

August 21, 2025

Re: Notice of Amendment to Tariff No. 6

Dear Port of Brownsville Stakeholder:

At the Regular Board meeting held on August 20, 2025, the Board of Commissioners approved amendments to Tariff No. 6.

The amended Tariff Items are as follows:

- **Item 145 – District – Owned Equipment Use Rates**
- **Item 160 – Labor Charges**
- **Item 256 – Short Term Agreements**
- **Item 282 – Use of Privately Owned/Rented Cranes (New Item)**

These amendments will take effect on **September 20, 2025**, with the exception of **Item 282**, which is effective immediately as of August 21, 2025.

Enclosed please find copies of the amended tariff pages. The complete text of Tariff No. 6 is also available on the Port of Brownsville website at www.portofbrownsville.com, under the “Tariffs” tab.

We value your partnership with the Port of Brownsville and look forward to our continued business together. Should you have any questions or require further clarification regarding these amendments, please contact us directly at (956) 831-4592.

encl.

Sincerely,



William Dietrich
Port Director & CEO

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SECTION ONE – GENERAL RULES AND REGULATIONS

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ITEM 145 - DISTRICT-OWNED EQUIPMENT USE RATES

On occasion, it is necessary for the District to utilize its equipment to perform maintenance and repairs to District facilities that are collectible from its lessees or other parties.

Invoices will be prepared using the rates set out below, plus applicable sales taxes. Rates for equipment not listed below will be provided before services are rendered. Equipment use charges will begin at the time the District's equipment leaves their assigned storage area, until the equipment is returned upon completion of the work. A minimum charge of 4 hours will be made for any equipment used for work performed under this Item. Additional charges for operator's time will be added to invoices for equipment charged at a rate that does not already include the operator's time. Overtime rates of 1½ times the listed rates will be charged for equipment used for work performed outside of regular working hours, Monday through Friday, 8:00 AM through 5:00 PM or on a holiday as listed in this Tariff, Item 165. This rate is subject to change annually. Under no circumstances shall District equipment be rented to lessees or other parties.

	With or Without Operator	Charge per hour
Air Compressor	Without	75.00/day
Backhoe	With	140.00
Bucket Truck/Ladder Truck	With	100.00
Compactor/Vibrating	With	100.00
Crane Truck	With	120.00
Dump Truck	With	100.00
Fenders	Without	500.00/day
Flatbed Trailer	Without	140.00/day
Flat Bed Truck	With	140.00
Generator	Without	120.00/day
Hydraulic Excavator	With	175.00
Maintainer	With	175.00
Oil Boom	With	120.00
Outboard Boat w/Trailer	With	75.00
Payloader/Front End Loader	With	140.00
Pickup	With	85.00
Pressure Washer w/Trailer	With	60.00
Riding Lawn Mower w/Trailer	With	85.00
Sweeper	With	175.00
Tank Truck	With	100.00
Tractor w/Shredder	With	100.00
Vacuum Truck	With	200.00
Water Pumps	Without	40.00
Welder	Without	40.00
Winch Truck	With	60.00

The provisions of this item are subject to Item 75, Item 110 and Item 115.

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ITEM 155 - WATCHMEN SERVICE AT FISHING HARBOR

The District may provide watchmen service at the Fishing Harbor subject to the following terms:

1. All cost for providing this service will be determined and billed to the lessees at the Fishing Harbor prior to March 1st of each succeeding year. The amount will be payable annually in advance or may be billed as a utility at the District's discretion. Standard District collection policies will be applicable.
2. Watchmen service will be in effect on a year-to-year basis until canceled by either the District or by a simple majority of lessees at Fishing Harbor by written notice of not less than 90 days prior to March 1st of each succeeding year.
3. Fishing Harbor lessees agree to indemnify and save harmless the District from and against all losses, claims, demands, and suits for damages, including death and personal injury, and including court costs and attorney's fees, incident to or resulting from this service.
4. The pro-rata cost to each lessee is based on the lineal footage and location of each lease.

ITEM 160 - LABOR CHARGES

On occasion, it is necessary for the District to utilize its personnel to perform maintenance, repairs, security services for non-regularly manned areas and other professional services that fall outside the normal course of business. These services are collectible from its lessees or other responsible parties.

Invoices will be prepared using the employee rate plus forty percent (40%), plus applicable sales taxes. Labor charges will be calculated from the time the District's personnel leave their assigned workstation, until they return upon completion of the work. A minimum charge of 4 man-hours will be made for any work performed under this Item.

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ITEM 250 - WHARFAGE EARNED

Freight placed on a wharf shall be considered to have earned wharfage when placed upon the wharf. Wharfage will be collected on it whether or not it is eventually loaded on a vessel.

ITEM 255 - FREE TIME AND PENALTY STORAGE

Free Time and Penalty Storage Rates:

Storage Location	Waterborne Cargo		Non-Waterborne Cargo	
	Free Time	Penalty Storage Rate After Expiration of Free Time (per metric ton per day)	Free Time	Penalty Storage Rate (per metric ton per day, unless otherwise noted)
Covered Storage - General Cargo Sheds	30 Days	11.03¢	None	12¢
Open Docks and Dock-side Patios	30 Days	2.21¢	None	12¢
Off-Dock Patios	60 Days	2.21¢	None	12¢
Unimproved Bank Space	30 Days	16.54¢/30 days	None	12¢
Containers, Loaded and Empty, on Open Docks, Dock-side Patios and Off-Dock Patios	N/A	N/A	None	\$5.00 per container per day

Exception:

Free time may be extended from the Tariff stipulation above at the discretion of the Port Director and CEO either on single consignments of one commodity of one thousand (1,000) metric tons or more or for specific cargoes on a volume basis over a certain period of time upon written request received at least 24 hours prior to the expiration of the free time period. The Port Director and CEO will take into consideration the availability of storage space before allowing this additional free time.

ITEM 256 – SHORT TERM AGREEMENTS

District may offer short-term agreements upon written request, subject to availability of space and approval of the Port Director and CEO. Amendments to short-term agreements must be in writing and approved in advance by the Port Director and CEO.

Agreements for District's dock space will be at rates of not less than \$6,000 per acre, per month. Agreements for space other than dock space will be at rates not less than \$4,000 per acre, per month. The final rates shall be within the discretion of the Port Director and CEO. The short-term agreements may include overflow provisions, subject to availability of space. Any acreage included in an agreement will be rounded up to the next whole acre. For example, if an agreement covers 1.3 acres, the user will be charged for 2 whole acres.

Short-term agreements may not exceed a term of one year. Requests for short-term agreements, or extensions, in excess of one year will require execution of a lease in District's standard form, with a rate to be negotiated, subject to the approval of District's Board of Commissioners.

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ITEM 282 – USE OF PRIVATELY OWNED/RENTED CRANES

The District reserves the right to restrict use of privately owned or rented cranes on its facilities. District owned or rented cranes shall be granted priority and first call for use, when they are available and adequate to perform the user's operations, and such user will pay District for its use in accordance with the provisions of this Tariff. In the event District's cranes are not available or adequate to perform the user's operations, a request to operate privately owned and rented cranes must be made in writing to the District's Harbor Master or the District's Port Director and CEO. The Harbor Master or Port Director and CEO shall have the discretion to approve such requests, and to apply conditions to such approvals.