

audience who wishes to testify has been heard.

### 3. Public Meeting

If only one person requests an opportunity to testify at a hearing, a public meeting, rather than a public hearing, may be held. Persons wishing to meet with us to discuss the proposed amendment may request a meeting by contacting the person listed under **FOR FURTHER INFORMATION CONTACT**. All such meetings will be open to the public and, if possible, notices of meetings will be posted at the locations listed under **ADDRESSES**. A written summary of each meeting will be made a part of the administrative record.

## IV. Procedural Determinations

### 1. Executive Order 12866

This rule is exempted from review by the Office of Management and Budget (OMB) under Executive Order 12866 (Regulatory Planning and Review).

### 2. Executive Order 12988

The Department of the Interior has conducted the reviews required by section 3 of Executive Order 12988 (Civil Justice Reform) and has determined that this rule meets the applicable standards of subsections (a) and (b) of that section. However, these standards are not applicable to the actual language of State regulatory programs and program amendments since each such program is drafted and promulgated by a specific State, not by OSM. Under sections 503 and 505 of SMCRA (30 U.S.C. 1253 and 1255) and the Federal regulations at 30 CFR 730.11, 732.15, and 732.17(h)(10), decisions on proposed State regulatory programs and program amendments submitted by the States must be based solely on a determination of whether the submittal is consistent with SMCRA and its implementing Federal regulations and whether the other requirements of 30 CFR Parts 730, 731, and 732 have been met.

### 3. National Environmental Policy Act

No environmental impact statement is required for this rule since section 702(d) of SMCRA (30 U.S.C. 1292(d)) provides that agency decisions on proposed State regulatory program provisions do not constitute major Federal actions within the meaning of section 102(2)(C) of the National Environmental Policy Act (42 U.S.C. 4332(2)(C)).

### 4. Paperwork Reduction Act

This rule does not contain information collection requirements that require approval by OMB under the

Paperwork Reduction Act (44 U.S.C. 3507 *et seq.*).

### 5. Regulatory Flexibility Act

The Department of the Interior has determined that this rule will not have a significant economic impact on a substantial number of small entities under the Regulatory Flexibility Act (5 U.S.C. 601 *et seq.*). The State submittal that is the subject of this rule is based upon counterpart Federal regulations for which an economic analysis was prepared and certification made that such regulations would not have a significant economic effect upon a substantial number of small entities. Accordingly, this rule will ensure that existing requirements previously promulgated by OSM will be implemented by the State. In making the determination as to whether this rule would have a significant economic impact, the Department relied upon the data and assumptions for the counterpart Federal regulations.

### 6. Unfunded Mandates

This rule will not impose a cost of \$100 million or more in any given year on any governmental entity or the private sector.

## List of Subjects in 30 CFR Part 934

Intergovernmental relations, Surface mining, Underground mining.

Dated: April 7, 1999.

**Brent Walquist,**

*Regional Director, Western Regional Coordinating Center.*

[FR Doc. 99-9413 Filed 4-14-99; 8:45 am]

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## DEPARTMENT OF TRANSPORTATION

### Coast Guard

### 33 CFR Part 100

[CGD01-99-009]

RIN 2115-AE46

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

**AGENCY:** Coast Guard, DOT.

**ACTION:** Notice of proposed rulemaking.

**SUMMARY:** The Coast Guard proposes a revision to the Special Local Regulation (SLR), which governs annual fireworks displays (events) within the First Coast Guard District. This revision will expand the descriptions of the events' dates, times, and locations. A new easier-to-read table format will be introduced, which will list events by

month, date, and location. Obsolete events will be removed, and new events will be added. This regulation is necessary to control vessel traffic within the immediate vicinity of the fireworks launch sites and to ensure the safety of life and property during each event.

**DATES:** Comments must be received on or before June 14, 1999.

**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 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:** Petty Officer William M. Anderson, Office of Search and Rescue, First Coast Guard District, (617) 223-8460.

### SUPPLEMENTARY INFORMATION:

#### Request for Comments

The Coast Guard encourages interested persons to participate in this rulemaking by submitting written data, views, or arguments. Each person submitting comments should include his or her name and address, identify this notice (CGD01-99-009) and the specific section of the proposal to which each comment applies, and give the reason for each comment. Any person requesting acknowledgment of receipt of comments should enclose a stamped, self-addressed postcard or envelope. All comments received during the comment period will be considered by the Coast Guard and may change this proposal.

The Coast Guard has no plans to hold a public hearing. Persons may request a public hearing by writing to Commander (osr), First Coast Guard District, at the address under **ADDRESSES**. The request should include reasons why a hearing would be beneficial. If the Coast Guard determines that oral presentations will aid this rulemaking, it will hold a public hearing at a time and place announced by a later notice in the **Federal Register**.

#### Background and Purpose

Each year, organizations in the First District sponsor fireworks displays in the same general location and time period. The table in 33 CFR 100.114 contains information provided to the Coast Guard by the events' sponsors. The event description provides approximate dates and location which take place annually. Each event uses a barge or on-shore site as the fireworks

launch platform. The special local regulations control vessel movement within a 500-yard radius around the launch platforms to ensure the safety of persons and property. Coast Guard personnel on-scene may allow persons within the 500-yard radius should conditions permit. The Coast Guard may publish notices in the **Federal Register**, if an event sponsor reports a change to the listed event venue or date.

#### Discussion of Proposed Rule

The Coast Guard proposes to revise the special local regulation in Section 100.114 by adding and deleting several fireworks displays. The revised list of

events is based on input received from organizations (event sponsors) throughout the First Coast Guard District. The following events are to be added to 33 CFR 100.114, retitled Fireworks Displays within the First Coast Guard District:

#### NEW EVENTS

Numbers (new)	Dates	Names
6.2 .....	Last week in June.	Windjammer Days; Fireworks Playland Park
7.6 .....	July 2nd, 3rd and 4th.	

#### NEW EVENTS—Continued

Numbers (new)	Dates	Names
7.10 .....	Friday or Saturday before July 4th.	Hingham 4th-of-July; Fireworks
7.21 .....	July 4th .....	Beverly Farms; Fireworks
7.30 .....	July 4th .....	Newport City Fireworks
7.46 .....	July 4th .....	City of Yonkers
12.7 .....	December 31st.	Newport Fireworks

TABLE LEGEND

This legend shows how individual events appear in the Fireworks Display Table.

State: Event number .....	Annual Scheduled day .....	Name: Name. Sponsor: Sponsor. Time: Scheduled start and end times. Location: Fireworks barge or launch.
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#### Regulatory Evaluation

This proposal is not a significant regulatory action under Executive Order 12866 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. 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 proposal to be minimal by reason of the late start times of each event, the short duration of each event, the advance notice provided to the marine community, and the location and small size of each regulated area. A full Regulatory Evaluation, under paragraph 10e of the regulatory policies and procedures of DOT, is unnecessary.

#### Small Entities

Under the Regulatory Flexibility Act (5 U.S.C. 601 *et seq.*), the Coast Guard considers whether this proposed rule, if adopted, will have a significant economic impact on a substantial number of small entities. "Small entities" include 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.

For the reasons stated in the Regulatory Evaluation, the Coast Guard certifies under 5 U.S.C. 605(b) that this proposed rule, if adopted, will not have

a significant economic impact on a substantial number of small entities. If, however, you think that your business or organization qualifies as a small entity and that this proposed rule will have a significant economic impact on your business or organization, please submit a comment (see **ADDRESSES**) explaining why you think it qualifies and in what way and to what degree this proposed rule will economically affect it.

#### Assistance for Small Entities

Under subsection 213(a) of the Small Business Regulatory Enforcement Fairness Act of 1996 [Pub. L. 104-121], the Coast Guard wants to assist small entities in understanding this proposed rule so that they can better evaluate its effects on them and participate in the rulemaking. If your small business or organization would be affected by this rule and you have questions concerning its provisions or options for compliance, please call Petty Officer William M. Anderson, telephone 617-223-8460.

The Ombudsman of Regulatory Enforcement for Small Business and Agriculture, and 10 Regional Fairness Boards, were established to receive comments from small businesses about enforcement by Federal agencies. The Ombudsman will annually evaluate such enforcement and rate each agency's responsiveness to small business. If you wish to comment on enforcement by the Coast Guard, call 1-888-REG-FAIR (1-888-734-3247).

#### Unfunded Mandates

Under section 201 of the Unfunded Mandates Reform Act (UMRA) (2 U.S.C. 1531), the Coast Guard assessed the effects of this proposed rule on State, local, and tribal governments, in the aggregate, and on the private sector. The Coast Guard determined that this regulatory action requires no written statement under section 202 of the UMRA (2 U.S.C. 1532) because it will not result in the expenditure of \$100,000,000 in any one year by State, local, or tribal governments, in the aggregate, or by the private sector.

#### Collection of Information

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

#### Federalism

The Coast Guard has analyzed this proposal under the principles and criteria contained in Executive Order 12612 and has determined that this proposal does not have sufficient federalism implications to warrant the preparation of a Federalism Assessment.

#### Environment

The Coast Guard has considered the environmental impacts of this proposed rule and concluded that under figure 2-1, paragraph 34(h), of COMDTINST 16475.1C, this rule is categorically excluded from further environmental documentation.

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

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

For reasons set out in the preamble, the Coast Guard proposes to amend 33 CFR Part 100 as follows:

**PART 100—[AMENDED]**

1. Revise citation of authority for Part 100 to read as follows:

**Authority:** 33 U.S.C. 1233 through 1236; 33 CFR 100.35; 49 CFR 1.46.

2. Revise § 100.114 and its heading to read as follows:

**§ 100.114 Fireworks displays within the First Coast Guard District.**

(a) Regulated area. That area of navigable waters within a 500-yard radius of the launch platform for each fireworks display listed in the following table.

**FIREWORKS DISPLAY TABLE**

<b>May</b>		
New York: 5.1 .....	First and Second Saturdays in May.	Name: Ellis Island Medals of Honor Ceremony. Sponsor: The Forum. Time: 10:00 p.m. to 12:00 a.m. Location: New York Harbor, Upper Bay. A barge approximately 360 yards east of Ellis Island. 40°41'15"N, 074°02'09"W (NAD 1983).
New York: 5.2 .....	Friday before Memorial Day.	Name: Hempstead Harbor. Sponsor: Town of North Hempstead, NY. Time: 8:30 p.m. to 10:30 p.m. Location: Hempstead Harbor. A barge approximately 335 yards north of Bar Beach. 40°49'54"N, 073°39'14"W (NAD 1983).
New York: 5.3 .....	Memorial Day .....	Name: South Street Seaport Memorial Day. Sponsor: South Street Seaport Marketplace. Time: 8:00 p.m. to 10:00 p.m. Location: East River Manhattan. A barge approximately 475 yards south of the Brooklyn Bridge. 40°42'10"N, 074°00'01"W (NAD 1983).
Massachusetts: 5.4 .....	A night during Memorial Day Weekend.	Name: Hull Memorial Day Festival. Sponsor: Town of Hull. Time: 8:00 p.m. to 10:00 p.m. Location: Barge located 200 yards off Nantasket Beach, Hull, MA.
<b>June</b>		
New York: 6.1 .....	Third and fourth Tuesdays in June.	Name: Staten Island Summer. Sponsor: Borough of Staten Island. Time: 8:30 p.m. to 10:30 p.m. Location: New York Harbor, Lower Bay—approximately 350 yards east of South Beach, Staten Island 40°35'11"N, 074°03'42"W (NAD 1983).
Maine: 6.2 .....	A night during the last week in June.	Name: Windjammer Days Fireworks. Sponsor: Boothbay Harbor Chamber of Commerce. Time: 9:00 p.m. to 11:00 p.m. Location: McFarland Island, Boothbay Harbor, Boothbay, ME. 43°50'48"N, 069°37'36"W (NAD 1983).
Connecticut: 6.3 .....	A night during the last week in June.	Name: Barnum Festival Fireworks. Sponsor: The Barnum Foundation. Time: 8:00 p.m. to 10:00 p.m. Location: Seaside Park—Bridgeport Harbor, Bridgeport, CT.
Connecticut: 6.4 .....	A night during the last week in June (or first week in July).	Name: American Legion, Post 83: Fireworks. Sponsor: Town of Branford, American Legion Post. Time: 9:00 p.m. to 10:00 p.m. Location: Branford Point, Branford, CT 41°21'N, 072°05'20"W (NAD 1983).
New York: 6.5 .....	Last Sunday in June .....	Name: Heritage of Pride. Sponsor: Heritage of Pride Inc. Time: 9:30 p.m. to 11:30 p.m. Location: Hudson River, Manhattan, NY. A barge approximately 400 yards west of Pier 54. 40°44'31"N, 074°01'00"W (NAD 1983).
Massachusetts: 6.6 .....	Thursday before prior to July 4th.	Name: Boston Harborfest Fireworks. Sponsor: Harborfest Committee. Time: 9:30 p.m. to 10:30 p.m. Location: Just Off Coast Guard Base, Boston Harbor, MA 42°22'53"N, 71°02'56"W (NAD 1983).

## FIREWORKS DISPLAY TABLE—Continued

## July

New York: 7.1 .....	Each Tuesday in July ...	Name: Staten Island Summer. Sponsor: Borough of Staten Island. Time: 8:30 p.m. to 10:30 p.m. Location: New York Harbor, Lower Bay—approximately 350 yards east of South Beach, Staten Island 40°35'11"N, 074°03'42"W (NAD 1983).
Massachusetts: 7.2 .....	Thursday before July 4th.	Name: Boston Harborfest Fireworks. Sponsor: Harborfest Committee. Time: 9:30 p.m. to 10:30 p.m. Location: Just Off Coast Guard Base, Boston Harbor, MA 42°22'53"N, 71°02'56"W (NAD 1983).
Connecticut: 7.3 .....	A night during the first week in July (or last week in June).	Name: American Legion, Post 83: Fireworks. Sponsor: Town of Branford, American Legion Post. Time: 9:00 p.m. to 10:00 p.m. Location: Branford Point, Branford, CT 41°21'N, 072°05'20"W (NAD 1983).
New York: 7.4 .....	A night during the first week in July.	Name: Devon Yacht Club Fireworks. Sponsor: Devon Yacht Club, Amagansett, NY. Time: 9:00 p.m. to 10:00 p.m. Location: Devon Yacht Club, Amagansett, NY 40°59'5"N, 072°06'5"W (NAD 1983).
New York: 7.5 .....	July 1st .....	Name: Wards Island. Sponsor: New York Power Authority. Time: 8:30 p.m. to 10:30 p.m. Location: East River, Wards Island, NY. A land shoot approximately 200 yards northeast of the Triboro Bridge. 40°46'55.5"N, 073°55'33"W (NAD 1983).
New York: 7.6 .....	July 2nd, 3rd and 4th ....	Name: Playland Park. Sponsor: Playland Park. Time: 9 p.m. to 11 p.m. Location: Western Long Island Sound, a barge anchored in approximate position 40°57'47"N, 073°40'06"W (NAD 1983), approximately 400 yards northeast of Rye Beach Breakwater.
Maine: 7.7 .....	A night during the first two weeks in July.	Name: Schooner Days Fireworks. Sponsor: Town of Rockland Chamber of Commerce. Time: 8:00 p.m. to 10:00 p.m. Location: Rockland Harbor, Rockland, ME.
Connecticut: 7.8 .....	A night during the first two weeks in July.	Name: Stamford Fireworks. Sponsor: City of Stamford. Time: 8:00 p.m. to 10:00 p.m. Location: Westcott Cove, Stamford, CT.
New York: 7.9 .....	A night during the first two weeks in July.	Name: Town of Babylon Fireworks. Sponsor: Town of Babylon, NY. Time: 8:00 p.m. to 10:00 p.m. Location: Nezeras Island, Babylon, NY.
Massachusetts: 7.10 .....	Friday or Saturday before July 4th.	Name: Hingham 4th-of-July Fireworks. Sponsor: Town of Hingham, MA Time: 8:00 p.m. to 10:00 p.m. Location: Hingham Harbor, Hingham, MA 42°15'30"N, 70°53'2"W (NAD 1983).
Massachusetts: 7.11 .....	Friday or Saturday before July 4th.	Name: Weymouth 4th-of-July Fireworks. Sponsor: Town of Weymouth Harbormaster. Time: 8:30 p.m. to 10:45 p.m. Location: Weymouth Fore River, Weymouth, MA 42°15'30"N, 70°56'6"W (NAD 1983).
Vermont: 7.12 .....	July 3rd .....	Name: Burlington Fireworks Display. Sponsor: City of Burlington, VT. Time: 8:30 p.m. to 11:00 p.m. Location: Lake Champlain, Burlington Bay, VT. A barge beside the Burlington Bay Breakwater. 44°28'30.5"N, 073°13'32"W (NAD 1983).
Massachusetts: 7.13 .....	July 3rd .....	Name: Gloucester Fireworks. Sponsor: Gloucester Chamber of Commerce. Time: 8:00 p.m. to 10:00 p.m. Location: Gloucester Harbor, Stage Fort Park, Gloucester, MA.

## FIREWORKS DISPLAY TABLE—Continued

Connecticut: 7.14 .....	July 3rd .....	Name: Summer Music Fireworks. Sponsor: Summer Music, Inc. Time: 8:00 p.m. to 10:00 p.m. Location: Niantic River, Harkness Park, Waterford, CT.
New Jersey: 7.15 .....	July 3rd .....	Name: Fireworks on the Navesink. Sponsor: Red Bank Fireworks Committee. Time: 8:30 p.m. to 10:30 p.m. Location: Navesink River, a barge approximately 360 yards northwest of Red Bank Reach, NJ. 40°21'20"N, 074°04'10"W (NAD 1983).
Maine: 7.16 .....	July 4th (Rain date: July 5th).	Name: Bangor Fireworks. Sponsor: Bangor 4th of July Corporation. Time: 9:30 p.m. to 10 p.m. Location: Bangor/Brewer waterfront, ME 44°47'6"N, 068°11'8"W (NAD 1983).
Maine: 7.17 .....	July 4th .....	Name: Bar Harbor Fireworks. Sponsor: Bar Harbor Chamber of Commerce. Time: 8:30 p.m. to 9:30 p.m. Location: Bar Harbor/Bar Island, ME. 44°23'6"N, 068°11'8"W (NAD 1983).
Maine: 7.18 .....	July 4th .....	Name: Stewart's 4 <sup>th</sup> -of-July Fireworks Display. Sponsor: W. P. Stewart. Time: 9:00 p.m. to 9:30 p.m. Location: Somes Sound, Northeast Harbor, ME 44°18'3"N, 068°18'2"W (NAD 1983).
Maine: 7.19 .....	July 4th .....	Name: Walsh's Fireworks. Sponsor: Mr. Patrick Walsh. Time: 8:30 p.m. to 9:30 p.m. Location: Union River Bay, ME 44°23'5"N, 068°27'2"W (NAD 1983).
Massachusetts: 7.20 .....	July 4th .....	Name: Town of Barnstable Fireworks. Sponsor: Town of Barnstable. Time: 8:00 p.m. to 10:00 p.m. Location: Dunbar Point/Kalmus Beach, Barnstable, MA 41°38'30"N, 070°16'W (NAD 1983).
Massachusetts: 7.21 .....	July 4th .....	Name: Beverly Farms Fireworks. Sponsor: Farms-Pride 4 <sup>th</sup> -of-July Committee, Inc. Time: 8:00 p.m. to 10:00 p.m. Location: West Beach, Manchester Bay, Beverly Farms, MA. 42°33'51"N, 070°48'29"W (NAD 1983).
Massachusetts: 7.22 .....	July 4th .....	Name: Edgartown Fireworks. Sponsor: Edgartown Firefighters Association. Time: 9:00 p.m. to 10:00 p.m. Location: Edgartown Harbor, Edgartown, MA 41°23'25"N, 070°29'45"W (NAD 1983).
Massachusetts: 7.23 .....	July 4th .....	Name: Falmouth Fireworks. Sponsor: Falmouth Fireworks Committee. Time: 9:00 p.m. to 10:00 p.m. Location: Falmouth Harbor, 0.25 NM east of buoy #16, Falmouth, MA 41°-23'12"N, 070°29'45"W (NAD 1983).
Massachusetts: 7.24 .....	July 4th .....	Name: Marion Fireworks. Sponsor: Town of Marion Harbormaster. Time: 8:00 p.m. to 10:00 p.m. Location: Silver Shell Beach, Marion, MA 41°45'30"N, 070°45'24"W (NAD 1983).
Massachusetts: 7.25 .....	July 4th .....	Name: City of New Bedford Fireworks. Sponsor: City of New Bedford. Time: 9:00 p.m. to 10:30 p.m. Location: New Bedford Harbor, New Bedford, MA 41°41'N, 070°40'W (NAD 1983).
Massachusetts: 7.26 .....	July 4th .....	Name: Onset Fireworks. Sponsor: Town of Wareham, MA. Time: 9 p.m. to 10 p.m. Location: Onset Harbor, Onset, MA 41°38'N, 071°55'W (NAD 1983).
Massachusetts: 7.27 .....	July 4th .....	Name: Plymouth Fireworks Display. Sponsor: July Four Plymouth Inc. Time: 8 p.m. to 10 p.m. Location: Plymouth Harbor, Plymouth, MA 41°57'20"N, 070°38'20"W (NAD 1983).

## FIREWORKS DISPLAY TABLE—Continued

Massachusetts: 7.28 .....	July 4th .....	Name: Lewis Bay Fireworks. Sponsor: Town of Yarmouth, MA. Time: 9:30 p.m. to 10:00 p.m. Location: Great Island, Lewis Bay 41°38'30"N, 071°17'06"W (NAD 1983).
Rhode Island: 7.29 .....	July 4th .....	Name: Bristol 4th of July Fireworks. Sponsor: Bristol Fourth of July Committee. Time: 9:30 p.m. to 10:00 p.m. Location: Bristol Harbor, Bristol, RI 41°39'54"N, 071°20'18"W (NAD 1983).
Rhode Island: 7.30 .....	July 4th .....	Name: City of Newport Fireworks. Sponsor: City of Newport. Time: 9:15 p.m. to 10:00 p.m. Location: 41°28'48"N, 071°20'18"W (NAD 1983).
Rhode Island: 7.31 .....	July 4th (Rain date: July 5th).	Name: Oyster Harbor Club Fourth-of-July Festival. Sponsor: Oyster Harbor Club, Inc. Time: 6:00 p.m. to 10:00 p.m. Location: Tim's Cove, North Bay, Osterville, RI. 41°37'30"N, 070°23'21"W (NAD 1983).
Rhode Island: 7.32 .....	July 4th .....	Name: Slade Farms Fireworks. Sponsor: Slade Farm, Somerset, RI. Time: 9:00 p.m. to 11:00. Location: 41°43'36"N, 071°09'18"W (NAD 1983).
Connecticut: 7.33 .....	July 4th .....	Name: Fairfield Aerial Fireworks. Sponsor: Fairfield Park Commission. Time: 8:00 p.m. to 10:00 p.m. Location: Jennings Beach, Long Island Sound, Fairfield, CT 41°08'22"N, 073°14'02"W.
Connecticut: 7.34 .....	July 4th .....	Name: Subfest Fireworks. Sponsor: U.S. Naval Submarine Base. Time: 8:00 p.m. to 10:00 p.m. Location: Thames River, Groton, CT.
Connecticut: 7.35 .....	July 4th .....	Name: Hartford Riverfest. Sponsor: July 4th Riverfest, Inc. Time: 8:00 p.m. to 10:00 p.m. Location: Connecticut River, Hartford, CT.
Connecticut: 7.36 .....	July 4th .....	Name: Middletown Fireworks. Sponsor: City of Middletown. Time: 8:00 p.m. to 10:00 p.m. Location: Connecticut River, Middletown, CT.
Connecticut: 7.37 .....	July 4th .....	Name: Norwich American Warf Fireworks. Sponsor: American Warf Marina. Time: 8:00 p.m. to 10:00 p.m. Location: Norwich Harbor, Norwich, CT.
Connecticut: 7.38 .....	July 4th .....	Name: City of Norwalk Fireworks. Sponsor: Norwalk Recreation and Parks Department. Time: 9:15 p.m. to 10:15 p.m. Location: Calf Pasture Beach, Long Island Sound, Norwalk, CT. 41°04'50"N, 073°23'22"W (NAD 1983).
Connecticut: 7.39 .....	July 4th .....	Name: Old Lyme Fireworks. Sponsor: Mr. James R. Rice. Time: 8:00 p.m. to 10:00 p.m. Location: Sound View Beach, Long Island sound, Old Lyme, CT.
Connecticut: 7.40 .....	July 4th .....	Name: Stratford Fireworks. Sponsor: Town of Stratford. Time: 8:00 p.m. to 10:00 p.m. Location: Short Beach, Stratford, CT 41°10'11"N, 073°06'19"W (NAD 1983).
Connecticut: 7.41 .....	July 4th .....	Name: Westport P.A.L. Fireworks. Sponsor: Westport Police Athletic League. Time: 8:00 p.m. to 10:00 p.m. Location: Compo Beach, Westport, CT.

## FIREWORKS DISPLAY TABLE—Continued

New York: 7.42 .....	July 4th .....	Name: Bayville Crescent Club Fireworks. Sponsor: Bayville Crescent Club, Bayville, NY. Time: 8:00 p.m. to 10:00 p.m. Location: Cooper Bluff, Cove Neck, NY.
New York: 7.43 .....	July 4th .....	Name: Montauk Independence Day. Sponsor: Montauk Chamber of Commerce. Time: 8:00 p.m. to 10:00 p.m. Location: Montauk Town Beach, Montauk, NY.
New York: 7.44 .....	July 4th .....	Name: Jones Beach State Park Fireworks. Sponsor: Long Island State Park Administration Headquarters. Time: 9:00 p.m. to 10:15 p.m. Location: Fishing Pier, Jones Beach State Park, Wantagh, NY 40°35'7"N, 073°30'6"W (NAD 1983).
New York: 7.45 .....	July 4th .....	Name: Dolan Family Fireworks. Sponsor: Mr. Charles F. Dolan. Time: 8:00 p.m. to 10:00 p.m. Location: Cove Point, Oyster Bay, NY.
New York: 7.46 .....	July 4th .....	Name: City of Yonkers. Sponsor: City of Yonkers, NY. Time: 8:30 p.m. to 10:30 p.m. Location: Hudson River, a barge approximately 335 yards northwest of Yonkers Municipal Pier. 40°56'14"N, 073°54'28"W (NAD 1983).
Massachusetts: 7.47 .....	July 5th .....	Name: Wellfleet Fireworks. Sponsor: Wellfleet Fireworks Committee. Time: 8:00 p.m. to 11:00 p.m. Location: Indian Neck Jetty, Wellfleet, MA 41°55'24"N, 070°02'06"W (NAD 1983).
Connecticut: 7.48 .....	Weekend following July 4th.	Name: Thames River Fireworks. Sponsor: Town of Groton. Time: 8:00 p.m. to 10:00 p.m. Location: Thames River, off Electric Boat, Groton, CT.
New York: 7.49 .....	A night during the second or third weekend in July.	Name: Boys Harbor Fireworks Extravaganza. Sponsor: Boys Harbor Inc. Time: 9:00 p.m. to 10 p.m. Location: Three Mile Harbor, East Hampton, NY 41°15'N, 070°11'91"W (NAD 1983).
Maine: 7.50 .....	Third Saturday in July ...	Name: Belfast Fireworks. Sponsor: Belfast Bay Festival Committee. Time: 8:00 p.m. to 10:00 p.m. Location: Belfast Bay, ME.

## August

New York: 8.1 .....	Each Tuesday in August	Name: State Island Summer. Sponsor: Borough of Staten Island. Time: 8:30 p.m. to 10:30 p.m. Location: New York Harbor, Lower Bay—approximately 350 yards east of South Beach, Staten Island 40°35'11"N, 074°03'42"W (NAD 1983).
New York: 8.2 .....	First Tuesday in August	Name: National Nigh Out Against Crime. Sponsor: National Night Out Against Crime. Time: 8:30 p.m. to 10:30 p.m. Location: Atlantic Ocean, a barge approximately 335 yards off Rockaway Beach at 116th Street. 40°34'29"N, 073°50'00"W (NAD 1983).
Connecticut: 8.3 .....	A night during the first week of August.	Name: Summer Music Fireworks. Sponsor: Summer Music Inc. Time: 8:00 p.m. to 10:00 p.m. Location: Niantic River, Harkness Park, Waterford, CT.
Massachusetts: 8.4 .....	A night during the first weekend in August.	Name: Fall River Celebrates America Fireworks. Sponsor: Fall River Chamber of Commerce. Time: 9:15 p.m. to 10:00 p.m. Location: Taunton River, vicinity of buoy #17, Fall River, MA 41°43'4"N, 071°09'48"W (NAD 1983).

## FIREWORKS DISPLAY TABLE—Continued

New York: 8.5 .....	First Saturday in August	Name: Peekskill Summerfest. Sponsor: Charles Point Business Association. Time: 8:30 p.m. to 10:30 p.m. Location: Hudson River, Peekskill Bay, a barge approximately 500 yards northeast of Peekskill Bay South Channel Buoy 3 (LLNR 37955). 41°17'16"N, 073°56'18"W (NAD 1983).
New York: 8.6 .....	First and second Saturdays in August.	Name: City of Rensselaer. Sponsor: City of Rensselaer. Time: 9:00 p.m. to 11:00 p.m. Location: Hudson River, a barge approximately 500 yards south of the Dunn Memorial Bridge (river mile 145.4). 42°38'23"N, 073°45'00"W (NAD 1983).
Connecticut: 8.7 .....	A night during the first two weeks in August.	Name: Hartford Riverfront Regatta. Sponsor: Riverfront Recapture Inc. Time: 8:00 p.m. to 10:00 p.m. Location: Connecticut River, Hartford, CT.
Connecticut: 8.8 .....	A night during the third week in August.	Name: Summer Music Fireworks. Sponsor: Summer Music Inc. Time: 8:00 p.m. to 10:00 p.m. Location: Niantic River, Harkness Park, Waterford, CT.
Massachusetts: 8.9 .....	Last weekend in August	Name: Oaks Bluff Fireworks. Sponsor: Oaks Bluff Firemen's Civic Association. Time: 8:00 p.m. to 10:00 p.m. Location: Oaks Bluff Beach, Oaks Bluff, MA.
Connecticut: 8.10 .....	Last Sunday in August ..	Name: Norwich Harbor Day Fireworks. Sponsor: Harbor Day Committee. Time: 8:00 p.m. to 10:00 p.m. Location: Norwich Harbor, off American Wharf Marina, Norwich, CT.
Massachusetts: 8.11 .....	A night during Labor Day weekend.	Name: Gloucester Fireworks. Sponsor: Gloucester Chamber of Commerce. Time: 8:00 p.m. to 10:00 p.m. Location: Gloucester Harbor, Stage Fort Park, Gloucester, MA.
Maine: 8.12 .....	A night during Labor Day weekend.	Name: Camden Fireworks Display. Sponsor: Town of Camden Chamber of Commerce. Time: 8:00 p.m. to 10:00 p.m. Location: Camden Harbor, Camden, ME.

## September

Massachusetts: 9.1 .....	A night during Labor Day weekend.	Name: Gloucester Fireworks. Sponsor: Gloucester Chamber of Commerce. Time: 8:00 p.m. to 10:00 p.m. Location: Gloucester Harbor, Stage Fort Park, Gloucester, MA.
Maine: 9.2 .....	A night during Labor Day weekend.	Name: Camden Fireworks Display. Sponsor: Town of Camden Chamber of Commerce. Time: 8:00 p.m. to 10:00 p.m. Location: Camden Harbor, Camden, ME.
New York: 9.3 .....	Labor Day .....	Name: South Street Seaport Labor Day. Sponsor: South Street Seaport Marketplace. Time: 8:30 p.m. to 10:00 p.m. Location: East River, Manhattan, a barge approximately 475 yards south of the Brooklyn Bridge. 40°42'10"N, 074°00'01"W (NAD 1983).
New York: 9.4 .....	First Saturday following Labor Day.	Name: Grand Fiesta Italiana. Sponsor: Sons of Italy, Port Washington, NY. Time: 8:30 p.m. to 11:00 p.m. Location: Hempstead Harbor, a barge approximately 300 yards north of Bar Beach, Port Washington, Long Island. 40°49'52"N, 073°39'10"W (NAD 1983).
Connecticut: 9.5 .....	A night during the week-end following Labor Day.	Name: Taste of Italy. Sponsor: Italian Heritage Committee. Time: 8:00 p.m. to 10:00 p.m. Location: Norwich Harbor, off Norwich Marina, Norwich, CT.



## FIREWORKS DISPLAY TABLE—Continued

Rhode Island: 9.6 .....	A night during the First weekend in September.	Name: Newport Salute to Summer. Sponsor: Naval Education and Training Center. Time: 8:30 p.m. to 10:00 p.m. Location: Narragansett Bay, East Passage, off Coasters Harbor Island, Newport, RI 41°25'N, 071°20'W (NAD 1983).
Connecticut: 9.7 .....	First or second Saturday in September.	Name: Norwalk Oyster Festival Fireworks. Sponsor: Norwalk Seaport Association. Time: 8:00 p.m. to 10:00 p.m. Location: Norwalk Harbor, Norwalk, CT.
New York: 9.8 .....	A night during the last two weekends in September.	Name: Cow Harbor Day Fireworks. Sponsor: Village of Northport Harbor. Time: 8:00 p.m. to 10:00 p.m. Location: Sand Pit, Northport Harbor, Northport, NY.

## October

New York: 10.1 .....	First Sunday in October	Name: Deepavali Festival. Sponsor: Association of Indians in America Time: 6:45 to 8:45 Location: East River, Manhattan, a barge approximately 200 yards east of Pier 16. 40°42'12.5"N, 074°00'02"W (NAD 1983).
Massachusetts: 10.2 .....	A night during the second weekend of October.	Name: Yarmouth Seaside Festival Fireworks. Sponsor: Yarmouth Seaside Festival. Time: 8:00 p.m. to 9:00 p.m. Location: Seagull Beach, W. Yarmouth, MA 41°38'06"N, 070°13'13"W (NAD 1983).

## December

Massachusetts: 12.1 .....	December 31st .....	Name: First Night Fireworks. Sponsor: First Night Inc. Time: 11:45 p.m. to 12:30 a.m. Location: Center of Boston Inner Harbor, Boston, MA 42°21'42.4"N, 071°02'36.5"W (NAD 1983).
Massachusetts: 12.2 .....	December 31st .....	Name: First Night Martha's Vineyard. Sponsor: Town of Martha's Vineyard Chamber of Commerce. Time: 10:00 p.m. to 12:30 a.m. Location: Vineyard Haven Harbor, Martha's Vineyard, MA 41°27'6"N, 070°35'8"W (NAD 1983).
Massachusetts: 12.3 .....	December 31st .....	Name: City of New Bedford First Night. Sponsor: City of New Bedford. Time: 11:45 p.m. to 12:30 a.m. Location: New Bedford Harbor, New Bedford, MA 41°38'.2"N, 070°55'0"W (NAD 1983).
Connecticut: 12.4 .....	December 31st .....	Name: First Night Mystic. Sponsor: Mystic Community Center. Time: 11:45 p.m. to 12:30 a.m. Location: Mystic River, Mystic, CT.
New York: 12.5 .....	December 31st .....	Name: South Street Seaport New Year's Eve. Sponsor: South Street Seaport Marketplace. Time: 11:00 p.m. to 1:00 a.m. Location: East River, Manhattan, a barge approximately 475 yards south of the Brooklyn Bridge. 40°42'10"N, 074°00'01"W (NAD 1983).
New York: 12.6 .....	December 31st .....	Name: First Night New York City. Sponsor: Grant Central Partnership. Time: 11:00 p.m. to 1:00 a.m. Location: Hudson River, Manhattan, a barge approximately 450 yards southwest of the entrance to North Cove Yacht Harbor. 40°42'39"N, 074°01'19"W (NAD 1983).
Rhode Island: 12.7 .....	December 31st .....	Name: Newport Fireworks. Sponsor: Newport Cultural Commission. Time: 11:00 p.m. to 1:00 a.m. Location: 41°28'48"N, 071°20'18"W (NAD 1983).

(b) Special local regulations. (1) No person or vessel may enter, transit, or remain within the regulated area during the effective period of regulation unless authorized by the Coast Guard patrol commander.

(2) Vessels encountering emergencies that require transit through the regulated area should call the Coast Guard patrol commander on VHF Channel 16. In the event of an emergency, the Coast Guard patrol commander may authorize a vessel to transit through the regulated area with a Coast Guard-designated escort.

(3) All persons and vessels shall comply with the instructions of the Coast Guard on-scene patrol commander. On-scene patrol personnel may be commissioned, warrant, or petty officers of the U.S. Coast Guard. Upon hearing five or more short blasts from a U.S. Coast Guard vessel, the operator of a vessel shall proceed as directed. Members of the Coast Guard Auxiliary may also be present to inform vessel operators of this regulation and other applicable laws.

(c) Effective dates. This section is in effect from one hour before the scheduled start of each event listed in the table until thirty minutes after the scheduled finish of each event listed in the Table. For those events listed without specific times or dates, an annual **Federal Register** document will be published indicating event dates and times.

Dated: March 31, 1999.

**R.M. Larrabee,**  
Real Admiral, U.S. Coast Guard Commander,  
First Coast Guard District.  
[FR Doc. 99-9433 Filed 4-14-99; 8:45 am]  
BILLING CODE 4910-15-M

## FEDERAL COMMUNICATIONS COMMISSION

### 47 CFR Part 73

[MM Docket No. 99-115, RM-9378]

#### Radio Broadcasting Services; Clio and Tuscola, Michigan

**AGENCY:** Federal Communications Commission.

**ACTION:** Proposed rule.

**SUMMARY:** This document requests comments on a petition filed on behalf of Faircom Flint Inc. requesting the reallocation of Channel 268A from Tuscola, Michigan, to Clio, Michigan, and modification of the license for Station WWBN to specify Clio, Michigan, as the community of license. The coordinates for Channel 268A at

Clio are 43-15-47 and 83-45-40. Canadian concurrence will be requested for the allotment of Channel 268A at Clio. In accordance with Section 1.420(i) of the Commission's Rules, we shall not accept competing expressions of interest in the use of Channel 268A at Clio.

**DATES:** Comments must be filed on or before June 1, 1999, and reply comments on or before June 16, 1999.

**ADDRESSES:** Federal Communications Commission, Washington, DC. 20554.

In addition to filing comments with the FCC, interested parties should serve the petitioner's counsel, as follows: Lee W. Shubert, Haley Bader & Potts P.L.C., 4350 North Fairfax Drive, Suite 900, Arlington, VA 22203-1633.

**FOR FURTHER INFORMATION CONTACT:** Kathleen Scheuerle, Mass Media Bureau, (202) 418-2180.

**SUPPLEMENTARY INFORMATION:** This is a summary of the Commission's Notice of Proposed Rule Making, MM Docket No. 99-115, adopted March 31, 1999, and released April 9, 1999. The full text of this Commission decision is available for inspection and copying during normal business hours in the Commission's Reference Center, Washington, DC. The complete text of this decision may also be purchased from the Commission's copy contractors, International Transcription Services, Inc., 1231 20th Street, NW., Washington, DC. 20036, (202) 857-3800, facsimile (202) 857-3805.

Provisions of the Regulatory Flexibility Act of 1980 do not apply to this proceeding.

Members of the public should note that from the time a Notice of Proposed Rule Making is issued until the matter is no longer subject to Commission consideration or court review, all *ex parte* contacts are prohibited in Commission proceedings, such as this one, which involve channel allotments. See 47 CFR 1.1204(b) for rules governing permissible *ex parte* contact.

For information regarding proper filing procedures for comments, see 47 CFR 1.415 and 1.420.

#### List of Subjects in 47 CFR Part 73

Radio broadcasting.

Federal Communications Commission.

**John A. Karousos,**  
Chief, Allocations Branch, Policy and Rules  
Division, Mass Media Bureau.

[FR Doc. 99-9387 Filed 4-14-99; 8:45 am]

BILLING CODE 6712-01-P

## DEPARTMENT OF THE INTERIOR

### Fish and Wildlife Service

#### 50 CFR Part 17

RIN 1018-AF36, 1018-AF37

#### Endangered and Threatened Wildlife and Plants; Reopening of Comment Periods and Notice of Availability of Draft Economic Analyses on Proposed Critical Habitat Determinations for the Cactus Ferruginous Pygmy-Owl and the Huachuca Water Umbel, a Plant

**AGENCY:** Fish and Wildlife Service, Interior.

**ACTION:** Proposed rule; reopening of comment periods and notice of availability of draft economic analyses.

**SUMMARY:** The U.S. Fish and Wildlife Service announces the availability of draft economic analyses of the proposed designation of critical habitat for the plant *Lilaeopsis schaffneriana* ssp. *recurva* (Huachuca water umbel) and the cactus ferruginous pygmy-owl (*Glaucidium brasilianum cactorum*). We also provide notice of the reopening of the comment periods for the two proposals to allow all interested parties to submit written comments on the proposals and on the draft economic analyses. We have received some comments on the proposals after the close of the original comment periods. Those comments will be incorporated into the public records as a part of these reopenings and do not need to be resubmitted.

**DATES:** The original comment periods for both critical habitat proposals closed on March 1, 1999. The comment periods are reopened and we will accept comments until May 15, 1999.

Comments must be received by the closing date. Any comments that are received after the closing date may not be considered in the final decisions on these proposals.

**ADDRESSES:** Copies of the draft economic analyses are available on the Internet at <http://ifw2irm2.irm1.r2.fws.gov/> or by writing to the Field Supervisor, U.S. Fish and Wildlife Service, 2321 W. Royal Palm Road, Suite 103, Phoenix, Arizona 85021. Written comments should be sent to the Field Supervisor. Comments and materials received will be available for public inspection, by appointment, during normal business hours at the above Service address.

**FOR FURTHER INFORMATION CONTACT:** Tom Gatz, Endangered Species Coordinator, at the above address (telephone 602-640-2720 ext. 240; facsimile 602-640-2730).