

**DEPARTMENT OF HOMELAND SECURITY****Coast Guard****33 CFR Part 165**

[Docket No. USCG–2022–0188]

**Safety Zone; Navy Week New Orleans 2022 Fireworks Display Event, New Orleans, LA****AGENCY:** Coast Guard, Department of Homeland Security (DHS).**ACTION:** Notification of enforcement of regulation.

**SUMMARY:** The Coast Guard will enforce a temporary safety zone for a fireworks display located on the navigable waters of the Lower Mississippi River between Mile Marker (MM) 94.5 and MM 95.5. This action is needed to provide for the safety of life on these navigable waterways during the event. During the enforcement periods, the operator of any vessel in the regulated area must comply with directions from the Captain of the Port or designated representative.

**DATES:** The regulations in 33 CFR 165.845 will be enforced from 7:30 p.m. to 8:30 p.m. on April 20, 2022.

**FOR FURTHER INFORMATION CONTACT:** If you have questions about this notification of enforcement, call or email Lieutenant Commander William Stewart, Sector New Orleans, U.S. Coast Guard; telephone 504–365–2246, email [William.A.Stewart@uscg.mil](mailto:William.A.Stewart@uscg.mil).

**SUPPLEMENTARY INFORMATION:** The Coast Guard will enforce safety zone located in 33 CFR 165.845 for the Navy Week New Orleans 2022 Fireworks Display event. The regulations will be enforced from 7:30 p.m. through 8:30 p.m. on April 20, 2022. This action is being taken to provide for the safety of life on navigable waterways during this event, which will be located between MM 94.5 and MM 95.5 above Head of Passes, Lower Mississippi River, LA. During the enforcement periods, if you are the operator of a vessel in the regulated area you must comply with directions from the Patrol Commander or any Official Patrol displaying a Coast Guard ensign.

In addition to this notification of enforcement in the **Federal Register**, the Coast Guard plans to provide notification of this enforcement period via Marine Safety Information Bulletins (MSIBs), Local Notice to Mariners (LNMs), and/or Broadcast Notice to Mariners (BNMs).

Dated: March 29, 2022.

**W.E. Watson,***Captain, U.S. Coast Guard, Captain of the Port Sector New Orleans.*

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**DEPARTMENT OF HOMELAND SECURITY****Coast Guard****33 CFR Part 165**

[Docket Number USCG–2022–0149]

RIN 1625–AA87

**Security Zone; Lower Mississippi River, New Orleans, LA****AGENCY:** Coast Guard, Department of Homeland Security (DHS).**ACTION:** Temporary final rule.

**SUMMARY:** The Coast Guard is establishing a temporary security zone for all navigable waters within 400 yards of the Left Descending Bank (LDB) of the Lower Mississippi River (LMR) between Mile Marker (MM) 94.5 and MM 96, Above Head of Passes (AHP), New Orleans, LA. This security zone is necessary to provide security and protection for visiting vessels and personnel during the events related to the Navy Week New Orleans 2022. Entry of vessels or persons into this zone is prohibited unless specifically authorized by the Captain of the Port Sector New Orleans (COTP) or a designated representative.

**DATES:** This rule is effective from 7 a.m. on April 19, 2022, through noon on April 22, 2022.

**ADDRESSES:** To view documents mentioned in this preamble as being available in the docket, go to <https://www.regulations.gov>, type USCG–2022–0149 in the search box and click “Search.” Next, in the Document Type column, select “Supporting & Related Material.”

**FOR FURTHER INFORMATION CONTACT:** If you have questions on this rule, call or email Lieutenant Commander William A. Stewart, Sector New Orleans, U.S. Coast Guard; telephone 504–365–2246, email [William.A.Stewart@uscg.mil](mailto:William.A.Stewart@uscg.mil).

**SUPPLEMENTARY INFORMATION:****I. Table of Abbreviations**

AHP Above Head of Passes  
 CFR Code of Federal Regulations  
 COTP Captain of the Port Sector New Orleans  
 DHS Department of Homeland Security  
 FR Federal Register  
 LDB Left Descending Bank

LMR Lower Mississippi River  
 MM Mile Marker  
 TFR Temporary Final Rule  
 § Section  
 U.S.C. United States Code

**II. Background Information and Regulatory History**

The Coast Guard is issuing this temporary 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) with respect to this rule because it would be impracticable. We must establish this security zone by April 19, 2022, in order to provide proper security for visiting vessels and personnel, and we do not have sufficient time to request and respond to comments.

Under 5 U.S.C. 553(d)(3), the Coast Guard finds that good cause exists for making this rule effective less than 30 days after publication in the **Federal Register**. Delaying the effective date of this rule would be contrary to the public interest because immediate action is needed to provide adequate security to protect the public during the Navy Week event.

**III. Legal Authority and Need for Rule**

The Coast Guard is issuing this rule under authority in 46 U.S.C. 70034 (previously 33 U.S.C. 1231). The Captain of the Port Sector New Orleans (COTP) has determined that the increased number of personnel and vessels anticipated to be visiting the city during the Navy Week New Orleans 2022 requires certain security measures to ensure that the persons and property are kept secure during the events. The Coast Guard determined that a temporary security zone is needed for this and related events that will be taking place adjacent to a portion of Lower Mississippi River (LMR).

**IV. Discussion of the Rule**

This rule establishes a temporary security zone from 7 a.m. to 7 p.m. on April 19, 2022 through April 21, 2022 and from 7 a.m. to noon on April 22, 2022. The security zone will cover all navigable waters within 400 yards of the Left Descending Bank (LDB) of the LMR between Mile Marker (MM) 94.5 to MM