

5/8.8.24
RECOMMENDATION APPROVED;
RESOLUTION 24-10405 ADOPTED AND;
AGREEMENT 24-10040 APPROVED
BY THE BOARD OF HARBOR COMMISSIONERS

August 8, 2024
AM KLESGES
AMBER M. KLESGES
Board Secretary



DATE: JULY 31, 2024

FROM: CARGO MARKETING

SUBJECT: RESOLUTION NO. 24-10405 - APPROVAL OF FOREIGN-TRADE ZONE (FTZ) OPERATING AGREEMENT BETWEEN THE CITY OF LOS ANGELES HARBOR DEPARTMENT AND H. RAUVEL, INC., DBA NOVA CONTAINER FREIGHT STATION, FTZ 202, SITE 36

SUMMARY:

Staff requests approval of a Foreign-Trade Zone (FTZ) Operating Agreement between the City of Los Angeles Harbor Department (Harbor Department) and H. Rauvel, Inc., dba Nova Container Freight Station (Nova), to operate its facility within FTZ No. 202, Site 36, located at 1710 East Sepulveda Blvd., Carson, CA 90745. Site 36 consists of 0.85 acres of storage facilities and office space located in Carson, California. Nova will operate its facility under the FTZ procedures as a multi-usage site.

The proposed agreement is for a term of five years with three, five-year renewal options. If the proposed Agreement is approved, the Harbor Department will receive \$7,750 annually from Nova (per FTZ Tariff No. 2).

RECOMMENDATION:

It is recommended that the Board of Harbor Commissioners (Board):

1. Find that the Director of Environmental Management has determined that the proposed action is administratively exempt from the requirements of the California Environmental Quality Act (CEQA) under Article II Section 2(f) of the Los Angeles City CEQA Guidelines;
2. Approve the proposed Foreign-Trade Zone Operating Agreement between the Harbor Department and H. Rauvel, Inc., dba Nova Container Freight Station;
3. Direct the Board Secretary to transmit the proposed Foreign-Trade Zone Operating Agreement to the Los Angeles City Council for approval pursuant to Section 373 of the Charter of the City of Los Angeles and Section 10.5 of the Los Angeles Administrative Code;

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4. Authorize the Executive Director to execute and the Board Secretary to attest to the proposed Foreign-Trade Zone Operating Agreement; and
5. Adopt Resolution No. 24-10405.

DISCUSSION:

Background and Context – The FTZ Act of 1934, as amended (19 U.S.C. 81a-81u), was established to support U.S. commerce and create jobs by reducing import duties or excise taxes by deferring payment of duties, thereby making it attractive for companies to perform some work on their products in the U.S. rather than offshore. The definition of an FTZ is a restricted access site located in the U.S. Customs and Border Protection territories. The importer may defer payment of duties and other fees until the merchandise is brought into the U.S. for consumption.

Need for Agreement – The Harbor Department, as the grantee, is required by the FTZ Board to have an Operating Agreement with FTZ site operators. The term of this proposed FTZ Operating Agreement is five years with three, five-year extension options (Transmittal 1). Nova is a U.S. company with its head office located in Carson, California, employing approximately eight full-time employees working within the FTZ activated area and 120 employees total on site. This facility consists of storage facilities and office space (Transmittal 2) on parcels totaling 0.85 acres and is within the FTZ 202 service area (Transmittal 3).

Nova shall follow the rules and procedures as outlined in the Department of Homeland Security's FTZ manual, such as providing a secured area within the FTZ. Nova shall notify truck drivers, truck brokers, and trucking companies that the trucks serving the Port of Los Angeles confine their routes to the designated Wilmington Truck Route.

Need for Approval – Nova is requesting approval from the Harbor Department to execute the proposed Agreement to operate Site 36 as a multi-usage FTZ facility. Nova receives, refines, stores, manages inventory, and distributes various products, which will be distributed for U.S. consumption. Occasionally, products may be re-exported from this facility.

If Nova does not obtain approval as an operator with FTZ status from the Harbor Department, they potentially have the choice of going to another FTZ in California such as Long Beach.

ENVIRONMENTAL ASSESSMENT:

The proposed action is the approval of the FTZ Agreement with Nova, which is an administrative activity. Therefore, the Director of Environmental Management has determined that the proposed action is administratively exempt from the requirements of

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the CEQA in accordance with Article II Section 2 (f) of the Los Angeles City CEQA Guidelines.

FINANCIAL IMPACT:

If the proposed Agreement is approved, the Harbor Department will receive \$7,750 annually from Nova (per FTZ Tariff No. 2). Approval of the FTZ Operating Agreement is not anticipated to result in additional, incremental FTZ-related consulting service expenses being incurred by the Harbor Department.

CITY ATTORNEY:

The City Attorney's Office has prepared and approved the proposed agreement as to form and legality.

TRANSMITTALS:

1. Proposed FTZ Operating Agreement for H. Rauvel, Inc., dba Nova Container Freight Station, FTZ 202, Site 36
2. FTZ 202, Site 36 Map
3. FTZ 202, Service Area Map



ERIC CARIS
Director of Cargo Marketing

APPROVED:

Erica M. Calhoun for

EUGENE D. SEROKA
Executive Director

FIS Approval: 

CA Approval: 

Michael DiBernardo

MICHAEL DiBERNARDO
Deputy Executive Director