

implementation and the termination of the safety zone will be made in accordance with § 165.7.

(5) Entry into, transiting, or anchoring within the safety zone is prohibited unless vessels obtain permission from the Captain of the Port or make satisfactory passing arrangements, via VHF-FM channel 16, with the dredge ILLINOIS per this rule and the Rules of the Road (33 CFR chapter I, subchapter E).

(6) To request permission to enter the safety zone, the Captain of the Port's representative can be contact via VHF-FM channel 16. Vessels granted permission to enter and transit through the safety zone must do so in accordance with the directions provided by the Captain of the Port or designated representative. No person or vessel may enter or remain in a safety zone without permission from the Captain of the Port. All persons and vessels within a safety zone shall obey the directions or orders of the Captain of the Port or their designated representative.

(7) At least one side of the main navigational channel will be kept clear for safe passage of vessels in the vicinity of the safety zones. At no time will the main navigational channel be closed to vessel traffic. Vessels requesting to transit shall contact the dredge ILLINOIS on VHF channel 13 or 16, at least 1 hour, as well as 30 minutes, prior to arrival.

(8) This section applies to all vessels that intend to transit through the safety zones except vessels that are engaged in the following operations: enforcement of laws; service of aids to navigation, and emergency response.

(d) *Enforcement.* These safety zones will be enforced with actual notice by the U.S. Coast Guard representatives on scene, as well as other methods listed in § 165.7.

Dated: June 16, 2017.

Benjamin A. Cooper,

Captain, U. S. Coast Guard, Captain of the Port, Delaware Bay.

[FR Doc. 2017-13064 Filed 6-22-17; 8:45 am]

BILLING CODE 9110-04-P

DEPARTMENT OF HOMELAND SECURITY

Coast Guard

33 CFR Part 165

[Docket Number USCG-2017-0149]

RIN 1625-AA00

Safety Zones; Annual Fireworks Displays Within the Sector Columbia River Captain of the Port Zone

AGENCY: Coast Guard, DHS.

ACTION: Final rule.

SUMMARY: The Coast Guard is establishing safety zones at various locations in the Sector Columbia River Captain of the Port zone. This action is necessary to provide for the safety of life on these navigable waters during fireworks displays. This regulation prohibits persons and vessels from being in the safety zone unless authorized by the Captain of the Port Sector Columbia River or a designated representative.

DATES: This rule is effective July 4, 2017.

ADDRESSES: To view documents mentioned in this preamble as being available in the docket, go to <http://www.regulations.gov>, type USCG-2017-0149 in the "SEARCH" box and click "SEARCH." Click on Open Docket Folder on the line associated with this rule.

FOR FURTHER INFORMATION CONTACT: If you have questions on this rule, call or email LCDR Laura Springer, Waterways Management Division, Marine Safety Unit Portland, Coast Guard; telephone 503-240-9319, email msupdxwwm@uscg.mil.

SUPPLEMENTARY INFORMATION:

I. Table of Abbreviations

CFR Code of Federal Regulations
DHS Department of Homeland Security
FR Federal Register
NPRM Notice of proposed rulemaking
§ Section
U.S.C. United States Code

II. Background Information and Regulatory History

The Coast Guard is establishing five new fireworks displays to be conducted during the 2017 season. These new safety zones are listed in existing 33 CFR 164.1315. Additionally, the Coast Guard is consolidating two fireworks display safety zones into the table in § 165.1315.

On April 7, 2017, the Coast Guard published a notice of proposed rulemaking (NPRM) titled, "Safety

Zone; Annual Fireworks Displays within the Sector Columbia River Captain of the Port Zone" (82 FR 16976). There we stated why we issued the NPRM, and invited comments on our proposed regulatory action related to this fireworks display. During the comment period that ended May 8, 2017, we received one comment. There are no changes in the regulatory text of this rule from the proposed rule in the NPRM.

We are issuing this rule, and under 5 U.S.C. 553(d)(3), the Coast Guard finds that good cause exists for making it effective less than 30 days after publication in the **Federal Register**, due to the first newly added fireworks display covered under this rule being conducted on July 4, 2017. Delaying this rule would be impractical as it would prevent the Coast Guard from ensuring the safety of spectators and vessels during the fireworks displays and immediate action is necessary to prevent possible loss of life and property.

III. Legal Authority and Need for Rule

The Coast Guard is issuing this rule under authority in 33 U.S.C. 1231. The Captain of the Port Sector Columbia River has determined that fireworks displays create hazardous conditions for the maritime public because of the large number of vessels near the displays, as well as the noise, falling debris, and explosions that occur during the event. Because firework discharge sites pose a potential hazard to the maritime public, these safety zones are necessary in order to restrict vessel movement and reduce vessel congregation in the proximity of the firework discharge sites.

IV. Discussion of Comments, Changes, and the Rule

As noted above, we received one comment stating, "The Coast Guard should establish five new fireworks display safety zones at various locations in the Sector Columbia River Captain of the Port zone. In addition to adding new fireworks display safety zones, this proposed rule making would consolidate existing safety zones into one regulation and eliminate one safety zone listed in two regulations." In essence, this comment restates what the rule is seeking to accomplish. There are no changes in the regulatory text of this rule from the proposed rule in the NPRM.

The rule establishes five new fireworks display safety zones to revise 33 CFR 165.1315 to include multiple locations in the Sector Columbia River COTP Zone. The added safety zones would cover all waters of the Oregon

coast, Tillamook Bay, the Columbia River and its tributaries, and the Clatskanie River, within a 450 yard radius of the launch site at the approximate locations listed in the table located in 33 CFR 165.1315. The safety zones will be enforced at least 1 hour before and 1 hour after the duration of the scheduled event. The duration of the zone is intended to ensure the safety of vessels and these navigable waters before, during, and after the scheduled fireworks display. No vessel or person will be permitted to enter the safety zone without obtaining permission from the COTP or a designated representative.

V. Regulatory Analyses

We developed this rule after considering numerous statutes and Executive orders related to rulemaking. Below we summarize our analyses based on a number of these statutes and Executive orders, and we discuss First Amendment rights of protestors.

A. Regulatory Planning and Review

Executive Orders 12866 and 13563 direct agencies to assess the costs and benefits of available regulatory alternatives and, if regulation is necessary, to select regulatory approaches that maximize net benefits. Executive Order 13563 emphasizes the importance of quantifying both costs and benefits, of reducing costs, of harmonizing rules, and of promoting flexibility. This rule has not been designated a “significant regulatory action,” under Executive Order 12866. Accordingly, it has not been reviewed by the Office of Management and Budget.

This regulatory action determination is based on the size, location, duration, and time-of-day of the safety zones. Vessel traffic would be able to safely transit around these safety zones which would impact small designated areas of the Oregon coast, Tillamook Bay, the Columbia River and its tributaries, and the Clatskanie River for less than 1 hour during the evening when commercial vessel traffic is normally low. Moreover, the Coast Guard would issue a Broadcast Notice to Mariners via VHF-FM marine channel 16 about the zone, and the rule would allow vessels to seek permission to enter the zone.

B. Impact on Small Entities

The Regulatory Flexibility Act of 1980, 5 U.S.C. 601–612, as amended, requires Federal agencies to consider the potential impact of regulations on small entities during rulemaking. 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 received no comments from the Small Business Administration on this rulemaking. 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.

While some owners or operators of vessels intending to transit the safety zone may be small entities, for the reasons stated in section V.A above, this rule will not have a significant economic impact on any vessel owner or operator.

Under section 213(a) of the Small Business Regulatory Enforcement Fairness Act of 1996 (Pub. L. 104–121), we want to assist small entities in understanding this rule. If the rule would affect your small business, organization, or governmental jurisdiction and you have questions concerning its provisions or options for compliance, please contact the person listed in the **FOR FURTHER INFORMATION CONTACT** section.

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.

C. Collection of Information

This rule will not call for a new collection of information under the Paperwork Reduction Act of 1995 (44 U.S.C. 3501–3520).

D. Federalism and Indian Tribal Governments

A rule has implications for federalism under Executive Order 13132, Federalism, if it has a substantial direct effect on the States, on the relationship between the national government and the States, or on the distribution of power and responsibilities among the various levels of government. We have analyzed this rule under that Order and have determined that it is consistent with the fundamental federalism

principles and preemption requirements described in Executive Order 13132.

Also, 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. If you believe this rule has implications for federalism or Indian tribes, please contact the person listed in the **FOR FURTHER INFORMATION CONTACT** section.

E. 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.

F. 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 (42 U.S.C. 4321–4370f), and have made a preliminary determination that 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 involves safety zones that are approximately 3 hours in duration and would prohibit entry within 450 yards of the launch sites. Normally such actions are categorically excluded from further review under paragraph 34(g) of Figure 2–1 of Commandant Instruction M16475.1D. A preliminary environmental analysis checklist and Categorical Exclusion Determination are available in the docket where indicated under **ADDRESSES**. We seek any comments or information that may lead to the discovery of a significant environmental impact from this rule.

G. Protest Activities

The Coast Guard respects the First Amendment rights of protestors. Protesters are asked to contact the person listed in the **FOR FURTHER INFORMATION CONTACT** section to

coordinate protest activities so that your message can be received without jeopardizing the safety or security of people, places or vessels.

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

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

Authority: 33 U.S.C. 1231; 50 U.S.C. 191; 33 CFR 1.05–1, 6.04–1, 6.04–6, and 160.5; Department of Homeland Security Delegation No. 0170.1.

§ 165.1314 [Removed]

■ 2. Remove § 165.1314.

■ 3. Revise § 165.1315 to read as follows:

§ 165.1315 Safety Zone; Annual Fireworks Displays within the Sector Columbia River Captain of the Port Zone.

(a) *Safety zones.* The following areas are designated safety zones: Waters of the Columbia River and its tributaries, waters of the Siuslaw River, Yaquina River, Umpqua River, Clatskanie River, Tillamook Bay and waters of the Washington and Oregon Coasts, within a 450 yard radius of the launch site at the approximate locations listed in the following table:

Event name (typically)	Event location	Date of event	Latitude	Longitude
Cinco de Mayo Fireworks	Portland, OR	One day in May	45°30'58" N	122°40'12" W.
Portland Rose Festival Fireworks	Portland, OR	One day in May or June	45°30'58" N	122°40'12" W.
Newport High School Graduation Fireworks	Newport, OR	One day in June	44°36'48" N	124°04'10" W.
Tri-City Chamber of Commerce Fireworks/River of Fire Festival.	Kennewick, WA	One day in July	46°13'37" N	119°08'47" W.
Astoria-Warrenton 4th of July Fireworks	Astoria, OR	One day in July	46°11'34" N	123°49'28" W.
Waterfront Blues Festival Fireworks	Portland, OR	One day in July	45°30'42" N	122°40'14" W.
Florence Independence Day Celebration	Florence, OR	One day in July	43°58'09" N	124°05'50" W.
Oaks Park Association 4th of July	Portland, OR	One day in July	45°28'22" N	122°39'59" W.
City of Rainier/Rainier Days	Rainier, OR	One day in July	46°05'46" N	122°56'18" W.
Ilwaco July 4th Committee Fireworks/Independence Day at the Port.	Ilwaco, OR	One day in July	46°18'17" N	124°02'00" W.
Celebrate Milwaukie	Milwaukie, OR	One day in July	45°26'33" N	122°38'44" W.
Splash Aberdeen Waterfront Festival	Aberdeen, WA	One day in July	46°58'40" N	123°47'45" W.
City of Coos Bay July 4th Celebration/Fireworks Over the Bay.	Coos Bay, OR	One day in July	43°22'06" N	124°12'24" W.
Arlington 4th of July	Arlington, OR	One day in July	45°43'23" N	120°12'11" W.
East County 4th of July Fireworks	Gresham, OR	One day in July	45°33'32" N	122°27'10" W.
Port of Cascade Locks 4th of July Fireworks	Cascade Locks, OR	One day in July	45°40'15" N	121°53'43" W.
Clatskanie Heritage Days Fireworks	Clatskanie, OR	One Day in July	46°6'17" N	123°12'02" W.
Washougal 4th of July	Washougal, WA	One day in July	45°34'32" N	122°22'53" W.
City of St. Helens 4th of July Fireworks	St. Helens, OR	One day in July	45°51'54" N	122°47'25" W.
Waverly Country Club 4th of July Fireworks	Milwaukie, OR	One day in July	45°27'03" N	122°39'18" W.
Hood River 4th of July	Hood River, OR	One day in July	45°42'58" N	121°30'32" W.
Rufus 4th of July Fireworks	Rufus, OR	One day in July	45°41'39" N	120°45'16" W.
Winchester Bay 4th of July Fireworks	Winchester Bay, OR	One day in July	43°40'56" N	124°11'13" W.
Brookings, OR July 4th Fireworks	Brookings, OR	One day in July	42°02'39" N	124°16'14" W.
Maritime Heritage Festival	St. Helens, OR	One day in July	45°51'54" N	122°47'26" W.
Lynch Picnic	West Linn, OR	One day in July	45°23'37" N	122°37'52" W.
Yachats 4th of July	Yachats, OR	One day in July	44°18'38" N	124°06'27" W.
Lincoln City 4th of July	Lincoln City, OR	One day in July	44°55'28" N	124°01'31" W.
July 4th Party at the Port of Gold Beach	Gold Beach, OR	One day in July	42°25'30" N	124°25'03" W.
Gardiner 4th of July	Gardiner, OR	One day in July	43°43'55" N	124°06'48" W.
Huntington 4th of July	Huntington, OR	One day in July	44°18'02" N	117°13'33" W.
Toledo Summer Festival	Toledo, OR	One day in July	44°37'08" N	123°56'24" W.
Port Orford 4th of July	Port Orford, OR	One day in July	42°44'31" N	124°29'30" W.
The Dalles Area Fourth of July	The Dalles, OR	One day in July	45°36'18" N	121°10'23" W.
Roseburg Hometown 4th of July	Roseburg, OR	One day in July	43°12'58" N	123°22'10" W.
Newport 4th of July	Newport, OR	One day in July	44°37'40" N	124°02'45" W.
Cedco Inc./The Mill Casino Independence Day	North Bend, OR	One day in July	43°23'42" N	124°12'55" W.
Waldport 4th of July	Waldport, OR	One day in July	44°25'31" N	124°04'44" W.
Westport 4th of July	Westport, WA	One day in July	46°54'17" N	124°05'59" W.
The 4th of July at Pekin Ferry	Ridgefield, WA	One day in July	45°52'07" N	122°43'53" W.
Bandon 4th of July	Bandon, OR	One day in July	43°07'29" N	124°25'05" W.
Garibaldi Days Fireworks	Garibaldi, OR	One day in July	45°33'13" N	123°54'56" W.
Bald Eagle Days	Cathlamet, WA	One day in July	46°12'14" N	123°23'17" W.
Independence Day at the Fort Vancouver	Vancouver, WA	One Day in July	45°36'57" N	122°40'09" W.
Oregon Symphony Concert Fireworks	Portland, OR	One day in August or September.	45°30'42" N	122°40'14" W.
Astoria Regatta	Astoria, OR	One day in August	46°11'34" N	123°49'28" W.
First Friday Milwaukie	Milwaukie, OR	One day in September	45°26'33" N	122°38'44" W.
Leukemia and Lymphoma Light the Night Fireworks.	Portland, OR	One day in October	45°31'14" N	122°40'06" W.
Willamette Falls Heritage Festival	Oregon City, OR	One day in October	45°21'44" N	122°36'21" W.
Veterans Day Celebration	The Dalles, OR	One day in November	45°36'18" N	121°10'34" W.

(b) *Special requirements.* Fireworks barges or launch sites on land used in locations stated in this section must display a sign. The sign will be affixed to the port and starboard side of the barge or mounted on a post 3 feet above ground level when on land and in close proximity to the shoreline facing the water labeled “FIREWORKS—DANGER—STAY AWAY.” This will provide on-scene notice that the safety zone is, or will, be enforced on that day. This notice will consist of a diamond shaped sign, 4-foot by 4-foot, with a 3-inch orange retro-reflective border. The word “DANGER” will be 10-inch black block letters centered on the sign with the words “FIREWORKS” and “STAY AWAY” in 6-inch black block letters placed above and below the word “DANGER” respectively on a white background. An on-scene patrol vessel may enforce these safety zones at least 1 hour prior to the start and 1 hour after the conclusion of the fireworks display.

(c) *Notice of enforcement.* These safety zones will be activated and thus subject to enforcement, under the following conditions: The Coast Guard must receive an Application for Marine Event for each fireworks display; and, the Captain of the Port will cause notice of the enforcement of these safety zones to be made by all appropriate means to provide notice to the affected segments of the public as practicable, in accordance with § 165.7(a). The Captain of the Port will issue a Local Notice to Mariners notifying the public of activation and suspension of enforcement of these safety zones. Additionally, an on-scene Patrol Commander may be appointed to enforce the safety zones by limiting the transit of non-participating vessels in the designated areas described in paragraph (a) of this section.

(d) *Enforcement periods.* This section will be enforced at least 1 hour before and 1 hour after the duration of the event each day a barge or launch site with a “FIREWORKS—DANGER—STAY AWAY” sign is located within any of the safety zones identified in paragraph (a) of this section and meets

the criteria established in paragraphs (b) and (c) of this section.

(e) *Regulations.* In accordance with the general regulations in subpart C of this part no person may enter or remain in the safety zone created in this section or bring, cause to be brought, or allow to remain in the safety zone created in this section any vehicle, vessel, or object unless authorized by the Captain of the Port or his designated representative. The Captain of the Port may be assisted by other Federal, State, or local agencies with the enforcement of the safety zone.

(f) *Authorization.* All vessel operators who desire to enter the safety zone must obtain permission from the Captain of the Port or Designated Representative by contacting either the on-scene patrol craft on VHF Ch 13 or Ch 16 or the Coast Guard Sector Columbia River Command Center via telephone at (503) 861-6211.

§ 165.1316 [Removed]

- 4. Remove § 165.1316.

Dated: June 16, 2017.

D.F. Berliner,

Captain, U.S. Coast Guard, Acting Captain of the Port, Sector Columbia River.

[FR Doc. 2017-13117 Filed 6-22-17; 8:45 am]

BILLING CODE 9110-04-P

POSTAL SERVICE

39 CFR Part 111

Domestic Mail Manual; Incorporation by Reference

AGENCY: Postal Service™.
ACTION: Final rule.

SUMMARY: The Postal Service announces the issuance of the *Mailing Standards of the United States Postal Service, Domestic Mail Manual* (DMM®) dated January 22, 2017, and its incorporation by reference in the *Code of Federal Regulations*.

DATES: This final rule is effective on June 23, 2017. The incorporation by reference of the DMM dated January 22, 2017, is approved by the Director of the **Federal Register** as of June 23, 2017.

FOR FURTHER INFORMATION CONTACT: Lizbeth Dobbins (202) 268-3789.

SUPPLEMENTARY INFORMATION: The most recent issue of the *Domestic Mail Manual* (DMM) is dated January 22, 2017. This issue of the DMM contains all Postal Service domestic mailing standards, and continues to: (1) Increase the user’s ability to find information; (2) increase confidence that users have found all the information they need; and (3) reduce the need to consult multiple chapters of the Manual to locate necessary information. The issue dated January 22, 2017, sets forth specific changes, including new standards throughout the DMM to support the standards and mail preparation changes implemented since the version issued on July 11, 2016.

Changes to mailing standards will continue to be published through **Federal Register** notices and the *Postal Bulletin*, and will appear in the next online version available via the Postal Explorer® Web site at: <http://pe.usps.com>.

List of Subjects in 39 CFR Part 111

Administrative practice and procedure, Incorporation by reference.

In view of the considerations discussed above, the Postal Service hereby amends 39 CFR part 111 as follows:

PART 111—GENERAL INFORMATION ON POSTAL SERVICE

- 1. The authority citation for 39 CFR part 111 continues to read as follows:

Authority: 5 U.S.C. 552(a); 13 U.S.C. 301-307; 18 U.S.C. 1692-1737; 39 U.S.C. 101, 401, 403, 404, 414, 416, 3001-3011, 3201-3219, 3403-3406, 3621, 3622, 3626, 3632, 3633, and 5001.

- 2. In § 111.3 amend paragraph (f) by revising the last two entries in the table for “DMM 300” and adding an entry at the end of the table to read as follows:

§ 111.3 Amendment to the Mailing Standards of the United States Postal Service, Domestic Mail Manual.

* * * * *
(f) * * *

Transmittal letter for issue	Dated	Federal Register publication
* * *	* * *	* * *
DMM 300	January 25, 2015	80 FR 13492.
DMM 300	July 11, 2016	81 FR 66822.
DMM	January 22, 2017	[INSERT Federal Register CITATION FOR THIS RULE].