

AN ORDINANCE OF THE HAINES BOROUGH AMENDING THE PORT OF HAINES TERMINAL TARIFF NO. 3 TO ADJUST DOCKAGE, WHARFAGE RATES, AND PER-GALLON FUEL FLOW-THROUGH RATES AT DOCK FACILITIES.

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. Amendment of Rule No. 34, 300, Page 15, Port of Haines Terminal Tariff No.3. Port of Haines Terminal Tariff No.3 is amended to adjust dockage rates to reflect 3% annual increases over a five-year period, 2016-2020, and shall read, as follows:

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

RULE NO. 34 TERMINAL TARIFFS

300. ITEM 300 DOCKAGE RATES (C)

Dockage charges are assessed upon Length-Over-All (LOA) of the vessel. 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.

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 LOA from the vessel's register, or (b) measure the vessel.

Except as otherwise provided below, dockage rates per foot per 24-hour period:

~~2011 2012 2013 2014 2015~~

Dockage: ~~\$2.50 \$2.75 \$3.00 \$3.30 \$3.65~~

Dockage Rate	2016	2017	2018	2019	2020
3% Annual Increase	\$3.76	\$3.87	\$3.99	\$4.11	\$4.23

Minimum charge of \$80.00

These rates shall be increased 3% annually, effective January 1 of each year.

Section 5. Amendment of Rule No. 34, 306, Page 15B, Port of Haines Terminal Tariff No.3. Port of Haines Terminal Tariff No.3 is amended to add the 2020 5% PC Dock Lightering rate increase to the rate table and shall read, as follows:

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

RULE NO. 34 TERMINAL TARIFFS

306. 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.

1. Rates:

A. Lightering or transfer of passengers to or from a larger vessel: Two hundred fifty (\$250) dollars flat rate per 24-hour period.

B. 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 (per docking):

Per-Docking Fee	2014	2015	2016	2017	2018	2019	<u>2020</u>
5% Annual Increase	\$20.00	\$21.00	\$22.05	\$23.15	\$24.31	\$25.53	<u>\$26.80</u>

2. Use of the Port Chilkoot Dock Facility including the Lightering Float on a permanent or routine basis must be approved by the Borough Assembly in the form of a special use agreement ("SUA").

3. In case of an emergency or lack of moorage space in the small boat harbor when the Port Chilkoot Dock Facility must be used for transient moorage, standard transient moorage rates 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 other vessels. Following expiration of the seventy-two hour period, standard dockage rates shall apply.

4. All other vessels shall pay standard dockage rates.

Section 6. Amendment of Rule No. 34, 310, Page 16, Port of Haines Terminal Tariff No.3. Port of Haines Terminal Tariff No.3 is amended to adjust per-gallon flow-through rates to reflect 3% annual increases over a five-year period, 2016-2020, and shall read, as follows:

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

RULE NO. 34 TERMINAL TARIFFS

340. ITEM 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

Per-Gallon Rate	<u>2016</u>	<u>2017</u>	<u>2018</u>	<u>2019</u>	<u>2020</u>
<u>Up to 5 million gallons</u>	<u>\$.0232</u>	<u>\$.0239</u>	<u>\$.0246</u>	<u>\$.0253</u>	<u>\$.0261</u>
<u>5 million gallons & over</u>	<u>\$.0203</u>	<u>\$.0209</u>	<u>\$.0215</u>	<u>\$.0222</u>	<u>\$.0228</u>

These rates shall be increased 3% annually, effective January 1 of each year.

Section 7. Amendment of Rule No. 34, 306, Page 18, Port of Haines Terminal Tariff No.3. Port of Haines Terminal Tariff No.3 is amended to adjust wharfage rates to reflect 3% annual increases over a five-year period, 2016-2020, and shall read, as follows:

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

RULE NO. 34 TERMINAL TARIFFS

400. ITEM 400 WARFAGE AND HANDLING (C)

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

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

WHARFAGE

ITEM 401: Freight, N.O.S.

ITEM 402: Logs

ITEM 403: Gravel, Pit run Sand or Gravel; Sand; Crushed Aggregate; Process Stone or Boulders

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 Haines Borough. (See Note 1)

	<u>2013</u>	<u>2014</u>	<u>2015</u>
Item 401: NOS	\$4.25	\$4.65	\$5.15
Item 402: Logs	\$0.50	\$0.55	\$0.60
Item 403: Gravel	\$0.30	\$0.35	\$0.40
Item 404: Explosives/ Hazardous Waste	\$9.70	\$10.65	\$11.70

<u>Wharfage Rates</u>	<u>2016</u>	<u>2017</u>	<u>2018</u>	<u>2019</u>	<u>2020</u>
<u>Item 401: NOS</u>	<u>\$5.30</u>	<u>\$5.46</u>	<u>\$5.63</u>	<u>\$5.80</u>	<u>\$5.97</u>
<u>Item 402: Logs</u>	<u>\$0.62</u>	<u>\$0.64</u>	<u>\$0.66</u>	<u>\$0.67</u>	<u>\$0.69</u>
<u>Item 403: Gravel</u>	<u>\$0.41</u>	<u>\$0.42</u>	<u>\$0.44</u>	<u>\$0.45</u>	<u>\$0.46</u>
<u>Item 404: Explosives & Hazardous Waste</u>	<u>\$12.05</u>	<u>\$12.41</u>	<u>\$12.79</u>	<u>\$13.17</u>	<u>\$13.56</u>

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

These rates shall be increased **3% annually**, effective January 1 of each year.

ADOPTED BY A DULY CONSTITUTED QUORUM OF THE HAINES BOROUGH ASSEMBLY THIS ____ DAY OF _____, 2016.

ATTEST:

Janice Hill, Mayor

Julie Cozzi, MMC, Borough Clerk

Date Introduced: 01/12/16
Date of First Public Hearing: 01/26/16
Date of Second Public Hearing: 02/09/16