

Approved \_\_\_\_\_ Mayor  
Veto \_\_\_\_\_  
Override \_\_\_\_\_

Agenda Item No. 14(A)(12)

07-24-07

OFFICIAL FILE COPY  
CLERK OF THE BOARD  
OF COUNTY COMMISSIONERS  
MIAMI-DADE COUNTY, FLORIDA

RESOLUTION NO. R-901-07

RESOLUTION RESCINDING ADMINISTRATIVE ORDER 4-4 AND REPLACING IT WITH IMPLEMENTING ORDER 4-4: PORT OF MIAMI TERMINAL TARIFF NO. 010; AUTHORIZING COUNTY MANAGER OR HIS DESIGNEE TO EXERCISE ANY AND ALL RIGHTS CONFERRED THEREIN

WHEREAS, this Board desires to accomplish the purposes outlined in the accompanying memorandum, a copy of which is incorporated herein by reference,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that this Board approves the Rescinding of Administrative Order 4-4 and replacing it with Implementing Order: Port of Miami Terminal Tariff No. 010, in substantially the form attached to the County Manager's memorandum and authorizes the County Manager or his designee to exercise any and all rights conferred therein.

The foregoing resolution was offered by Commissioner Jose "Pepe" Diaz who moved its adoption. The motion was seconded by Commissioner Rebeca Sosa and upon being put to a vote, the vote was as follows:

	Bruno A. Barreiro, Chairman	aye	
	Barbara J. Jordan, Vice-Chairwoman	aye	
Jose "Pepe" Diaz	aye	Audrey M. Edmonson	aye
Carlos A. Gimenez	aye	Sally A. Heyman	aye
Joe A. Martinez	absent	Dennis C. Moss	aye
Dorrin D. Rolle	aye	Natacha Seijas	aye
Katy Sorenson	aye	Rebeca Sosa	aye
Sen. Javier D. Souto	absent		

CLERK OF THE BOARD  
2007 AUG 23 PM 4:28  
CLERK, CIRCUIT & COUNTY COURTS  
DADE COUNTY, FLA.  
#11

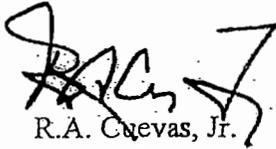


# MEMORANDUM

(Revised)

TO: Honorable Chairman Bruno A. Barreiro  
and Members, Board of County Commissioners

DATE: July 24, 2007

FROM:   
R.A. Cuevas, Jr.  
Acting County Attorney

SUBJECT: Agenda Item No. 14(A)(12)

Please note any items checked.



\_\_\_\_\_ "4-Day Rule" ("3-Day Rule" for committees) applicable if raised

\_\_\_\_\_ 6 weeks required between first reading and public hearing

\_\_\_\_\_ 4 weeks notification to municipal officials required prior to public hearing

\_\_\_\_\_ Decreases revenues or increases expenditures without balancing budget

\_\_\_\_\_ Budget required

\_\_\_\_\_ Statement of fiscal impact required

\_\_\_\_\_ Bid waiver requiring County Manager's written recommendation

\_\_\_\_\_ Ordinance creating a new board requires detailed County Manager's report for public hearing

\_\_\_\_\_ Housekeeping item (no policy decision required)

\_\_\_\_\_ No committee review

The Chairperson thereupon declared the resolution duly passed and adopted this 24th day of July, 2007. This resolution shall become effective ten (10) days after the date of its adoption unless vetoed by the Mayor, and if vetoed, shall become effective only upon an override by this Board.

MIAMI-DADE COUNTY, FLORIDA  
BY ITS BOARD OF COUNTY  
COMMISSIONERS

HARVEY RUVIN, CLERK



Approved by County Attorney as  
to form and legal sufficiency.

Jess M. McCarty

**KAY SULLIVAN**

Deputy Clerk

11

STATE OF FLORIDA            )  
  )  
COUNTY OF MIAMI-DADE    )

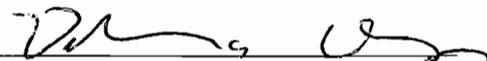
SS:

I, **HARVEY RUVIN**, Clerk of the Circuit and County Courts, in and for Miami-Dade County Florida and Ex-Officio Clerk of the Board of County Commissioners of said County, **Do Hereby Certify** that the above and foregoing is a true and correct copy of Resolution No. R-901-07, adopted by said Board of County Commissioners at its meeting held on July 24, 2007.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal on this 9<sup>th</sup> day of August, A.D. 2007.

**HARVEY RUVIN**, Clerk  
Board of County Commissioners  
Miami-Dade County Florida



By:   
Deputy Clerk

**I.O. No.:** 4-4

**Ordered:** 07/24/07

**Effective:** 08/03/07

**MIAMI-DADE COUNTY  
IMPLEMENTING ORDER**

**PORT OF MIAMI TERMINAL TARIFF NO. 010**

**AUTHORITY:**

Section 4.02 of the Miami-Dade County Home Rule Amendment and Charter.

**SUPERSEDES:**

This Implementing Order supersedes prior Administrative Orders and revisions to Port of Miami Terminal Tariff No. 010 as it relates to those items specified in the attached Tariff pages. Any items not expressly superseded herein remain in effect.

**POLICY:**

Port of Miami Terminal Tariff No. 010 shall be established providing for the rates, rules and regulations for the Seaport facilities of Miami-Dade County, Florida.

**PROCEDURE:**

The Director of the Dante B. Fascell Port of Miami-Dade (Port of Miami) is responsible for the operation and management of the Port of Miami, including establishing rates and fees for usage of Port facilities and collection of same. Reviews and revisions of rates and fees will occur on an annual basis with recommendations for changes forwarded to the County Manager.

**TARIFF:**

The Tariff items adopted by this Implementing Order have been presented and are considered a part hereof. In accordance with Section 2.3 of the Code of Miami-Dade County, these official Tariff items are also filed with the Clerk of the Board of County Commissioners. Items, which are charged by the Port of Miami, shall be the same as those listed in the official Port of Miami Terminal Tariff No. 010 on file with the Clerk of the County Commission.

This Implementing Order is hereby submitted to the Board of County Commissioners of Miami-Dade County, Florida.

County Manager

TARIFF NO. 010

EFFECTIVE:

**SECTION TEN  
MISCELLANEOUS CHARGES**

FMC SUBRULE: 34-F01

FOR EXPLANATION OF SYMBOLS, SEE PAGE 0-A (AFTER TITLE PAGE)

No one may engage in a business transaction or provide services on the Port of Miami-Dade without first obtaining a business permit, supplying evidence of insurance coverage, and complying with all other applicable provisions of the tariff and/or other pertinent regulations issued by the Port Director and the Miami-Dade County Code. Exempt from the business permit requirement are: 1) those entities whose sole function on the Port is to fulfill the requirements of U.S. government regulatory agencies; 2) County-approved vendors, their sub-contractors and suppliers, while performing the tasks called for under their contract with Miami-Dade; and 3) Governmental entities. Applications for a permit to conduct business as a Stevedore must be in accordance with Miami-Dade Code Chapter 28A-6 and/or as determined by the Seaport Director.

Cartage companies shall provide evidence of insurance, including, without limitation, a listing of all covered vehicles including vehicle description and VIN; the names and driver's license numbers of each driver retained by the cartage company and the corresponding policy number for each; copies of both the certificates of insurance and applicable insurance policies; and a certification that each driver and vehicle entering the port on behalf of the cartage company is insured in compliance with all applicable laws. This information shall be continuously updated by each cartage company by providing written notice of any proposed insurance changes to the Port in advance. When entering the Port, all vehicles must have a current *Insurance Identification Card* to include a vehicle description and serial number. Failure to provide such may be grounds for revoking the business permit and/or I.D.

Permit fees shall be applied on an annual basis commencing on the date of issuance except for stevedore permit fees which shall be applied on an annual basis commencing on January 15 of every year.

Permit renewals not received by the expiration date shall result in a delinquent payment fee of \$25.00 for each month that the permit remains unpaid up to three months. Any permit not renewed by the end of the third month shall be cancelled and the initial processing fee and annual permit fee shall be required for reinstatement.

Initial Processing Fee (non-refundable) (all categories not otherwise listed)	\$315.00
Off-Port Intermodal Facility Initial Processing Fee (non-refundable).....	\$1,575.00
Initiation fee or Reinstatement Fee for tug Services.....	\$6,000.00
Company Name Change fee	\$300.00
Company Category Change fee	\$300.00

The following annual permit fees are applicable to the following business categories:

Fuel or bunker barges, per barge.....	\$15,000.00
Mobile Food/Drink per Truck.....	\$3,150.00
Off-Port Intermodal Transportation Facility.....	\$5,250.00
Shlp Chandlers/Suppliers.....	\$630.00
Shlp's Agents.....	\$1,575.00
Stevedoring Firms.....	\$5,250.00
Tug Services, three tugs or less.....	\$26,250.00
Each additional tug over three berthed at Port of Miami longer than 30 days	\$5,250.00
All other business categories.....	\$315.00
Tow Truck/Vehicle Delivery Service (No Initial Processing Fee).....	\$63.00

Fees and time period for all other activities not listed above shall be determined by the Port Director.

ANNUAL  
PERMIT  
FEES  
(A)  
(C)  
(I)

ITEM

714

ISSUED BY

MIAMI-DADE COUNTY SEAPORT DEPARTMENT

7

TARIFF NO. 010

EFFECTIVE:

SECTION TEN  
MISCELLANEOUS CHARGES

FMC SUBRULE: 34-F01

FOR EXPLANATION OF SYMBOLS, SEE PAGE 0-A (AFTER TITLE PAGE)

User permit renewal is subject to satisfaction of any outstanding balances due to the Seaport Department

In addition to permit requirements for companies, all individuals must comply with all applicable local, state, and federal requirements to obtain a Port I.D. for which the charge is as follows:

Port I.D. -	New.....	\$70.00
	Renewal.....	\$45.00
	Fifth year renewal; requiring background check, etc.....	\$70.00
	One day pass.....	\$5.00
	Replacement.....	\$25.00