



June 1, 2016

NOTICE TO PORT OF PORTLAND TARIFF USERS

RE: REVISIONS TO PORT TARIFF NO. 8 – CHANGES EFFECTIVE JULY 1, 2016

The electronic form of the Marine Tariff posted at <http://www2.portofportland.com/Marine/Tariff> will govern in the event of any conflict with any paper form of the Marine Tariff or this notice.

The following changes have been made to the Tariff:

PART 1: RULES

SECTION I – GENERAL RULES

2B. Application of Tariff - Notice to Public; Facility Users: Removed Facility User definition and placed under Section 6. Definitions. The term “Facility User” has been added in place of “shipper, consignee, or carrier”, “person or persons, or entity or entities”, “party”, and in other instances throughout the Tariff document.

2C. Reservation of Agreement Rights: This item has been deleted in its entirety and replaced with the following:

“2C. Reservation of Right to Enter into Separate Contract

The Port reserves the right to enter into a separate contract with a Facility User concerning rates and services when in the discretion of the Port the assumptions underpinning the rates or services in this tariff are inappropriate in the particular circumstances, providing such contract is consistent with existing local, state and federal law.”

2D. Specific Commodity Rates Prevail: This item has been removed and the following section, “Use of Facilities Deemed Acceptance of Tariff”, has taken its place.

2E. Application for Berth Reservation: Revised to include Layberth Request form and updated Port of Portland website information. This item was labeled 2D and is now labeled as 2E.

3. Damage to Port Property and the Environment: Title of item has been revised to include “Pilings”.

3A. Piling Damage Replacement: Included owners and charterers as well as vessels responsible and charged for the replacement of pilings damaged during occupancy of a Port berth.

4. Performance of Services on Port Facilities: Added permission by email as satisfactory prior written permission to perform services or furnish equipment, supplies and material on Port’s marine terminal facilities.

5. Shipper’s Requests and Complaints: Updated Northwest Marine Terminal Association Inc. mailing address.

Mission: To enhance the region’s economy and quality of life by providing efficient cargo and air passenger access to national and global markets, and by promoting industrial development.

7200 NE Airport Way Portland OR 97218
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6. Definitions: Added “Port” and “Facility User” definition. “Unitized Cargo” definition has been removed.

8B. Information to be Supplied to the Port – Dangerous Cargo List: Added “Material Safety Data Sheets” to item title. Added the sentence “The Port may also request a Material Safety Data Sheet (MSDS) prior to vessel arrival.” to this section.

10A. Safety: Specific quoted regulations have been removed.

10B. Environmental Laws: The following sentence has been added to the end of this section: “*All Facility Users shall comply with all applicable Stormwater Pollution Control Plans (SWPCPs) associated with the Port property where they will occupy or operate. The SWPCPs may be found at the Port of Portland website here: <http://www2.portofportland.com/Inside/StormwaterManagement>.*”

16. Requirements for Payment in Advance: This section has been retitled “Payment Requirements”.

16D. Payment Terms are Cash: This paragraph has been deleted in its entirety and replaced with the following:

“Unless credit for its charges has been extended by the Port as provided in Section I Paragraph 18.0, all Port invoices for its charges pursuant to this tariff or other agreement are due and payable in United States currency upon presentation to the vessel, its owner(s), operator(s), charterer(s), or agent(s). Facility Users, prior to the use of marine terminal facilities or services, may receive extended payment terms, provided they have established credit worthiness or have posted adequate security acceptable to the Port and has thereby been relieved of cash payment requirements by the Port, as set forth in the Supplement to Application for Vessel Berth Reservation as published by the Port, appearing in Part 3 Section II of this tariff and available at <http://www2.portofportland.com/Marine>.”

18.B.3. Conditions of Berth Reservation: This paragraph has been deleted in its entirety and replaced with the following:

“The agent requesting the berth, or another Facility User, in each case acceptable to the Port as credit worthy, has personally accepted financial responsibility for the applicable charges using the Port’s Application for Berth Reservation appearing at Part 3 Section II of this tariff or at <http://www2.portofportland.com/Marine> by filling in such Form and having an authorized person sign.”

24. Responsibility for Demurrage and Delays: The title of this section has been revised to read “*Responsibility for Demurrage and Delays Limited to the Extent of the Port’s Own Negligence*”.

25A. Port’s Responsibility Limited: Added “to the Extent of Its Own Negligence” to the title of this item.

25A(1). Port’s Responsibility Limited to the Extent of its Own Negligence: This sentence has been deleted in its entirety and replaced with the following:

“The Port shall not be responsible for any loss, damage, or delay of merchandise, cargo, or containers which may arise from any cause beyond its direct authority and control, nor for any cause except for and to the extent of the Port’s own negligence.”

25B. Responsibility During Free Time Period: This has been modified to read “Port’s Responsibility During Free Time Period Limited”.

29. Fresh Water: This paragraph has been deleted in its entirety and replaced with the following:

“Fresh water will be furnished at tariff rates. Rates include the use of couplings, and hoses. Labor for water hooked up and/or disconnected will be billed at rates calculated from the labor rates table.”

SECTION II – DOCKAGE RULES

9. Vessels Required to Obtain Berth Assignments: The second sentence of this paragraph has been deleted in its entirety and replaced with the following:

“Applications for berth assignments must be made as far in advance of the arrival of vessel as possible, must specify arrival and departure dates and the nature and quantity of the cargo to be loaded or discharged, and must include fully completing the Port's Berth Reservation Form or Layberth Request Form found at the end of this Tariff document or at <http://www2.portofportland.com/Marine>.”

11. Rafts, Barges, Scows, or River Craft: This item has been modified to specify that email permission of the Port is suitable for express permission of the Port.

12. Ship Maintenance Work: This paragraph has been modified to specify that prior written permission from the Port must be given for any limited ship maintenance work and that dockage rates for ship maintenance will be subject to negotiation and written agreement with the Port.

SECTION IV – LABOR RULES

1D. Commodity Penalty Rates: This item has been removed.

SECTION VI – STORAGE RULES

1B. Allowances: Added item “(3) Gate access and availability to be agreed upon by Facility User and the Port in advance of shipment receipt.”

PART 2: RATES

The following changes have been made to the Tariff rate tables:

SECTION I – GENERAL RATES

- 1040.000 Security
 - 1040.020 – Port security fee has increased from \$800.00 to \$900.00
- 1090.000 Passenger Traffic Service
 - 1090.060 – Cruise Ship Embarking and/or Disembarking Passenger Traffic Fee - \$10.00 per passenger per call has been added.
 - 1090.070 – Cruise Ship In Transit Passenger Traffic Fee - \$10.00 per passenger per call has been added.
- 1095.000 Fendering System or Piling Damage Repairs
 - The following items have increased by approximately 2%:
 - 1095.061 – Wooden pilings
 - 1095.062 – Chocks and whales

- 1200.000 Rail Storage and/or Track Rental
 - 1200.100 – Storage track rental has increased by approximately 2%

SECTION II – DOCKAGE RATES

- 2010.010 Billing/Rebilling Fee has increased approximately 2%
- The following items have increased by approximately 2%:
 - 2100.150 – 2215.150 – Dockage Regular
 - 2100.151 – 2215.151 – 50% Lay Charge
 - 2100.152 – 2215.152 – 25% Lay Charge

SECTION III – BREAKBULK RATES

- Item class 3400.000 has been renamed from “Lumber” to “Dry Bulks”.
- The following items have had the listed rate removed and replaced with “Contact for quote”:
 - 3050.251 – Liquid Bulks Wharfage
 - 3050.252 – Liquid Bulks Wharfage - Oversight
 - 3300.251 – Cargo NOS Wharfage
 - 3300.252 – Cargo NOS Wharfage - Oversight
 - 3400.100 – Dry Bulks Wharfage

SECTION IV – LABOR RATES

Rate table has been revised from:

OTHER LABOR SERVICES							
	*Refer to Sub-Item No.		Tariff Sub-Item Number				
			.600	.605	.625	.630	.635
*Item Number	Labor Classification	Occupation Code	1st Shift	2nd Shift	Over Time	3rd Shift	3rd Shift or Weekend Overtime
6500.000	Security Officers (Minimum 4-hour pay)		\$70.00	\$70.00	\$104.00	\$70.00	N/A
6530.000	Electrician		\$85.00	\$87.00	\$108.00	\$108.00	\$129.00
6540.000	Other (Includes plumbers, boilermakers, carpenters, laborers, operating engineers, painters and landscapers)		\$85.00	\$87.00	\$108.00	\$108.00	\$129.00

To the following:

OTHER LABOR SERVICES							
	*Refer to Sub-Item No.		Tariff Sub-Item Number				
			.600	.605	.625	.630	.635
*Item Number	Labor Classification	Occupation Code	1st Shift	2nd Shift	Over Time	3rd Shift	3rd Shift or Weekend Overtime
6500.000	Security Officers (Minimum 4-hour pay)		\$70.00	N/A	\$94.00	N/A	N/A
6530.000	Electrician		\$88.00	\$89.75	\$119.50	\$90.25	\$151.00

6540.000	Other (Includes plumbers, boilermakers, carpenters, laborers, operating engineers, and painters)		\$92.00	\$93.75	\$119.50	\$94.25	\$147.00
6550.000	Landscape Gardeners		\$53.00	N/A	\$72.50	N/A	N/A

SECTION V – EQUIPMENT RATES

- 7030.700 Container Cranes T6 has been removed from the Tariff.
- Item class 7100.000, item number 7100.100 - Clamshell Bucket has been added to the Tariff at the rate of \$1.00/MT.
- The following items have been increased approximately 2%:
 - 7030.710 – Hitachi Gantry Crane T2
 - 7040.720 – Weekday crane beam or cargo hook change to/from another crane
 - 7040.725 – Weekend crane beam or cargo hook change to/from another crane
- 7400.000 Railcar Moves
 - 7402.713 – Rail car mover has increased from \$100.00/day to \$150.00/day
- 7600.00 Other Equipment has been added to the tariff:
 - 7600.100, 7600.105 – Street Sweeper/Vacuum per hour - \$100.00, per day - \$700.00
 - 7600.110, 7600.115 – 40’ Manlift per hour - \$50.00, per day \$300.00
 - 7600.120, 7600.125 – 60’ Manlift per hour - \$50.00, per day \$300.00
 - 7600.130, 7600.135 – 135’ Manlift per hour - \$150.00, per day \$150.00
 - 7600.140, 7600.145 – Backhoe per hour - \$50.00, per day \$400.00
 - 7600.150, 7600.155 – Crane 22 Ton Grove per hour - \$100.00, per day \$700.00
 - 7600.160, 7600.165 – Lift Truck per hour - \$20.00, per day \$150.00
 - 7600.170, 7600.175 – 12 yard Dump Truck per hour - \$100.00, per day \$700.00
 - 7600.180, 7600.185 – Asphalt Crack Fill Machine per hour - \$75.00, per day \$500.00

SECTION VI – STORAGE RATES

- The following items have increased by approximately 2%:
 - 8200.810 – 8205.835 – Iron, Steel or Other Metal Products
 - 8500.821 – 8505.836 – Cargo NOS

PART 3: MISCELLANEOUS AND FORMS

SECTION I – TERMS AND MEASUREMENTS

Cubic Meter (C/M) and Metric Ton (MT) have been added to the List of Abbreviation and Reference Marks Used in this Tariff.

FORM – Application for Vessel Berth Reservation: Has been added to the end of the Tariff.

Various small changes have been made to the formatting of the Application, but there have been no substantial content changes.

MISCELLANEOUS REVISIONS

Language in various provisions has been adjusted to clarify the meaning of the existing tariff obligations and to correct grammatical errors.

The tariff in its entirety is available electronically in PDF format on the Port of Portland's website at <http://www2.portofportland.com/Marine/Tariff>.

Best regards,

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