

or on the distribution of power and responsibilities between the Federal Government and Indian tribes.

E. Unfunded Mandates Reform Act

The Unfunded Mandates Reform Act of 1995 (2 U.S.C. 1531–1538) requires Federal agencies to assess the effects of their discretionary regulatory actions. In particular, the Act addresses actions that may result in the expenditure by a State, local, or tribal government, in the aggregate, or by the private sector of \$100,000,000 (adjusted for inflation) or more in any one year. Though this rule will not result in such an expenditure, we do discuss the effects of this rule elsewhere in this preamble.

F. Environment

We have analyzed this rule under Department of Homeland Security Directive 023–01, Rev. 1, associated implementing instructions, and Environmental Planning COMDTINST 5090.1 (series), which guide the Coast Guard in complying with the National Environmental Policy Act of 1969 (42 U.S.C. 4321–4370f), and have determined that this action is one of a category of actions that do not individually or cumulatively have a significant effect on the human environment. This rule involves a safety zone that will prohibit persons and vessels from entering, transiting through, anchoring in, or remaining within a limited area on the navigable waters of Key West, Florida, during a firework display lasting thirty minutes. It is categorically excluded from further review under paragraph L60(a) of Appendix A, Table 1 of DHS Instruction Manual 023–01–001–01, Rev. 1. A Record of Environmental Consideration supporting this determination is available in the docket. For instructions on locating the docket, see the **ADDRESSES** section of this preamble.

G. Protest Activities

The Coast Guard respects the First Amendment rights of protesters. Protesters are asked to call or email the person listed in the **FOR FURTHER INFORMATION CONTACT** section to coordinate protest activities so that your message can be received without jeopardizing the safety or security of people, places, or vessels.

List of Subjects in 33 CFR Part 165

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

For the reasons discussed in the preamble, the Coast Guard amends 33 CFR part 165 as follows:

PART 165—REGULATED NAVIGATION AREAS AND LIMITED ACCESS AREAS

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

Authority: 46 U.S.C. 70034, 70051, 70124; 33 CFR 1.05–1, 6.04–1, 6.04–6, and 160.5; Department of Homeland Security Delegation No. 00170.1, Revision No. 01.3.

■ 2. Add § 165.T07–0369 to read as follows:

§ 165.T07–0369 Safety Zone; Key West July 4th Fireworks, Key West, FL.

(a) *Location.* The following regulated area is a safety zone: All waters encompassing an 800-foot radius around the White Street Pier in Key West, FL.

(b) *Definition.* As used in this section, the term *designated representative* means a Coast Guard Patrol Commander, including a Coast Guard coxswain, petty officer, or other officer operating a Coast Guard vessel and a Federal, State, and local officer designated by or assisting the Captain of the Port Key West (COTP) in the enforcement of the safety zone.

(c) *Regulations.* (1) All persons and vessels are prohibited from entering, transiting through, anchoring in, or remaining within the regulated area described in paragraph (a) of this section unless authorized by the COTP or a designated representative.

(2) Persons and vessels desiring to enter, transit through, anchor in, or remain within the regulated area may contact the COTP by telephone at 305–292–8727, or a designated representative via VHF–FM radio on channel 16 to request authorization. If authorization is granted, all persons and vessels receiving such authorization must comply with the instructions of the COTP Key West or a designated representative.

(3) The Coast Guard will provide notice of the regulated area by Broadcast Notice to Mariners via VHF–FM channel 16, and/or by on-scene designated representatives.

(d) *Enforcement period.* This section will be enforced from 8:30 p.m. until 10:30 p.m. on July 4, 2023.

Dated: June 22, 2023.

Jason D. Ingram,

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

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DEPARTMENT OF HOMELAND SECURITY

Coast Guard

33 CFR Part 165

[Docket No. USCG–2023–0482]

Safety Zone; Northern California and Lake Tahoe Area Annual Fireworks Events

AGENCY: Coast Guard, DHS.

ACTION: Notification of enforcement of regulation.

SUMMARY: The Coast Guard will enforce numerous safety zones within the San Francisco Captain of the Port area of responsibility during the dates and times specified below. This action is necessary to protect personnel, vessels, and the marine environment from the hazards associated with the fireworks displays. During the enforcement period, unauthorized persons or vessels are prohibited from entering into, transiting through, or remaining in the regulated areas, unless authorized by the Patrol Commander (PATCOM) or an Official Patrol including any Federal, State, or local law enforcement agencies on scene to assist the Coast Guard in enforcing the regulated area.

DATES: The regulations in 33 CFR 165.1191 will be enforced for the locations identified in Items 3, 4, 7, 9, 10, 11, 12, 14, 16, 18, and 31 of Table 1 to § 165.1191 during the dates and times identified in the **SUPPLEMENTARY INFORMATION** section below.

FOR FURTHER INFORMATION CONTACT: If you have questions about this notification of enforcement, call or email Petty Officer First Class Shannon Curtaz-Milian, Waterways Management, U.S. Coast Guard Sector San Francisco; telephone (415) 399–7440, email SFWaterways@uscg.mil.

SUPPLEMENTARY INFORMATION: The Coast Guard will enforce the safety zones established in 33 CFR 165.1191, Table 1, Item numbers 3, 4, 7, 9, 10, 11, 12, 14, 16, 18, and 31 during the dates, times, and locations indicated in the table below. The dates, times, and locations will also be published in the Local Notice to Mariners at least 10 days prior to the date of each event.

3. Fourth of July Fireworks, City of Eureka

Sponsor	City of Eureka, CA.
Event Description	Fireworks Display.
Date	July 3, 2023 and July 4, 2023.
Time	From 8 a.m. on July 3, 2023 to 9:45 p.m. on July 4, 2023, the barge will load, transit, and stage at the display location. From 9:45 p.m. until approximately 10:55 p.m. on July 4, 2023, the safety zone will encompass all navigable waters within a 1,000-foot radius of the fireworks barge.
Location	Humboldt Bay, CA.
Regulated Area	100-foot radius around the fireworks launch barge during the loading of pyrotechnics aboard the fireworks barge and during the transit of the fireworks barge from the loading location to the display location. Increases to a 1,000-foot radius upon commencement of the fireworks display.

4. Fourth of July Fireworks, Crescent City

Sponsor	Crescent City, CA.
Event Description	Fireworks Display.
Date	July 4, 2023.
Time	From 9:30 p.m. until approximately 10:20 p.m. on July 4, 2023.
Location	Crescent City Harbor, Crescent City, CA.
Regulated Area	Crescent City Harbor in the navigable waters within a 700-foot radius of the launch platform located on the West Jetty.

7. San Francisco Independence Day Fireworks

Sponsor	The City of San Francisco.
Event Description	Fireworks Display.
Date	July 4, 2023.
Time	From 10 a.m. on July 2, 2023, to 9:25 p.m. on July 4, 2023 the barges will load, transit, and stage at the display location. From 9:25 p.m. until approximately 10:30 p.m. on July 4, 2023, the safety zone will encompass all navigable waters within a 1000-foot radius of the fireworks barges.
Location 1	A barge located approximately 1,000 feet off San Francisco Pier 39.
Location 2	A barge located approximately 700 feet off the San Francisco Municipal Pier at Aquatic Park.
Regulated Area	100-foot radius around each fireworks barge during the loading, transit, setup, and until the commencement of the scheduled display. Increases to a 1,000-foot radius upon commencement of the fireworks display.

9. Fourth of July Fireworks, City of Richmond

Sponsor	Various Sponsors.
Event Description	Fireworks Display.
Date	July 3, 2023.
Location	A barge located in the Richmond Harbor in Richmond, CA.
Time	From 9 a.m. on July 3, 2023 to 9:15 p.m. on July 3, 2023, the barge will load, transit, and stage at the display location. From 9:15 p.m. until approximately 10 p.m. on July 3, 2023, the safety zone will encompass all navigable waters within a 560-foot radius of the fireworks barge.
Regulated Area	100-foot radius around the fireworks launch barge during the loading, transit, setup, and until the commencement of the scheduled display. Increases to a 560-foot radius upon commencement of the fireworks display.

10. Fourth of July Fireworks, City of Sausalito

Sponsor	City of Sausalito.
Event Description	Fireworks Display.
Date	July 4, 2023.
Time	From 9 a.m. on July 4, 2023 to 9:15 p.m. on July 4, 2023, the barge will load, transit, and stage at the display location. From 9:15 p.m. until approximately 10:20 p.m. on July 4, 2023, the safety zone will encompass all navigable waters within a 1,000-foot radius of the fireworks barge.
Location	1,000 feet offshore from Sausalito, CA waterfront, north of Spinnaker Restaurant.
Regulated Area	100-foot radius around the fireworks launch barge during the loading of pyrotechnics aboard the fireworks barge and during the transit of the fireworks barge from the loading location to the display location. Increases to a 1,000-foot radius upon commencement of the fireworks display.

11. Fourth of July Fireworks, City of Martinez

Sponsor	City of Martinez.
Event Description	Fireworks Display.
Date	July 4, 2023.
Time	From 9:30 p.m. until approximately 9:50 p.m. on July 4, 2023.
Location	Carquinez Strait, CA.
Regulated Area	The area of navigable waters within a 560-foot radius of the launch platform located near Waterfront Park.

12. Fourth of July Fireworks, City of Antioch

Sponsor	City of Antioch.
Event Description	Fireworks Display.
Date	July 4, 2023.

Time	From 9 a.m. to 8:45 p.m. on July 4, 2023, the barge will load, transit, and stage at the display location. From 8:45 p.m. until approximately 9:50 p.m. on July 4, 2023, the safety zone will encompass all navigable waters within a 1,000-foot radius of the fireworks barge.
Location	San Joaquin River, CA.
Regulated Area	100-foot radius around the fireworks launch barge during the loading of pyrotechnics aboard the fireworks barge and during the transit of the fireworks barge from the loading location to the display location. Increases to a 1,000-foot radius upon commencement of the moving fireworks display.

14. Delta Independence Day Celebration Fireworks

Sponsor	Various Sponsors.
Event Description	Fireworks Display.
Date	July 3, 2023.
Time	From 8 a.m. on July 3, 2023 until 9:15 p.m. on July 3, 2023, the barge will load, transit, and stage at the display location. From 9:15 p.m. until approximately 10 p.m. on July 3, 2023, the safety zone will encompass all navigable waters within a 1,000-foot radius of the fireworks barge.
Location	San Joaquin River, near Mandeville Island, CA.
Regulated Area	100-foot radius around the fireworks launch barge during the loading of pyrotechnics aboard the fireworks barge and during the transit of the fireworks barge from the loading location to the display location. Increases to a 1,000-foot radius upon commencement of the fireworks display.

16. Fourth of July Fireworks, Glenbrook NV

Sponsor	Various Sponsors.
Event Description	Fireworks Display.
Date	July 4, 2023.
Time	From 9 a.m. to 9:15 p.m. on July 4, 2023, the barge will load, transit, and stage at the display location. From 9:15 p.m. until approximately 10:20 p.m. on July 4, 2023, the safety zone will encompass all navigable waters within a 1,000-foot radius of the fireworks barge.
Location	Offshore Glenbrook Beach, NV.
Regulated Area	100-foot radius around the fireworks launch barge during the loading of pyrotechnics aboard the fireworks barge and during the transit of the fireworks barge from the loading location to the display location. Increases to a 1,000-foot radius upon commencement of the fireworks display.

18. Lights on the Lake Fourth of July Fireworks, South Lake Tahoe, CA

Sponsor	Various Sponsors.
Event Description	Fireworks Display.
Date	July 1, 2023 through July 4, 2023.
Time	From 7 a.m. on July 1, 2023 till 9:30 p.m. on July 4, 2023, the barges will load, transit, and stage at the display location. From 9:30 p.m. until approximately 10:30 p.m. on July 4, 2023, the safety zone will encompass all navigable waters within a 1,000-foot radius of the fireworks barges.
Location	Off South Lake Tahoe, CA near the NV Border.
Regulated Area	100-foot radius around the fireworks launch barge during the loading of pyrotechnics aboard the fireworks barge and during the transit of the fireworks barge from the loading location to the display location. Increases to a 1,000-foot radius upon commencement of the fireworks display.

31. Benicia Fourth of July Fireworks

Sponsor	City of Benicia, CA.
Event Description	Fireworks Display.
Date	July 4, 2023.
Time	From 9:30 p.m. until approximately 9:50 p.m. on July 4, 2023.
Location	Carquinez Strait, Benicia, CA.
Regulated Area	1,000-foot radius around the fireworks launch site located on the Benicia First Street Pier.

Under the provisions of 33 CFR 165.1191, unauthorized persons or vessels are prohibited from anchoring, blocking, loitering, or impeding the through transit of participants or official patrol vessels in the safety zone during all applicable effective dates and times, unless authorized to do so by the PATCOM or other Official Patrol, defined as a Federal, State, or local law enforcement agency on scene to assist the Coast Guard in enforcing the safety zone. During the enforcement periods, if you are the operator of a vessel in one of the safety zones, you must comply directions from the Patrol Commander or other Official Patrol. The PATCOM or

Official Patrol may, upon request, allow the transit of commercial vessels through regulated areas when it is safe to do so.

In addition to this notice of enforcement in the **Federal Register**, the Coast Guard plans to provide notification of this enforcement period via the Local Notice to Mariners.

If the Captain of the Port determines that the regulated area need not be enforced for the full duration stated in this notice, a Broadcast Notice to Mariners may be used to grant general permission to enter the regulated area.

Dated: June 21, 2023.

Jordan M. Balueza,
Captain, U.S. Coast Guard, Alternate Captain of the Port, San Francisco.

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