§ 165.941(a)(2) Washington Township Summerfest Fireworks, Toledo, OH

This safety zone will be enforced from 10 p.m. to 10:30 p.m. on June 25, 2011. In the case of inclement weather on June 25, 2011, this safety zone will be enforced from 10 p.m. until 10:30 p.m. on June 26, 2011, weather permitting.

§ 165.941(a)(6) Put-In-Bay Fourth of July Fireworks, Put-In-Bay, OH

This safety zone will be enforced from 9:30 p.m. to 11 p.m. on July 4, 2011. In the case of inclement weather on July 4, 2011, this safety zone will be enforced from 9:30 p.m. until 11 p.m. on July 5, 2011, weather permitting.

§ 165.941(a)(16) Toledo Country Club Memorial Day Fireworks, Toledo, OH

This safety zone will be enforced from 9:40 p.m. to 10 p.m. on May 27, 2011.

§ 165.941(a)(17) Luna Pier Fireworks Show, Luna Pier, MI

This safety zone will be enforced from 9:45 p.m. to 10:15 p.m. on July 2, 2011.

§ 165.941(a)(18) Toledo Country Club 4th of July Fireworks, Toledo, OH

This safety zone will be enforced from 9:40 p.m. to 10 p.m. on July 1, 2011.

§ 165.941(a)(19) Red, White, Kaboom Lights Up The Night Fireworks, Toledo, OH (formally known as Pharm Lights Up The Night)

This safety zone will be enforced from 10 p.m. to 10:30 p.m. on July 3, 2011.

§ 165.941(a)(20) Perrysburg/Maumee 4th of July Fireworks, Perrysburg, OH

This safety zone will be enforced from 10 p.m. to 10:30 p.m. on July 3, 2011. In the case of inclement weather on July 3, 2011, this safety zone will be enforced from 10 p.m. to 10:30 p.m. on July 5, 2011, weather permitting.

§ 165.941(a)(21) Lakeside July 4th Fireworks, Lakeside, OH

This safety zone will be enforced from 9:30 p.m. to 9:45 p.m. on July 4, 2011. In the case of inclement weather on July 4, 2011, this safety zone will be enforced from 9:30 p.m. to 9:45 p.m. on July 5, 2011, weather permitting.

§ 165.941(a)(22) Catawba Island Club Fireworks, Catawba Island, OH

This safety zone will be enforced from 9:15 p.m. to 9:45 p.m. on July 2, 2011.

§ 165.941(a)(23) Red, White and Blues Bang Fireworks, Huron, OH

This safety zone will be enforced from 10:30 p.m. to 10:45 p.m. on July 2, 2011.

§ 165.941(a)(24) Huron Riverfest Fireworks, Huron, OH

This safety zone will be enforced from 10:15 p.m. to 10:30 p.m. on July 8, 2011. In the case of inclement weather on July 8, 2011, this safety zone will be enforced from 10:15 p.m. to 10:30 p.m. on July 9, 2011, weather permitting.

§ 165.941(a)(25) Kelley’s Island, Island Fest Fireworks, Kelley’s Island, OH

This safety zone will be enforced from 9:45 p.m. to 10:15 p.m. on July 23, 2011.

§ 165.941(a)(28) Lakeside Labor Day Fireworks, Lakeside OH

This safety zone will be enforced from 9:15 p.m. to 9:30 p.m. on September 4, 2011.

§ 165.941(a)(29) Catawba Island Club Fireworks, Catawba Island, OH

This safety zone will be enforced from 9:15 p.m. to 9:45 p.m. on September 4, 2011.

Under the provisions of 33 CFR 165.23, entry into, transiting, or anchoring within any one of these safety zones is during a period of enforcement is prohibited unless authorized by the Captain of the Port Detroit or his designated representative. Vessels that wish to transit through the safety zones may request permission from the Captain of the Port Detroit. Requests must be made in advance and approved by the Captain of Port before transits will be authorized. Approvals will be granted on a case by case basis. The Captain of the Port may be contacted via U.S. Coast Guard Sector Detroit on channel 16, VHF–FM. The Coast Guard will give notice to the public via the Local Notice to Mariners that the regulation is in effect.

This notice is issued under authority of 33 CFR 165.23 and 5 U.S.C. 552 (a). If the Captain of the Port determines that any of these safety zones 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.

Dated: May 25, 2011.

J.E. Ogden, Captain, U.S. Coast Guard, Captain of the Port, Sector Detroit.

[F.R. Doc. 2011–14135 Filed 6–7–11; 8:45 am]

BILLING CODE 9110–04–P

DEPARTMENT OF HOMELAND SECURITY

Coast Guard

33 CFR Part 165

[Docket No. USCG–2011–0450]

RIN 1625–AA00

Safety Zones; Multiple Firework Displays in Captain of the Port, Puget Sound Area of Responsibility

AGENCY: Coast Guard, DHS.

ACTION: Temporary final rule.

SUMMARY: The Coast Guard is establishing safety zones in Holmes Harbor, Boston Harbor, Port Gardner, Shilshole Bay, Port Ludlow, and Spieden Island for various summer fireworks displays. The safety zones are necessary to help ensure the safety of the maritime public during the displays and will do so by prohibiting all persons and vessels from entering the safety zones unless authorized by the Captain of the Port or his designated representative.

DATES: This rule is effective from 5 p.m. on July 3, 2011 through 1 a.m. on August 13, 2011.

ADDRESSES: Documents indicated in this preamble as being available in the docket are part of docket USCG–2011–0450 and are available online by going to http://www.regulations.gov, inserting USCG–2011–0450 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 ENS Anthony P. LaBoy, Coast Guard Sector Puget Sound, Waterways Management Division; telephone 206–217–6323, e-mail SectorPugetSoundWWM@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...
Below we summarize our analyses based on 13 of these statutes or executive orders.

**Regulatory Planning and Review**

This rule is not a significant regulatory action under section 3(f) of Executive Order 12866, Regulatory Planning and Review, and does not require an assessment of potential costs and benefits under section 6(a)(3) of that Order. The Office of Management and Budget has not reviewed it under that Order. This rule is not a significant regulatory action because it creates safety zones that are minimal in size and short in duration.

**Small Entities**

Under the Regulatory Flexibility Act (5 U.S.C. 601–612), we have considered whether this rule would have a significant economic impact on a substantial number of small entities. The term “small entities” comprises small businesses, not-for-profit organizations that are independently owned and operated and are not dominant in their fields, and governmental jurisdictions with populations of less than 50,000.

The Coast Guard certifies under 5 U.S.C. 605(b) that this rule will not have a significant economic impact on a substantial number of small entities. This rule will affect the following entities, some of which may be small entities: The owners or operators of vessels intending to transit through the established safety zones during the times of enforcement. This rule will not have a significant economic impact on a substantial number of small entities because the temporary safety zones are minimal in size and short in duration, and maritime traffic may be permitted to transit them with permission from the Captain of the Port or his designated representative.

**Assistance for Small Entities**

Under section 213(a) of the Small Business Regulatory Enforcement Fairness Act of 1996 (Pub. L. 104–121), we offer to assist small entities in understanding the rule so that they can better evaluate its effects on them and participate in the rulemaking process.

Small businesses may send comments on the actions of Federal employees who enforce, or otherwise determine compliance with, Federal regulations to the Small Business and Agriculture Regulatory Enforcement Ombudsman and the Regional Small Business Regulatory Fairness Boards. The Ombudsman evaluates these actions annually and rates each agency’s responsiveness to small business. If you wish to comment on actions by employees of the Coast Guard, call 1–888–REG–FAIR (1–888–734–3247). The Coast Guard will not retaliate against small entities that question or complain about this rule or any policy or action of the Coast Guard.

**Collection of Information**

This rule calls for no new collection of information under the Paperwork Reduction Act of 1995 (44 U.S.C. 3501–3520).

**Federalism**

A rule has implications for federalism under Executive Order 13132, Federalism, if it has a substantial direct effect on State or local governments and would either preempt State law or impose a substantial direct cost of compliance on them. We have analyzed this rule under that Order and have determined that it does not have implications for federalism.

**Unfunded Mandates Reform Act**

The Unfunded Mandates Reform Act of 1995 (2 U.S.C. 1531–1538) requires Federal agencies to assess the effects of their discretionary regulatory actions. In particular, the Act addresses actions that may result in the expenditure by a State, local, or tribal government, in the aggregate, or by the private sector of $100,000,000 (adjusted for inflation) or more in any one year. Though this rule will not result in such an expenditure, we do discuss the effects of this rule elsewhere in this preamble.

**Taking of Private Property**

This rule will not cause a taking of private property or otherwise have taking implications under Executive Order 12630, Governmental Actions and Interference with Constitutionally Protected Property Rights.

**Civil Justice Reform**

This rule meets applicable standards in sections 3(a) and 3(b)(2) of Executive Order 12988, Civil Justice Reform, to minimize litigation, eliminate ambiguity, and reduce burden.

**Protection of Children**

We have analyzed this rule under Executive Order 13045, Protection of Children from Environmental Health Risks and Safety Risks. This rule is not an economically significant rule and does not create an environmental risk to health or risk to safety that may disproportionately affect children.

**Indian Tribal Governments**

This rule does not have tribal implications under Executive Order 13175, Consultation and Coordination...
with Indian Tribal Governments, because it does not have a substantial
direct effect on one or more Indian
tribes, on the relationship between the
Federal Government and Indian tribes,
or on the distribution of power and
responsibilities between the Federal
Government and Indian tribes.

Energy Effects
We have analyzed this rule under
Executive Order 13211, Actions
Concerning Regulations That
Significantly Affect Energy Supply,
Distribution, or Use. We have
determined that it is not a “significant
energy action” under that order because
it is not a “significant regulatory action”
derunder Executive Order 12866 and is not
likely to have a significant adverse effect
on the supply, distribution, or use of
energy. The Administrator of the Office of
Information and Regulatory Affairs
has not designated it as a significant
energy action. Therefore, it does not
require a Statement of Energy Effects
under Executive Order 13211.

Technical Standards
The National Technology Transfer
and Advancement Act (NTTAA) (15
U.S.C. 272 note) directs agencies to use
voluntary consensus standards in their
regulatory activities unless the agency
provides Congress, through the Office of
Management and Budget, with an
explanation of why using these
standards would be inconsistent with
applicable law or otherwise impractical.
Voluntary consensus standards are
technical standards (e.g., specifications
of materials, performance, design, or
operation; test methods; sampling
procedures; and related management
systems practices) that are developed or
adopted by voluntary consensus
standards bodies.

This rule does not use technical
standards. Therefore, we did not
consider the use of voluntary consensus
standards.

Environment
We have analyzed this rule under
Department of Homeland Security
Management Directive 023–01 and
Commandant Instruction M16475.1D,
which guide the Coast Guard in
complying with the National
Environmental Policy Act of 1969
(NEPA) (42 U.S.C. 4321–4370f), and
have concluded this action is one of a
category of actions that do not
individually or cumulatively have a
significant effect on the human
environment. This rule is categorically
excluded, under figure 2–1, paragraph
(34)(g), of the Instruction. This rule
involves the establishment of safety
zones. An environmental analysis
checklist and a categorical exclusion
determination are available in the
docket where indicated under

ADDRESS.

List of Subjects in 33 CFR Part 165
Harbors, Marine safety, Navigation
(water), Reporting and recordkeeping
requirements, Security measures,
Waterways.

For the reasons discussed in the
preamble, the Coast Guard amends 33
CFR part 165 as follows:

PART 165—REGULATED
NAVIGATION AREAS AND LIMITED
ACCESS AREAS

§ 165.13–184 Safety Zones; Multiple
Firework Displays in Captain of the Port,
Puget Sound Area of Responsibility

(a) Location. The following areas are
designated as safety zones:
1. Freeland Third of July, Holmes
   Harbor, Freeland, WA: All waters of
   Holmes Harbor encompassed within a
   300 yard radius around position 48°
   1.18′N, 122° 31.88′W.
2. Boston Harbor Fireworks, Boston
   Harbor, Olympia, WA: All waters of
   Boston Harbor encompassed within a
   200 yard radius around position 47°
   08.5′N, 122° 54.2′W.
3. Everett Fourth of July Foundation,
   Port Gardner, Everett, WA: All waters of
   Port Gardner encompassed within a
   300 yard radius around position 48°
   00.67′N, 122° 43.391′W.
4. Tenold-Jordan Wedding, Shilshole
   Bay, Seattle, WA: All waters of
   Shilshole Bay encompassed within a
   150 yard radius around position 47°
   40.489′N, 122° 24.795′W.
5. Port Ludlow Celebration, Port
   Ludlow, WA: All waters of Port Ludlow
   encompassed within a 150 yard radius
   around position 47° 55.161′N, 122°
   41.157′W.
6. Barghausen’s Annual Firework
   Display, Green Point, Spieden Island,
   WA: All waters east of Spieden Island
   encompassed within a 350 yard radius
   around position 47° 37.939′N, 123°
   05.99′W.

(b) Regulations. In accordance with
the general regulations in 33 CFR part
165, Subpart C, no person or vessel may
enter or remain in the safety zone
created by this section without the
permission of the Captain of the Port or
his designated representative.
Designated representatives are Coast
Guard Personnel authorized by the
Captain of the Port to grant persons or
vessels permission to enter or remain in
the safety zone created by this section.
See 33 CFR part 165, Subpart C, for
additional information and
requirements.

(c) Enforcement Period. The safety
zones created by this section will be in
effect as follows:
1. Freeland Third of July, Holmes
   Harbor, Freeland, WA: 5 p.m. on July 3,
   2011 until 1 a.m. on July 4, 2011.
2. Boston Harbor Fireworks, Boston
   Harbor, Olympia, WA: 5 p.m. on July 3,
   2011 until 1 a.m. on July 4, 2011.
3. Everett Fourth of July Foundation,
   Port Gardner, Everett, WA: 5 p.m. July
   4, 2011 until 1 a.m. on July 5, 2011.
4. Tenold-Jordan Wedding, Shilshole
   Bay, Seattle, WA: 5 p.m. on July 23,
   2011 until 1 a.m. on July 24, 2011.
5. Port Ludlow Celebration, Port
   Ludlow, WA: 5 p.m. on July 30, 2011
   until 1 a.m. on July 31, 2011.
6. Barghausen’s Annual Firework
   Display, Green Point, Spieden Island,
   WA: 5 p.m. on August 12, 2011 until 1
   a.m. on August 13, 2011.

Dated: May 20, 2011.
S. J. Ferguson,
Captain, U.S. Coast Guard, Captain of the
Port, Puget Sound.

[FR Doc. 2011–14139 Filed 6–7–11; 8:45 am]

BILLING CODE 9110–04–P

DEPARTMENT OF HOMELAND
SECURITY

Coast Guard

33 CFR Part 165

[Docket No. USCG–2011–0439]

RIN 1625–AA00

Safety Zones; July 4th Fireworks
Displays Within the Captain of the Port
Miami Zone, FL

AGENCY: Coast Guard, DHS.

ACTION: Temporary final rule.

SUMMARY: The Coast Guard is
establishing temporary safety zones
during Fourth of July fireworks events
on the navigable waterways of Bal
Harbour, Boynton Beach, Deerfield
Beach, Delray Beach, Fort Lauderdale,
Hollywood, Key Biscayne, Lauderdale
by the Sea, Miami Beach, Pompano
Beach, Stuart, and West Palm Beach,
Florida. These safety zones are
necessary to protect the public from the