

Table 100.35T01-033—SECTOR ENFORCEMENT SCHEDULE

Date and sector	Time	Status
July 1, 1995:		
1	Midnight—7:59 a.m. ...	Open.
1	8:00 a.m.—12:00 p.m.	Closed.
1	12:01 p.m.—11:59 p.m.	Open.
2-15	All day	Open.
July 2, 1995:		
1	Midnight—9:59 a.m. ...	Open.
1	10:00 a.m.—4:00 p.m.	Closed.
1	4:01 p.m.—11:59 p.m.	Open.
2	Midnight—2:59 p.m. ...	Open.
2	3:00 p.m.—7:00 p.m. .	Closed.
2	7:01 p.m.—11:59 p.m.	Open.
3	Midnight—2:59 p.m. ...	Open.
3	3:00 p.m.—7:00 p.m. .	Closed.
3	7:01 p.m.—11:59 p.m.	Open.
4	Midnight—2:59 p.m. ...	Open.
4	3:00 p.m.—8:00 p.m. .	Closed.
4	8:01 p.m.—11:59 p.m.	Open.
5	Midnight—2:59 p.m. ...	Open.
5	3:00 p.m.—5:00 p.m. .	Closed.
5	5:01 p.m.—11:59 p.m.	Open.
6-15	All day	Open.
July 3, 1995:		
1	Midnight—11:59 a.m. .	Open.
1	12:00 noon—6:00 p.m.	Closed.
1	6:01 p.m.—11:59 p.m.	Open.
2-15	All day	Open.
July 4, 1995:		
1-2 ..	All day	Open.
3	Midnight—4:59 p.m. ...	Open.
3	5:00 p.m.—6:00 p.m. .	Closed.
3	6:01 p.m.—11:59 p.m.	Open.
4-5 ..	All day	Open.
6	Midnight—4:59 a.m. ...	Open.
6	5:00 a.m.—6:00 p.m. .	Closed.
6	6:01 p.m.—11:59 p.m.	Open.
7	Midnight—4:59 p.m. ...	Open.
7	5:00 p.m.—11:00 p.m.	Closed.
7	11:01 p.m.—11:59 p.m.	Open.
8	Midnight—7:59 p.m. ...	Open.
8	8:00 p.m.—11:00 p.m.	Closed.
8	11:01 p.m.—11:59 p.m.	Open.
9-15	All day	Open.
July 5, 1995:		
1	Midnight—11:59 a.m. .	Open.
1	12:00 noon—6:00 p.m.	Closed.
1	6:01 p.m.—11:59 p.m.	Open.
2-15	All day	Open.
July 6, 1995:		
1	Midnight—11:59 a.m. .	Open.
1	12:00 noon—6:00 p.m.	Closed.
1	6:01 p.m.—11:59 p.m.	Open.
2-15	All day	Open.
July 7, 1995:		
1	Midnight—11:59 a.m. .	Open.
1	12:00 noon—6:00 p.m.	Closed.
1	6:01 p.m.—11:59 p.m.	Open.
2-15	All day	Open.

Table 100.35T01-033—SECTOR ENFORCEMENT SCHEDULE—Continued

Date and sector	Time	Status
July 8, 1995:		
1	Midnight—11:59 p.m. .	Open.
1	12:00 noon—6:00 p.m.	Closed.
1	6:01 p.m.—11:59 p.m.	Open.
2-15	All day	Open.
July 9, 1995:		
All sectors.	All day	Open.
July 10, 1995:		
All sectors.	All day	Open.

(d) *Special local regulations.*
 (1) Commander, U.S. Coast Guard Forces Long Island Sound reserves the right to delay, modify, or cancel any marine event within the regulated area as conditions or circumstances require.
 (2) No person or vessel may enter, transit, or remain in a closed sector of the regulated area unless participating in the event or unless authorized by the Coast Guard patrol commander. Spectator vessels are required to remain out of all closed sectors within the regulated area, in accordance with the established Sector Enforcement Schedule.
 (3) Commercial towing vessels will not be allowed to operate in any closed sector unless expressly authorized by the patrol commander.
 (4) Vessels awaiting passage through the regulated area will be required to wait outside established sectors when closed. A Coast Guard patrol vessel will be stationed along each boundary of the closed sectors. Vessels will not be allowed to transit, enter, cross, or remain in sectors when closed.
 (5) All persons and vessels shall comply with the instructions of the Commander, U.S. Coast Guard Forces Long Island Sound or the designated on-scene patrol personnel. On-scene patrol personnel include commissioned, warrant, and petty officers of the U.S. Coast Guard. Upon hearing five or more blasts from a U.S. Coast Guard vessel, the operator of a vessel shall stop immediately, then proceed as directed. Members of the Coast Guard Auxiliary may be present to inform vessel operators of this regulation and other applicable laws.
 (e) *Effective period.* This section is effective from Thursday, July 1, 1995, to Monday, July 10, 1995, at the times indicated in paragraph (c) of this section unless otherwise specified in the Coast Guard Local Notice to Mariners and a notice in the **Federal Register**.

Dated: June 21, 1995.
J. L. Linnon,
Rear Admiral, U.S. Coast Guard, Commander, First Coast Guard District.
 [FR Doc. 95-16284 Filed 6-28-95; 3:39 pm]
BILLING CODE 4910-14-M

33 CFR Part 165

[CGD13-95-020]

Safety Zone Regulations; Kennewick Fourth of July Fireworks Display, Columbia River, Kennewick, WA

AGENCY: Coast Guard, DOT.
ACTION: Temporary final rule.

SUMMARY: The Coast Guard is establishing a safety zone for the Independence Day Fireworks Display to be held on the Columbia River in Kennewick, Washington. This event will be held on Tuesday, July 4, 1995, from 10 p.m. (PDT) to 10:30 p.m. (PDT). The Coast Guard, through this action, intends to protect persons, facilities, and vessels from safety hazards associated with the fireworks display. Entry into this safety zone is prohibited unless authorized by the Captain of the Port.

EFFECTIVE DATE: This regulation becomes effective on July 4, 1995, at 9 p.m. (PDT) and terminates on July 4, 1995 at 11 p.m. (PDT).

FOR FURTHER INFORMATION CONTACT: LTJG C.A. Roskam, c/o Captain of the Port, Portland, 6767 N. Basin Ave., Portland, Oregon 97217-3992, (503) 240-9338.

SUPPLEMENTARY INFORMATION:

Regulatory History

Pursuant to 5 U.S.C. 553, a notice of proposed rulemaking was not published for this regulation and good cause exists for making it effective less than 30 days after **Federal Register** publication. Publishing a NPRM and delaying its effective date would be contrary to the public interest since immediate action is necessary to ensure the safety of structures and vessels operating in the area of the fireworks display. Due to the complex planning and coordination involved, the sponsor of the event, the Kennewick Chamber of Commerce, was unable to provide the Coast Guard with the final details for the show until 30 days prior to the event. Therefore, sufficient time was not available to publish a proposed rule in advance of the event or to provide a delayed effective date. Following normal rulemaking procedures, in this case, would be impracticable.

Drafting Information

The drafters of this regulation are LTJG C.A. Roskam, project officer for the Captain of the Port, and LCDR J.C. Odell, project counsel, Thirteenth Coast Guard District Legal Office.

Background and Purpose

The event requiring this regulation is a fireworks display sponsored by the Kennewick Chamber of Commerce as part of the Fourth of July Celebration in Kennewick, Washington. The fireworks display will begin on July 4, 1995, at 10 p.m. This event may result in a large number of vessels congregating near the fireworks launching barge. To promote the safety of both the spectators and participants, a safety zone is being established on the waters of the Columbia River around the fireworks launching barge, and entry into this safety zone will be prohibited unless authorized by the Captain of the Port. This action is necessary due to the possibility of debris and unexploded fireworks falling into the Columbia River in the vicinity of the launching barge. This safety zone will be enforced by representatives of the Captain of the Port, Portland, Oregon. The Captain of the Port may be assisted by other federal agencies.

Regulatory Evaluation

This temporary final rule is not a significant regulatory action under section 3(f) of Executive Order 12866 and does not require an assessment of potential costs and benefits under section 6(a)(3) of that order. It has been exempted from review by the Office of Management and Budget under that order. It is not significant under the regulatory policies and procedures of the Department of Transportation (DOT) (44 FR 11040, February 26, 1979). The Coast Guard expects the economic impact of this proposal to be so minimal that a full Regulatory Evaluation under paragraph 10e of the regulatory policies and procedures of DOT is unnecessary. This expectation is based on the fact that the safety zone will involve only one mile of the Columbia River and entry into this zone will be restricted for only two hours on the day of the event. The entities most likely to be affected by this action are commercial tug and barge operators on the Columbia River. Most of these entities are aware of the fireworks display and the safety zone, and they can schedule their transits accordingly. If it is safe to do so, the representative of the Captain of the Port assigned to enforce this safety zone may authorize commercial vessels to pass

through the safety zone on a case-by-case basis.

Small Entities

Under the Regulatory Flexibility Act (5 U.S.C. 601 *et seq.*), the Coast Guard must consider whether this proposal will have a significant economic impact on a substantial number of small entities. "Small entities" include independently owned and operated small businesses that are not dominant in their field and that otherwise qualify as "small business concerns" under section 3 of the Small Business Act (15 U.S.C. 632). For the reasons outlined in the Regulatory Evaluation above, the Coast Guard expects the impact to be minimal on all entities. Therefore, the Coast Guard certifies under 5 U.S.C. 605(b) that this final rule will not have a significant economic impact on a substantial number of small entities.

Collection of Information

This rule contains no collection of information requirements under the Paperwork Reduction Act (44 U.S.C. 3501 *et seq.*).

Federalism

This action has been analyzed in accordance with the principles and criteria contained in Executive Order 12612, and it has been determined that the proposed rulemaking does not have sufficient federalism implications to warrant the preparation of a Federalism Assessment.

Environmental Assessment

The Coast Guard has considered the environmental impact of this rule and has concluded that under Section 2.B.2.c. of Commandant Instruction M16475.1B, it is categorically excluded from further environmental documentation. A Categorical Exclusion Determination will be made available in the rulemaking docket.

List of Subject in 33 CFR Part 165

Harbors, Marine Safety, Navigation (water), Reporting and recordkeeping requirements, Security measures, and Waterways.

Final Regulation

For the reasons set out in the preamble, the Coast Guard amends Part 165 of Title 33, Code of Federal Regulations, as follows:

PART 165—[AMENDED]

1. The authority citation for Part 165 continues to read as follows:

Authority: 33 U.S.C. 1231; 50 U.S.C. 191; 33 CFR 1.05-1(g), 6.04-1, 6.04-6, and 160.5; 49 CFR 1.46.

2. A temporary § 165.T13-018 is added to read as follows:

§ 165.T13-018 Safety Zone: Columbia River, Kennewick, Washington.

(a) *Location.* The following area is a safety zone: All waters on the Columbia River from river mile 330.5 to river mile 331.5, Kennewick, Washington.

(b) *Definitions.* The designated representative of the Captain of The Port is any Coast Guard commissioned, warrant, or petty officer who has been authorized by the Captain of the Port Portland, to act on his behalf. The following officers have or will be designated by the Captain of the Port: The Coast Guard Patrol Commander, the senior boarding officer on each vessel enforcing the safety zone, and the Duty Officer at Coast Guard Group Portland, Oregon.

(c) *Regulations.* (1) In accordance with the general regulations in Section 165.23 of this part, entry into this safety zone is prohibited unless authorized by the Captain of the Port or his designated representatives.

(2) A succession of sharp, short signals by whistle, siren, or horn from vessels patrolling the area under the direction of the Patrol Commander shall serve as a signal to stop. Vessels or persons signalled shall stop and comply with the orders of the patrol vessels; failure to do so may result in expulsion from the area, citation for failure to comply, or both.

(d) *Effective Dates.* This section becomes effective on July 4, 1995, at 9 p.m. (PDT) and terminates on July 4, 1995, at 11 p.m. (PDT) unless sooner terminated by the Captain of the Port.

Dated: June 16, 1995.

C.E. Bills,

Captain, U.S. Coast Guard, Captain of the Port.

[FR Doc. 95-16147 Filed 6-29-95; 8:45 am]

BILLING CODE 4910-14-M

33 CFR Part 165

[CGD13-95-023]

Safety Zone Regulations; Oaks Park Fourth of July Fireworks Show, Willamette River, Portland, OR

AGENCY: Coast Guard, DOT.

ACTION: Temporary final rule.

SUMMARY: The Coast Guard is establishing a safety zone for the Oaks park Fourth of July Fireworks Show to be held on the Willamette River in Portland, Oregon. The event will be held on Tuesday, July 4, 1995, from 10 p.m. (PDT) to 10:30 p.m. (PDT). The Coast Guard, through this action,