

**Executive Order 12866**

This rule is not a significant regulatory action as defined by Executive Order 12866 (58 FR 51735). Therefore, it requires no regulatory assessment.

**Drafting Information**

Nancy Sutton of the Regulations and Rulings Division drafted this document.

**List of Subjects in 27 CFR Part 9**

Wine.

**The Regulatory Amendment**

■ For the reasons discussed in the preamble, we amend 27 CFR, chapter 1, part 9, as follows:

**PART 9—AMERICAN VITICULTURAL AREAS**

■ 1. The authority citation for part 9 continues to read as follows:

*Authority:* 27 U.S.C. 205.

**Subpart C—Approved American Viticultural Areas**

■ 2. Subpart C is amended by adding § 9.193 to read as follows:

**§ 9.193 Rattlesnake Hills.**

(a) *Name.* The name of the viticultural area described in this section is “Rattlesnake Hills”. For purposes of part 4 of this chapter, “Rattlesnake Hills” is a term of viticultural significance.

(b) *Approved Maps.* The appropriate maps for determining the boundaries of the Rattlesnake Hills viticultural area are eight United States Geological Survey 1:24,000 scale topographic maps. They are titled:

(1) Yakima East Quadrangle, Washington—Yakima Co., 1953, photorevised 1985;

(2) Elephant Mountain Quadrangle, Washington—Yakima Co., 1953, photorevised 1985;

(3) Granger NW Quadrangle, Washington—Yakima Co., 1965;

(4) Granger NE Quadrangle, Washington—Yakima Co., 1964;

(5) Sunnyside Quadrangle, Washington—Yakima Co., 1965, photorevised 1978;

(6) Granger Quadrangle, Washington—Yakima Co., 1965;

(7) Toppenish Quadrangle, Washington—Yakima Co., 1958, photorevised 1985; and

(8) Wapato Quadrangle, Washington—Yakima Co., 1958, photorevised 1985.

(c) *Boundary.* The Rattlesnake Hills viticultural area is located in Yakima County, Washington. The area’s boundary is defined as follows:

(1) The beginning point is on the Yakima East map at the point where a line drawn straight east from the west end of the Wapato Dam on the Yakima River intersects Interstate Highway 82, section 17, T12N/R19E. This line coincides with the boundary of the Yakima Valley viticultural area (27 CFR 9.69). From the beginning point, the Rattlesnake Hills viticultural area boundary line—

(2) Proceeds straight eastward, crossing onto the Elephant Mountain map, to the 2,192-foot peak of Elephant Mountain, section 16, T12N/R20E; then

(3) Continues straight east-southeast, crossing over the northeast corner of the Toppenish map, and continuing onto the Granger NW map, to the 2,186-foot pinnacle of Zillah Peak, section 32, T12N/R21E; then

(4) Continues straight eastward, crossing onto the Granger NE map, to the 3,021-foot peak of High Top Mountain, section 32, T12N/R22E; then

(5) Continues straight east-southeast to the 2,879-foot peak in the northeast quadrant of section 3, T11N/R22E, and continues in the same direction in a straight line until the line intersects with the 120°00′ west longitude line in section 1 of T11N/R22E along the east margin of the Granger NE map; then

(6) Proceeds straight south along the 120°00′ west longitude line to its intersection with a set of power lines in section 24, T11N/R22E, on the east margin of the Granger NE map; then

(7) Follows the power lines southwest, crossing onto the Sunnyside map, to their intersection with the Sunnyside Canal, section 8, T10N/R22E; then

(8) Follows the meandering Sunnyside Canal generally northwest, crossing over the northeast corner of the Granger map, and continuing over the Granger NW map, the Toppenish map, and onto the Wapato map to the canal’s intersection with Interstate Highway 82, section 27 west boundary line, T12N/R19E; then

(9) Follows Interstate Highway 82 northwest for 2.75 miles, crosses onto the Yakima East map, and returns to the beginning point.

Signed: December 19, 2005.

**John J. Manfreda,**  
*Administrator.*

Approved: January 19, 2006.

**Timothy E. Skud,**  
*Deputy Assistant Secretary (Tax, Trade, and Tariff Policy).*

[FR Doc. 06–1459 Filed 2–15–06; 8:45 am]

**BILLING CODE 4810–31–P**

**DEPARTMENT OF HOMELAND SECURITY****Coast Guard****33 CFR Parts 100, 117 and 165**

[USCG–2006–23919]

**Quarterly Listings; Safety Zones, Security Zones, Special Local Regulations and Drawbridge Operation Regulations**

**AGENCY:** Coast Guard, DHS.

**ACTION:** Notice of temporary rules issued.

**SUMMARY:** This document provides required notice of substantive rules issued by the Coast Guard and temporarily effective between April 1, 2005 and September 30, 2005 that were not published in the **Federal Register**. This quarterly notice lists temporary local regulations, temporary drawbridge operation regulations, security zones, and safety zones, all of limited duration and for which timely publication in the **Federal Register** was not possible.

**DATES:** This document lists temporary Coast Guard rules that became effective and were terminated between April 1, 2005 and September 30, 2005.

**ADDRESSES:** The Docket Management Facility maintains the public docket for this notice. Documents indicated in this notice will be available for inspection or copying at the Docket Management Facility, U.S. Department of Transportation, Room PL–401, 400 Seventh Street SW., Washington, DC 20593–0001 between 9 a.m. and 5 p.m., Monday through Friday, except Federal Holidays. You may electronically access the public docket for this notice on the Internet at <http://dms.dot.gov>.

**FOR FURTHER INFORMATION CONTACT:** For questions on this notice contact Ms. Lesley Mose, Office of Regulations and Administrative Law, telephone (202) 267–1477. For questions on viewing, or on submitting material to the docket, contact Ms. Angie Ames, Docket Operations, telephone 202–366–5115.

**SUPPLEMENTARY INFORMATION:** Coast Guard District Commanders and Captains of the Port (COTP) must be immediately responsive to the safety and security needs within their jurisdiction; therefore, District Commanders and COTPs have been delegated the authority to issue certain local regulations. Safety zones may be established for safety or environmental purposes. A safety zone may be stationary and described by fixed limits or it may be described as a zone around a vessel in motion. Security zones limit

access to prevent injury or damage to vessels, ports, or waterfront facilities and may also describe a zone around a vessel in motion. Special local regulations are issued to enhance the safety of participants and spectators at regattas and other marine events. Drawbridge operation regulations authorize changes to drawbridge schedules to accommodate bridge repairs, seasonal vessel traffic, and local public events. Timely publication of these rules in the **Federal Register** is often precluded when a rule responds to an emergency, or when an event occurs without sufficient advance notice. The affected public is, however, informed of these rules through Local Notices to Mariners, press releases, and other means. Moreover, actual notification is

provided by Coast Guard patrol vessels enforcing the restrictions imposed by the rule. Because **Federal Register** publication was not possible before the beginning of the effective period, mariners were personally notified of the contents of these special local regulations, drawbridge operation regulations, security zones, and safety zones by Coast Guard officials on-scene prior to any enforcement action. However, the Coast Guard, by law, must publish in the **Federal Register** notice of substantive rules adopted. To meet this obligation without imposing undue expense on the public, the Coast Guard periodically publishes a list of these temporary special local regulations, security zones, safety zones and drawbridge operation regulations.

Permanent rules are not included in this list because they are published in their entirety in the **Federal Register**.

Temporary rules are also published in their entirety if sufficient time is available to do so before they are placed in effect or terminated.

The safety zones, special local regulations, security zones and drawbridge operation regulations listed in this notice have been exempted from review under Executive Order 12866, Regulatory Planning and Review, because of their emergency nature, or limited scope and temporary effectiveness. The following rules were placed in effect temporarily during the period from April 1, 2005 through September 30, 2005 unless otherwise indicated.

Docket No.	Location	Type	Effective date
CGD01-05-051	Boston, MA	Safety Zones (Parts 147 and 165)	05/25/2005
CGD01-05-083	Revere, MA	Safety Zones (Parts 147 and 165)	08/20/2005
CGD01-05-086	Gloucester, MA	Safety Zones (Parts 147 and 165)	09/03/2005
CGD01-05-089	Boston, MA	Safety Zones (Parts 147 and 165)	09/25/2005
CGD01-05-090	Boston, MA	Security Zones (Part 165)	09/21/2005
CGD05-05-086	Norfolk, VA	Safety Zones (Parts 147 and 165)	07/15/2005
CGD05-05-092	Reedville, VA	Security Zones (Part 165)	07/23/2005
CGD05-05-095	Suffolk, VA	Safety Zones (Parts 147 and 165)	08/13/2005
CGD05-05-109	Havre de Grace, MD	Safety Zones (Parts 147 and 165)	08/27/2005
CGD05-05-111	Chesapeake Bay, MD	Safety Zones (Parts 147 and 165)	08/26/2005
CGD05-05-115	Patuxent River, MD	Safety Zones (Parts 147 and 165)	09/02/2005
CGD05-05-116	Washington, DC	Safety Zones (Parts 147 and 165)	09/02/2005
CGD05-05-118	Washington, DC	Security Zones (Part 165)	09/06/2005
CGD05-05-119	Cape Charles, VA	Safety Zones (Parts 147 and 165)	09/23/2005
CGD07-05-104	Miami, FL	Special Local Regulations (Part 100)	08/28/2005
CGD09-05-084	Detroit, MI	Safety Zones (Parts 147 and 165)	07/15/2005
CGD09-05-085	Harbor Beach, MI	Safety Zones (Parts 147 and 165)	07/16/2005
CGD09-05-086	Grosse Isle, MI	Safety Zones (Parts 147 and 165)	07/16/2005
CGD09-05-087	Muskegon, MI	Safety Zones (Parts 147 and 165)	07/21/2005
CGD09-05-092	Chicago, IL	Security Zones (Part 165)	07/23/2005
CGD09-05-096	Chicago, IL	Safety Zones (Parts 147 and 165)	07/29/2005
CGD09-05-097	St. Clair, MI	Safety Zones (Parts 147 and 165)	07/29/2005
CGD09-05-098	Muskegon, MI	Safety Zones (Parts 147 and 165)	07/30/2005
CGD09-05-099	Oswego, NY	Safety Zones (Parts 147 and 165)	07/30/2005
CGD09-05-103	Clayton, NY	Safety Zones (Parts 147 and 165)	08/07/2005
CGD09-05-104	Tawas, MI	Safety Zones (Parts 147 and 165)	08/13/2005
CGD09-05-105	Mentor, OH	Safety Zones (Parts 147 and 165)	08/14/2005
CGD09-05-106	Toledo, OH	Safety Zones (Parts 147 and 165)	09/05/2005
CGD09-05-107	Erie, PA	Safety Zones (Parts 147 and 165)	08/02/2005
CGD09-05-109	Erie, PA	Safety Zones (Parts 147 and 165)	08/20/2005
CGD09-05-110	Buffalo, NY	Safety Zones (Parts 147 and 165)	08/20/2005
CGD09-05-111	Menominee, MI	Safety Zones (Parts 147 and 165)	08/06/2005
CGD09-05-116	Chicago, IL	Safety Zones (Parts 147 and 165)	08/13/2005
CGD09-05-121	Fairport, OH	Safety Zones (Parts 147 and 165)	09/10/2005
CGD09-05-124	Maumee River, OH	Safety Zones (Parts 147 and 165)	09/18/2005
CGD11-05-016	San Francisco, CA	Special Local Regulations (Part 100)	07/28/2005
CGD11-05-020	San Francisco, CA	Drawbridges (Part 117)	07/31/2005
CGD11-05-021	Richmond Inner Harbor, CA	Special Local Regulations (Part 100)	08/06/2005
CGD11-05-024	San Francisco Bay, CA	Special Local (Part 100)	08/31/2005
CGD11-05-025	San Francisco Bay, CA	Special Local (Part 100)	09/19/2005
CGD11-05-026	San Francisco Bay, CA	Special Local (Part 100)	09/24/2005
CGD13-05-032	Snake River, WA	Safety Zones (Parts 147 and 165)	08/08/2005
CGD13-05-035	Puget Sound, WA	Safety Zones (Parts 147 and 165)	08/13/2005
COTP JACKSONVILLE-05-110	St. Johns River	Security Zones (Part 165)	07/28/2005
COTP JACKSONVILLE-05-111	Brevard County, FL	Safety Zones (Parts 147 and 165)	07/27/2005
COTP JACKSONVILLE-05-122	St. Marys River, GA	Security Zones (Part 165)	09/22/2005
COTP JACKSONVILLE-05-123	Port Canaveral, FL	Security Zones (Part 165)	09/23/2005
COTP JACKSONVILLE-05-124	Port Canaveral, FL	Safety Zones (Parts 147 and 165)	09/25/2005
COTP JACKSONVILLE-05-125	Port Canaveral, FL	Security Zones (Part 165)	09/28/2005
COTP JACKSONVILLE-05-126	Port Canaveral, FL	Security Zones (Part 165)	09/30/2005

Docket No.	Location	Type	Effective date
COTP JACKSONVILLE-05-130	Port Canaveral, FL	Security Zones (Part 165)	09/26/2005
COTP KEY WEST-05-004	Plantation Key, FL	Safety Zones (Parts 147 and 165)	08/28/2005
COTP MOBILE-05-010	Pensacola, FL	Safety Zones (Parts 147 and 165)	06/17/2005
COTP MOBILE-05-016	Dauphin Island Bridge, AL	Safety Zones (Parts 147 and 165)	07/05/2005
COTP MOBILE-05-017	Bayou La Batre, AL	Safety Zones (Parts 147 and 165)	07/05/2005
COTP MOBILE-05-018	Gulf Shores, AL	Safety Zones (Parts 147 and 165)	07/05/2005
COTP MOBILE-05-019	Choctawhatchee Bay Bridge, FL	Safety Zones (Parts 147 and 165)	07/05/2005
COTP MOBILE-05-020	Biloxi, MS	Safety Zones (Parts 147 and 165)	07/09/2005
COTP MOBILE-05-021	Dauphin Island Bridge	Safety Zones (Parts 147 and 165)	07/09/2005
COTP MOBILE-05-022	Gulf Shores, AL	Safety Zones (Parts 147 and 165)	07/09/2005
COTP MOBILE-05-023	Santa Rosa Island, FL	Safety Zones (Parts 147 and 165)	07/09/2005
COTP MOBILE-05-024	Aucilla River, FL	Safety Zones (Parts 147 and 165)	07/09/2005
COTP NEW ORLEANS-05-029	Southwest Pass Safety Fairway, LA	Safety Zones (Parts 147 and 165)	05/26/2005
COTP OHIO VALLEY-05-010	Louisville, KY	Safety Zones (Parts 147 and 165)	07/31/2005
COTP OHIO VALLEY-05-012	Paducah, KY	Safety Zones (Parts 147 and 165)	07/13/2005
COTP PITTSBURGH-05-012	Pittsburgh, PA	Safety Zones (Parts 147 and 165)	07/01/2005
COTP PITTSBURGH-05-013	Chester, WV	Safety Zones (Parts 147 and 165)	07/04/2005
COTP PITTSBURGH-05-014	Weirton, WV	Safety Zones (Parts 147 and 165)	07/04/2005
COTP PITTSBURGH-05-015	Pittsburgh, PA	Safety Zones (Parts 147 and 165)	07/17/2005
COTP PORT ARTHUR-05-012	Orange, TX	Safety Zones (Parts 147 and 165)	07/04/2005
COTP SAVANNAH-05-110	Savannah, GA	Security Zones (Part 165)	08/07/2005
COTP ST LOUIS-05-010	Louisiana, MO	Safety Zones (Parts 147 and 165)	06/16/2005
COTP ST LOUIS-05-012	St. Louis, MO	Safety Zones (Parts 147 and 165)	07/02/2005
COTP ST LOUIS-05-013	Guttenburg, IA	Safety Zones (Parts 147 and 165)	07/02/2005
COTP ST LOUIS-05-014	St. Charles, MO	Safety Zones (Parts 147 and 165)	07/03/2005
COTP ST LOUIS-05-015	Davenport, IA	Safety Zones (Parts 147 and 165)	07/03/2005
COTP ST LOUIS-05-016	Chillicothe, IL	Safety Zones (Parts 147 and 165)	07/04/2005
COTP ST LOUIS-05-017	Peoria, IL	Safety Zones (Parts 147 and 165)	07/04/2005
COTP ST LOUIS-05-019	St. Louis, MO	Safety Zones (Parts 147 and 165)	07/16/2005
COTP ST LOUIS-05-020	Atchison, KS	Safety Zones (Parts 147 and 165)	07/16/2005
COTP ST LOUIS-05-021	St. Paul, MN	Safety Zones (Parts 147 and 165)	07/18/2005
COTP ST LOUIS-05-022	Sioux City, IA	Safety Zones (Parts 147 and 165)	07/23/2005
COTP ST LOUIS-05-023	La Grange, MO	Safety Zones (Parts 147 and 165)	07/30/2005
COTP ST LOUIS-05-024	Red Wing, MN	Safety Zones (Parts 147 and 165)	07/30/2005
COTP ST LOUIS-05-025	Red Wing, MN	Safety Zones (Parts 147 and 165)	08/06/2005
COTP TAMPA-05-099	Tampa Bay, FL	Safety Zones (Parts 147 and 165)	07/02/2005
COTP TAMPA-05-100	Tampa Bay, FL	Safety Zones (Parts 147 and 165)	07/05/2005

Dated: February 10, 2006.

**S.G. Venckus,**

*Chief, Office of Regulations and Administrative Law.*

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BILLING CODE 4910-15-P

## DEPARTMENT OF HOMELAND SECURITY

### Coast Guard

#### 33 CFR Part 165

[COTP Western Alaska-06-002]

RIN 1625-AA00

#### Safety Zone; Gulf of Alaska, Narrow Cape, Kodiak Island, AK

**AGENCY:** Coast Guard, DHS.

**ACTION:** Temporary final rule.

**SUMMARY:** The Coast Guard is establishing a temporary safety zone in the Gulf of Alaska, encompassing the navigable waters in the vicinity of Narrow Cape and Ugak Island. The zone is needed to protect persons and vessels

operating in the vicinity of the safety zone during a rocket launch from the Alaska Aerospace Development Corporation, Narrow Cape, Kodiak Island facility. Entry of vessels or persons into this zone is prohibited unless specifically authorized by the Commander, Seventeenth Coast Guard District, the Coast Guard Captain of the Port, Western Alaska, or their on-scene representative. The intended effect of the safety zone is to ensure the safety of human life and property during the rocket launch.

**DATES:** This temporary final rule is effective from 2 a.m. on February 20, 2006 through 10:30 a.m. on February 23, 2006.

**ADDRESSES:** Documents indicated in this preamble as being available in the docket are available for inspection and copying at Coast Guard Marine Safety Detachment Kodiak, Kodiak, AK 99619. Normal Office hours are 7:30 a.m. to 4 p.m., Monday through Friday, except Federal holidays.

**FOR FURTHER INFORMATION CONTACT:** LT Patrick Lee, Marine Safety Detachment, at (907) 486-5918.

#### SUPPLEMENTARY INFORMATION:

##### Regulatory History

We did not publish a notice of proposed rulemaking (NPRM) for this regulation. Under 5 U.S.C. 553(b)(8), the Coast Guard finds that good cause exists for not publishing an NPRM. The dates for rocket launches often change at the last moment or the rocket launch is cancelled. In the past, the Coast Guard has received several changes to rocket launch dates before the rocket launch actually occurs. As a result, it is impracticable to publish and NPRM because the date for the rocket launch is likely to change at the last minute.

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**. The process of scheduling a rocket launch is uncertain due to unforeseen delays such as weather that can cause cancellation of the launch. Any delay encountered in this