment and facilities on property under the management of the Galveston Wharves, not covered by a written agreement or other items on this tariff, shall be assessed a storage charge of \$ 0.01 per square foot per calendar day or fraction thereof until removed from the premises or a written agreement is executed covering said equipment and facilities. The charge shall be based on the total area occupied inside the perimeter drawn around such equipment and facilities.

OUTBOUND AND INBOUND CARGO (SHED HIRE)

465

Where shedded piers or wharves are occupied, vessels using same for inbound and/or outbound cargo shall pay a one-time charge of TEN AND ONE-HALF CENTS (\$0.105) per gross registered ton of vessel.

RESPONSIBILITY TO SECURE SHEDS

470

Users of any transit shed shall be required to close all doors at the end of each working day.

If User does not close all doors at the end of each day's working operation, Galveston Wharves will order out special labor to secure the sheds and User will be billed at cost plus twenty percent (20%).

WAREHOUSE RENTAL

(C) 472

To encourage the movement of cotton through the facilities of The Galveston Wharves, The Galveston Wharves will provide warehouse space for cotton consigned to local cotton warehouse operators, which do not have written agreements with the Galveston Wharves, based on availability, on a month-to-month basis, in warehouses as designated by the Port Director in advance. The charges for warehouse space shall be \$0.0625 per square foot per month, paid in arrears, for any section of warehouse space occupied during any portion of the previous calendar month.

The Galveston Wharves will provide warehouse space for other users of the Galveston Wharves, which do not have written agreements with the Galveston Wharves, based on availability, on a month-to-month basis, in warehouses so designated by the Port Director in advance. The charges for warehouse space shall be \$0.125 per square foot per month, paid in arrears, for any section of warehouse space occupied during any portion of the previous calendar month.

Item No. 472 Continued on the next page.

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8TH Revised Page 28-A

ISSUED: SEPTEMBER 28, 2015

EFFECTIVE: OCTOBER 1, 2015

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Continued - Item No. 472

The Port of Galveston, as grantee/operator of FTZ No. 36, has FTZ warehouse space available for its customers. Monthly charges for FTZ warehousing space are as follows:

\$0.31 per square foot per month or \$310, whichever is greater.

Contact the Port's Governmental Affairs Manager for FTZ warehousing requests."

*** Subject to minimum insurance requirements described in Section 600 of this Tariff.**

WATER FURNISHED TO VESSELS

(C) (I) 475

(A) During regularly scheduled working hours, Monday through Friday, from 7:30 A.M. to 4:00 P.M., orders to furnish water to vessels will be accepted from steamship agents only. Orders for water submitted during these hours, will be made to the Operations Department at telephone numbers **(409) 766-6115 or 766-6203**. Vessels which do not have agents must use the procedure listed above.

(B) Orders for water to be furnished to vessels, which are made outside the above-listed regularly, scheduled working hours can be placed with the Operations Officer on duty or with the Watch Supervisor of the Galveston Wharves Police at **(409) 766-6176 (24 Hours)**.

(C) It will be necessary for an officer of the vessel, which has requested water to sign a water receipt prior to the water hook-up. If a vessel officer is not available, or refuses to execute a water receipt, then water will not be furnished.

(D) Charge for water furnished vessels shall be made at **\$5.22 per 100 cubic feet**, or fraction thereof, plus a minimum hook-up charge per vessel as follows:

7:30 A.M. to 4:00 P.M., Monday through Friday **\$225.00**

At All Other Times and Holidays **\$350.00**

(E) If the Port of Galveston supplies a User with fittings or equipment necessary to take on fresh water and that User fails to return the equipment, the User shall be charged \$75.00 each for 2 ½ inch Fitting Adapter, \$225.00 for each 50 foot section of hose with couplings and \$1,500 for each portable 2 inch water meter with backflow assembly.

CRUISE TERMINAL SECURITY FEE

(N) 480

All Cruise Ships and Day Cruise Vessels berthing at the Texas Cruise Ship Terminals on Galveston Island®, Terminal One or Terminal Two, or any other berth under the control of the Galveston Wharves, for the purpose of embarking or disembarking passengers, and not having regularly scheduled service to or from those berths under the terms of a Berthing Agreement or Operating Agreement with the Galveston Wharves, shall be subject to a Cruise Terminal Security Fee of \$1,500 per port call day, in addition to the normal passenger service fees and dockage as required by the tariff. This fee shall be assessed to provide for Cruise Ship

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Terminal Security personnel for passenger and traffic control in the areas and roadways adjacent to the cruise terminal, as required for such vessels in accordance with the Port Security Plan of the Galveston Wharves. Individual cruise lines and day cruise companies will be responsible for providing internal building security, including screening personnel to operate x-ray and metal detection devices, and other personnel as necessary to meet the Cruise Terminal Security Plan requirements contained in the Port Security Plan of the Galveston Wharves.

SECURITY SURCHARGE – First Effective April 1, 2005

(C)(I)(GS) 485

A security surcharge, as described in this Tariff item, shall be assessed against, and collected from, all vessels, barges and cargo interests utilizing services or facilities at the Galveston Wharves (Port of Galveston) in accordance with notice filed with the Federal Maritime Commission by the Gulf Seaports Marine Terminal Conference.

The security surcharge is assessed to recover costs incurred for security assessments, security plans, equipment purchase, installation and maintenance and staffing required to implement and maintain surveillance and access controls mandated by the Maritime Transportation Security Act of 2002 and U.S. Coast Guard regulation 33 CFR 105.

The security surcharge will be assessed against vessels and barges as a percentage of total dockage charged, and as a tonnage fee against cargo, with the exception of containers and vehicles, which will be assessed on a per unit basis, and passengers, which will be assessed on a per passenger basis. The security surcharge will be assessed in addition to all other fees which may be due under this tariff as follows:

VESSELS and BARGES: Eight and three quarters percent (8.75%) of total Dockage assessed per port call

CARGO:

- General Cargo / Break-bulk \$ 0.19 per ton
- Bulk \$ 0.04 per ton
- Liquid bulk \$ 0.04 per ton
- Containers \$ 3.74 per box
- Vehicles \$ 1.00 per Vehicle
- Passengers \$ 1.00 per Passenger

Users of the Galveston Wharves (Port of Galveston) services or facilities who withhold, refuse or otherwise fail to pay properly assessed security surcharges, shall be subject to all the collection terms and procedures contained in Sections 194, 196 and 198 of this Tariff. Additionally, at the sole discretion of the Galveston Wharves (Port of Galveston), such users may be denied service or required to deposit estimated port charges in advance of using port authority facilities or receiving services.

Item No. 485 continued on the next page.

BOARD OF TRUSTEES
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2nd Revised Page 28-C

ISSUED: JULY 30, 2007

EFFECTIVE: OCTOBER 1, 2007

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This security surcharge first became effective on April 1, 2005, and shall remain in effect until revised, rescinded or cancelled by the Galveston Wharves (Port of Galveston).

CHARGES OF GALVESTON SEAMEN'S CENTER

(C) 490

Fees and assessments levied by the Galveston Seamen's Center, a schedule of which is on file with the Galveston Wharves, represent the charges of that non-profit organization for recreational, cultural, etc., services and facilities available without discrimination to seamen of vessels of all countries visiting the Galveston Wharves.

END OF SECTION 400