		0150-12469-0000
TRANSMITTAL		
ТО	DATE	COUNCIL FILE NO.
Eugene D. Seroka, Executive Director Harbor Department	12/15/2023	
FROM	•	COUNCIL DISTRICT
The Mayor		15

RESOLUTION NO. 23-10235 AND PROPOSED PERMANENT ORDER AMENDING PORT OF LOS ANGELES TARIFF NO. 4, SECTION SEVEN "FREE TIME, WHARF DEMURRAGE, AND WHARH STORAGE", ITEMS 720 AND 780 TO MODIFY FREE TIME ALLOWED ON INBOUND CONTAINERIZED MERCHANISE AND WHARF DEMURRAGE CHARGES, EFFECTIVE OCTOBER 1, 2023

Approved and transmitted for further processing including Council consideration. See the City Administrative Officer report attached.

(Carolyn Webb de Macias for)

Attachment

MWS/PJH/MCB/JVW:SHF:10240121t

#### REPORT FROM

# OFFICE OF THE CITY ADMINISTRATIVE OFFICER

Date: November 28, 2023 CAO File No. 0150-12469-0000

Council File No.
Council District: 15

To: The Mayor

From: Matthew W. Szabo, City Administrative Officer

Reference: Correspondence from Los Angeles Board of Harbor Commissioners (Board)

dated September 7, 2023 regarding September 7, 2023 Board Resolution;

referred by the Mayor for report on September 7, 2023

Subject: RESOLUTION NO. 23-10235 AND PROPOSED PERMANENT ORDER

AMENDING PORT OF LOS ANGELES TARIFF NO. 4, SECTION SEVEN "FREE TIME, WHARF DEMURRAGE, AND WHARH STORAGE", ITEMS 720 AND 780 TO MODIFY FREE TIME ALLOWED ON INBOUND CONTAINERIZED MERCHANISE AND WHARF DEMURRAGE CHARGES.

**EFFECTIVE OCTOBER 1, 2023** 

#### RECOMMENDATIONS

That the Mayor:

- Approve Los Angeles Harbor Department (Port) Resolution No. 23-10235 authorizing the adoption of the proposed Permanent Order No. 23-7352 and a corresponding Ordinance to amend Port of Los Angeles Tariff No. 4, Section Seven "Free Time, Wharf Demurrage, and Wharf Storage", Items 720 and 780 to modify free time allowed on inbound containerized merchandise and wharf demurrage charges, effective October 1, 2023;
- Adopt the September 7, 2023 Board of Harbor Commissioners finding that the proposed action is categorically exempt from the requirements of California Environmental Quality Act (CEQA) under Article III Class 1(31) of the Los Angeles City CEQA Guidelines; and
- 3. Authorize the Port Executive Director, or designee, to execute the proposed amendment, already approved as to form by the City Attorney, and return the Resolution to the Port for further processing, including Council consideration.

#### SUMMARY

The Los Angeles Board of Harbor Commissioners (Board) requested approval of the September 7, 2023 Resolution No. 23-10235 which authorizes the adoption of the proposed Permanent Order No. 23-7352 and a corresponding Ordinance to amend Port of Los Angeles (POLA) Tariff No. 4, Section Seven "Free Time, Wharf Demurrage, and Wharf Storage", Items 720 and 780, effective October 1, 2023. The proposed tariff changes include: 1) counting Saturdays and Sundays as part of the allowable free time on inbound containerized merchandise if the marine terminal's truck gates are open for business; and 2) adding a third demurrage tier for merchandise remaining on terminal for more than 10 days after the expiration of allowable free time and modifying demurrage rates. The implementation of the proposed tariff amendment would deter prolonged on-terminal dwell time and improve fluidity for the wide range of supply chain stakeholders that utilize the POLA.

The proposed Permanent Order and corresponding Ordinance have been reviewed and approved as to form by the City Attorney. Pursuant to Charter Section 653(a), Council must approve by ordinance to amend the tariff before it can become effective permanently. Our office has reviewed the request and recommends approval.

#### **BACKGROUND**

The POLA Tariff No.4 sets rules, regulations, and fees for access to and usage of POLA facilities and services and across POLA-controlled waterways. Tariff fee receipts make up the bulk of the operating revenue of the Harbor Department (Port), which the Port uses to administer the Department and the POLA, and maintain and improve its facilities and infrastructure. The Port periodically reviews and updates tariff rates and rules to keep pace with market rates and comply with the Port Financial Policies. Pursuant to Charter Sections 653(a) and (b), the Board has authority to make changes to the tariff for a period not to exceed 90 days under each Temporary Order, but a Permanent Order must be approved by Council by ordinance.

Tariff No. 4, Section Seven "Free Time, Wharf Demurrage, and Wharf Storage" includes provisions relating to the duration merchandise can remain on-terminal without being assessed wharf demurrage upon discharge from a vessel or prior to lading to a vessel. This section also lists fees to be charged after the expiration of the allowable free time when cargo is not picked up by the receiver or is delivered to a terminal too early before a vessel's commencement of loading operations and departure.

*Proposed Tariff No. 4 Amendment* – The proposed amendment to the tariff includes the following changes to Section Seven, Items 720 and 780, effective October 1, 2023:

• Item 720, Free Time Allowed – Free time allowed is the specified number of days during

which merchandise may occupy space assigned to it without being assessed wharf demurrage. The proposed change is to count Saturdays and Sundays as part of the allowable free time on inbound containerized merchandise, provided the marine terminal's truck gates are open for business on such days. Currently, the weekend days are free even when the truck gates are open.

• Item 780, Rates for Wharf Demurrage after Expiration of Free Time – The amendment would add a third demurrage tier for merchandise remaining on-terminal for more than 10 days after the expiration of the allowable free time and increase demurrage charges. Appendix A, immediately following this reports, provides a list of proposed rates by commodity in comparison with the current rates. The rates for the new third tier would approximately double the current rates.

Need for Tariff No. 4 Amendment – The increase of wharf demurrage fees is an effort to deter POLA's terminal property from being used as a cargo storage facility. The amendment would reduce the on-terminal dwell time for containerized and non-containerized merchandise, increase cargo velocity for the wide range of supply chain stakeholders utilizing the POLA, and improve POLA's competitiveness. The proposed amendment has been approved by the California Association of Port Authorities, of which the Port is a member. It would also create parity with the Port of Long Beach. The amendment is operational in nature rather than financially driven. The estimated demurrage revenues for Fiscal Year 2023 were \$100,319, of which \$100,000 were derived from one container terminal permit that would not be affected by the amendment.

Extended dwell times on inbound merchandise at the POLA became evident as a result of the COVID-19 pandemic and its impact on container volumes. To address the record volume and reduce congestion, the Ports of Long Beach and Los Angeles announced in October 2021 a temporary Container Dwell Fee program, charging each import container dwelling nine days or more at the terminal. The program ended on January 14, 2023 at both ports. While the fee was never implemented, the two ports have seen a combined decline of 92 percent in aging cargo on the docks since the program's inception.

Temporary Order – On September 7, 2023, the Board authorized a Temporary Order approving the same provisions as the proposed tariff amendment, effective October 1, 2023 for a period not to exceed 90 days.

#### CITY COMPLIANCE

California Environmental Quality Act (CEQA) – On September 7, 2023, the Board determined that the proposed action is categorically exempt from requirements of CEQA pursuant to Article III Class 1(31) of the Los Angeles City CEQA Guidelines.

The City Attorney has reviewed and approved the proposed Permanent Order and Ordinance

as to form. Pursuant to Charter Sections 653(a) and (b), the Board has authority to issue a Temporary Order for a period not to exceed 90 days, but Council must approve by ordinance to amend the tariff before it can become effective permanently. Our office recommends approval.

#### FISCAL IMPACT STATEMENT

Approval of the proposed Permanent Order is expected to result in reduced dwell times and improved fluidity for the wide range of supply chain stakeholders that utilize the Port of Los Angeles. The Harbor Department (Port) expects only minimal increases to demurrage revenues as the proposed Order is operational in nature rather than financially driven. The estimated Fiscal Year 2023 demurrage revenues were \$100,319, of which \$100,000 were derived from one container terminal permit that would not be affected by the Order. The recommendations in this report and proposed actions comply with the Port's Financial Policies. There is no impact on the City's General Fund.

Appendix A – Proposed Rates for Wharf Demurrage after Expiration of Free Time Attachment 1 – September 7, 2023 Harbor Board report, Resolution 23-10235

MWS:PJH/MCB/JVW:SHF:10240121

APPENDIX A
PROPOSED RATES FOR WHARF DEMURRAGE AFTER EXPIRATION OF FREE TIME
(Tariff No. 4, Section Seven, Item 780. Current rates are shown in parentheses.)

Commodity	First Tier	Second Tier	New Third Tier				
	Charge Per Day	Charge Per Day	Charge Per Day				
	for First 5 Days	for Days 6 – 10	for Days 11+				
	<b>Merchandise, Not Otherwise Specified (NOS):</b> Billed at either the weight per kiloton (KT) or by measurement per cubic meter, whichever creates the greatest revenue, except as noted.						
Merchandise, NOS, not carried in cargo containers or trailers. Note 1.	\$0.81	\$1.64	\$3.28				
	(\$0.76)	(\$1.54)	(\$1.54)				
Merchandise, NOS, carried in cargo containers or trailers. Note 2.	\$0.81	\$1.64	\$3.28				
	(\$0.76)	(\$1.54)	(\$1.54)				
Overall Length of the Container or Trailer in	Meters:						
Between 0 to 7	\$24.83	\$49.60	\$99.20				
	(\$23.38)	(\$46.70)	(\$46.70)				
Between 7 to 9	\$30.34	\$60.69	\$121.38				
	(\$28.57)	(\$57.15)	(\$57.15)				
Between 9 to 13	\$49.66	\$99.32	\$198.64				
	(\$46.76)	(\$93.52)	(\$93.52)				
Over 13	\$64.84	\$129.66	\$259.32				
	(\$61.05)	(\$122.09)	(\$122.09)				
Vehicles, motor, self-propelling, set up on o	wn wheels, viz.:						
Automobiles, passengers, seating capacity not trucks or pick-truck chassis.	exceeding 10 pass	engers per vehicle, ii	ncluding pick-up				
Shipped outbound by water carrier in domestic trade or shipped by manufacturers for distribution to automobile dealers, per vehicle.	\$2.42	\$4.82	\$9.64				
	(\$2.28)	(\$4.54)	(\$4.54)				
Privately owned vehicles or used cars shipped inbound to the Port of Los Angeles, per vehicle.	\$8.07	\$16.14	\$32.28				
	(\$7.60)	(\$15.20)	(\$15.20)				
Commercial or freight vehicles, including chassis, freight trailers or freight semi-trailers, per KT.	\$2.42	\$4.82	\$9.64				
	(\$2.28)	(\$4.54)	(\$4.54)				
Agricultural, earth-moving equipment, or road-making equipment, NOS, per KT.	\$2.42	\$4.82	\$9.64				
	(\$2.28)	(\$4.54)	(\$4.54)				

#### Notes:

- 1. If measurement of the cargo is required but not available, the measurement shall be constructed on the basis of one (1) cubic meter for each 125 kilograms of cargo.
- 2. If the measurement of the cargo is required but not available, the charge per day will be based on the overall length of the container or trailer as follows.

### CITY OF LOS ANGELES

### INTER-DEPARTMENTAL CORRESPONDENCE

DATE:

September 7, 2023

TO:

The Honorable Karen Bass, Mayor

City of Los Angeles

FROM:

Amber M. Klesges, Commission Secretary

Harbor Department / Mail Stop 260

SUBJECT:

CHARTER SECTION 653 (b) - RESOLUTION NO. 23-10235 -

PERMANENT ORDER TO AMEND PORT OF LOS ANGELES TARIFF NO. 4, SECTION SEVEN "FREE TIME, WHARF DEMURRAGE, AND WHARF

STORAGE"

In accordance with Executive Directive No. 4, attached for your review is Resolution No. 23-10235 authorizing approval of Permanent Order No. 23-7352 to Amend Port of Los Angeles Tariff No. 4, Section Seven "Free Time, Wharf Demurrage, and Wharf Storage", Items 720 and 780; which was approved by the Board of Harbor Commissioners on September 7, 2023.

It is respectfully recommended for the City Administrative Office to review, report, and return to the Harbor Department for further processing to City Council for final consideration.

Please feel free to contact me for any inquiries regarding the transmitted documents at (310) 732-2642 or <a href="mailto:aklesges@portla.org">aklesges@portla.org</a>

CC:

Heleen Ramirez, Mayor's Office Erick Martell, Mayor's Office Jacqueline Wagner, CAO Office Sondra Fu, CAO Office Stephanie Magnien, Harbor Representative City Attorney



#### RECOMMENDATION APPROVED; RESOLUTION 23-10235 ADOPTED AND ORDER 23-7352 APPROVED BY THE BOARD OF HARBOR COMMISSIONERS

September 7, 2023

AM Klesges

Amber M. Klesges

Board Secretary



DATE:

**AUGUST 29, 2023** 

FROM:

**CARGO MARKETING** 

SUBJECT:

RESOLUTION NO.23-10235- APPROVE PERMANENT ORDER TO AMEND

PORT OF LOS ANGELES TARIFF NO. 4, SECTION SEVEN "FREE TIME,

WHARF DEMURRAGE, AND WHARF STORAGE"

### **SUMMARY:**

Staff requests approval of a Permanent Order approving an amendment to Port of Los Angeles (Port) Tariff No. 4 (Tariff), Section Seven "Free Time, Wharf Demurrage, and Wharf Storage", Items 720 and 780. Item 720 would be modified to include Saturdays and/or Sundays as part of the allowable free time on inbound containerized merchandise, provided the marine terminal (terminal) operator's truck gates are announced or published as being open for container delivery on those days. Additionally, to deter Port terminal property from being used as a cargo storage facility, Item 780 would be modified to add a third demurrage tier for merchandise remaining on terminal for more than 10 days after the expiration of free time. The proposed amendment would become effective on October 1, 2023.

A separate action recommends a Temporary Order to make changes to the Tariff within the Board of Habor Commissioners' (Board) authority to adopt rates for up to 90 days, with any rates to be effective beyond the 90 days requiring this Permanent Order to be approved by City Council ordinance.

#### **RECOMMENDATION:**

It is recommended that the Board of Harbor Commissioners:

- Find that the Director of Environmental Management has determined that the proposed action is categorically exempt from the requirements of the California Environmental Quality Act (CEQA) under Article III Class 1(31) of the Los Angeles City CEQA Guidelines;
- 2. Approve the amendment to Port of Los Angeles Tariff No. 4, modifying rates and regulations in Section Seven "Free Time, Wharf Demurrage, and Wharf Storage", Items 720 and 780, subject to the California Association of Port Authorities' review and approval, and authorize the Executive Director to work with the California Association of Port Authorities to secure this approval or proceed to take independent action in

DATE: AUGUST 29, 2023 PAGE 2 OF 5

SUBJECT: PERMANENT ORDER TO AMEND PORT OF LOS ANGELES TARIFF NO.

4, SECTION SEVEN "FREE TIME, WHARF DEMURRAGE, AND WHARF

STORAGE"

accordance with the California Association of Port Authorities' procedure;

3. Adopt Permanent Order No. <u>23-7352</u> with an effective date of October 1, 2023, to amend Port of Los Angeles Tariff No. 4, to modify rates and regulations in Section Seven "Free Time, Wharf Demurrage, and Wharf Storage", Items 720 and 780;

- 4. Direct the Board Secretary to transmit to the City Council for approval the Permanent Order and the Ordinance approving and authorizing the Amendments to Port of Los Angeles Tariff No. 4 pursuant to City Charter 653(a);
- 5. Direct the Board Secretary to transmit to the City Clerk a Notice of Public Hearing for publication in accordance with the provisions of California Government Code sections 66018 and 6062a;
- After the effective date of the Ordinance, transmit the Permanent Order and Ordinance to the Executive Director or his nominee for implementation and posting to the Port of Los Angeles website; and
- 7. Adopt Resolution No. 23 10235.

#### DISCUSSION:

Background and Context – Port Tariff No. 4, Section Seven "Free Time, Wharf Demurrage, and Wharf Storage", includes provisions relating to the duration merchandise can remain on-terminal without being assessed wharf demurrage upon discharge from a vessel or prior to loading to a vessel. Section Seven also lists fees to be charged after the expiration of such free time when cargo is not picked up by the receiver or is delivered to a terminal too early before a vessel's commencement of loading operations and departure. Extended dwell times on inbound merchandise became evident as a result of the COVID-19 pandemic and its impact on container volumes. In an effort to deter prolonged dwell times, an excess dwell fee was put in place on inbound merchandise that would be charged to the container shipping lines for containers remaining on-terminal over 9 days. While no fee was ever charged, the threat of this fee changed the behavior of supply chain stakeholders and resulted in cargo moving off terminal faster, thus making space available for export cargo and new import cargoes.

Proposed Tariff Amendment - Staff recommends amending Port Tariff, Section Seven "Free Time, Wharf Demurrage, and Wharf Storage" (Transmittal 1), Item 720, to include Saturdays, Sundays or both as part of the allowable free time on inbound containerized merchandise, provided the terminal operator's truck gates are announced or published as being open for container delivery on those days. The inclusion of Saturdays and/or Sundays as part of the wharf free time will encourage the import community to utilize weekend days to process cargo. It is anticipated that enhanced utilization of weekend hours will increase cargo velocity, increase available terminal space and potentially increase container equipment and truck chassis utilization.

SUBJECT: PERMANENT ORDER TO AMEND PORT OF LOS ANGELES TARIFF NO.

4, SECTION SEVEN "FREE TIME, WHARF DEMURRAGE, AND WHARF

STORAGE"

Additionally, Item 780 would be modified to add a third demurrage tier for merchandise remaining on-terminal for more than 10 days after the expiration of free time in an effort to deter Port terminal property from being used as a cargo storage facility. Currently, there are only two demurrage tiers: one for the first five days after expiration of free time, and a second for each day after the fifth day. The daily charge for the third demurrage tier would be double that of the prior tier, for cargo remaining on-terminal for 6-10 days after the expiration of free time (see tables below).

Rates on Merchandise, Not Otherwise Specified (NOS), not carried in cargo containers or trailers, and rates on containerized Merchandise, NOS, billed at either the weight per kiloton (KT) or by measurement per cubic meter, whichever creates the greatest revenue, would see an increase in demurrage charges, as stated below:

	Charge Per Day for First	Charge Per Day for	Charge Per Day for
Commodity	5 Days	Days 6 - 10	Days 11+
Merchandise, NOS, not carried in cargo containers or trailers. Note: If measurement of the cargo is required but not available, the measurement shall be constructed on the basis of one (1) cubic meter for each 125 kilograms of cargo.	\$0.81	\$1.64	\$3.28
Merchandise, NOS, carried in cargo containers or trailers. Note: If measurement of the cargo is required but not available, the charge per day will be based on the overall length of the container or trailer as follows:	\$0.81	\$1.64	\$3.28

Overall Length in	Overall Length in	Charge Per Day	Charge Per Day	Charge Per Day
Meters Over	Meters but Not Over	for First 5 Days	for Days 6-10	for Days 11+
0	7	\$24.83	\$49.60	\$99.20
7	9	\$30.34	\$60.69	\$121.38
9	13	\$49.66	\$99.32	\$198.64
13	Over	\$64.84	\$129.66	\$259.32

DATE: AUGUST 29, 2023 PAGE 4 OF 5

SUBJECT: PERMANENT ORDER TO AMEND PORT OF LOS ANGELES TARIFF NO.

4, SECTION SEVEN "FREE TIME, WHARF DEMURRAGE, AND WHARF

STORAGE"

Rates on vehicles would see the addition of a third demurrage tier as follows:

Commodity Vehicles, motor, self-propelling, set up on own wheels, viz.:	Charge Per Day for First 5 Days	Charge Per Day for Days 6 – 10	Charge Per Day for Days 11+
Automobiles, passenger, seating capacity not exceeding 10 pas pick-up trucks or pick-up truck chassis.	ssengers pe	vehicle, inc	cluding
Shipped outbound by water carrier in domestic trade or shipped by manufacturers for distribution to automobile dealers, per vehicle.	\$2.42	\$4.82	\$9.64
Privately owned vehicles or used cars shipped inbound to the Port of Los Angeles, per vehicle.	\$8.07	\$16.14	\$32.28
Commercial or freight vehicles, including chassis, freight trailers or freight semi-trailers, per KT.	\$2.42	\$4.82	\$9.64
Agricultural, earth-moving equipment, or road-making equipment, NOS, per KT.	\$2.42	\$4.82	\$9.64

<u>Need for Amendment</u> – Reducing the on-terminal dwell time for containerized and non-containerized merchandise will provide more space on Port terminals to accept empty containers, export merchandise, and improve fluidity for the wide range of supply chain stakeholders that utilize the Port.

<u>Need for Approval</u> – Los Angeles City Charter Section 653(a) requires the Board to approve any amendment by Order and City Council approval of the Order by Ordinance.

A separate action recommends Board adoption of a Temporary Order within its Los Angeles City Charter Section 653(b) authority to approve changes to Tariff No. 4 (Transmittal 1), to be effective for a period not to exceed 90 days. The Temporary Order, if approved, will be effective October 1, 2023, and expire 90 days after the effective date or upon execution of the Permanent Order (Transmittal 2) and Ordinance (Transmittal 3) by the City Council, whichever occurs first. This action for Board and City Council adoption of a Permanent Order (Transmittal 2) and Ordinance (Transmittal 3) are required under the Charter Section 653(a) to make changes to the Tariff (Transmittal 1) effective beyond the Temporary Order's 90-day effective period.

### **ENVIRONMENTAL ASSESSMENT:**

The proposed action is the approval of a Permanent Order to amend the Port Tariff, which is an activity that modifies any rate, fee, or charge for the use of existing municipal facilities and services involving negligible or no expansion of use. Therefore, the Director of Environmental Management has determined that the proposed action is categorically

DATE:

**AUGUST 29, 2023** 

PAGE 5 OF 5

SUBJECT: PERMANENT ORDER TO AMEND PORT OF LOS ANGELES TARIFF NO. 4, SECTION SEVEN "FREE TIME, WHARF DEMURRAGE, AND WHARF

STORAGE"

exempt from the requirements of CEQA in accordance with Article III Class 1(31) of the Los Angeles City CEQA Guidelines.

### FINANCIAL IMPACT:

Approval of the proposed Permanent Order is expected to result in reduced dwell times and improved fluidity for the wide range of supply chain stakeholders that utilize the Port. Only minimal increases to demurrage revenues are expected as this amendment is operational in nature rather than financially driven.

Estimated Fiscal Year 2023 demurrage revenues were \$100,319, of which \$100,000 were derived from one container terminal permit which would not be affected by approval of this Order.

### **CITY ATTORNEY:**

The Office of the City Attorney has approved as to form and legality the proposed Permanent Order and Ordinance.

### TRANSMITTALS:

- 1. Proposed POLA Tariff No. 4 Revision
- 2. Permanent Order
- 3. Ordinance

FIS Approval: / ( (initials) CA Approval:  $\mathcal{S} \mathcal{O}(\text{initials})$ 

**Director of Cargo Marketing** 

Marla Bleavins For

MICHAEL DIBERNARDO **Deputy Executive Director** 

Michael DiBernardo

APPROVED:

EUGENE D. SEROKA

**Executive Director** 

EC:JY:aa

PORT OF LOS AN	IGELES – TARIFF NO.	4	Second Revised Page Cancels First Revised Page and Circular No. 26B	
FRI		CTION SEVEN MURRAGE, AND WHARF S	STORAGE	Item No.
Demurrage rates nawharf or wharf premises and has be (c) INBOU vessel. Inbound M (d) OUTB and is awaiting load (e) FREE (c)	RF DEMURRAGE is the amed in this Tariff, assess mises after the free time. RF STORAGE is the chart, assessed against merelate accepted for storage. UND MERCHANDISE is the chardise may be non-cound MERCHANDIS ding on board a vessel.	rge, calculated in accordance nandise which remains on a mass merchandise which has been containerized or containerized E is merchandise which is being the modern of days during which mandise which which mandise which which mandise which which was a mandise which which was a mandise which which was a mandise wh	with Wharf Storage rates nunicipal wharf or wharf in discharged from a l.	700
the first midnight at discharging or leave wharf to complete considered as having [C] INI container at 3:00 a  (2) OU after the merchandiduring the loading of	BOUND MERCHANDI fter the vessel, from whites wharf, whichever occur discharging because of langle left the first wharf.  BOUND MERCHANDI m. after the container is a  TTBOUND MERCHAN se is placed on a wharf cont discharging operations	SE, Non-containerized: Free ch the merchandise was dischurs first; provided, that when ack of space at first wharf, such SE, Containerized: Free time discharged from a vessel.  DISE: Free time shall common wharf premises; provided, he is of a vessel shall not be counting loaded on or discharged from	arged, finishes a vessel moves to another ch vessel shall not be e shall commence for each ence at the first midnight nowever, that the days ted as wharf demurrage	[C] 710
	for explanation of abbrevia Order No. 6880	Adopted July 19, 2006		
Correction No.377	Ordinance No. 177985	Adopted October 10, 2006	EFFECTIVE: December 1,	2006

PORT OF LOS AN	GELES – TARIFF NO. 4		Fourth Revised Page Cancels Third Revised Page And Circular No. 28	
FREE TIM	SECTION SE E, WHARF DEMURRAGI	VEN – Continued E, AND WHARF STORA	AGE Continued	Item No.
Tariff, Free Time sh to Item No. 730, as a CONTAINERIZED CARGO Inbound: NON-CONTAINERIZE CARGO Inbound: Outbound:  +Note 1: Either Satu Inbound Containeriz that its gates will be Transshipped: Mercallowed the longer for the statu Inbound that its gates for allowed the longer for the statu Inbound Containeriz that its gates will be the status of the s	f Saturdays, Sundays and the all be allowed on Inbound, follows:  COASTWISE TRADE 5 days 5 days	INTERCOASTAL TRADE 4 days 6 days INTERCOASTAL TRADE 5 days 10 days  Il be included in the Free merized terminal operator on such days.  ving a long and a short free se shall such merchandise	FOREIGN AND OFFSHORE TRADE 4 days 6 days FOREIGN AND OFFSHORE TRADE 7 days 10 days  Time Allowed on announced or published	+[C] 720
advantage of, and the navigation require, is removal of any merce (b) Outbour wharves, premises of exceed ten (10) work the cargo was origin accident, breakdown such merchandise undoes not apply on methe original schedule (c) The Execterminal operations of	ren necessary shall the free e Executive Director, if he is hereby empowered at any handise, irrespective of the nd merchandise, upon approxifacilities of the Port at owing days beyond the allowally intended is unable to care or other emergency. There aless or until the merchandiser chandise which wharf derid call date of the vessel.	time herein provided for determines that the interestime to shorten such free free time period.  Oval of the Executive Director is risk at no charge for able free time in Item 720 all as scheduled because of eafter, wharf demurrage is see is accepted for wharf smurrage or storage charges the allowable free time of the allowable free time of the are interrupted by war,	be fully utilized or taken sts of commerce and time and to cause the ector, may remain on a period of time not to if the vessel for which of stress of weather, hall be assessed against torage. This exception as have accrued prior to on any merchandise if earthquake, flood, fire,	730
		opted	DDDD GTW T	
Correction No.	Ordinance No. Ad	opted	EFFECTIVE:	

PORT OF LOS ANGELES – TARIFF NO. 4 Original Page	114
SECTION SEVEN – Continued FREE TIME, WHARF DEMURRAGE, AND WHARF STORAGE Continued	Item No.
APPLICATION OF WHARF DEMURRAGE RATES  Wharf demurrage shall be assessed in accordance with the provisions Item No. 780 against all merchandise remaining on wharf premises after the expiration of free time as provided in Item No. 720, Termination of Wharf Storage as provided in Item No. 790, or upon the area designated in a space assignment after its termination as provided in Item No. 800. The grantee of a berth assignment may apply in writing to the Executive Director to use the storage provisions of Item No. 790 or space assignment provisions of Item No. 800.	740
STORAGE UNDER STRIKE CONDITIONS	
Merchandise which cannot be removed from the port due to a general waterfront strike of five calendar days or more will be subject to the following:  (a) Merchandise on Free Time: Strikebound merchandise will be continued on free time until the maximum free time allowed under this tariff has expired. Upon expiration of free time, storage charges will be assessed under the provisions of Item No. 790.  (b) Merchandise on Demurrage or Storage: Merchandise on demurrage or storage will be subject to storage under the storage rates in this section during the period in which the strike is in effect. The Executive Director reserves the right to authorize storage rates for strikebound cargo without prior request.  (c) Charge applicable after the strike ends: Merchandise which was previously strikebound remaining on hand on the sixteenth day following the end of the strike will be subject to demurrage, unless prior authorization has been granted by the Executive Director for storage or space assignment.	750
See Item 10 for explanation of abbreviations and symbols.  Order No. 5837 Adopted July 12, 1989	

PORT OF LOS ANGELES – TARIFF NO. 4 Original Page	114-A
SECTION SEVEN – Continued FREE TIME, WHARF DEMURRAGE, AND WHARF STORAGE Continued	Item No.
ASSEMBLY TIME	
Subject to terminal space availability and upon receiving shipper's or consignee's request, the Executive Director may grant time of up to 20 days beyond the regular free time allowance provided in this tariff for assembling cargo lots. Assembly Time granted is exclusive of Saturdays, Sundays, and Holidays. Assembled cargo lots must aggregate 200 revenue tons or more constituting an export or import shipment for loading or unloading from a specifically named vessel. Note: Extension of time to assembled cargo applies only to Port of Los Angeles charges contained in this tariff. Equipment owned or leased by ocean carrier(s) is subject to demurrage (or detention) charges and free time provisions provided for in individual ocean carrier tariffs.	+ 760
See Item 10 for explanation of abbreviations and symbols.	
Order No. 6094 Adopted July 22, 1992 Correction No. 68 Ordinance No. 168288 Adopted October 9, 1992 EFFECTIVE, November 21	1992

PORT OF LOS ANGELES – TARIFF NO. 4	Sixth Revised Page 115  Cancels Fifth Revised Page
SECTION SEVEN – Continu FREE TIME, WHARF DEMURRAGE, AND, WHAR	led Item No.
RATES FOR WHARF DEMURRAGE AFTER EXP Wharf demurrage shall be assessed against all merchan	
wharf premises after the expiration of the free time allowed (Sorates named in this Item (subject to Notes 1,2,3,4 and 5).  Note 1. See Item 790 for wharf storage rates.	ee Item 720) at wharf demurrage
Note 2. When requested in writing by the steamship of be made from steamship company's records, the Executive Dir against small portions of shipments of merchandise requiring r of shipments of merchandise discharged from a vessel which h delivery of the major portion of such merchandise, against mer which is deadover without billing and which may not be delive ownership thereof is established, and against portions of shipm by Customs for the appraiser's store.	ector may waive wharf demurrage ecoopering, against small portions ave not been located at the time of chandise discharged from a vessel red by a steamship company until
Note 3. Rates provided in this Rule will not apply on n mechanically through the bulk loading or unloading facilities a	
Note 4. The minimum wharf demurrage charge shall be automobiles and pick-up trucks.	e \$22.73 per lot excepting
Note 5. In those cases in which merchandise remains of periods of time, accrual reports shall be made by the terminal of by the Harbor Department for the amount of demurrage charge cargo for an initial 45-day period and each subsequent 30-day period the accrual reports to the Executive Director within 15 days fol 45-day period and subsequent 30-day periods of demurrage with penalty charge of two percent (2%) of total demurrage charges	perator and invoices shall be issued s accrued on a particular lot of period. Neglect or refusal to deliver lowing the completion of the initial I result in the assessment of a
	*
See Item 10 for explanation of abbreviations and symbols.	
Order No. 22-7327 Adopted April 28, 2 Correction No. 821 Ordinance No. 187649 Adopted October 25	

PORT OF LOS ANGEL	LES – TARIFF N	NO. 4	Seve	enth Revised Page Cancels	116
			Sixt	h Revised Page	116
SECTION SEVEN – Continued FREE TIME, WHARF DEMURRAGE, AND WHARF STORAGE – Continued					Item No.
RATES FOR WHAR	F DEMURRAG	E AFTER EXPIRA	TION OF FREE T	IME Continued	
		RATES			
In cents per day cubic meter or fraction to noted.		eof, Saturdays, Sund unit, on the same ba			
Commodi	~ ~~	Charge Per Day for First 5 Days	Charge Per Day for Days 6 - 10	Charge Per Day for Days 11+	
Merchandise, N.O.S., a cargo containers or trainmeasurement of the carbut not available, the mishall be constructed on one (1) cubic meter for kilograms of cargo.	ilers. Note: If rgo is required neasurement the basis of	81	164	328	*[A] 780 (Cont.)
Merchandise, N.O.S., of cargo containers or trail measurement of the carbut not available, the could be based on the owthe container or trailer	ilers. Note: If rgo is required harge per day verall length of	81	164	328	
OVERALL LENGTH	IN METERS				
Over But Not C 0 7 7 9 9 13 13 over	Over	2483 3034 4966 6484	4960 6069 9932 12966	9920 12138 19864 25932	
Orde	splanation of abbreer No. inance No.	eviations and symbol Adopted Adopted		ECTIVE:	

PORT OF LOS ANGE	ELES – TAR	IFF NO. 4		oth Revised Page Cancels Th Revised Page	
SECTION SEVEN – Continued FREE TIME, WHARF DEMURRAGE, AND WHARF STORAGE Continued					
WHARFAGE DEMURRAGE – Continued					
Commodity  Vehicles, motor, self- propelling, set up on wheels, viz.:		Charge Per Day for First 5 Days	Charge Per Day for Days 6 - 10	Charge Per Day for Days 11+	
Automobiles, passeng seating capacity not e 10 passengers per veh including pick-up true pick- up truck chassis	exceeding nicle, cks or				[A] 780 (Cont.)
Shipped outbound carrier in domestic shipped by manufator for distribution to mobile dealers, pe	trade or acturers auto-	242	482	964	
Privately owned v used cars shipped to the Port of Los per vehicle.	inbound	807	1614	3228	
Commercial or freight including chassis, frei trailers or freight sem per KT.	ght	242	482	964	
Agricultural, earth-mo equipment, or road-m equipment, N.O.S., po	aking	242	482	964	
		f abbreviations and sym	bols.		
	der No. dinance No.	Adopted Adopted	EFF	FECTIVE:	

			Sixth Revise	ed Page	118
PORT OF LOS AN	NGELES – TARIFF	NO. 4		Cancels	12.2.41
	· · · · · · · · · · · · · · · · · · ·		Fifth Revise	d Page	118
FREE TIN		ION SEVEN – Continue RRAGE, AND WHARI	m.	ued	Item No.
	[C	WHARF STORAGE			
	•	wharves and wharf preme by the shipper or consi	_	s of time	
(a) Space	is available; and				
(b) The pr	compt loading or disci	harging of vessels will in	no manner be interfer	ed with;	
(c) Appro	ved by the Terminal (	Operator and the Execut	ve Director.		[A]
		against all merchandise (subject to Notes 1, 2,		on wharves	790
Note 1. Su	bject to the provision	s of paragraph (2), Item	710.	1	
	echanically through the	em will not apply on me ne bulk loading or unloa			
cha	-	to be stored on wharves storage at rates named in			
See Item 10	for explanation of abbi	eviations and symbols.			
Correction No.	Order No. Ordinance No.	Adopted Adopted	EFFECTIVE:		

SECTION SEVEN - Continued FREE TIME, WHARF DEMURRAGE, AND WHARF STORAGE Continued  WHARF STORAGE - Continued RATES  In cents per day, or fraction thereof, Saturdays, Sundays and holidays included, per KT or cubic meter or fraction thereof, whichever shall yield the greater revenue, except as noted in individual items.  Merchandise, N.O.S., not stored in cargo containers or trailers.  Note: If measurement of the cargo is not available, the measurement shall be constructed on the basis of one (1) cubic meter for each 125 kilograms of cargo.  Stored on uncovered areas	DODT OF LOCAL	NCELES TABLES NO	4	Sixth Revised Page	119
SECTION SEVEN – Continued FREE TIME, WHARF DEMURRAGE, AND WHARF STORAGE – Continued  WHARF STORAGE – Continued RATES  In cents per day, or fraction thereof, Saturdays, Sundays and holidays included, per KT or cubic meter or fraction thereof, whichever shall yield the greater revenue, except as noted in individual items.  Merchandise, N.O.S., not stored in cargo containers or trailers.  Note: If measurement of the cargo is not available, the measurement shall be constructed on the basis of one (1) cubic meter for each 125 kilograms of cargo.  Stored on covered areas	PORT OF LOS AT	NGELES – TARIFF NO	. 4		119
RATES  In cents per day, or fraction thereof, Saturdays, Sundays and holidays included, per KT or cubic meter or fraction thereof, whichever shall yield the greater revenue, except as noted in individual items.  Merchandise, N.O.S., not stored in cargo containers or trailers.  Note: If measurement of the cargo is not available, the measurement shall be constructed on the basis of one (1) cubic meter for each 125 kilograms of cargo.  Stored on covered areas	FREE TI				
In cents per day, or fraction thereof, Saturdays, Sundays and holidays included, per KT or cubic meter or fraction thereof, whichever shall yield the greater revenue, except as noted in individual items.  Merchandise, N.O.S., not stored in cargo containers or trailers.  Note: If measurement of the cargo is not available, the measurement shall be constructed on the basis of one (1) cubic meter for each 125 kilograms of cargo.  Stored on covered areas		WHARF S	STORAGE – Continued	,	
cubic meter or fraction thereof, whichever shall yield the greater revenue, except as noted in individual items.  Merchandise, N.O.S., not stored in cargo containers or trailers.  Note: If measurement of the cargo is not available, the measurement shall be constructed on the basis of one (1) cubic meter for each 125 kilograms of cargo.  Stored on covered areas			RATES		
Note: If measurement of the cargo is not available, the measurement shall be constructed on the basis of one (1) cubic meter for each 125 kilograms of cargo.  Stored on covered areas	cubic meter or frac				
constructed on the basis of one (1) cubic meter for each 125 kilograms of cargo.  Stored on covered areas	Merchandise, N.O.	S., not stored in cargo co	ontainers or trailers.		
Stored on uncovered areas, when requested by shipper or consignee thereof	со	nstructed on the basis of	one (1) cubic meter for each	125 kilograms of cargo.	
when requested by shipper or consignee thereof				75	
Merchandise, N.O.S., stored in cargo containers or trailers		,	nsignee thereof	39	(Cont.)
Over         But Not Over           0         7           7         9           9         13           13         over           3052    Cotton, cotton linters, compressed in bales, per KT or fraction thereof  32  See Item 10 for explanation of abbreviations and symbols.  Order No.  Adopted	Note: If	the measurement of the ce charge per day will be	cargo is not available, based on the overall	39	
Over         But Not Over           0         7           7         9           9         13           13         over           3052    Cotton, cotton linters, compressed in bales, per KT or fraction thereof  32  See Item 10 for explanation of abbreviations and symbols.  Order No.  Adopted	OVERAL	L LENGTH IN METER	S		
7 9 13 2364 13 over 3052  Cotton, cotton linters, compressed in bales, per KT or fraction thereof 32  See Item 10 for explanation of abbreviations and symbols.  Order No. Adopted					
9 13 2364 13 over 3052  Cotton, cotton linters, compressed in bales, per KT or fraction thereof	0				
Cotton, cotton linters, compressed in bales, per KT or fraction thereof	1				
See Item 10 for explanation of abbreviations and symbols.  Order No. Adopted	l .				
Order No. Adopted	Cotton, cotton linte	ers, compressed in bales,	per KT or fraction thereof	32	
Order No. Adopted					*
Order No. Adopted					
Order No. Adopted					
Order No. Adopted					
	See Item 10				
	Correction No.			EFFECTIVE:	

PORT OF LOS ANGELES -	TARIFE NO 4	Fifth Revised Page Cancels	120
TORT OF EOS ANGLEES	TAKET NO. 4	Fourth Revised Page	120
FREE TIME, WHAR	SECTION SEVEN – Continued F DEMURRAGE, AND WHARF S	STORAGE Continued	Item No
	WHARF STORAGE – Continued	i	
		RATE	
Viz.: Commer	propelling, set up on own wheels cial or freight vehicles, including clor freight semi-trailers, per KT		
	y municipal wharf by consent of an the Executive Director, per vehicle Note 3)		[A] 790
	r, seating capacity not exceeding 10 k-up truck chassis, per vehicle.	passengers per vehicle,	
Charge per day for first 21 days	Charge per day for each additional day over 21 to 45 days	Charge per day for each additional day over 45 days	
72	142	428	
See Item 10 for explanat Order No.	ion of abbreviations and symbols.  Adopted		

## ORDER NO. 23-7352

An Order of the Board of Harbor Commissioners of the City of Los Angeles amending Port of Los Angeles Tariff No. 4.

THE BOARD OF HARBOR COMMISSIONERS OF THE CITY OF LOS ANGELES DOES HEREBY ORDER AS FOLLOWS:

Section 1. Port of Los Angeles Tariff No. 4, adopted July 12, 1989, by Order No. 5837, and Ordinance No. 165,789, adopted April 10, 1990, as amended, is further amended as set forth in Exhibit "A," attached hereto and incorporated herein by reference.

Section 2. The Director of Environmental Management has determined that the proposed action is exempt from the requirements of the California Environmental Quality Act (CEQA) under Article III, Class 1(31) of the Los Angeles City CEQA Guidelines.

Section 3. The Board Secretary shall transmit to the City Council for approval the Order and Ordinance approving the amendment to Tariff No. 4 pursuant to City Charter Section 653(a).

Section 4. The Board Secretary shall execute the proposed Board Order and Ordinance amending Tariff No. 4 and, upon its publication, transmit the Order and Ordinance to the Chief Wharfinger for implementation of the tariff change and posting of the amended Tariff No. 4 to the Port's website.

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	MBER No oard Se		<del></del>	

APPROVED AS TO FORM AND LEGALITY

8/28

\_, 2023

HYDEE FELDSTEIN SOTO, City Attorney STEVEN Y. OTERA, General Counsel

NEILL T. TSENG, Deputy City Attorney

NTT

Attachment - Exhibit A

PORT OF LOS ANGELES – TARIFF NO. 4	Second Revised Page Cancels	112
	First Revised Pageand Circular No. 26B	112
SECTION SEVEN FREE TIME, WHARF DEMURRAGE, AND WHARF S	STORAGE	Item No.
DEFINITIONS		
(a) WHARF DEMURRAGE is the charge, calculated in accordance Demurrage rates named in this Tariff, assessed against merchandise which wharf or wharf premises after the free time allowed.		
(b) WHARF STORAGE is the charge, calculated in accordance named in this Tariff, assessed against merchandise which remains on a material premises and has been accepted for storage.		700
(c) INBOUND MERCHANDISE is merchandise which has bee vessel. Inbound Merchandise may be non-containerized or containerized		700
(d) OUTBOUND MERCHANDISE is merchandise which is be and is awaiting loading on board a vessel.	ing or has been assembled	-
(e) FREE TIME is the specified number of days during which me space assigned to it without being assessed Wharf Demurrage.	nerchandise may occupy	
FREE TIME, COMMENCES WHEN		
(1) INBOUND MERCHANDISE, Non-containerized: Free the first midnight after the vessel, from which the merchandise was disch discharging or leaves wharf, whichever occurs first; provided, that when wharf to complete discharging because of lack of space at first wharf, succonsidered as having left the first wharf.	narged, finishes a vessel moves to another	[C] 710
[C] INBOUND MERCHANDISE, Containerized: Free time container at 3:00 a.m. after the container is discharged from a vessel.	e shall commence for each	
(2) OUTBOUND MERCHANDISE: Free time shall common after the merchandise is placed on a wharf or wharf premises; provided, he during the loading or discharging operations of a vessel shall not be count or wharf storage days if merchandise is being loaded on or discharged from dispatch.	nowever, that the days sted as wharf demurrage	
Continue 10 for any language of the state of		
See Item 10 for explanation of abbreviations and symbols.  Order No. 6880 Adopted July 19, 2006  Correction No.377 Ordinance No. 177985 Adopted October 10, 2006	EFFECTIVE: December 1.	2006

PORT OF LOS AN	NGELES – TARIFF NO. 4		Fourth Revised Page Cancels Third Revised Page And Circular No. 28	
FREE TIN	SECTION SEV ME, WHARF DEMURRAGE,		AGE Continued	Item No.
Tariff, Free Time s to Item No. 730, as  CONTAINERIZED CARGO Inbound: Outbound: NON-CONTAINERIZE CARGO Inbound: Outbound:  +Note 1: Either Sat Inbound Containeri that its gates will be	COASTWISE TRADE 5 days 5 days	INTERCOASTAL TRADE 4 days 6 days INTERCOASTAL TRADE 5 days 10 days	FOREIGN AND OFFSHORE TRADE 4 days 6 days FOREIGN AND OFFSHORE TRADE 7 days 10 days Time Allowed on announced or published	+[C] 720
allowed the longer	free time period but in no case bound and the outbound period	shall such merchandise		
advantage of, and the navigation require, removal of any mer (b) Outbook wharves, premises exceed ten (10) worthe cargo was original accident, breakdow such merchandise undoes not apply on n	rhen necessary shall the free ting the Executive Director, if he desis hereby empowered at any time than dise, irrespective of the frond merchandise, upon approver or facilities of the Port at owner than days beyond the allowable nally intended is unable to call mor other emergency. There are the control of the merchandise merchandise which wharf demoded call date of the vessel.	me herein provided for termines that the intereme to shorten such free ee time period.  al of the Executive Direr's risk at no charge for le free time in Item 720 as scheduled because ofter, wharf demurrage sis accepted for wharf surrage or storage charge	be fully utilized or taken sts of commerce and time and to cause the ector, may remain on a period of time not to if the vessel for which of stress of weather, shall be assessed against torage. This exception as have accrued prior to	730
terminal operations	ecutive Director may extend the or movement of merchandise occurrence which, in the judgment time.	are interrupted by war,	earthquake, flood, fire,	

PORT OF LOS ANGELES – TARIFF NO. 4 Original Page	114
SECTION SEVEN – Continued FREE TIME, WHARF DEMURRAGE, AND WHARF STORAGE Continued	Item No.
APPLICATION OF WHARF DEMURRAGE RATES  Wharf demurrage shall be assessed in accordance with the provisions Item No. 780 against all merchandise remaining on wharf premises after the expiration of free time as provided in Item No. 720, Termination of Wharf Storage as provided in Item No. 790, or upon the area designated in a space assignment after its termination as provided in Item No. 800. The grantee of a berth assignment may apply in writing to the Executive Director to use the storage provisions of Item No. 790 or space assignment provisions of Item No. 800.	740
STORAGE UNDER STRIKE CONDITIONS	
Merchandise which cannot be removed from the port due to a general waterfront strike of five calendar days or more will be subject to the following:  (a) Merchandise on Free Time:  Strikebound merchandise will be continued on free time until the maximum free time allowed under this tariff has expired. Upon expiration of free time, storage charges will be assessed under the provisions of Item No. 790.  (b) Merchandise on Demurrage or Storage: Merchandise on demurrage or storage will be subject to storage under the storage rates in this section during the period in which the strike is in effect. The Executive Director reserves the right to authorize storage rates for strikebound cargo without prior request.	750
(c) Charge applicable after the strike ends:  Merchandise which was previously strikebound remaining on hand on the sixteenth day following the end of the strike will be subject to demurrage, unless prior authorization has been granted by the Executive Director for storage or space assignment.	
See Item 10 for explanation of abbreviations and symbols.  Order No. 5837 Adopted July 12, 1989 Ordinance No. 165789 Adopted April 10, 1990 EFFECTIVE: July 1, 1990	

PORT OF LOS ANGELES – TARIFF NO. 4	riginal Page1	14-A
SECTION SEVEN – Continued FREE TIME, WHARF DEMURRAGE, AND WHARF STORAGE	E Continued	Item No.
ASSEMBLY TIME		
Subject to terminal space availability and upon receiving shipper's of the Executive Director may grant time of up to 20 days beyond the regular freprovided in this tariff for assembling cargo lots. Assembly Time granted is a Saturdays, Sundays, and Holidays. Assembled cargo lots must aggregate 20 more constituting an export or import shipment for loading or unloading from named vessel. Note: Extension of time to assembled cargo applies only to Find charges contained in this tariff. Equipment owned or leased by ocean carrier demurrage (or detention) charges and free time provisions provided for in intariffs.	ree time allowance exclusive of 0 revenue tons or m a specifically Port of Los Angeles (s) is subject to	+ 760
See Item 10 for explanation of abbreviations and symbols.		
Order No. 6094 Adopted July 22, 1992 Correction No. 68 Ordinance No. 168288 Adopted October 9, 1992 EF	FECTIVE: November 21,	1992

DODT OF LOCAL	ICELES TAREENO		Sixth Revised Page	115
PORT OF LOS AN	NGELES – TARIFF NO	. 4	Cancels Fifth Revised Page	115
FREE TIM		N SEVEN – Continued AGE, AND, WHARF STORA		Item No.
		AGE AFTER EXPIRATION		
wharf premises after		I against all merchandise remairee time allowed (See Item 72 1,2,3,4 and 5).		
Note 1. See	e Item 790 for wharf sto	rage rates.		
be made from stear against small portion of shipments of me delivery of the maj which is deadover	nship company's record ons of shipments of mer rchandise discharged fr or portion of such mercl without billing and which is established, and again	g by the steamship company and so, the Executive Director may chandise requiring recoopering om a vessel which have not be nandise, against merchandise of the may not be delivered by a so set portions of shipments of me	waive wharf demurrage g, against small portions een located at the time of discharged from a vessel teamship company until	[A] 780
		e will not apply on merchandis inloading facilities at Berths 4		
Note 4. The automobiles and pi		rrage charge shall be \$22.73 p	per lot excepting	
periods of time, acc by the Harbor Depa cargo for an initial the accrual reports 45-day period and s	crual reports shall be many artment for the amount of 45-day period and each to the Executive Directors bussequent 30-day period	rchandise remains on wharf de de by the terminal operator are of demurrage charges accrued subsequent 30-day period. Not within 15 days following the ds of demurrage will result in demurrage charges incurred.	nd invoices shall be issued on a particular lot of eglect or refusal to deliver e completion of the initial	
. , ,				
See Item 10	for explanation of abbrevi			
Correction No. 821	Order No. 22-7327 Ordinance No. 187649	Adopted April 28, 2022 Adopted October 25, 2022	EFFECTIVE: December 12,	2022

PORT OF LOS ANGELES – TARIFF N	NO. 4		enth Revised Page Cancels n Revised Page	
SECTI FREE TIME, WHARF DEMU	ON SEVEN – Con RRAGE, AND WH		Continued	Item No.
RATES FOR WHARF DEMURRAG	E AFTER EXPIRA	ATION OF FREE T	IME Continued	
	RATES			
In cents per day or fraction there cubic meter or fraction thereof or other unoted.				
Commodity	Charge Per Day for First 5 Days	Charge Per Day for Days 6 - 10	Charge Per Day for Days 11+	
Merchandise, N.O.S., not carried in cargo containers or trailers. Note: If measurement of the cargo is required but not available, the measurement shall be constructed on the basis of one (1) cubic meter for each 125 kilograms of cargo.	81	164	328	*[A] 780 (Cont.)
Merchandise, N.O.S., carried in cargo containers or trailers. Note: If measurement of the cargo is required but not available, the charge per day will be based on the overall length of the container or trailer as follows:	81	164	328	
OVERALL LENGTH IN METERS				
Over But Not Over 0 7 7 9 9 13 13 over	2483 3034 4966 6484	4960 6069 9932 12966	9920 12138 19864 25932	
Soo Itams 10 for our land in a fall.	oviotions and some			
See Item 10 for explanation of abbr Order No.	eviations and symbol Adopted	s.		
Correction No. Ordinance No.	Adopted	EFFE	CCTIVE:	

PORT OF LOS ANGELES – TAF	RIFF NO. 4	Six	kth Revised Page Cancels	117
		Fif	fth Revised Page	117
FREE TIME, WHARF D	SECTION SEVEN – C EMURRAGE, AND		Continued	Item No.
WHAI	RFAGE DEMURRAC	GE – Continued		
Commodity  Vehicles, motor, self- propelling, set up on own wheels, viz.:	Charge Per Day for First 5 Days	Charge Per Day for Days 6 - 10	Charge Per Day for Days 11+	
Automobiles, passenger, seating capacity not exceeding 10 passengers per vehicle, including pick-up trucks or pick- up truck chassis.				[A] 780 (Cont.)
Shipped outbound by water carrier in domestic trade or shipped by manufacturers for distribution to automobile dealers, per vehicle.	242	482	964	
Privately owned vehicles or used cars shipped inbound to the Port of Los Angeles, per vehicle.	807	1614	3228	
Commercial or freight vehicles, including chassis, freight trailers or freight semi-trailers, per KT.	242	482	964	-
Agricultural, earth-moving equipment, or road-making equipment, N.O.S., per KT.	242	482	964	
See Item 10 for explanation o	f abbreviations and sym	bols.		
Order No. Ordinance No.	Adopted Adopted	EFF	ECTIVE:	

Sixth Revised Page	118
PORT OF LOS ANGELES – TARIFF NO. 4 Cancels Fifth Revised Page	118
SECTION SEVEN – Continued FREE TIME, WHARF DEMURRAGE, AND WHARF STORAGE Continued	Item
[C] WHARF STORAGE	
Merchandise may be stored on wharves and wharf premises for limited periods of time after prior arrangements have been made by the shipper or consignee thereof, if:	
(a) Space is available; and	
(b) The prompt loading or discharging of vessels will in no manner be interfered with; and	
(c) Approved by the Terminal Operator and the Executive Director.	[/
Wharf storage shall be assessed against all merchandise permitted to be stored on wharves at wharf storage rates named in this Item (subject to Notes 1, 2, and 3).	79
Note 1. Subject to the provisions of paragraph (2), Item 710.	
Note 2. Rates provided in this Item will not apply on merchandise, in bulk, handled mechanically through the bulk loading or unloading facilities at Berths 48 through 53.	
Note 3. Merchandise permitted to be stored on wharves will be assessed a minimum charge of five (5) days storage at rates named in this Item, but not less than \$22.73 per lot.	
See Item 10 for explanation of abbreviations and symbols.	
Order No. Adopted Correction No. Ordinance No. Adopted EFFECTIVE:	

PORT OF LOS ANGELES – TARIFF NO. 4		Sixth Revised Page119		
		Cancels Fifth Revised Page	119	
FREE TII		ON SEVEN – Continuec RRAGE, AND WHARF	7	Item No.
	WHARI	F STORAGE – Continue	d	
747		RATES		
In cents per day, or fraction thereof, Saturdays, Sundays and holidays included, per KT or cubic meter or fraction thereof, whichever shall yield the greater revenue, except as noted in individual items.				
Merchandise, N.O	.S., not stored in cargo	containers or trailers.		
1			ble, the measurement shall be or each 125 kilograms of cargo.	[A]
			75	790
	uncovered areas,	anniana tharaaf	39	(Cont.)
When rec	fuested by shipper of e	onsignee mereor		
Note: If		e cargo is not available, be based on the overall	39	
OVEDAL	L LENGTH IN METE	7DC		
OVERAL	LENGTH IN METE But Not O			
0			1182	
7			1442	
9			2364	
13	over		3052	
Cotton cotton linte	ers compressed in half	es ner KT or fraction the	ereof32	
Cotton, cotton mit	ns, compressed in our	o, per itr or industrial the		
_				
See Item 10	for explanation of abbre Order No.			
Correction No.	Order No. Ordinance No.	Adopted Adopted	EFFECTIVE:	

			Fifth Revised Page	120	
			Cancels	120	
			Fourth Revised Page	120	
FREE TIN		ION SEVEN – Continued IRRAGE, AND WHARF STO	RAGE Continued	Item No.	
	WHAR	F STORAGE – Continued			
			RATE		
Vehicles, motor, self-propelling, set up on own wheels Viz.: Commercial or freight vehicles, including chassis, freight trailers or freight semi-trailers, per KT					
Vehicles parked on any municipal wharf by consent of and where designated by the Executive Director, per vehicle					
				790	
Automobile, passenger, seating capacity not exceeding 10 passengers per vehicle, including pick-up trucks or pick-up truck chassis, per vehicle.					
Charge per for first 21	day	narge per day for each additional day over 21 to 45 days	Charge per day for each additional day over 45 days		
72		142	428		
,_					
				**	
See Item 10 for explanation of abbreviations and symbols.					
	Order No.	Adopted			
Correction No.	Ordinance No.	Adopted	EFFECTIVE:		

ORDINANCE NO					
An ordinance approving Order No of the Board of Harbor Commissioners of the City of Los Angeles, amending Port of Los Angeles Tariff No. 4.					
THE PEOPLE OF THE CITY OF LOS ANGELES DO ORDAIN AS FOLLOWS:					
Section 1. That Order No passed and adopted by the Board of Harbor Commissioners of the City of Los Angeles on the day of, 2023, amending Port of Los Angeles Tariff No. 4, be, and the same is hereby ratified, confirmed and approved, which Order is in words and figures as follows:					

"ORDER NO.

An Order of the Board of Harbor Commissioners of the City of Los

Angeles amending Port of Los Angeles Tariff No. 4.

THE BOARD OF HARBOR COMMISSIONERS OF THE CITY OF LOS ANGELES DOES HEREBY ORDER AS FOLLOWS:

Section 1. Port of Los Angeles Tariff No. 4, adopted July 12, 1989, by Order No. 5837, and Ordinance No. 165,789, adopted April 10, 1990, as amended, is further amended as set forth in Exhibit "A," attached hereto and incorporated herein by reference.

Section 2. The Director of Environmental Management has determined that the proposed action is exempt from the requirements of the California Environmental Quality Act (CEQA) under Article III, Class 1(31) of the Los Angeles City CEQA Guidelines.

Section 3. The Board Secretary shall transmit to the City Council for approval the Order and Ordinance approving the amendment to Tariff No. 4 pursuant to City Charter Section 653(a).

Section 4. The Board Secretary shall execute the proposed Board Order and Ordinance amending Tariff No. 4 and, upon its publication, transmit the Order and Ordinance to the Chief Wharfinger for implementation of the tariff change and posting of the amended Tariff No. 4 to the Port's website.

I HEREBY CERTIFY THAT the					
foregoing Order was adopted by the					
Board of Harbor Commissioners of the					
City of Los Angeles at its meeting held					
on .					
AMBER M. KLESGES					
Board Secretary"					

Sec. 2. That, pursuant to the provisions of Section 653(b) of the City Charter, the Board of Harbor Commissioners shall have the power to suspend, modify or amend temporarily any of the rules or regulations, or any of the rates, tolls or charges prescribed by the aforesaid Order of the Board of Harbor Commissioners for periods not exceeding ninety (90) days, and shall have power to place in effect for a like period of time any temporary rule or regulation, rate, toll or charge for the Harbor District.

Sec. 3. The City Clerk shall certify to the passage of this ordinance and have it published in accordance with Council policy, either in a daily newspaper circulated in the City of Los Angeles or by posting for ten days in three public places in the City of Los Angeles: one copy on the bulletin board located at the Main Street entrance to City Hall; one copy on the bulletin board located at the Main Street entrance to City Hall East; and one copy on the bulletin board located at the Temple Street entrance to the Los Angeles County Hall of Records.

I hereby certify that this ordinance was Los Angeles, at its meeting of	
	HOLLY L. WOLCOTT, City Clerk
	ByDeputy
Approved	
	Mayor
Approved as to Form and Legality	
HYDEE FELDSTEIN SOTO, City Attorney	
By NEILL T. TSENG Deputy City Attorney	
Date	
File No.	