

## § 100.01

## 33 CFR Ch. I (7-1-10 Edition)

- 100.1102 Marine events on the Colorado River, between Davis Dam (Bullhead City, Arizona) and Headgate Dam (Parker, Arizona).
- 100.1103 Northern California annual marine events.
- 100.1105 San Francisco Bay Navy Fleetweek Parade of Ships and Blue Angels Demonstration.
- 100.1301 Seattle Seafair Unlimited Hydroplane Race.
- 100.1302 Special Local Regulation, Annual Dragon Boat Races, Portland, Oregon.
- 100.1303 Annual Kennewick, Washington, Columbia Unlimited Hydroplane Races.
- 100.1304 Annual Seattle Yacht Club's "Opening Day" Marine Parade.
- 100.1305 Richland, Washington, west coast outboard championship hydro races.
- 100.1306 National Maritime Week Tugboat Races, Seattle, WA.
- 100.1307 Special Local Regulations, Strait Thunder Performance, Port Angeles, WA.

AUTHORITY: 33 U.S.C. 1233

SOURCE: CGFR 63-22, 28 FR 5155, May 23, 1963, unless otherwise noted.

### § 100.01 Purpose and intent.

(a) The purpose of the regulations in this part is to provide effective control over regattas and marine parades conducted on the navigable waters of the United States so as to insure safety of life in the regatta or marine parade area.

(b) Geographic coordinates expressed in terms of latitude or longitude, or both, are not intended for plotting on maps or charts whose referenced horizontal datum is the North American Datum of 1983 (NAD 83), unless such geographic coordinates are expressly labeled NAD 83. Geographic coordinates without the NAD 83 reference may be plotted on maps or charts referenced to NAD 83 only after application of the appropriate corrections that are published on the particular map or chart being used.

[CGFR 63-22, 28 FR 5155, May 23, 1963, as amended by CGD 86-082, 52 FR 33811, Sept. 8, 1987]

### § 100.05 Definition of terms used in this part.

(a) *Regatta or marine parade* means an organized water event of limited duration which is conducted according to a prearranged schedule.

(b) [Reserved]

(c) *District Commander* means the Commander of the Coast Guard District in which the regatta or marine parade is intended to be held. (See Part 3 of this chapter for the geographical boundaries of Coast Guard Districts.)

(d) *State authority* means any official or agency of a State having power under the law of such State to regulate regattas or marine parades on waters over which such State has jurisdiction.

(e) *Navigable waters of the United States* means those waters described in § 2.36(a) of this chapter, specifically including the waters described in § 2.22(a)(2) of this chapter.

[CGFR 63-22, 28 FR 5155, May 23, 1963, as amended by CGD 75-098, 40 FR 49327, Oct. 22, 1975; USCG-2001-9044, 68 FR 42602, July 18, 2003]

### § 100.T05-0443 Safety Zone; Fireworks Display, Delaware River, New Hope, PA.

(a) *Location*. The safety zone will restrict vessel traffic on the Delaware River from operating within 400 yards of a fireworks barge located at 40°21'49" N./074°56'54" W. This point is described as a point existing 400 ft downriver of the Bridge St. Bridge located in New Hope, PA, and 400 ft east of the shoreline of New Hope, PA.

(b) *Regulations*. (1) No person or vessel may enter or navigate within this safety zone unless authorized to do so by the Captain of the Port or a designated representative. Any person or vessel authorized to enter the safety zone must operate in strict conformance with any directions given by the Captain of the Port or a designated representative and leave the safety zone immediately if so ordered.

(2) All Coast Guard assets enforcing this safety zone can be contacted on VHF marine band radio, channels 13 and 16. The Captain of the Port can be contacted at (215) 271-4807.

(3) The Captain of the Port will notify the public of any changes in the status of this safety zone by Marine Safety Radio Broadcast on VHF-FM marine band radio, channel 22 (157.1 MHz).

(c) *Definition*. "Designated representative" means the Commander of Sector Delaware Bay or any Coast Guard Commissioned, Warrant or Petty Officer

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who has been authorized by the Captain of the Port to act on her behalf.

(d) *Enforcement period.* This rule will be enforced every Friday from May 28, 2010 through July 30, 2010 from 9 p.m. until 10 p.m.

[USCG-2010-0443, 75 FR 33691, June 15, 2010]

EFFECTIVE DATE NOTE: By USCG-2010-0443, 75 FR 33691, June 15, 2010, §100.T05-0443 was added, effective June 15, 2010 through July 30, 2010.

### § 100.10 Coast Guard-State agreements.

(a) The District Commander is authorized to enter into agreements with State authorities permitting, regulation by the State of such classes of regatta or marine parade on the navigable waters of the United States as, in the opinion of the District Commander, the State is able to regulate in such a manner as to insure safety of life. All such agreements shall reserve to the District Commander the right to regulate any particular regatta or marine parade when he or she deems such action to be in the public interest.

[CGFR 63-22, 28 FR 5155, May 23, 1963, as amended by USCG-2003-15404, 68 FR 37740, June 25, 2003]

### § 100.15 Submission of application.

(a) An individual or organization planning to hold a regatta or marine parade which, by its nature, circumstances or location, will introduce extra or unusual hazards to the safety of life on the navigable waters of the United States, shall submit an application to the Coast Guard District Commander having cognizance of the area where it is intended to hold such regatta or marine parade. Examples of conditions which are deemed to introduce extra or unusual hazards to the safety of life include but are not limited to: An inherently hazardous competition, the customary presence of commercial or pleasure craft in the area, any obstruction of navigable channel which may reasonably be expected to result, and the expected accumulation of spectator craft.

(b) Where such events are to be held regularly or repeatedly in a single area by an individual or organization, the Commandant or the District Com-

mander may, subject to conditions set from time to time by him or her, grant a permit for such series of events for a fixed period of time, not to exceed one year.

(c) The application must be submitted no less than 135 days before the start of the proposed event. However, if all of the following criteria are met, the application must be submitted no less than 60 days before the start of the proposed event:

(1) The sponsor submitted an application for the event in the year immediately preceding.

(2) The nature, location, scheduling, and other relevant information contained in the previous application are essentially the same.

(3) The Coast Guard received no objection to the previous application.

(4) The Coast Guard did not promulgate special local regulations for the previous event.

(5) The Coast Guard approved the previous event.

(d) The application shall include the following details:

(1) Name and address of sponsoring organization.

(2) Name, address, and telephone of person or persons in charge of the event.

(3) Nature and purpose of the event.

(4) Information as to general public interest.

(5) Estimated number and types of watercraft participating in the event.

(6) Estimated number and types of spectator watercraft.

(7) Number of boats being furnished by sponsoring organizations to patrol event.

(8) A time schedule and description of events.

(9) A section of a chart or scale drawing showing the boundaries of the event, various water courses or areas to be utilized by participants, officials, and spectator craft.

[CGFR 63-22, 28 FR 5155, May 23, 1963 as amended by CGD 95-054, 66 FR 1582, Jan. 9, 2001; CGD 95-059, 66 FR 9659, Feb. 9, 2001; USCG-2003-15404, 68 FR 37740, June 25, 2003]