

**DEPARTMENT OF HOMELAND SECURITY****Coast Guard****33 CFR Part 165****[Docket No. USCG-2010-0444]****Safety Zone, Chicago Harbor, Navy Pier Southeast, Chicago, IL****AGENCY:** Coast Guard, DHS.**ACTION:** Notice of enforcement of regulation.

**SUMMARY:** The Coast Guard will enforce the Navy Pier Southeast Safety Zone in Chicago Harbor for annual fireworks events during nine separate periods between 8:45 p.m. on July 4, 2010 to 10 p.m. on July 31, 2010. This action is necessary and intended to ensure public safety during fireworks events. This rule will establish restrictions upon, and control movement of, vessels within the safety zone immediately prior to, during, and immediately after fireworks events. During the enforcement period, no person or vessel may enter the safety zone without permission of the Captain of the Port, Sector Lake Michigan.

**DATES:** The safety zone will be enforced during nine separate periods between 8:45 p.m. on July 4, 2010 to 10 p.m. on July 31, 2010.

**FOR FURTHER INFORMATION CONTACT:** If you have questions on this notice, call or e-mail BM1 Adam Kraft, Prevention Department, Coast Guard Sector Lake Michigan, Milwaukee, WI at 414-747-7154, e-mail [Adam.D.Kraft@uscg.mil](mailto:Adam.D.Kraft@uscg.mil).

**SUPPLEMENTARY INFORMATION:** The Coast Guard will enforce Safety Zone, Chicago Harbor, Navy Pier Southeast, Chicago, IL, listed under 33 CFR 165.931 for the following events:

- (1) *Navy Pier Fireworks*; on July 4, 2010 from 8:45 p.m. through 9:30 p.m.
- (2) *Navy Pier Fireworks*; on July 7, 2010 from 9:15 p.m. through 9:45 p.m.
- (3) *Navy Pier Fireworks*; on July 10, 2010 from 10 p.m. through 10:30 p.m.
- (4) *Navy Pier Fireworks*; on July 14, 2010 from 9:15 p.m. through 9:45 p.m.
- (5) *Navy Pier Fireworks*; on June 17, 2010 from 10 p.m. through 10:30 p.m.
- (6) *Navy Pier Fireworks*; on July 21, 2010 from 9:15 p.m. through 9:45 p.m.
- (7) *Navy Pier Fireworks*; on July 24, 2010 from 10 p.m. through 10:30 p.m.
- (8) *Navy Pier Fireworks*; on July 28, 2010 from 9:15 p.m. through 9:45 p.m.
- (9) *Navy Pier Fireworks*; on July 31, 2010 from 10 p.m. through 10:30 p.m.

All vessels must obtain permission from the Captain of the Port, Sector Lake Michigan, or his or her designated on-scene representative to enter, move

within or exit the safety zone. Vessels and persons granted permission to enter the safety zone shall obey all lawful orders or directions of the Captain of the Port, Sector Lake Michigan, or his or her designated on-scene representative. While within a safety zone, all vessels shall operate at the minimum speed necessary to maintain a safe course.

This document is issued under authority of 33 CFR 165.931 Safety Zone, Chicago Harbor, Navy Pier Southeast, Chicago IL and 5 U.S.C. 552 (a). In addition to this notice in the **Federal Register**, the Coast Guard will provide the maritime community with advance notification of these enforcement periods via broadcast Notice to Mariners or Local Notice to Mariners. The Captain of the Port, Sector Lake Michigan, will issue a Broadcast Notice to Mariners notifying the public when enforcement of the safety zone established by this section is suspended. If the Captain of the Port, Sector Lake Michigan, determines that the safety zone need not be enforced for the full duration stated in this notice, he or she may use a Broadcast Notice to Mariners to grant general permission to enter the safety zone. The Captain of the Port, Sector Lake Michigan, or his or her designated on-scene representative may be contacted via VHF-FM Channel 16.

Dated: June 2, 2010.

**L. Barndt,**

*Captain, U.S. Coast Guard, Captain of the Port, Sector Lake Michigan.*

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**BILLING CODE 9110-04-P****DEPARTMENT OF HOMELAND SECURITY****Coast Guard****33 CFR Part 165****[Docket No. USCG-2010-0091]****RIN 1625-AA00****Safety Zone, Alligator River, NC****AGENCY:** Coast Guard, DHS.**ACTION:** Temporary final rule.

**SUMMARY:** The Coast Guard is establishing a temporary safety zone on the waters of the Alligator River at East Lake, North Carolina. The safety zone is intended to temporarily restrict vessel traffic movement in the zone area and is necessary to provide for the safety of mariners on navigable waters during maintenance on the U.S. Highway 64 Swing Bridge.

**DATES:** This rule is effective from 7 p.m. July 1, 2010 through 7 a.m. September 30, 2010.

**ADDRESSES:** Documents indicated in this preamble as being available in the docket are part of docket USCG-2010-0091 and are available online by going to <http://www.regulations.gov>, inserting USCG-2010-0091 in the "Keyword" box, and then clicking "Search." They are also available for inspection or copying at the Docket Management Facility (M-30), U.S. Department of Transportation, West Building Ground Floor, Room W12-140, 1200 New Jersey Avenue SE., Washington, DC 20590, between 9 a.m. and 5 p.m., Monday through Friday, except Federal holidays.

**FOR FURTHER INFORMATION CONTACT:** If you have questions on this temporary rule, call or e-mail CWO4 Stephen Lyons, Waterways Management Division Chief, Coast Guard Sector North Carolina; telephone (252) 247-4525, e-mail [Stephen.W.Lyons2@uscg.mil](mailto:Stephen.W.Lyons2@uscg.mil). If you have questions on viewing the docket, call Renee V. Wright, Program Manager, Docket Operations, telephone 202-366-9826.

**SUPPLEMENTARY INFORMATION:****Regulatory Information**

The Coast Guard is issuing this temporary final rule without prior notice and opportunity to comment pursuant to authority under section 4(a) of the Administrative Procedure Act (APA) (5 U.S.C. 553(b)). This provision authorizes an agency to issue a rule without prior notice and opportunity to comment when the agency for good cause finds that those procedures are "impracticable, unnecessary, or contrary to the public interest." Under 5 U.S.C. 553(b)(B), the Coast Guard finds that good cause exists for not publishing a notice of proposed rulemaking (NPRM) because the publishing of an NPRM would be impracticable and contrary to public interest since immediate action is needed to ensure the public's safety during construction activity. Delaying the implementation of the safety zone would subject the public to the hazards associated with maintenance operations on the US Highway 64 Swing Bridge. The danger posed by marine traffic on the Alligator River makes safety zone regulations necessary to provide for the safety of construction support vessels and other vessels transiting the construction area. For the safety concerns noted, it is in the public interest to have these regulations in effect during construction. The Coast Guard will issue broadcast notice to mariners to advise vessel operators of