

DEPARTMENT OF COMMERCE

Foreign-Trade Zones Board

[Docket 39-97]

Foreign-Trade Zone 98—Birmingham, Alabama; Application for Expansion

An application has been submitted to the Foreign-Trade Zones (FTZ) Board (the Board) by the City of Birmingham, Alabama, grantee of Foreign-Trade Zone 98, requesting authority to expand FTZ 98 to include additional sites in Birmingham, within the Birmingham Customs port of entry. The application was submitted pursuant to the provisions of the Foreign-Trade Zones Act, as amended (19 U.S.C. 81a-81u), and the regulations of the Board (15 CFR Part 400). It was formally filed on April 29, 1997.

FTZ 98 was approved on April 27, 1984 (Board Order 247, 49 FR 19367, 5/7/84) and expanded on May 8, 1986 (Board Order 330, 51 FR 17782, 5/15/86). The general-purpose zone currently consists of two sites in Birmingham: *Site 1* (116 acres)—within the 442-acre Airport North/Northeast Industrial Park, adjacent to the Birmingham International Airport; and *Site 2* (10 acres)—Shaw Warehouse Company facilities on 2nd Avenue South, 113-115 South 35th, and 3601 First Avenue South.

The applicant, in a major revision to its zone plan, now requests authority to expand the general-purpose zone to include six new sites in Birmingham (Proposed Sites 3-8): *Site 3* (283 acres)—"ACIPCO" industrial area (owned by the City), Coalburg Road and Daniel Payne Drive, Birmingham; *Site 4* (29 acres)—Oxmoor Industrial Park (owned by the City), Oxmoor West Industrial Drive, Birmingham; *Site 5* (50 acres)—Air Cargo facility, Birmingham International Airport, Birmingham; *Site 6* (128,000 square feet, 13.9 acres)—Pizitz/McRae's Warehouse, 4500 First Avenue South, Birmingham; *Site 7* (100 acres)—Munger/Valley East II Industrial Park (owned by the City), immediately adjacent to the Valley East Industrial Park, Alabama Highway 79 and Sterilite Drive, Birmingham; and, *Site 8* (32 acres)—Airport Industrial Center (owned by Landonomics Group), adjacent to Birmingham International Airport, East Lake Boulevard, Birmingham. No specific manufacturing requests are being made at this time. Such requests would be made to the Board on a case-by-case basis.

In accordance with the Board's regulations, a member of the FTZ Staff has been designated examiner to

investigate the application and report to the Board.

Public comment on the application is invited from interested parties. Submissions (original and 3 copies) shall be addressed to the Board's Executive Secretary at the address below. The closing period for their receipt is July 14, 1997. Rebuttal comments in response to material submitted during the foregoing period may be submitted during the subsequent 15-day period (to July 29, 1997).

A copy of the application and accompanying exhibits will be available for public inspection at each of the following locations:

U.S. Department of Commerce, Export Assistance Center, Medical Forum Building, 7th Floor, 950 22nd Street North, Birmingham, Alabama 35203
Office of the Executive Secretary, Foreign-Trade Zones Board, Room 3716, U.S. Department of Commerce, 14th & Pennsylvania Avenue NW., Washington, DC 20230.

Dated: May 8, 1997.

John J. Da Ponte, Jr.,

Executive Secretary.

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DEPARTMENT OF COMMERCE

Foreign-Trade Zones Board

[Docket 36-97]

Foreign-Trade Zone 90—Onondaga County, NY; Application for Expansion and Request for Export Manufacturing Authority M.S. Pietrafesa, L.P. (Tailored Apparel for Export)

An application has been submitted to the Foreign-Trade Zones Board (the Board) by the County of Onondaga, New York, grantee of FTZ 90, requesting authority to expand its zone at the Woodard Industrial Park, and requesting authority, on behalf of M.S. Pietrafesa, L.P., to manufacture tailored apparel for export under zone procedures within FTZ 90, Onondaga County, New York (Syracuse Customs port of entry). The application was submitted pursuant to the provisions of the Foreign-Trade Zones Act, as amended (19 U.S.C. 81a-81u), and the regulations of the Board (15 CFR Part 400). It was formally filed on April 23, 1997.

FTZ 90 was approved on November 4, 1983 (Board Order 232, 48 FR 52107; 11/16/83). The zone currently consists of 21 acres within the 2,000-acre Woodard Industrial Area on Steelway Boulevard in the town of Clay, New

York, some 5 miles from the Syracuse-Hancock International Airport.

The applicant is now requesting authority to expand and reorganize the zone by deleting 15 acres of the northeastern portion of the current zone site and adding two new parcels (16 acres) located along Morgan Road, contiguous to the southwestern boundary of the current site, Liverpool, New York. The new site is owned and will be operated by M.S. Pietrafesa, L.P.

The application also requests authority on behalf of M.S. Pietrafesa, L.P. (MSPLP) to manufacture men's and women's apparel under zone procedures for export only within FTZ 90. The MSPLP plant (143,000 sq. ft. on 10 acres) is used to manufacture designer tailored men's and women's suits, blazers, and trousers (Ralph Lauren, Coach brands) for the U.S. market and export. The proposal calls for the cutting and sewing of foreign-origin wool, wool/silk, silk/linen, and linen fabrics into the tailored apparel products noted above, which would be reexported to overseas markets. None of the foreign-origin fabric processed under FTZ procedures would be entered for U.S. consumption.

FTZ procedures would exempt MSPLP from quota requirements and Customs duty payments on the foreign fabric used in the production of tailored apparel for export. The application indicates that FTZ procedures will help improve the plant's international competitiveness.

In accordance with the Board's regulations, a member of the FTZ Staff has been designated examiner to investigate the application and report to the Board.

Public comment on the application is invited from interested parties. Submissions (original and 3 copies) shall be addressed to the Board's Executive Secretary at the address below. The closing period for their receipt is July 14, 1997. Rebuttal comments in response to material submitted during the foregoing period may be submitted during the subsequent 15-day period (to July 29, 1997).

A copy of the application and accompanying exhibits will be available for public inspection at each of the following locations:

Office of the Port Director, U.S. Customs Service, Hancock International Airport, 4034 S. Service Road, Syracuse, NY 13212
Office of the Executive Secretary, Foreign-Trade Zones Board, U.S. Department of Commerce, Room 3716, 14th Street and Pennsylvania Avenue, NW., Washington, DC 20230.