

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 would not create an environmental risk to health or risk to safety that might 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" under Executive Order 12866 and is not likely to have a significant adverse effect on the supply, distribution, or use of energy. It has not been designated by the Administrator of the Office of Information and Regulatory Affairs as a significant energy action. Therefore, it does not require a statement of Energy Effects under Executive Order 13211.

Environment

We have analyzed this rule under Commandant Instruction M16475.1D, which guides the Coast Guard in complying with the National Environmental Policy Act of 1969 (NEPA)(42 U.S.C. 4321–4370f), and have concluded that there are no factors in this case that would limit the use of a categorical exclusion under section 2.B.2 of the Instruction. Therefore, this rule is categorically excluded, under figure 2–1, paragraph (32)(e), of the Instruction, from further environmental documentation. Under figure 2–1, paragraph (32)(e), of the Instruction, an "Environmental Analysis Checklist" and a "Categorical Exclusion Determination" are not required for this rule.

List of Subjects in 33 CFR Part 117

Bridges.

Regulations

■ For the reasons discussed in the preamble, the Coast Guard amends 33 CFR part 117 as follows:

PART 117—DRAWBRIDGE OPERATION REGULATIONS

■ 1. The authority citation for Part 117 continues to read as follows:

Authority: 33 U.S.C. 499; Department of Homeland Security Delegation No. 0170.1; 33 CFR 1.05–1(g); Section 117.255 also issued under authority of Pub. L. 102–587, 106 Stat. 5039.

■ 2. From 6 p.m. on March 31, 2004, until 6 a.m. on May 31, 2004, in § 117.325, paragraph (a) is suspended and a new paragraph (d) is added to read as follows:

§ 117.325 St. Johns River.

* * * * *

(d) The draw of the Main Street (US 17) Bridge, mile 24.7 at Jacksonville, shall open on signal, except that from 6 p.m. until 6 a.m., the draw need not open for the passage of vessels. The draw shall open at any time for vessels in an emergency involving life or property.

Dated: March 15, 2004.

Harvey E. Johnson, Jr.,

Rear Admiral, U.S. Coast Guard, Commander, Seventh Coast Guard District.

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DEPARTMENT OF HOMELAND SECURITY

Coast Guard

33 CFR Part 165

[CGD13–04–008]

RIN 1625–AA00

Safety Zone; Fireworks Displays in the Captain of the Port Portland Zone

AGENCY: Coast Guard, DHS.

ACTION: Notice of implementation of regulation.

SUMMARY: Between May 7, 2004, October 17, 2004, the Coast Guard will enforce permanent safety zones for Annual Fireworks displays on the Willamette River, the Columbia River and the Coos River in the Captain of the Port Portland zone. The Coast Guard is taking this action to safeguard watercraft and their occupants from safety hazards associated with these fireworks displays. Entry into these safety zones is prohibited unless authorized by the Captain of the Port.

DATES: The safety zones in 33 CFR 165.1315 will be enforced from May 7, 2004, October 17, 2004.

ADDRESSES: Documents referred to in this notice are available for inspection or copying at COTP Portland, 6767 N. Basin Ave, Portland, OR 97217.

FOR FURTHER INFORMATION CONTACT:

LTJG Ryan Wagner, c/o Captain of the Port Portland, 6767 N. Basin Ave, Portland, OR 97217, (503) 240–9370.

SUPPLEMENTARY INFORMATION: The safety zones in 33 CFR 165.1315 were established to provide for the safety of vessels in the vicinity of annual fireworks displays on the Willamette River, the Columbia River and the Coos River. Entry into these zones is prohibited during the following enforcement periods unless authorized by the Captain of the Port or his designee:

- The safety zone for the Cinco de Mayo Fireworks Display will be enforced May 7, 2004, from 9:30 p.m. until 10 p.m.
- The safety zone for the Portland Rose Festival Fireworks Display will be enforced June 30, 2004, from 9:50 p.m. until 10:30 p.m.
- The safety zone for the Tri-City Chamber of Commerce Fireworks Display will be enforced July 4, 2004, from 10 p.m. until 10:30 p.m.
- The safety zone for the Cedco Inc. Fireworks Display will be enforced July 3, 2004, from 10 p.m. until 10:30 p.m.
- The safety zone for the Astoria 4th of July Fireworks Display will be enforced July 4, 2004, from 10 p.m. until 10:30 p.m.
- The safety zone for the Oregon Food Bank Blues Festival will be enforced July 4, 2004, from 10 p.m. until 10:30 p.m.
- The safety zone for the Oregon Symphony Concert Fireworks Display will be enforced September 2, 2004, from 9 p.m. until 9:30 p.m.
- The safety zone for the Vancouver Celebrate America Fireworks Display will be enforced October 17, 2004, from 9 p.m. until 9:20 p.m.

The Captain of the Port may be assisted by other Federal, State, or local agencies in enforcing these security zones.

Dated: March 16, 2004.

Paul D. Jewell,

Captain, U.S. Coast Guard, Captain of the Port, Portland.

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