

PORT OF GRAYS HARBOR TARIFF NO. 2.

Ship Assist & Launch Services

Effective June 1, 2015



ISSUED BY:

Port of Grays Harbor

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TABLE OF CONTENTS

	Page
SECTION 100 – DEFINITIONS	1
100.1 Grays Harbor Pilotage District	1
100.2 Ship Assist Services	1
100.3 Vessel	1
100.4 Incorporation of Other Definitions in Port of Grays Harbor Terminal Tariff No. 1	1
100.5 Launch Services	1
SECTION 110 – CHARGES FOR SHIP ASSIST AND LAUNCH SERVICES	1
110.1 Authority	1
110.2 Ship Assist Tariff for Vessels Utilizing Port of Grays Harbor Terminal Facilities	2
110.4 Ship Assist Services Rates and Terms	2
110.5 Launch Services Rates and Terms	4
110.6 Port of Grays Harbor Terminal Tariff No. 1, Rules 201 through 255 Incorporated by Reference	4
SECTION 120 – SERVICE PROVIDER	4
SECTION 130 – EFFECTIVE DATE	4

SHIP ASSIST SERVICES

SECTION 100 - DEFINITIONS

100.1 Grays Harbor Pilotage District.

The Grays Harbor Pilotage District, as defined by RCW 88.16.050(2), includes all inland waters, channels, waterways, and navigable tributaries within Grays Harbor and Willapa Harbor.

100.2 Ship Assist Services.

Ship assist services may include, but are not limited to, the following:

- A. Tug services for escorting, docking, undocking, shifting, pushing, towing, and line handling of vessels entering, departing, shifting or moving within the Grays Harbor Pilotage District;
- B. Assist line handling and securing services appropriate or necessary to accomplish the movement of vessels within the Grays Harbor Pilotage District including running vessel lines with tugs for dock or dolphins;
- C. Timely, necessary and appropriate communications with pilots, ship agents, owners and other appropriate persons to ensure the safe and efficient movement of vessels within the Grays Harbor Pilotage District;
- D. Ship assist services do not include pilotage services under Chapter 88.16 RCW or Chapter 363-116 WAC;

100.3 Vessel.

Unless the context otherwise requires, the term "vessel", as used in this tariff, shall mean and include any ship or craft which requires, requests or is provided a pilot in the Grays Harbor Pilotage District. Reference to "vessel" includes, without exception, its owner, charter, agent, operator and its employees.

100.4 Incorporation of Other Definitions in Port of Grays Harbor Terminal Tariff No. 1.

Unless the context otherwise requires, the definitions of terms set forth in Port of Grays Harbor Terminal Tariff No. 1 are incorporated herein by this reference as though fully set forth. Port of Grays Harbor Terminal Tariff No. 1 is available at <http://www.portofgraysharbor.com/portServices/index.html>.

100.5 Launch Services.

Launch transportation services may include, but are not limited to, the transportation of inspectors, provisions, safety and security personnel, as well as other transportation needs of vessels, agents, or customers of vessels or facility owners while vessels are calling at terminal facilities in the Grays Harbor Pilotage District.

SECTION 110 – CHARGES FOR SHIP ASSIST AND LAUNCH SERVICES

110.1 Authority.

The Port of Grays Harbor, pursuant to RCW 53.08.390(4), provides certain ancillary tug services within the Grays Harbor Pilotage District as required for the safe and efficient movement of vessels. These ancillary services are commonly referred to as "ship assist services".

110.2 Ship Assist Tariff for Vessels Utilizing Port of Grays Harbor Port Terminal Facilities.

Ship assist services shall be charged and assessed for all vessels, as defined in Section 100.3, utilizing Port of Grays Harbor Port Terminal Facilities based upon the rates and terms set forth below in Section 110.4. Unless otherwise provided herein, a ship assist charge of not less than the "flat rate" set forth in Section 110.4 (A) shall be assessed to all vessels, as defined in Section 100.3, utilizing Port of Grays Harbor Port Terminal Facilities. Use of wharves, facilities, or services offered by the Port of Grays Harbor by vessels calling at Port Terminal Facilities shall be deemed a complete acceptance of this tariff and the terms and conditions set forth herein.

110.4 Ship Assist Services Rates and Terms.

Ship assist services shall be charged and assessed based on the following rates and subject to the terms and conditions set forth below:

- A. Unless otherwise provided herein, a flat rate of TWELVE THOUSAND THREE HUNDRED SIXTY DOLLARS and NO CENTS (\$12,360.00) total shall be assessed per vessel;
- B. Vessels, utilizing the Port's service provider, shall be charged \$3,090.00 per tug for ship assist services provided inbound from the Pacific Ocean to the Grays Harbor Pilotage District, and shall be charged \$3,090.00 per tug for ship assist services provided outbound from the Grays Harbor Pilotage District to the Pacific Ocean.
- C. Inbound/outbound ship assist services rates detailed above shall be subject to the following terms and conditions:
 - 1) Ship assist rates include running vessel lines with tugs for dock or dolphins.
 - 2) Ship assist rates assume a maximum of 3 hours of inbound ship assist services and assume a maximum of 3 hours of outbound ship assist services. The time shall commence upon departure of the tug(s) from its moorage location and shall continue until return of the tug(s) to its moorage location. Customer shall not be charged for any time that accrues due to the breakdown of a tug.
 - 3) Ship assist services in excess of 3 hours shall be at the additional rate of either \$420.00 per hour/per tug, or \$800.00 per hour/per tug for ship assist services utilizing the Wynema Spirit or the Peter J. Brix or other tractor tug(s) of equivalent horsepower. The hourly rate shall be calculated in 15-minute increments.
 - 4) Ship assist rates assume ship assist services for escorting, docking, and undocking vessels under their own power.
 - 5) Ship assist rates do not include pilotage charges under Chapter 88.16 RCW or Chapter 363-116 WAC, including but not limited to WAC 363-116-185;
- D. Hourly rates for other assisting tug/tow combinations:
 - 1) Intra Harbor shifting \$420.00 per hour/per tug
Assumes vessel under its own power.
Intra Harbor shifting includes ship assist services which are in addition to services provided under Sections 110.4 A.-C. For example, Intra Harbor shifting includes moving from dock to dock, or moving to/from anchorage when the move is in addition to services provided under Sections A.-C. above.

- 2) Planned dead ship move/tow \$420.00 per hour/per tug
 - 3) Salvage or ship aground services \$420.00 per hour/per tug
 - 4) Terminal side safety tug services \$420.00 per hour/per tug
 - 5) Emergency or rescue towing \$420.00 per hour/per tug
 - 6) Hourly rates shall commence upon departure of the tug(s) from its moorage location and shall continue until return of the tug(s) to its moorage location. Customer shall not be charged for any time that accrues due to breakdown of a tug. The hourly rate shall be calculated in 15-minute increments.
 - 7) Hourly rates do not include pilotage charges under Chapter 88.16 RCW or Chapter 363-116 WAC, including but not limited to WAC 363-116-185.
 - 8) The charge for the above services utilizing the Wynema Spirit or the Peter J. Brix shall be \$800.00 per hour/per tug. In the event that tractor tug(s) of equivalent horsepower shall be substituted for the Wynema Spirit or the Peter J. Brix the hourly charge shall be \$800 per hour/per tug.
- E. Other assisting tug/tow services not specified in this tariff: Negotiated Basis
- F. Vessel breakdown and standby tug:
- 1) In the event a vessel breaks down during the course of ship assist services under this Tariff, the Port escort or assist tug shall stand by and render additional service to the vessel within the reasonable capabilities of the Port's tug. Vessel shall pay Port for any such additional ship assist service as required in accordance with this Tariff.
- G. Cancellations:
- 1) In the event requested service is cancelled with less than 3 hours notice prior to the time the service was to commence, a cancellation charge of \$315.00 per service for each tug service requested will be assessed.
 - 2) If notice of cancellation is given after performance of a requested service is commenced, the cancellation charge for each service cancelled shall be \$735.00 per service for each tug requested.
 - 3) Charges for a cancelled call will not be issued if the vessel for which the ship assist services were cancelled is able to arrive/sail on a later tide during the same day (0001-2400 hours).
- H. Fuel Surcharge:
- 1) The Port reserves the right to assess a fuel surcharge to compensate for increases in fuel costs above the baseline of \$1.50 per gallon of fuel (exclusive of all sales taxes, gas taxes and assessments). The additional charge will be calculated based upon a percentage of the ship assist and tow service charges invoiced. The fuel surcharge rate will be 1.0% for each \$.05 per gallon increase

in fuel (exclusive of all sales taxes, gas taxes and assessments), up to a maximum surcharge of 20.0%.

I. Holiday rates:

- 1) All rates set forth in this Tariff shall be increased by 10% on the following holidays: New Year's Day, Martin Luther King, Jr.'s Birthday, Lincoln's Birthday, Presidents' Day, Memorial Day, Independence Day, Labor Day, Columbus Day, Veteran's Day, Thanksgiving Day, the Friday after Thanksgiving and Christmas Day. When a holiday occurs on a Sunday, holiday rates will be applied to the following Monday. The Federal three-day holiday system shall be observed.

110.5 Launch Services Rates and Terms

The Port of Grays Harbor offers launch services for transportation to vessels utilizing the Grays Harbor Pilotage District subject to the following rates and terms.

- A. Launch services will be charged TWO HUNDRED AND FIFTY DOLLARS AND NO CENTS (\$250.00) per hour.
- B. Hourly rate shall commence upon departure of the launch vessel from its moorage location and shall continue until return of the launch vessel to its moorage location.
- B. The hourly rate shall be calculated in 15-minute increments.

110.6 Port of Grays Harbor Terminal Tariff No. 1, Rules 201 through 255 Incorporated by Reference.

Unless the context otherwise requires, Rules 201 through Rule 255, of Port of Grays Harbor Terminal Tariff No. 1 are incorporated herein by this reference as though fully set forth. Port of Grays Harbor Terminal Tariff No. 1 is available at <http://www.portofgraysharbor.com/portServices/index.html>.

SECTION 120 - SERVICE PROVIDER

120.1 Service Provider.

The Port of Grays Harbor provides ship assist services through a contract with the following provider:

Brusco Tug and Barge, Inc
548 14th Avenue
PO Box 1576
Longview, WA 98632
Telephone: (360) 636-3341
Telefax: (360) 636-1521

SECTION 130 - EFFECTIVE DATE

130.1 Tariff effective April 23, 2014.

Port of Grays Harbor Tariff No. 2 shall be effective as of 12:01 a.m. PDST on April 23, 2014 and shall continue until amended or terminated by subsequent action of the Port of Grays Harbor.