

Federal Aviation Administration, Fort Worth, TX 76193-0520, telephone: 817-222-5593.

**SUPPLEMENTARY INFORMATION:** The FAA published this direct final rule with a request for comments in the **Federal Register** on December 21, 1998 (63 FR 70325). The FAA uses the direct final rulemaking procedure for a non-controversial rule where the FAA believes that there will be no adverse public comment. This direct final rule advised the public that no adverse comments were anticipated, and that unless a written adverse comment, or a written notice of intent to submit such an adverse comment, were received within the comment period, the regulation would become effective on March 25, 1999. No adverse comments were received, and thus this action confirms that this direct final rule will be effective on that date.

Issued in Fort Worth, TX, on February 18, 1999.

**Albert L. Viselli,**

*Acting Manager, Air Traffic Division, Southwest Region.*

[FR Doc. 99-4691 Filed 2-24-99; 8:45 am]

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## DEPARTMENT OF TRANSPORTATION

### Federal Aviation Administration

#### 14 CFR Part 71

[Airspace Docket No. 98-ASW-53]

#### Revision of Class E Airspace; Roswell, NM

**AGENCY:** Federal Aviation Administration (FAA), DOT.

**ACTION:** Direct final rule; confirmation of effective date.

**SUMMARY:** This notice confirms the effective date of a direct final rule which revises Class E airspace at Roswell, NM.

**EFFECTIVE DATE:** The direct final rule published at 63 FR 70331 is effective 0901 UTC, May 20, 1999.

**FOR FURTHER INFORMATION CONTACT:** Donald J. Day, Airspace Branch, Air Traffic Division, Southwest Region, Federal Aviation Administration, Fort Worth, TX 76193-0520, telephone: 817-222-5593.

**SUPPLEMENTARY INFORMATION:** The FAA published this direct final rule with a request for comments in the **Federal Register** on December 21, 1998 (63 FR 70331). The FAA uses the direct final rulemaking procedure for a non-controversial rule where the FAA believes that there will be no adverse public comment. This direct final rule

advised the public that no adverse comments were anticipated, and that unless a written adverse comment, or written notice of intent to submit such an adverse comment, were received within the comment period, the regulation would become effective on May 20, 1999. No adverse comments were received, and thus this action confirms that this direct final rule will be effective on that date.

Issued in Fort Worth, TX, on February 18, 1999.

**Albert L. Viselli,**

*Acting Manager, Air Traffic Division, Southwest Region.*

[FR Doc. 99-4696 Filed 2-24-99; 8:45 am]

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## DEPARTMENT OF TRANSPORTATION

### Coast Guard

#### 33 CFR PART 117

[CGD08-99-008]

RIN 2115-AE47

#### Drawbridge Operation Regulation; Lower Grand River, LA

**AGENCY:** Coast Guard, DOT.

**ACTION:** Temporary rule.

**SUMMARY:** The Coast Guard is temporarily changing the regulation for the operation of the draw of the S997 pontoon bridge across the Lower Grand River, mile 41.5 (Landside Route), at Pigeon, Iberville Parish, Louisiana. From March 8, 1999 through August 31, 1999, the draw will open on signal from 8 a.m. until 5 p.m. Monday through Thursday. At all other times the bridge will open on signal if at least four hours notice is given. This temporary rule is issued to allow for the replacement of the bridge tender's house.

**DATES:** This temporary rule is effective from 8 a.m. on March 8, 1999 through 5 p.m. on August 31, 1999.

**ADDRESSES:** All documents referred to in this notice will be available for inspection and copying at room 1313 in the Hale Boggs Federal Building at Commander (ob), Eighth Coast Guard District, Hale Boggs Federal Building, room 1313, 501 Magazine Street, New Orleans, Louisiana 70130-3396 between 7 a.m. and 4 p.m., Monday through Friday, except Federal holidays. The Bridge Administration Branch of the Eighth Coast Guard District maintains the public docket for this temporary rule.

**FOR FURTHER INFORMATION CONTACT:** David Frank, Bridge Administration Branch, Commander (ob), Eighth Coast

Guard District, 501 Magazine Street, New Orleans, Louisiana, 70130-3396, telephone number 504-589-2965.

**SUPPLEMENTARY INFORMATION:** The Louisiana Department of Transportation and Development (LDOTD) requested a change to the operating schedule of the S 997 pontoon bridge across the Lower Grand River, mile 41.5 (Landside Route), in Pigeon, Iberville Parish, Louisiana. LDOTD requested that from March 8, 1999 until August 31, 1999, the bridge open on signal from 8 a.m. until 5 p.m., Monday through Thursday. At all other times, the bridge will open on signal if at least four hours notice is given. The reason for the closure is to allow for the replacement of the bridge tender's house.

In accordance with 5 U.S.C. 553, a notice of proposed rulemaking for this rule has not been published, and good cause exists for making it effective in less than 30 days from the date of publication. Following normal rulemaking procedures would be impractical and would result in unnecessary delays to required maintenance work. Further, alternate routes are available and few mariners will be affected by the proposed changes due to the fact that most transits through the bridge occur during the hours of 8 a.m. through 5 p.m. when the bridge will be open on signal.

#### Background and Purpose

The bridge will open on signal during the hours of 8 a.m. until 5 p.m. Monday through Friday. At all other times, the Louisiana Department of Transportation and Development has requested that the bridge open on signal with at least four hours notice. The nature of the work is to replace the bridge tenders' house. Outside of the normal work hours when the contractor will be on site, there will be no building available for the operator to use. A review of the summary of navigational openings for the bridge indicates that an average of 26 openings per month occur at the bridge. The bridge owner stated that no more than three openings occur in a day and the majority of the openings occur during the normal work hours of 8 a.m. until 5 p.m. Navigation on the waterway consists primarily of fishing vessels, some tugs with tows and occasional recreational craft. Presently, the draw opens on signal for the passage of vessels except that from 10 p.m. until 6 a.m., the draw shall open on signal if at least four hours notice is given. During the advanced notice period, the draw shall open on less than four hours notice for an emergency and shall open on demand should a temporary surge in

waterway traffic occur. Alternate routes are available to vessel operators wishing to enter the area. This work is essential for the continued safe operation of the bridge.

#### 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 cost and benefits under section 6(a)(3) of that order. The Office of Management and Budget has not reviewed it 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 temporary rule to be so minimal that a full Regulatory Evaluation under paragraph 10e of the regulatory policies and procedures of DOT is unnecessary. This is because the majority of vessels using the waterway will not be affected by the closure. The majority of the fishing vessels are able to transit under the bridge, which has a vertical clearance of 40 feet above mean high water in the closed-to-navigation position. Additionally, larger vessels will be able to off load their cargoes downstream of the bridge site.

#### Small Entities

Under the Regulatory Flexibility Act, 5 U.S.C. 601 *et seq.*, the Coast Guard must consider whether this temporary rule will have a significant economic impact on a substantial number of small entities. "Small entities" may include (1) small businesses and not-for-profit organizations that are independently owned and operated and are not dominant in their fields and (2) governmental jurisdictions with populations of less than 50,000. The majority of commercial vessel transit through the bridge during the hours of 8 a.m. through 5 p.m. when the bridge will open on signal. Thus, the Coast Guard expects there to be no significant economic impact on these vessels. The Coast Guard is not aware of any other waterway users who would suffer economic hardship from being unable to transit the waterway during these closure periods. Therefore, the Coast Guard certifies under 5 U.S.C. 605(b) that this temporary rule will not have a significant economic impact on a substantial number of small entities.

#### Collection of Information

This temporary rule contains no collection-of-information requirements under the Paperwork Reduction Act, 44 U.S.C. 3501 *et seq.*

#### Federalism

The Coast Guard has analyzed this proposal under the principles and criteria contained in Executive Order 12612, and it has been 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 this action is categorically excluded from further environmental documentation under current Coast Guard CE # 32(e), in accordance with Section 2.B.2 and Figure 2-1 of the National Environmental Protection Act Implementing Procedures, COMDTINST M16475.1C. A "Categorical Exclusion Determination" is available in the docket for inspection or copying where indicated under ADDRESSES.

#### List of Subjects in 33 CFR Part 117

Bridges.

#### Temporary Regulations

For the reasons set out in the preamble, the Coast Guard is temporarily amending Part 117 Title 33 Code of Federal Regulations as follows:

#### PART 117—DRAWBRIDGE OPERATION REGULATIONS

1. The authority citation for Part 117 continues to read as follows:

**Authority:** 33 U.S.C. 499; 49 CFR 1.46; and 33 CFR 1.05-1(g); section 117.255 also issued under the authority of Pub. L. 102-587, 106 Stat. 5039.

2. Effective 8 a.m. on March 8, 1999 through 5 p.m. on August 31, 1999, is § 117.478 paragraph (c) is suspended and a new paragraph (d) is added to read as follows:

#### § 117.478 Lower Grand River.

\* \* \* \* \*

(d) The draw of the S997 bridge, mile 41.5 (Landside Route) at Pigeon, shall open on signal from 8 a.m. until 5 p.m. Monday through Friday. At all other times, the bridge shall open on signal if at least four hours notice is given.

Dated: February 12, 1999.

#### Paul J. Pluta

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

[FR Doc. 99-4721 Filed 2-24-99; 8:45 am]

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#### DEPARTMENT OF TRANSPORTATION

#### Coast Guard

#### 33 CFR Part 117

[CGD09-98-055]

RIN-2115-AE47

#### Drawbridge Operation Regulations; River Rouge (Short Cut Canal), Michigan

AGENCY: Coast Guard, DOT.

ACTION: Direct final rule.

**SUMMARY:** By this direct final rule, the Coast Guard is removing the operating regulations governing the Fort Street and Jefferson Avenue bridges, miles 1.1 and 2.2, respectively, over River Rouge in Detroit, Michigan. The regulations were found to be obsolete after construction of the Interstate 75 overpass over River Rouge. The removal of restrictive opening times during rush-hour periods will improve service to commercial vessel traffic on River Rouge.

**DATES:** This rule is effective on May 26, 1999, unless the Coast Guard receives written adverse comments or written notice of intent to submit adverse comments on or before April 26, 1999. If adverse comment is received, the Coast Guard will publish a timely withdrawal of this rule in the **Federal Register**.

**ADDRESSES:** Comments may be mailed or delivered to: Commander (obr) Ninth Coast Guard District, 1240 East Ninth Street, Room 2019, Cleveland, OH 44199-2060 between 6:30 a.m. and 3:00 p.m., Monday through Friday, except federal holidays. The telephone number is (216) 902-6084.

The District Commander maintains the public docket for this rulemaking. Comments will become part of this docket and will be available for inspection or copying at the address above.

**FOR FURTHER INFORMATION CONTACT:** Mr. Scot M. Striffler, Project Manager, at (216) 902-6084.

#### SUPPLEMENTARY INFORMATION:

#### Request for Comments

The Coast Guard encourages interested persons to participate in this rulemaking by submitting data, views or arguments for or against this rule. Persons submitting comments should include their name, address, identify this rulemaking (CGD09-98-055), the specific section of this rule to which each comment applies, and the reason(s) for each comment. The Coast Guard requests that all comments and