

EFFECTIVE DATE: 33 CFR 100.507 is effective from 8:30 a.m. until 2 p.m., on June 8, 1997.

FOR FURTHER INFORMATION CONTACT: LT J. Driscoll, Marine Events Coordinator, Commander, Coast Guard Activities Baltimore, 2401 Hawkins Point Rd., Baltimore, MD 21226-1797, (410) 576-2676.

SUPPLEMENTARY INFORMATION: The March of Dimes will sponsor the Great Chesapeake Bay Swim Event on the Chesapeake Bay in the vicinity of the William P. Lane Jr. Memorial Twin Bridges. Approximately 600 swimmers will start from Sandy Point State Park and swim between the William P. Lane Jr. Memorial Twin Bridges to the Eastern Shore. A large fleet of support vessels will be accompanying the swimmers. Therefore, to ensure the safety of the participants and support vessels, 33 CFR 100.507 will be in effect for the duration of the event. Under provisions of 33 CFR 100.507, no vessels may enter the regulated area without permission of the Coast Guard patrol commander. Vessel traffic will be permitted to transit the regulated area as the swim progresses. As a result, maritime traffic should not be significantly disrupted.

Dated: May 8, 1997.

Kent H. Williams,
Vice Admiral, U.S. Coast Guard Commander,
Fifth Coast Guard District.

[FR Doc. 97-13195 Filed 5-19-97; 8:45 am]

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DEPARTMENT OF TRANSPORTATION

Coast Guard

33 CFR Part 100

[CGD08-97-015]

RIN 2115-AE46

Special Local Regulations; Memphis in May Sunset Symphony Lower Mississippi River Mile 735.0-736.0, Memphis, TN

AGENCY: Lower Mississippi River, DOT.
ACTION: Final rule.

SUMMARY: Special local regulations are being adopted for the Memphis in May Sunset Symphony. This event will be held on May 24, 1997, from 7:00 p.m. until 9:30 p.m. at Memphis, TN. These regulations are needed to provide for the safety of life on navigable waters during the event.

EFFECTIVE DATES: These regulations are effective from 7 p.m. to 9:30 p.m. on May 24, 1997.

FOR FURTHER INFORMATION CONTACT: CWO4 Frank E. Janes, Assistant Chief, Port Operations Department, USCG Marine Safety Office, Memphis, Tennessee at (901) 544-3941, ext. 226.

SUPPLEMENTARY INFORMATION:

Regulatory History

In accordance with 5 U.S.C. 553, a notice of proposed rule making for these regulations has not been published and good cause exists for making them effective in less than 30 days from the date of publication. Following normal rule making procedures would be impracticable. The details of the event were not finalized in sufficient time to publish proposed rules in advance of the event or to provide for a delayed effective date. Nevertheless, interested persons wishing to comment may do so by submitting written views, data, or arguments. Individuals wishing to comment should include their name and address, identify this notice (CGD08-97-015) and the specific section of the proposal to which the comments apply, and give reasons for each comment. Receipt of comments will be acknowledged if a stamped self-addressed envelope is enclosed.

Background and Purpose

The marine event requiring this regulation is a pyrotechnic display. The event is sponsored by the Memphis in May International Festival, Inc. The Memphis in May Sunset Symphony fireworks display in the Lower Mississippi River at approximately mile 735.0-736.0.

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 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 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 because of the event's short duration.

Small Entities

The Coast Guard finds that the impact on small entities, if any, is not substantial. The temporary rule occurs at night, during minimal usage of the river by small entities, and will hinder few, if any, vessels for a short period. Therefore, the Coast Guard certifies

under section 605(b) of the Regulatory Flexibility Act (5 U.S.C. 601 *et seq.*) that this temporary rule will not have a significant economic impact on a substantial number of small entities.

Collection of Information

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

Federalism Assessment

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

Environment Assessment

The Coast Guard considered the environmental impact of this rule and concluded that under section 2.B.2.C. of Commandant Instruction M16475.1B, (as revised by 61 FR 13563; March 27, 1996) this rule is excluded from further environmental documentation.

List of Subjects in 33 CFR Part 100

Marine safety, navigation (water), Reporting and Recordkeeping requirements, Waterways.

Temporary Regulations

In consideration of the foregoing, part 100 of Title 33, Code of Federal Regulations, is amended as follows:

PART 100—[AMENDED]

1. 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 temporary section 100.35-T08-015 is added to read as follows:

§ 100.35-T08-015 Lower Mississippi River at Memphis, TN.

(a) *Regulated Area:* Lower Mississippi River Mile 735.0-736.0.

(b) *Special Local Regulation:* All persons and/or vessels not registered with the sponsors as participants or official patrol vessels are considered spectators. "Participants" are those persons and/or vessels identified by the sponsor as taking part in the event. The "official patrol" consists of any Coast Guard, public, state or local law enforcement and/or sponsor provided vessel assigned to patrol the event. The Coast Guard "Patrol Commander" is a Coast Guard commissioned, warrant, or petty officer who has been designated by Commanding Officer, Coast Guard Marine Safety Office Memphis.

(1) No vessel shall anchor, block, loiter in, or impede the through transit of participants or official patrol vessels in the regulated area during effective dates and times, unless cleared for such entry by or through an official patrol vessel.

(2) When hailed and/or signaled by an official patrol vessel, a spectator shall come to an immediate stop. Vessels shall comply with all directions given; failure to do so may result in a citation.

(3) The Patrol Commander is empowered to forbid and control the movement of all vessels in the regulated area. The Patrol Commander may terminate the event at any time it is deemed necessary for the protection of life and/or property and can be reached on VHF-FM Channel 16 by using the call sign "PATCOM".

(c) *Effective Dates*: These regulations will be effective from 7 p.m. to 9:30 p.m. local time May 24, 1997.

Dated: April 30, 1997.

T.W. Josiah,

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

[FR Doc. 97-13197 Filed 5-19-97; 8:45 am]

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DEPARTMENT OF TRANSPORTATION

Coast Guard

33 CFR Part 165

[CGD05-97-010]

RIN 2115-AA97

Safety Zone; Annapolis, Maryland, Severn River, Weems Creek

AGENCY: Coast Guard, DOT.

ACTION: Temporary rule.

SUMMARY: The Coast Guard is establishing a temporary safety zone near the mouth of the Severn River. The safety zone is needed to protect marine traffic and spectators from potential hazards posed by the U.S. Navy flight demonstration team, the Blue Angels, as they perform low altitude maneuvers over the Severn River. The safety zone includes waters of the Severn River adjacent to the U.S. Naval Academy between the span of the Route 50 Bridge and a line drawn from the Naval Academy Light (LLNR 19785) east to Greenbury Point. Entry of vessels or persons into this zone is prohibited unless specifically authorized by the Captain of the Port.

EFFECTIVE DATES: This regulation is effective from 6 a.m. to 4 p.m. on May 20, 1997, and from 6 a.m. to 4 p.m. on May 21, 1997.

FOR FURTHER INFORMATION CONTACT:

Lieutenant James Driscoll, Marine Event Coordinator, Activities Baltimore, 2401 Hawkins Point Rd., Baltimore, Maryland 21226-1791, telephone number (410) 576-2676.

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. Publication of a notice of proposed rulemaking and delay of effective date would be contrary to the public interest because immediate action is necessary to control anticipated spectator craft and to provide for the safety of life and property on navigable waters during the event.

Discussion of the Regulation

The U.S. Naval Academy submitted an application to conduct a rehearsal and performance of the U.S. Navy flight demonstration team, The Blue Angels, on May 20 and May 21, 1997, respectively. In the past, Coast Guard patrol boats were provided to protect marine spectators during flight rehearsals and performances. During this event, six high-performance Navy aircraft will fly at low altitudes in various formations and maneuvers over the Severn River. This regulation establishes a temporary safety zone near the mouth of the Severn River between the span of the Route 50 Bridge and a line drawn from the Naval Academy Light (LLNR 19785) east to Greenbury Point. The regulation is required to control the movement of persons and vessels within the flight demonstration area. Entry into this zone is prohibited unless authorized by the Captain of the Port.

Regulatory Evaluation

This temporary rule is not a significant regulatory action under section 3(f) of Executive Order 12866 and does not require an assessment of potential costs and benefits under section 6(a)(3) of that order. It has been exempted 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 proposal to be so minimal that a full Regulatory Evaluation under paragraph 10e of the regulatory policies and procedures of DOT is unnecessary.

Collection of Information

This rule contains no information collection 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 this rule does not have sufficient federalism implications to warrant the preparation of a Federalism Assessment.

Environment

The Coast Guard considered the environmental impact of this temporary rule and concluded that, under paragraph 2.B.2 of Commandant Instruction M16475.1B (as revised by 59 FR 38654; July 29, 1994), this rule is categorically excluded from further environmental documentation.

List of Subjects in 33 CFR Part 165

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

Regulation

For the reasons set out in the preamble, the Coast Guard amends 33 CFR Part 165 as follows:

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

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

2. A new temporary section 165.T05-97-010, is added to read as follows:

§ 165.T05-97-010 Safety Zone; Annapolis, Maryland, Severn River, Weems Creek.

(a) *Location.* The following area is a safety zone: that segment of the Severn River adjacent to the U.S. Naval Academy between the span of the Route 50 Bridge and a line drawn from the Naval Academy Light (LLNR 19785) east to Greenbury Point. Entry of vessels or persons into this zone is prohibited unless specifically authorized by the Captain of the Port.

(b) *Effective dates.* This regulation is effective at 6 a.m. to 4 p.m. on May 20, 1997, and from 6 a.m. to 4 p.m. on May 21, 1997, unless sooner terminated by the Captain of the Port.

(c) *Captain of the Port* means the Commanding Officer of Coast Guard Activities Baltimore, or any commissioned, warrant, or petty officer authorized by the Captain of the Port to act on his behalf.

(d) *Regulations.* (1) In accordance with the general regulations in § 165.23