

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 of this final rule 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 final 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.

#### Environment Assessment

The Coast Guard has considered the environmental impact of this final 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 Subjects in 33 CFR Part 165

Harbors, Marine safety, Navigation (water), Reports and record keeping requirements, Security measures, 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 section 165.T13008 is added to read as follows:

#### **§ 165.T13008 Safety Zone; Willamette River, Portland, OR.**

(a) *Location:* The following area is a safety zone: All waters on the

Willamette River between the Hawthorne Bridge (river mile 13.1) and the Marquam Bridge (river mile 13.5), Portland, Oregon.

(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 § 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 Date:* These regulations become effective on Friday, July 4, 1997, at 9:45 p.m. (PDT) and terminate on July 4, 1997, at 11 p.m. (PDT).

Dated: June 12, 1997.

**G.M. Webber,**

*Commander, U.S. Coast Guard, Acting Captain of the Port, Portland, Oregon.*

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## DEPARTMENT OF TRANSPORTATION

### Coast Guard

#### 33 CFR Part 165

[COTP Mobile, AL Regulation 97–04]

RIN 2115–AA97

#### **Safety Zone Regulations: Destin Pass, Destin, FL**

**AGENCY:** Coast Guard, DOT.

**ACTION:** Temporary rule.

**SUMMARY:** The Coast Guard is establishing a safety zone for Destin Pass between buoys 8 and 9, Destin, FL within a 500-foot radius of the deck barge and attending pushboat participating in the City of Destin fireworks display. The zone is needed to protect personnel and property associated with the City of Destin

fireworks display. Entry into this zone is prohibited unless authorized by the Captain of the Port.

**EFFECTIVE DATE:** This regulation is effective from 6 P.M. to 9:30 P.M. on July 4, 1997.

**FOR FURTHER INFORMATION CONTACT:** LTJG H. Elena McCullough, (334) 441–5286, 150 North Royal Street, Mobile, AL 36652–2924.

**SUPPLEMENTARY INFORMATION:** In accordance with 5 U.S.C. 553, a notice of proposed rule making was not published for this regulation and good cause exists for making it effective in less than 30 days after **Federal Register** publication. Publishing an NPRM and delaying its effective date would be contrary to the public interest since immediate action is needed to prevent damage to the vessels involved.

#### Background and Purpose

The event requiring this regulation will begin at 6:00 P.M. on July 4, 1997. The City of Destin Fireworks Display will occur from one deck barge located between buoys 8 and 9 Destin Pass, Destin, FL. The fireworks display will terminate at 9:30 P.M. on July 4, 1997. This regulation is issued pursuant to 33 U.S.C. 1231 as set out in the authority citation for all of part 165.

#### Regulatory Evaluation

This temporary rule is not a significant regulatory evaluation under Executive Order 12866 and is not significant under the "Department of Transportation Regulatory Policies and Procedures" (44 FR 11040; February 26, 1979). The Coast Guard expects the economic impact of this rule to be so minimal that a full regulatory evaluation is unnecessary. This regulation will only be in effect for a short period of time, and the impacts on routine navigation are expected to be minimal.

#### Collection of Information

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

#### Federalism

The Coast Guard has analyzed this rule under the principles and criteria contained in Executive Order 12612 and has determined that it does not sufficient federalism implications to warrant the preparation of a Federalism Assessment.

#### Environment

The Coast Guard considered the environmental impact of this proposal and concluded that under section 2.B.2. of Commandant Instruction M16475.1 (series), this proposal is categorically

excluded from further environmental documentation. A Categorical Exclusion Determination is available by contacting Commander (mps), Eighth Coast Guard District, 501 Magazine Street, New Orleans, LA 70130-3396.

#### List of Subjects in 33 CFR Part 165

Harbors, Marine safety, Navigation (water), Reporting and record keeping requirements, Security measures, Vessels, Waterways.

#### Regulation

In consideration of the foregoing, Subpart F of Part 165 of Chapter 33, Code of Federal Regulations, is amended as follows:

#### PART 165—[AMENDED]

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

**Authority:** 33 U.S.C. 1225 and 1231; 50 U.S.C 191; and 33 CFR 1.05-1(g), 6.04-1, 6.04-6, and 160.5; 49 CFR 1.46.

2. A new § 165.T08036 is added to read as follows:

#### § 165.T08036 Safety Zone: Destin Pass, Destin, FL.

(a) Location: The following area is a safety zone: Destin Pass between buoys 8 and 9, Destin, FL within a 500-foot radius of the deck barge and attending pushboat participating in the City of Destin fireworks display. The zone is needed to protect personnel and property associated with the City of Destin fireworks display.

(b) Effective date: This section is effective from 6 P.M. to 9:30 P.M. on July 4, 1997.

(c) Regulations: In accordance with the general regulations in § 165.23 of this part, entry into this zone is prohibited unless authorized by the Captain of the Port.

Dated: June 6, 1997.

**J.J. Kichner,**

*Captain, U.S. Coast Guard, Captain of the Port Mobile, Alabama.*

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#### DEPARTMENT OF TRANSPORTATION

#### Coast Guard

#### 33 CFR Part 165

[COTP Mobile, AL Regulation 97-14]

RIN 2115-AA97

#### Safety Zone Regulations: St. Andrew Bay, Panama City Marina, Panama City, Florida

AGENCY: Coast Guard, DOT.

**ACTION:** Temporary rule.

**SUMMARY:** The Coast Guard is establishing a safety zone for St. Andrew Bay, Panama City Marina, Panama City, Florida within a 500-foot radius of the deck barge and attending pushboat participating in the Panama City fireworks display. The zone is needed to protect personnel and property associated with the Panama City fireworks display. Entry into this zone is prohibited unless authorized by the Captain of the Port.

**EFFECTIVE DATES:** This regulation is effective from 8 P.M. to 10 P.M. on July 4, 1997.

**FOR FURTHER INFORMATION CONTACT:** LT R. A. Smith, (334) 441-5124, 150 North Royal Street, Mobile, AL 36652-2924.

**SUPPLEMENTARY INFORMATION:** In accordance with 5 U.S.C. 553, a notice of proposed rulemaking was not published for this regulation and good cause exists for making it effective in less than 30 days after **Federal Register** publication. Publishing an NPRM and delaying its effective date would be contrary to the public interest since immediate action is needed to prevent damage to the vessels involved.

#### Background and Purpose

The event requiring this regulation will begin at 8:00 P.M. on July 4, 1997. The Panama City Fireworks Display will occur from one deck barge located off Panama City Marina, Panama City, FL. The fireworks display will terminate at 10:00 P.M. on July 4, 1997. This regulation is issued pursuant to 33 U.S.C. 1231 as set out in the authority citation for all of Part 165.

#### Regulatory Evaluation

This temporary rule is not a significant regulatory evaluation under Executive Order 12866 and is not significant under the "Department of Transportation Regulatory Policies and Procedures" (44 FR 11040; February 26, 1979). The Coast Guard expects the economic impact of this rule to be so minimal that a full regulatory evaluation is unnecessary. This regulation will only be in effect for a short period of time, and the impacts on routine navigation are expected to be minimal.

#### Collection of Information

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

#### Federalism

The Coast Guard has analyzed this rule under the principles and criteria contained in Executive Order 12612 and

has determined that it does not have sufficient federalism implications to warrant the preparation of a Federalism Assessment.

#### Environment

The Coast Guard considered the environmental impact of this proposal and concluded that under section 2.B.2. of Commandant Instruction M16475.1 (series), this proposal is categorically excluded from further environmental documentation. A Categorical Exclusion Determination is available by contacting Commander (mps), Eighth Coast Guard District, 501 Magazine Street, New Orleans, LA 70130-3396.

#### List of Subjects in 33 CFR Part 165

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

#### Regulation

On consideration of the foregoing, Subpart F of Part 165 of Chapter 33, Code of Federal Regulations, is amended as follows:

#### PART 165—[AMENDED]

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

**Authority:** 33 U.S.C. 1225 and 1231; 50 U.S.C. 191; and 33 CFR 1.05-1(g), 6.04-1, 6.04-6, and 160.5; 49 CFR 1.46.

2. A new § 165.T08037 is added to read as follows:

#### § 165.T08037 Safety Zone: St. Andrew Bay, Panama City Marina, Panama City Florida.

(a) Location: The following area is a safety zone: Within a 500-foot radius of the deck barge and attending pushboat participating in the Panama City fireworks display. The zone is needed to protect personnel and property associated with the Panama City fireworks display.

(b) Effective date: This section becomes effective from 8 P.M. to 10 P.M. on July 4, 1997.

(c) Regulations: In accordance with the general regulations in § 165.23 of this part, entry into this zone is prohibited unless authorized by the Captain of the Port.

Dated: June 6, 1997.

**J.J. Kichner,**

*Captain, U.S. Coast Guard, Captain of the Port, Mobile, Alabama.*

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