

**Background and Purpose**

The marine event requiring this regulation is a sailing regatta. The event is sponsored by the City of Louisville Board of Alderman. The regatta is a series of recreational sailing vessel races. Commercial vessels will be permitted to transit the area every three hours.

**Regulatory Evaluation**

This rule is not a significant regulatory action under section 3(f) of Executive Order 12866 and does not require an assessment of potential costs and benefits under section 6(a)(3) of that order. It has not been reviewed by the Office of Management and Budget 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 rule to be so minimal that a full Regulatory Evaluation under paragraph 10e of the regulatory policies and procedures of DOT is unnecessary because of the event's short duration.

**Small Entities**

The Coast Guard finds that the impact on small entities, if any, is not substantial. Therefore, the Coast Guard certifies under section 605(b) of the Regulatory Flexibility Act (5 U.S.C. 601 *et seq.*) that this temporary rule will not have a significant economic impact on a substantial number of small entities because of the event's short duration.

**Collection of Information**

This rule contains no information collection requirements under the Paperwork Reduction (44 U.S.C. 3501 *et seq.*).

**Federalism Assessment**

The Coast Guard has analyzed this action in accordance with the principles and criteria of Executive Order 12612 and has determined that this rule does not raise sufficient federalism implications to warrant the preparation of a Federalism Assessment.

**Environmental Assessment**

The Coast Guard considered the environmental impact of this rule and concluded that under section 2.B.2.e(34)(h) of Commandant Instruction M16475.1B, (as revised by 61 FR 13563; March 27, 1996) this rule is excluded from further environmental documentation.

**List of Subjects in 33 CFR Part 100**

Marine safety, Navigation (water), Reporting and recordkeeping requirements, Waterways.

**Temporary Regulations**

In consideration of the foregoing, part 100 of Title 33, Code of Federal Regulations, is amended as follows:

**PART 100—[AMENDED]**

1. The authority citation for part 100 continues to read as follows:

**Authority:** 33 U.S.C. 1233; 49 CFR 1.46 and 33 CFR 100.35.

2. A temporary section 100.35–T08–035 is added to read as follows:

**§ 100.35–T08–035 Ohio River at Louisville, Kentucky**

(a) *Regulated Area:* Ohio River Mile 602.0–604.0.

(b) *Special Local Regulation:* All persons and/or vessels not registered with the sponsors as participants or official patrol vessels are considered spectators. "Participants" are those persons and/or vessels identified by the sponsor as taking part in the event. The "official patrol" consists of any Coast Guard, public, state or local law enforcement and/or sponsor provided vessel assigned to patrol the event. The Coast Guard "Patrol Commander" is a Coast Guard commissioned, warrant, or petty officer who has been designated by Commanding Officer, Coast Guard Marine Safety Office, Louisville.

(1) No vessel shall anchor, block, loiter in, or impede the through transit of participants or official patrol vessels in the regulated area during effective dates and times, unless cleared for such entry by or through an official patrol vessel.

(2) When hailed and/or signaled by an official patrol vessel, a spectator shall come to an immediate stop. Vessels shall comply with all directions given; failure to do so may result in a citation.

(3) The Patrol Commander is empowered to forbid and control the movement of all vessels in the regulated area. The Patrol Commander may terminate the event at any time it is deemed necessary for the protection of life and/or property and can be reached on VHF–FM Channel 16 by using the call sign "PATCOM".

(c) *Effective Date:* These regulations will be effective from 9 a.m. to 3 p.m. on September 27 and 28, 1997.

Dated: September 3, 1997.

**Paul J. Prokop,**

Captain, U.S. Coast Guard, Acting Commander, Eighth Coast Guard District.  
[FR Doc. 97–24595 Filed 9–16–97; 8:45 am]  
BILLING CODE 4910–14–M

**DEPARTMENT OF TRANSPORTATION****Coast Guard****33 CFR Part 100**

[CGD01–97–097]

RIN 2115–AE46

**Special Local Regulation: Fireworks Displays Within the First Coast Guard District**

**AGENCY:** Coast Guard, DOT.

**ACTION:** Notice of implementation.

**SUMMARY:** This document provides notice of the dates and times of the special local regulations contained in 33 CFR 100.114, Fireworks Displays within the First Coast Guard District. All vessels will be restricted from entering the area of navigable water within a 500 yard radius of the fireworks launch platform for each event listed in the table below. Implementation of these regulations is necessary to control vessel traffic within the regulated area to ensure the safety of spectators.

**EFFECTIVE DATE:** The regulations in 33 CFR 100.114 are effective from one hour before the scheduled start of the event until thirty minutes after the last firework is exploded for each event listed in the table below. The events are listed chronologically by month with their corresponding number listed in the special local regulation, 33 CFR 100.114.

**ADDRESSES:** Comments should be mailed to Commander (osr), First Coast Guard District, Captain John Foster Williams Federal Building, 408 Atlantic Ave., Boston, MA 02110–3350, or may be hand delivered to Room 734 at the same address, between 8 a.m. and 4 p.m., Monday through Friday, except federal holidays. Comments will become part of this docket and will be available for inspection or copying at the above address.

**FOR FURTHER INFORMATION CONTACT:**

Lieutenant Commander William H. Rypka, Office of Search and Rescue branch, First Coast Guard District at (617) 223–8460.

**SUPPLEMENTARY INFORMATION:** This notice implements the special local regulations in 33 CFR 100.114 (62 FR 30988; June 6, 1997). All vessels are prohibited from entering a 500 yard radius of navigable water surrounding the launch platform used in each fireworks display listed below.

**Table 1—Fireworks Displays***September*

## 1. Grand Fiesta Italiana

*Date:* September 6, 1997*Time:* 9:00 p.m. to 10:30 p.m.*Location:* Bar Beach, Hempstead Harbor, Hempstead, NY*Lat:* 40°49'52"N, *Long:* 073°39'10"W (NAD 1983)

## 2. Taste of Italy

*Date:* September 6, 1997*Rain date:* September 7, 1997*Time:* 8:00 p.m. to 10:30 p.m.*Location:* Norwich Harbor, off Norwich Marina, Norwich, CT*Lat:* 41°31'20"N, *Long:* 072°06'48"W (NAD 1983)

## 8. Rensselaer Festival

*Date:* September 20, 1957*Time:* 8:45 p.m. to 10:15 p.m.*Location:* Hudson River, below Dunn Memorial Bridge, Rensselaer, NY*Lat:* 42°38'23"N, *Long:* 073°45'0"W (NAD 1983)

## 9. Deepavali Festival

*Date:* October 5, 1997*Time:* 6:45 p.m. to 8:15 p.m.*Location:* East River, below the

Brooklyn Bridge, Manhattan, NY

*Lat:* 40°43'10"N, *Long:* 074°0'0"W (NAD 1983)

Dated: August 29, 1997.

**R. M. Larrabee,***Rear Admiral, U.S. Coast Guard Commander, First Coast Guard District.*

[FR Doc. 97-24601 Filed 9-16-97; 8:45 am]

BILLING CODE 4910-14-M

**DEPARTMENT OF TRANSPORTATION****Coast Guard****33 CFR Part 100**

[CGD08-97-034]

RIN 2115-AE46

**Special Local Regulations; Ducks on the Ohio; Ohio River Mile 792.0-793.0, Evansville, Indiana****AGENCY:** Coast Guard, DOT.**ACTION:** Temporary final rule.

**SUMMARY:** Special local regulations are being adopted for the Ducks on the Ohio. This event will be held on September 13, 1997 from 1 p.m. until 4 p.m. at Evansville, Indiana. These regulations are needed to provide for the safety of life on navigable waters during the event.

**EFFECTIVE DATE:** These temporary regulations are effective from 1 p.m. until 4 p.m., on September 13, 1997.

**FOR FURTHER INFORMATION CONTACT:** LT Jeffrey W. Johnson, Chief, Port Operations Department, USCG Marine Safety Office, Louisville, Kentucky at (502) 582-5194, ext. 39.

**SUPPLEMENTARY INFORMATION****Regulatory History**

In accordance with 5 U.S.C. 553, a notice of proposed rulemaking for these regulations has not been published, and good cause exists for making them effective in less than 30 days from the date of publication. Following normal rulemaking procedures would be impracticable. The details of the event were not finalized in sufficient time to publish proposed rules in advance of the event or to provide for a delayed effective date.

**Background and Purpose**

The marine event requiring this regulation is a charity fund raising event involving a race of non-toxic vinyl plastisol ducks. The navigational channel will be used for the duration of the race. The event is sponsored by Evansville Goodwill Industries, Inc.

**Regulatory Evaluation**

This rule is not a significant regulatory action under section 3(f) of Executive Order 12866 and does not require an assessment of potential costs and benefits under section 6(a)(3) of that order. It has not been reviewed by the Office of Management and Budget 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 rule to be so minimal that a full Regulatory Evaluation under paragraph 10e of the regulatory policies and procedures of DOT is unnecessary because of the event's short duration.

**Small Entities**

The Coast Guard finds that the impact on small entities, if any, is not substantial. Therefore, the Coast Guard certifies under section 605(b) of the Regulatory Flexibility Act (5 U.S.C. 601 *et seq.*) that this temporary rule will not have a significant economic impact on a substantial number of small entities because of the event's short duration.

**Collection of Information**

This rule contains no information collection requirements under the Paperwork Reduction Act (44 U.S.C. 3501 *et seq.*).

**Federalism Assessment**

The Coast Guard has analyzed this action in accordance with the principles

and criteria of Executive Order 12612 and has determined that this rule does not raise sufficient federalism implications to warrant the preparation of a Federalism Assessment.

**Environmental Assessment**

The Coast Guard considered the environmental impact of this rule and concluded that under section 2.B.2e(34)(h) of Commandant Instruction M16475.1B, (as revised by 61 FR 13563; March 27, 1996) this rule is excluded from further environmental documentation.

**List of Subjects in 33 CFR Part 100**

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**Temporary Regulations**

In consideration of the foregoing, Part 100 of Title 33, Code of Federal Regulations, is amended as follows:

**PART 100—[AMENDED]**

1. The authority citation for part 100 continues to read as follows:

**Authority:** 33 U.S.C. 1233; 49 CFR 1.46 and 33 CFR 100.35.

2. A temporary section 100.35-T08-034 is added to read as follows:

**§ 100.35-T08-034 Ohio River at Evansville, Indiana**

(a) *Regulated Area:* Ohio River Mile 792.0-793.0.

(b) *Special Local Regulation:* All persons and/or vessels not registered with the sponsors as participants or official patrol vessels are considered spectators. "Participants" are those persons and/or vessels identified by the sponsor as taking part in the event. The "official patrol" consists of any Coast Guard, public, state or local law enforcement and/or sponsor provided vessel assigned to patrol the event. The Coast Guard "Patrol Commander" is a Coast Guard commissioned, warrant, or petty officer who has been designated by Commanding Officer, Coast Guard Marine Safety Office Louisville.

(1) No vessel shall anchor, block, loiter in, or impede the through transit of participants or official patrol vessels in the regulated area during effective dates and times, unless cleared for such entry by or through an official patrol vessel.

(2) When hailed and/or signaled by an official patrol vessel, a spectator shall come to an immediate stop. Vessels shall comply with all directions given; failure to do so may result in a citation.

(3) The Patrol commander is empowered to forbid and control the