

They further contend that until the construction of the cargo building and security system at Orlando-Sanford Airport, which has been delayed, the airport does not fully meet the criteria for a Customs port of entry.

#### Determination

Customs decision to suspend the November 10, 1997, effective date for conversion of Orlando-Sanford Airport to a port of entry was based in large part on claims that imposition of port of entry status on the date set by Customs would subject the Airport Operator to a significant additional cost that it could not, under agreements effective through May 1, 1998 with carriers landing at Orlando-Sanford Airport, pass on to carriers.

After reviewing all the comments, which basically represent two distinct competitive interests, Customs believes that delaying the designation of Orlando-Sanford Airport as a port of entry was appropriate under the circumstances. However, Customs believes Orlando-Sanford Airport was provided with sufficient opportunity to resolve the concerns it proffered to obtain that delayed effective date. Accordingly, Customs believes that the designation should not be further delayed.

Further, Customs believes the comments received did not demonstrate sufficient grounds for making the Orlando-Sanford Airport a port of entry before the May 1, 1998 announced effective date.

Accordingly, Customs is confirming that the effective date for the establishment of the Orlando-Sanford port of entry and the date for the termination of the airport's user fee status is May 1, 1998.

#### Amendment to the Regulations

For the reasons stated above, the effective date of the final rule document FR Doc. 97-18206, published in the **Federal Register** on July 11, 1997, and delayed until May 1, 1998, pursuant to interim rule document FR Doc. 97-29599, published in the **Federal Register** on November 7, 1997, is now finalized as May 1, 1998.

#### Regulatory Flexibility Act and Executive Order 12866

Because this document merely confirms a decision previously made, this document is not subject to the notice and public procedure requirements of 5 U.S.C. 553, and is not subject to the provisions of the Regulatory Flexibility Act (5 U.S.C. 603 *et seq.*). This amendment does not meet the criteria for a "significant regulatory

action" as specified in Executive Order 12866.

**Samuel H. Banks,**

*Acting Commissioner of Customs.*

Approved: April 17, 1998.

**John P. Simpson,**

*Deputy Assistant Secretary of the Treasury.*

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## DEPARTMENT OF TRANSPORTATION

### Coast Guard

#### 33 CFR Part 100

[CGD 05-98-028]

#### Special Local Regulations for Marine Events; Approaches to Annapolis Harbor, Spa Creek, and Severn River, Annapolis, MD

AGENCY: Coast Guard, DOT.

ACTION: Notice of implementation.

**SUMMARY:** This notice implements the special local regulations at 33 CFR 100.511 during the Warfare Capabilities Demonstration, a marine event to be held May 1, 1998, on Spa Creek and the Severn River at Annapolis, Maryland. These special local regulations are necessary to control vessel traffic in the vicinity of the U.S. Naval Academy due to the confined nature of the waterway and expected vessel congestion during the helicopter rappelling demonstration. The effect will be to restrict general navigation in the regulated area for the safety of spectators, event participants, and other vessels transiting the event area.

**DATES:** 33 CFR 100.511 is effective from 1 p.m. to 2 p.m. on May 1, 1998.

**FOR FURTHER INFORMATION CONTACT:**

Chief Warrant Officer R.L. Houck, Marine Events Coordinator, Commander, Coast Guard Activities Baltimore, 2401 Hawkins Point Road, Baltimore, MD 21226-1971, (410) 576-2674.

**SUPPLEMENTARY INFORMATION:** The U.S. Naval Academy Sailing Squadron will sponsor the Warfare Capabilities Demonstration on the Severn River, near the U.S. Naval Academy, Annapolis, Maryland. Waterborne activities will consist of Navy SEALs rappelling from a helicopter. In order to ensure the safety of participants and transiting vessels, 33 CFR 100.511 will be in effect for the duration of the event. Under provisions of 33 CFR 100.511, a vessel may not enter the regulated area unless it receives permission from the Coast Guard Patrol Commander. Spectator

vessels may anchor outside the regulated area but may not block a navigable channel. Because these restrictions will be in effect for a limited period, they should not result in a significant disruption of maritime traffic.

Dated: April 15, 1998.

**J.S. Carmichael,**

*Captain, U.S. Coast Guard, Acting Commander, Fifth Coast Guard District.*

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## DEPARTMENT OF TRANSPORTATION

### Coast Guard

#### 33 CFR Part 117

[CGD05-98-026]

#### Drawbridge Operation Regulations; Wicomico River (North Prong)

AGENCY: Coast Guard, DOT.

ACTION: Notice of temporary deviation from regulations.

**SUMMARY:** The Commander, Fifth Coast Guard District has issued a temporary deviation from the regulations governing the operation of the Main Street drawbridge across the Wicomico River, mile 22.4, in Salisbury, Maryland. Beginning April 21, 1998, through May 19, 1998, this deviation requires three-hours advance notice for drawbridge openings from 9 a.m. through 3 p.m. on weekdays and from 7 p.m. on Fridays through 6 a.m. on Mondays. This deviation is necessary to allow the contractor to paint the bridge.

**DATES:** This deviation is effective from April 21, 1998 through May 19, 1998.

**FOR FURTHER INFORMATION CONTACT:**

Ann B. Deaton, Bridge Administrator, Fifth Coast Guard District, at (757) 398-6222.

**SUPPLEMENTARY INFORMATION:** Textar Painting Corporation, a contractor for the Maryland Department of Transportation, requested the Coast Guard to approve a temporary deviation from the normal operation of the bridge in order to accommodate painting the structure. To paint the bridge, a barge must be used which will block the waterway. Three-hours advance notice will be required to move the barge out of the channel and open the bridge during the requested time periods.

This deviation will not significantly disrupt vessel traffic, since very little exists during this time of the year. The regulations at 33 CFR 117.579 require the draw to open on signal except from 7 a.m. to 9 a.m., from 12 noon to 1 p.m.,