§ 178.2 [Amended]

2. Section 178.2 is amended by removing the designation and description entry for § 12.143.

George J. Weise,

Commissioner of Customs.

Approved: May 15, 1996.

Dennis M. O'Connell,

Acting Deputy Assistant Secretary of the Treasury.

[FR Doc. 96–14026 Filed 6–4–96; 8:45 am]

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DEPARTMENT OF TRANSPORTATION

Coast Guard

33 CFR Part 100

[CGD07–96–020]

RIN 2115–AE46

Special Local Regulations: Beaufort Water Festival, Beaufort, SC

AGENCY: Coast Guard, DOT.

ACTION: Final rule.

SUMMARY: The Coast Guard is establishing permanent special local regulations for the Beaufort Water Festival. This event will be held annually on the last two Saturdays and Sundays of July, between 7:30 a.m. and 7 p.m. e.d.t. (Eastern Daylight Time). Historically, the raft races, sailboat regattas, aerial demonstrations, power boat races, and a parade of ships have drawn 75 event participants and 400 spectator craft to the Beaufort River each day of the event. The anticipated concentration of spectator and event participant vessels associated with the Beaufort Water Festival poses a safety concern. Furthermore, the nature of the event and the closure of the Beaufort River between the Ladys Island swing bridge and Spanish Point creates an extra or unusual hazard in the navigable waters during the event. These regulations are necessary to provide for the safety of life on navigable waters during the event.

EFFECTIVE DATE: July 5, 1996.

FOR FURTHER INFORMATION CONTACT: ENS M.J. DaPonte, project officer, Coast Guard Group Charleston at (803) 724–7621.

SUPPLEMENTARY INFORMATION:

Regulatory History

On April 19, 1996, the Coast Guard published a notice of proposed rulemaking entitled ''Beaufort Water Festival, Beaufort, SC [CGD07–96–020] in the Federal Register (61 FR 17269). The comment period ended on May 20, 1996. The Coast Guard received no comments during the notice of proposed rulemaking comment period. A public hearing was not requested and no hearing was held.

Discussion of Regulations

These regulations are needed to provide for the safety of life during the Beaufort Water Festival. The regulations are intended to promote safe navigation on the waters of the Beaufort River between the Ladys Island swing bridge and Spanish Point by controlling the traffic entering, exiting, and traveling within these waters. Historically, the raft races, sailboat regattas, aerial demonstrations, power boat races and a parade of ships have drawn approximately 75 event participants and 400 spectator craft to the Beaufort River each day of the event. The anticipated concentration of spectator and event participant vessels associated with the Beaufort Water Festival poses a safety concern, which is addressed in these special local regulations.

These regulations will not permit movement of spectator vessels and other non-event participating vessel traffic within the regulated area, between the Ladys Island swing bridge (32°25′40″ N, 080°40′10″ W) and a line drawn directly across the Beaufort River at Spanish Point (32°24′00″ N) from 7:30 a.m. to 7 p.m. e.d.t, annually on the last two Saturdays and Sundays of July. All coordinates referenced use datum: NAD 1983. However, these regulations will permit the movement of spectator vessels and other non-event participant vessels between scheduled events and at the termination of the last scheduled event, at the discretion of the Coast Guard Patrol Commander.

Regulatory Evaluation

This rule is not a significant regulatory action under Section 3(f) of Executive Order 12866 and does not require an assessment of the 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 rule to be so minimal that a full Regulatory Evaluation under paragraph 10e of the regulatory policies and procedures of DOT is unnecessary. These regulations will last for only 11 and one half hours on each day of the event. No public comments were received during the notice of proposed rulemaking comment period.

Small Entities

Under the Regulatory Flexibility Act (5 U.S.C. 601 *et seq.*), the Coast Guard must consider whether this rulemaking 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 reasons set forth in the above Regulatory Evaluation, the Coast Guard certifies under 5 U.S.C. 605(b) that this rule will not have a significant economic impact on a substantial number of small entities.

Collection of Information

These regulations contain 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 this 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 rulemaking consistent with Section 2.B.2. of Commandant Instruction M16475.1B. In accordance with that section, this action has been environmentally assessed (EA completed), and the Coast Guard has concluded that it will not significantly affect the quality of the human environment. An environmental assessment and a finding of no significant impact have been prepared and are available in the docket for inspection.

List of Subjects in 33 CFR Part 100

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

Regulations

In consideration of the foregoing, Part 100 of Title 33, Code of Federal Regulations, the Coast Guard amends as follows:

PART 100—[AMENDED]

The authority citation for Part 100 continues to read as follows:

Authority: 33 U.S.C. 1233; 49 CFR 1.46 and 33 CFR 100.35.

2. A new section 100.715 is added to read as follows:

§ 100.715 Annual Beaufort Water Festival, Beaufort River, Beaufort, SC.

(a) *Definitions.*

(1) *Regulated Area.*A regulated area is established on that portion of the Beaufort River, between the Ladys Island swing bridge at 32°25′40″ N, 080°40′10″ W and a line drawn directly across the Beaufort River at Spanish Point, at 32°24′00″ N. All coordinates referenced use datum: NAD 1983.

(2) *Coast Guard Patrol Commander.* The Coast Guard Patrol Commander is a commissioned, warrant, or petty officer of the United States Coast Guard who has been designated by the Commander, Coast Guard Group Charleston, Charleston, South Carolina.

(b) *Special local regulations.* (1) Entry into the regulated area by other than event participants is prohibited, unless otherwise authorized by the Coast Guard Patrol Commander.

(2) Between scheduled events the Coast Guard Patrol Commander may authorize vessels to resume normal operations.

(3) After termination of the Beaufort Water Festival events, all vessels may resume normal operation at the discretion of the Coast Guard Patrol Commander.

(c) *Effective Dates.* This section become effective annually from 7:30 a.m. to 7 p.m. EDT, on the last two Saturdays and Sundays of July.

Dated: May 14, 1996.

Roger T. Rufe, Jr.,

Rear Admiral, U.S. Coast Guard, Commander, Seventh Coast Guard District.

[FR Doc. 96–13999 Filed 6–4–96; 8:45 am]

BILLING CODE 4910–14–M

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33 CFR Part 100

[CGD07–96–005]

RIN 2115–AE46

Special Local Regulations: Fort Myers Beach Offshore Grand Prix; Fort Myers Beach, FL

AGENCY: Coast Guard, DOT.

ACTION: Final rule.

SUMMARY: The Coast Guard is establishing permanent special local regulations for the Fort Myers Offshore Grand Prix. This event will be held annually during the first Saturday and Sunday of June, between 12 p.m. and 3 p.m. (Eastern Daylight Time). Historically, there have been approximately 170 participant and spectator craft. The resulting congestion of navigable channels creates an extra or unusual hazard in the navigable waters. These regulations are necessary to provide for the safety of life on navigable waters during the event.

EFFECTIVE DATE: July 5, 1996.

FOR FURTHER INFORMATION CONTACT: LTJG T. Stuhlreyer, project officer, Coast Guard Group St. Petersburg, FL at (813) 824–7533.

SUPPLEMENTARY INFORMATION:

Regulatory History

On March 20, 1996, the Coast Guard published a notice of proposed rulemaking entitled [CGD07–96–005] in the Federal Register (61 FR 11354). The Coast Guard received no written or oral comments during the proposed rulemaking comment period. A public hearing was not requested and one was not held.

Discussion of Regulations

These regulations are needed to provide for the safety of life during the Fort Myers Beach Offshore Grand Prix. These regulations are intended to promote safe navigation on the waters off Fort Myers Beach during the races by controlling the traffic entering, exiting, and traveling within these waters. The anticipated concentration of spectator and participant vessels associated with the Grand Prix poses a safety concern, which is addressed in these special local regulations. These regulations will not permit anchoring shoreward of the shoreside legs of the racecourse, from 11 a.m. to 3 p.m., on the first Saturday and Sunday of June. Spectator craft will be permitted near the race area but will be required to stay clear of the race lanes. These regulations will permit anchoring for spectators seaward of the seaside legs of the racecourse, but only in the designated spectator area defined in paragraph (b) of the regulations. All vessel traffic, not involved with the Fort Myers Beach Offshore Grand Prix, exiting Matanzas Pass between 11 a.m. and 3 p.m. will exit the marked channel at Matanzas Pass Channel daybeacon #3 (26°25.9′ N, 82°58.2′ W, LLNR 16365) and #4 (26°26.1′ N, 82°57.8′ W, LLNR 16370), and will proceed in a southwesterly direction seaward of the designated spectator area defined in paragraph (b) of these regulations, taking action to avoid a close-quarters situation until the vessel finally is past and clear of the racecourse. All coordinates referenced use datum: NAD 83. All vessel traffic, not involved with the Fort Myers Beach Offshore Grand Prix, exiting Big Carlos Pass between 11 a.m. and 3 p.m. will proceed in a southwesterly direction seaward of the designated spectator area defined in paragraph (b) of these regulations, taking action to avoid a close-quarters situation until finally past and clear of the racecourse.

Regulatory Evaluation

This rule is not a significant regulatory action under Section 3(f) of the Executive Order 12866 and does not require an assessment of the 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 rule to be so minimal that a full Regulatory Evaluation under paragraph 10e of the regulatory policies and procedures of DOT is unnecessary. These regulations will last for only 4 hours each day of the event.

Small Entities

Under the Regulatory Flexibility Act (5 U.S.C. 601 *et seq.*), the Coast Guard must consider whether this action 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 reasons set forth in the above Regulatory Evaluation, the Coast Guard certifies that this action will not have a significant economic impact on a substantial number of small entities.

Collection of Information

These regulations contain 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 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 action and has concluded that preparation of an Environmental Impact Statement is not necessary. An Environmental Assessment and Finding of No Significant Impact are available in the docket for inspection or copying. The