

DEPARTMENT OF TRANSPORTATION

Coast Guard

33 CFR Part 100

[CGD08-97-028]

RIN 2115-AE46

Special Local Regulation; Clifton River Days, Tennessee River Mile 158 to 160, Clifton, Tennessee

AGENCY: Coast Guard, DOT.

ACTION: Temporary final rule.

SUMMARY: A temporary special local regulation is being adopted for the Clifton River Days. This event will be held on August 24, 1997 from 9 a.m. until 5 p.m. at the river front in Clifton, Tennessee. This regulation is needed to provide for the safety of life on navigable waters during the event.

EFFECTIVE DATE: This temporary regulation is effective from 9 a.m. until 5 p.m. on August 24, 1997.

FOR FURTHER INFORMATION CONTACT: LTJG Tom Tarrants, Marine Safety Office, Paducah, KY, Tel: (502) 442-1621.

SUPPLEMENTARY INFORMATION:**Regulatory History**

In accordance with 5 U.S.C. 553, a notice of proposed rulemaking for this regulation has not been published, and good cause exists for making them effective in less than 30 days from the date of publication. Following normal rulemaking procedures would have been impracticable. The details of the event were not finalized until July 24, 1997, and there was not sufficient time remaining to publish a proposed rule in advance of the event or to provide for a delayed effective date.

Background and Purpose

The marine event requiring this regulation includes boat drag races on the river. The event is sponsored by the Wayne County Jaycees. Spectators will be able to view the event from areas designated by the sponsor. Non-participating vessels will be able to transit the area after each race has ended.

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 not been reviewed 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 because of the event's short duration.

Small Entities

The Coast Guard finds that the impact on small entities, if any, is not substantial. 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 because of the event's short duration.

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.

Environmental 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 categorically excluded from further environmental documentation.

List of Subjects in 33 CFR Part 100

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

Temporary Regulation

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 § 100.35-T08-028 is added to read as follows:

§ 100.25-T08-028 Tennessee River, Clifton, Tennessee.

(a) *Regulated Area:* Tennessee River Mile 158 to 160.

(b) *Special Local Regulation:* All persons and/or vessels not registered

with the sponsors as participants or official patrol vessels are considered spectators. The "official patrol" consists of any Coast Guard, public, state or local law enforcement and/or sponsor provided vessels assigned to patrol the event.

(1) No spectators 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 comply may result in the issuance of a citation.

(3) The Coast Guard 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. The Patrol Commander can be reached on VHF-FM Channel 16 by using the call sign "PATCOM".

(c) *Effective Date:* This regulation will be effective on August 24, 1997 from 9 a.m. until 5 p.m.

Dated: August 4, 1997.

T.W. Josiah,

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

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ENVIRONMENTAL PROTECTION AGENCY**40 CFR Part 9**

[FRL-5483-4]

OMB Approval Numbers Under the Paperwork Reduction Act

AGENCY: Environmental Protection Agency (EPA).

ACTION: Final rule.

SUMMARY: In compliance with the Paperwork Reduction Act (PRA), this technical amendment amends the table that lists the Office of Management and Budget (OMB) control numbers issued under the PRA for Environmental Impact Assessment of Nongovernmental Activities in Antarctica.

EFFECTIVE DATE: This final rule is effective August 21, 1997.

FOR FURTHER INFORMATION CONTACT: Joseph Montgomery or Katherine Biggs, Office of Federal Activities (2252A), U.S. Environmental Protection Agency,