

## **IMPORTANT INFORMATION ABOUT ZONE SCHEDULES**

This zone schedule is being made available pursuant to 15 CFR 400.44(e), which states: “The Board shall make copies of zone schedules available on its Web site.”

Availability of this zone schedule on the FTZ Board’s website does not imply that the FTZ Board has approved any rate/charge, policy or other content of this zone schedule. In particular, while the FTZ Board staff intends to conduct spot checks over time, zone schedules are not reviewed for compliance with the public utility requirement (19 U.S.C. 81n, 15 CFR 400.42) prior to making the zone schedules available via the Board’s website.

Pursuant to 15 CFR 400.44(b)(4), a grantee may not assess any specific rate or charge for which the amount – or formula for calculating the amount – does not appear in the zone schedule that the grantee has submitted to the FTZ Board.

Complaints about a grantee’s compliance with statutory and regulatory requirements related to public utility and uniform treatment – including rate or charge amounts/formulas, a grantee assessing a rate or charge amount/formula that does not appear in its zone schedule, and a grantee not affording uniform treatment under like conditions – may be presented to the FTZ Board under 15 CFR 400.45 (which also allows for complaints to be made on a confidential basis, if necessary).

Questions or concerns may be addressed to the FTZ Board staff at (202) 482-2862 or [ftz@trade.gov](mailto:ftz@trade.gov).

**Chenango County, New York  
Zone Schedule for  
Foreign-Trade Zone No. 285**

*Operating under the authority granted by the  
Foreign-Trade Zones Board, US Department of Commerce*  
**Effective June 4, 2013**

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## **Internal Rules and Regulations**

### **Foreign-Trade Zone No. 285**

Chenango County was granted authority to establish Foreign-Trade Zone (FTZ) No. 285 under the Alternative Site Framework (ASF) on March 25, 2013 by the U.S. Department of Commerce. Chenango County has been named the Zone Grantee and Development Chenango Corporation will administer the zone on behalf of the county. The zone encompasses all of Chenango County.

### **Foreign-Trade Zone Operations**

Business entities may qualify to operate within the zone provided that they have satisfied all U.S. Customs & Border Protection (CBP), Foreign-Trade Zones Board (FTZB) and Zone Grantee requirements. FTZ No. 285 is considered to be a public utility and all business entities will receive uniform treatment. The Zone Operator is responsible for all operations within FTZ No. 285. All business conducted in—and all operations moving merchandise in and out of the zone—must comply with the Foreign-Trade Zones Act (FTZA), FTZB regulations, CBP regulations, this zone schedule, and all other applicable federal, state, and local laws, rules and regulations. The Zone Grantee/Administrator is not responsible for business conducted within the zone.

### **Reporting**

The Zone Operator is responsible for preparing annual reports as required by the FTZB. Annual reports are to be submitted to the Administrator 30-days prior to the FTZB deadline. Late fees apply for each day annual reports are submitted beyond the 30-day deadline (see Foreign-Trade Zone Schedule of Fees and Charges below).

### **Zone Activation**

The Zone Operator is responsible for working with the CBP Port Director to activate its individual usage-driven site. This will include the submission of a procedures manual detailing inventory control and record keeping procedures as well as any other procedures required by CBP. The Zone Operator is responsible for ensuring that the CBP Port Director provides the Administrator a letter confirming the activation of the zone.

### **Contractual Agreement**

The Zone Operator and Administrator must enter into a contractual agreement prior to any FTZ business operations. The Zone Grantee/Administrator reserves the right to remove FTZ status from any approved site if the Zone Operator breaks the contractual agreement, fails to pay charges or fees associated with FTZ status, and/or fails to comply with the FTZA, FTZB regulations, CBP regulations, this zone schedule, and all other applicable federal, state, and local laws, rules and regulations.

This zone schedule may be modified or replaced by the Zone Grantee/Administrator at any time should it be deemed necessary and appropriate. The current zone schedule will be available on the Administrator's website at [www.chenangony.org/ecodev](http://www.chenangony.org/ecodev).

### **Foreign-Trade Zone Schedule of Fees and Charges**

<b>Annual Flat Fee</b>	\$7,000
<b>Minor Boundary Modification Application</b>	\$50/hour (one hour minimum)
<b>Grantee Agreement and Activation Fee (One-time fee)</b>	\$1,500
<b>Late Annual Reports (Due 30-days prior to federal deadline)</b>	\$100/day

## Definitions

**Activation:** Once a zone or subzone site is approved by the FTZ Board, an application must be made to the local CBP office, with the concurrence of the FTZ grantee, to operate the zone/subzone site (or portion thereof) under FTZ procedures. This CBP process is known as activation and generally includes steps such as background checks, a written procedures manual, posting a bond with CBP, as well as a review of the security of the site(s) and the inventory control methods.

**Administrator:** The entity responsible for administering the Foreign-Trade Zone

**Alternative Site Framework (ASF):** An optional approach to designation and management of zone sites allowing greater flexibility and responsiveness to serve single-operator/user locations. The ASF was adopted by the FTZ Board as a matter of practice in December 2008 (74 FR 1170, January 12, 2009; correction 74 FR 3987, January 22, 2009) and modified by the Board in November 2010 (75 FR 71069, November 22, 2010).

**Customs and Border Protection (CBP):** U.S. Customs and Border Protection of the Department of Homeland Security.

**Foreign-Trade Zone (FTZ):** An FTZ includes one or more restricted-access sites, including subzones, in or adjacent (as defined by Sec. 400.11(b)(2)) to a CBP port of entry, operated as a public utility (within the meaning of Sec. 400.42) under the sponsorship of a zone grantee authorized by the Board, with zone operations under the supervision of CBP.

**Foreign-Trade Zones Act (FTZA)** –Legislation passed in 1934 establishing the Foreign-Trade Zone program. See <http://ia.ita.doc.gov/ftzpage/19uscftz/ch1a.html>.

**Foreign-Trade Zones Board (FTZB):** Consists of the Secretary of Commerce (chairman) and the Secretary of Treasury, or their designated alternates

**Foreign-Trade Zone (FTZ) No. 285:** Foreign-Trade Zone No. 285 encompasses all of Chenango County. It was granted FTZ Authority on March 25, 2013 by the U.S. Department of Commerce.

**Minor Boundary Modification:** A proposed change to a zone that may be authorized by the Executive Secretary.

**Procedures Manual:** A written document detailing the operations within each Usage-Driven Site, including information related to inventory control and record keeping.

**Usage-Driven Site:** A site tied to a single operator or user under the ASF.

**Zone Grantee:** The recipient of a grant of authority for a zone project. The term "grantee" means "zone grantee" unless otherwise indicated.

**Zone Operator:** A corporation, partnership, or person that operates a zone or subzone under the terms of an agreement with the zone grantee (or third party on behalf of the grantee) with the concurrence of the Port Director of CBP.

**Zone Schedule:** To be kept by the zone grantee, the zone schedule includes the internal rules and regulations of the zone, as well as a statement of the rates and fees charged to zone users.

# Map of Foreign-Trade Zone No. 285





### Map of Usage-Driven Sites

