

NORTH CAROLINA STATE PORTS AUTHORITY
SAFETY AND SECURITY REGULATIONS

Be it resolved that pursuant to the authority vested in it by N.C.G.S. 136-269(c), the Board of the North Carolina State Ports Authority hereby adopts and records in its proceedings the following regulations governing traffic, parking, and the registration of motor vehicles and other regulations relating to the safety and welfare of persons using any and all properties owned and or controlled by the North Carolina State Ports Authority (hereafter, the "Authority"). From the date of filing of a copy of these regulations in the office of the North Carolina Attorney General, the posting thereof in appropriate places on the Authority's property and providing the appropriate signs thereon, such rules and regulations (hereafter, the "Regulations") shall apply to and be in effect on all Authority property. By the adoption hereof, any and all other regulations or sections thereof in conflict herewith are repealed and of no further force or effect.

SECTION 1 - DEFINITIONS

Statutory definitions – the definitions of all terms used in these Regulations shall be those set forth in N.C.G.S. 20-4.01 and other applicable sections of the General Statutes of North Carolina insofar as they are provided for.

SECTION 2 - APPLICABILITY OF STATE LAWS

The laws of the State of North Carolina regulating the use of public streets and roadways shall apply to all streets, roads, driveways, alleyways, and open areas on any Authority property as if set forth and incorporated herein. Any person(s) found in violation of these Regulations may be charged under applicable North Carolina General Statutes.

SECTION 3 - TRAFFIC CONTROL DEVICES

3.1. - Placement and Maintenance – The Authority shall cause to be placed and maintained traffic control signs, signals and devices on any Authority property when as required to make effective provisions of the Regulations, and may place and maintain such additional traffic control devices as the Authority deems necessary to regulate traffic as provided for under state law, or to otherwise guide or warn traffic.

3.2. - Standards and Specifications – All traffic control signs, signals and devices shall conform to the specifications approved by the North Carolina Department of Transportation ("NCDOT"). All traffic control signs and signals required here for a particular purpose not defined by the NCDOT specifications, shall so far as practicable be uniform as to type and location on any Authority property. All traffic control devices so established and not inconsistent with the provisions of North Carolina state law or these Regulation shall be official traffic control devices.

SECTION 4 - FIREARMS AND WEAPONS PROHIBITED

4.1. - It shall be unlawful for any person to possess, or carry, whether openly or concealed and whether authorized pursuant to a Concealed Handgun Permit ("CHP"), regardless of the state of issue, any gun, rifle, pistol, dynamite cartridge, ammunition, bomb, grenade, mine, powerful

explosive as defined in N.C.G.S. 14-284.1, bowie, knife, dirk, dagger, slingshot, leaded cane, self-opening or switchblade knife, blackjack, metallic knuckles or any other weapon of like kind on any Authority property. For the purpose of this Section 4, a self-opening or switch-blade knife is defined as knife containing a blade or blades which open automatically by the release of a spring or a similar contrivance. Further, the above "weapon of like kind" includes razors and razor blades (except solely for personal shaving) and any sharp or edged instrument except, unaltered nail files and clips and tools used solely for the performance of one's duty or occupation on any Authority property. This Section 4 shall not apply to the following persons: Officers and enlisted personnel of the armed forces of the United States of America while carrying out their official duties and acting under orders requiring them to carry arms or weapons; civil officers of the United States while carrying out their official duties; officers of the state or any county, city, or town, including duly sworn policemen in the employment of the Authority, charged with the execution of the laws of the state of North Carolina, while carrying out their official duties. This Section 4 shall not apply to commercial or military shipments of explosives, ammunition, weapons or other cargo authorized by the U.S. Department of Defense, Customs and Border Protection, or the U.S. Coast Guard.

4.2 - Authority Police and Security Officers shall not hold or store any of the above listed items for person(s) working, visiting or conducting business on any Authority property other than for the purpose of a lawful seizure; provided, if a court order directs that a weapon be returned to the lawful owner, then the Authority shall do so.

SECTION 5 - ALCOHOLIC BEVERAGES AND CONTROLLED SUBSTANCES PROHIBITED

5.1. - No person(s) shall be allowed to consume or possess any alcoholic beverage, as defined in N.C.G.S 18b-101., whether sealed or opened, on any Authority property.

5.2. - This Section 5 shall not apply to commercial shipments of alcoholic beverages; provided, such alcoholic beverages shall be sealed and packaged for delivery to the vessel transporting such alcoholic beverages, which alcoholic beverages must be listed on a bill of lading or manifest for the specific vessel transporting such alcoholic beverages.

5.3 - No person(s) shall be allowed to consume or possess any controlled substances, as defined by N.C.G.S. 90-87., on property owned or leased by the Ports Authority.

SECTION 6 - SPEED LIMITS AND USE OF HEADLIGHTS

6.1. - The following is a list of speed limits for the Authority's Wilmington, North Carolina, terminal and the Authority's Morehead City, North Carolina terminal.

All Main Streets, Alleyways, 20 Miles Per Hour Open Areas	
Inside all Transit and Storage Buildings	10 Miles Per Hour
All open Berths	15 Miles Per Hour

6.2. – At all times, all Authority vehicles, privately owned vehicles and commercial vehicles shall use headlights while operating on any Authority property. Reach stackers, yard dray trucks, power industrial trucks and public safety vehicles are exempt from this requirement.

SECTION 7 – STOPPING, STANDING, DRIVING AND PARKING

Sec. 7.1 - Stopping In Traffic Lanes.

No vehicle shall stop in any Authority street, roadway, alleyway, wharf, dock, pier, except for the purpose of parking as otherwise prescribed in this Section 7, unless such stop is made necessary by the approach of emergency response vehicles, by approach of a train, by the giving of traffic signals, the passing of some other vehicle or a pedestrian or by some emergency. Such vehicles shall not stop so as to obstruct any fire exit door, warehouse door, footway, pedestrian aisle, and safety zone, street crossing or street intersection. No person shall place or caused to be placed, a vehicle on any street so as to interrupt or interfere with the passage of public conveyances or other vehicles.

Sec. 7.2 –Parking in Unauthorized Areas.

Parking shall be in designated parking areas only. No person shall drive, stop, stand or cause a vehicle to be parked in a travel lane, on the wharf, dock, pier, inside warehouse, loading dock, transit shed, ramp, or all warehouse doors unless authorized by the Authority Police. Authority vehicles carrying out official duties are exempt from this provision.

Sec. 7.3 – Towing of Vehicles.

Vehicles parked in violation of this Section of the Regulations may be towed at the owner's expense. This includes vehicles obstructing traffic from flowing in or out of any Authority property.

SECTION 8 - CONTROL OF SMOKING

Sec. 8.1. – Tobacco use, which includes use of electronic cigarettes and vaping products, will be permitted only within designated smoking areas.

Sec. 8.2. –Tobacco use, which includes use of electronic cigarettes and vaping products, is prohibited on all berths and in all transit sheds and warehouses on the Authority's Wilmington, North Carolina, terminal and Morehead City, North Carolina terminal.

SECTION 9 - FISHING ON OR FROM PORTS AUTHORITY PROPERTY PROHIBITED

No person(s) shall be allowed to fish, set traps or cast nets, from any pier, berth or any other Authority property.

SECTION 10 - ANIMALS RUNNING AT LARGE

Sec. 10.1. - It shall be unlawful for any person to willfully permit or allow any animal to run at large on any Authority property.

SECTION 11 - PERSONAL PROTECTIVE EQUIPMENT

Sec. 11.1. – Personal Protective Equipment ("PPE"), such as an ANSI-2 compliant high visibility vest or shirt is required to be worn by any person on Authority property on which Authority or third-party cargo is being transported; on which other operations are being conducted; or on which vehicles or equipment are under operation, including parking areas, streets or alleyways,

warehouses or cargo storage areas. Certain jobs and locations may be exempt if other hazards are created by use of such PPE.

Sec. 11.2. – An approved hard-hat or safety helmet is required to be worn by any person on Authority property while within one hundred (100) feet of any and all overhead operations, which includes, but is not limited to, the use of cranes, top-loaders, straddle carriers, forklifts, front-end loaders, overhead conveyors, ship line handling, or any other operations involving cargo stacked or lifted overhead. Forklift and other equipment operators on Authority property, while seated on equipment which is equipped with an overhead guard, are exempt from this requirement so long as they remain seated underneath the guard.

Sec. 11.3. – Any person or persons on any Authority property is required to wear ASTM safety shoes at all times. Motor carrier operators and contractors not employed by the Authority are required to wear closed toe shoes at all times. Flip flops, sandals, clogs, or any other shoes which expose all or part of the feet are prohibited at all times. Notwithstanding the foregoing, Authority employees employed in the Authority's corporate offices are not required to wear safety shoes while in the Authority's corporate offices.

Sec. 11.4. – Fall protection is required for all work conducted above four (4) feet from the ground on Authority property. An approved safety harness must be worn and anchored to an appropriate anchor point at all times while working more than four (4) feet above ground including work on top of train cars, cargo containers, buildings, or any other above ground work. Man lifts, scissor lifts, or lift baskets which are equipped with safety railings do not exempt persons from this requirement.

Sec. 11.5. – Additional safety equipment, including life jackets, respirators or other breathing protection, safety glasses or goggles, or any other piece of PPE must be worn in areas in which such a requirement has been posted. Authority and third-party employees working over or near water, where the danger of drowning exists, must wear a U.S. Coast Guard-approved life jacket or buoyant work vest.

Sec. 11.6. – Designated groups under supervision of the Authority may be exempt from wearing PPE as long as other safety protocols and risk mitigation measures are followed.

SECTION 12 – MOTOR CARRIER OPERATORS

Sec. 12.1. – All motor carrier operators on Authority property are required to remain in their vehicle during cargo operations and while in areas designated for cargo operations unless otherwise directed by cargo personnel. Any adjustments to containers or cargo must be completed in the designated Truck Inspection Zone as indicated on the Yard Safety Map posted on the North Carolina Ports Customer Access Portal. . In shipping and receiving, scale house, or other non-cargo areas motor carrier operators may be exempt from this requirement.

Sec. 12.2. – While waiting for cargo operations to begin, or while waiting for a loading dock or lane to become available, motor carrier operators must remain in their vehicle. Motor carrier

operators are prohibited from loitering in any area outside of cargo areas adjacent to their vehicle.

Sec. 12.3. – Motor carrier operators on Authority property are prohibited from stopping in travel lanes to complete any preparatory actions such as adjusting axles, securing cargo, or completing log books. All preparatory actions must be completed in the designated Truck Inspection Zone as indicated on the Yard Safety Map posted on the North Carolina Ports Customer Access Portal.

SECTION 13 – RESTRICTED AREAS

Sec. 13.1. – It shall be unlawful for any unauthorized person to enter any part of Authority property when such area is marked restricted. Areas marked with signage or enclosed with traffic cones, police tape, jersey or concrete barriers, temporary fences, or any other barrier intended to prevent entry are considered to be restricted.

Sec. 13.2. – It shall be unlawful for any unauthorized person to tamper with, move or reposition, damage, or otherwise cause to become ineffective, any sign or barrier used to indicate a restricted area. Barrier devices included under this Section 13 include traffic cones, police tape, jersey or concrete barriers, temporary fences, or any other barrier intended to prevent entry into a restricted area.

Sec 13.3. – It shall be unlawful for any unauthorized person to take pictures or record video inside restricted or secure areas as defined by the Maritime Transportation Security Act and U.S. Coast Guard approved North Carolina Facility Security Plans. Permission to take pictures or record video on any Authority property must be obtained from the Authority Police Department prior to performing such activities.

SECTION 14 – HOT WORK AND FUEL

Sec. 14.1. – A permit shall be required for all “Hot Work” including torch cutting, welding, burning, grinding or any other work which poses an abnormally high fire risk while on any Authority property.

Sec. 14.2. – Stored energy must be secured at all times prior to, during, or after “Hot Work.” For the purpose of this Section 14, stored energy includes all acetylene, propane, or any other fuel tank used to facilitate high heat work. Such energy must be secured so as to prevent damage from falls or exposure to fire.

Sec. 14.3. – All fuel transfers to or from any vessel moored at any Authority property shall be completed by a designated U.S. Coast Guard Mobile Transfer Facility and in compliance with applicable federal regulations.

Sec. 14.4. – It shall be the responsibility of the designated Person In Charge (“PIC”) of the fuel transfer to ensure that a reasonable containment area is established prior to beginning fuel operations in order to minimize the risk of fuel spills or fire.

SECTION 15 – ELECTRONIC COMMUNICATION DEVICES

Sec. 15.1. – It shall be unlawful for the operator of any cargo equipment or vehicle including cranes, forklifts, top loaders, front end loaders, or operators of motor carrier vehicles, to use handheld and hands-free electronic communication devices such as phones, radios, and tablets, while they are in control of any vehicle and the vehicle is in motion. Two-way radios used solely to facilitate Authority cargo operations are exempt from this section.

Sec. 15.2. – It shall be unlawful for any person or persons to use handheld and hands-free electronic communication devices such as phones, radios and tablets, during active Authority cargo operations. This includes any spotter, line handler, person actively assisting crane operations, or persons within twenty-five (25) feet of active Authority cargo operations. Two-way radios and Terminal Operating System (“TOS”) tablets used solely to facilitate Authority cargo operations are exempt from this Section 15.

SECTION 16 – USE OF GOLF CARTS AND UTILITY VEHICLES ON AUTHORITY PROPERTY

It shall be unlawful for any person or persons to operate golf carts or utility vehicles on Authority property. Golf carts and utility vehicles used by Authority employees under an operational or human resource provision are exempt from this Section 16. Only vehicles that are properly lighted, insured, licensed and registered shall be permitted to operate on Authority property.

SECTION 17 – GENERAL HOUSEKEEPING

It shall be unlawful for any person to leave garbage, rubbish, dunnage, damaged cargo, damaged equipment, excess materials, abandoned or inoperable vehicles anywhere on any Authority property.

SECTION 18 – DRONES AND UNMANNED AIRCRAFT SYSTEMS

It shall be unlawful for any unauthorized person to operate a drone or unmanned aircraft system on Authority property, over or in a restricted or secure area as defined by the Maritime Transportation Security Act and U.S. Coast Guard approved North Carolina Facility Security Plans. Permission to operate a drone or unmanned aircraft system on Authority property must be obtained from the Authority Police Department prior to performing such activities.

SECTION 19 – REPORTING OF INCIDENTS

It shall be unlawful for anyone involved in an incident, no matter how minor, to not report the same to the Authority. The Authority requires that all work-related incidents, injuries, and near miss events be reported – no matter how minor. A near miss event is an unplanned event that could have resulted in injury or damage, but did not.

SECTION 20 – SEATBELTS

Anyone operating a vehicle or operational equipment on Authority property must wear a seatbelt.

SECTION 21 – STAND- OFF DISTANCE FROM OPERATIONAL EQUIPMENT

It shall be unlawful for anyone operating a vehicle on Authority property to not yield to operational equipment and to not provide a stand-off distance of at least fifty (50) feet. Operational equipment includes but is not limited to container handlers, forklifts, yard trucks and over-the-road trucks.

SECTION 22 – DESIGNATED BATHROOM FACILITIES

The Authority provides fixed and portable bathroom facilities at its facilities. It shall be unlawful for anyone to use the bathroom anywhere other than such fixed or portable bathroom facilities. Violation of this Section 22 will result in temporary or permanent revocation of access to Authority property.

SECTION 23 – TRANSPORTATION WORKER IDENTIFICATION CREDENTIAL (TWIC)

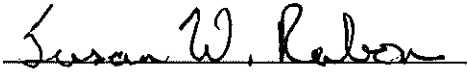
It shall be unlawful for anyone to be on Authority property without a Transportation Worker Identification Credential (“TWIC”) or to be on Authority property without a TWIC and without an approved TWIC Escort.

SECTION 24 – FINES & PENALTIES

Any person found in violation of any of these Regulations may be subject to a fine of Fifty and No/100 Dollars (\$50.00), revocation of their driving privileges on Authority property, and/or revocation of access rights to any or all Authority property, or all of the above. Such monetary civil penalties for violations may be paid at the Authority’s Police Department, and must be paid within forty-eight (48) hours of issuance. Failure to pay may result in restricted access, or denial of access to the Authority’s property.

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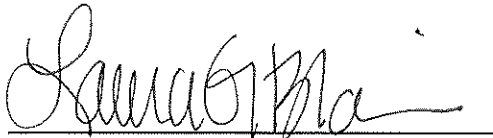
THESE REGULATIONS HAVING BEEN ADOPTED BY AND APPROVED BY THE BOARD OF DIRECTORS OF THE NORTH CAROLINA STATE PORTS AUTHORITY ON THE 27th DAY OF March, 2025.



Susan Rabon, Chair
Board of Directors
North Carolina State Ports Authority



Brian E. Clark, Executive Director
North Carolina State Ports Authority



Laura Blair, Secretary
North Carolina State Ports Authority