

SECTION FOURTEEN CARGO HANDLING	Item No.
<p style="text-align: center;">DEFINITIONS</p> <p>(a) The term "Handler" is defined to mean any person, firm or corporation engaged in the business of handling cargo or merchandise on municipal wharves and facilities, whether in the capacity of stevedore, handler, car loader, car unloader, or vessel operator or agent, and either for his own account or for the account of others.</p> <p>(b) A Cargo Handling Permit is defined to mean the right granted by the Board to a handler to operate upon municipal wharves and other facilities.</p> <p>(c) Handling Permit Fees are defined to mean the fees assessed by the Board for such cargo handling permits.</p>	1400
<p style="text-align: center;">PERMIT REQUIRED</p> <p>It shall be unlawful for any handler, as defined in Item 1400, to engage in the business of handling cargo or merchandise on municipal wharves or facilities without first securing from the Executive Director a cargo handling permit. Such permits shall be issued by the Executive Director upon printed forms, approved by the Board, provided for that purpose.</p>	1405
<p style="text-align: center;">EXEMPTIONS</p> <p>Cargo handling permits shall not be required for handling operations at the following wharves and facilities or under the following conditions:</p> <p>(a) At bulk oil wharves, small boat marine oil service stations, fish wharves, and privately operated lumber wharves as designated by the Board;</p> <p>(b) When a truck operator or railroad company performs the service of loading or unloading freight and absorbs the cost of such service in the rate for transportation and makes no extra charge for loading or unloading;</p> <p>(c) When, in the discretion of the Board or the Executive Director, the public interest or existing conditions may warrant the temporary suspension of the requirement that handlers shall secure the necessary cargo handling permits.</p>	1410

See Item 10 for explanation of abbreviations and symbols.

Order No. 5837 Ordinance No. 165789	Adopted July 12, 1989 Adopted April 10, 1990	EFFECTIVE: July 1, 1990
----------------------------------------	-------------------------------------------------	-------------------------

SECTION FOURTEEN – Continued CARGO HANDLING -- Continued	Item No.
<p style="text-align: center;">HANDLING PERMIT FEES</p> <p>The handling permit fees shall be five hundred fifty one dollars (\$551.00) per annum, or fraction thereof, payable in advance.</p>	<p style="text-align: center;">[A] 1415</p>
<p style="text-align: center;">FILING OF TARIFFS</p> <p>No cargo handling permit shall be issued except upon written application therefore, in which application the handler shall specifically agree at all times to keep on file with the Board a tariff and supplements thereto showing the rates for charges of such handler itemized as to operations and as to commodities; provided, that, in case any such handler shall be required by law to publish and file a tariff with any duly constituted regulatory body, a copy of such tariff shall be filed with the Board. Upon complaint of any interested party that any rate charged by a handler, or any rule, regulation or practice of a handler, who is not subject to the jurisdiction of any other duly constituted regulatory body, is discriminatory or unreasonable, the handler shall be required to show cause why an order should not be issued by the Board requiring said handler to modify, change or revise said rate, rule, regulation, or practice. Such complaint shall be filed in writing with the Board and the handler shall be granted a reasonable time to file his written reply thereto.</p> <p>Any charge based upon a rate in excess of or less than the rates set forth in such current tariff, or any refusal to abide by any lawful Order of the Board requiring a change, revision, or modification of any charge, rate, rule, regulation or practice, shall be sufficient cause for revocation or suspension of a cargo handling permit.</p>	<p style="text-align: center;">1420</p>
<p style="text-align: center;">REVOCAION AND PENALTIES</p> <p>Cargo handling permits shall be revocable by the Board at any time for such cause as the Board may deem just and sufficient.</p>	<p style="text-align: center;">1425</p>

See Item 10 for explanation of abbreviations and symbols.

Correction No. 358	Order No. 6822 Ordinance No. 176951	Adopted May 25, 2005 Adopted September 6, 2005	EFFECTIVE: October 29, 2005
--------------------	----------------------------------------	---------------------------------------------------	-----------------------------