

**DEPARTMENT OF HOMELAND SECURITY**
**Coast Guard**
**33 CFR Part 117**
**[Docket No. USCG–2011–0703]**
**Drawbridge Operation Regulation; Beaufort Channel, Beaufort, NC**
**AGENCY:** Coast Guard, DHS.

**ACTION:** Notice of temporary deviation from regulations.

**SUMMARY:** The Commander, Fifth Coast Guard District, has issued a temporary deviation from the regulation governing the operation of the Grayden Paul Bridge across the Beaufort (Gallants) Channel, mile 0.1 at Beaufort, NC. The deviation is necessary to accommodate racing participants for the “Neuse Riverkeeper Foundation Sprint Triathlon”. This deviation allows the bridge to remain in the closed position during the race to ensure the safe and efficient passage of participants.

**DATES:** This deviation is effective from 11:30 a.m. to 1:30 p.m. on September 3, 2011.

**ADDRESSES:** Documents mentioned in this preamble as being available in the docket are part of docket USCG–2011–0703 and are available online by going to <http://www.regulations.gov>, inserting USCG–2011–0703 in the “Keyword” box and then clicking “Search”. They are also available for inspection or copying at the Docket Management Facility (M–30), U.S. Department of Transportation, West Building Ground Floor, Room W12–140, 1200 New Jersey Avenue, SE., Washington, DC 20590, between 9 a.m. and 5 p.m., Monday through Friday, except Federal holidays.

**FOR FURTHER INFORMATION CONTACT:** If you have questions on this rule, call or e-mail Lindsey Middleton, Coast Guard; telephone 757–398–6629, e-mail [Lindsey.R.Middleton@uscg.mil](mailto:Lindsey.R.Middleton@uscg.mil). If you have questions on viewing the docket, call Renee V. Wright, Program Manager, Docket Operations, telephone 202–366–9826.

**SUPPLEMENTARY INFORMATION:** The Coastal Society, on behalf of the North Carolina Department of Transportation has requested a temporary deviation from the current operating regulations of the Grayden Paul Bridge, across the Beaufort (Gallants) Channel, mile 0.1, at Beaufort, NC. The bike route of the “Neuse Riverkeeper Foundation Sprint Triathlon” crosses the bridge and the requested deviation is to accommodate the participants. To facilitate this event, the draw of the bridge will be

maintained in the closed-to-navigation position from 11:30 a.m. until 1:30 p.m. on Saturday, September 3, 2011.

The vertical clearance for this bridge in the closed position is 13 feet at Mean High Water and is limited to 77 feet in the open position due to the adjacent power lines. The operating regulations are set forth in 33 CFR 117.822 which states that the bridge shall open on the hour and on the half hour.

Vessels that can pass under the bridge in the closed position may do so at any time. The Coast Guard will inform the users of the waterway of the closure through our Local and Broadcast Notices to Mariners to minimize any impact caused by the temporary deviation. The bridge will be able to open for emergencies. This closure has been an annual closure for the past several years therefore there are no traffic logs with past openings for this time of year. Most of the vessel traffic consists of recreational and commercial fishing boats. Vessels can use the Intracoastal Waterway as an alternate route.

In accordance with 33 CFR 117.35(e), the drawbridge must return to its regular operating schedule immediately at the end of the designated time period. This deviation from the operating regulations is authorized under 33 CFR 117.35.

Dated: August 2, 2011.

**Waverly W. Gregory, Jr.,**

*Bridge Program Manager, By Direction of the Commander, Fifth Coast Guard District.*

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**DEPARTMENT OF HOMELAND SECURITY**
**Coast Guard**
**33 CFR Part 165**
**[Docket No. USCG–2010–0939]**
**RIN 1625–AA00**
**Safety Zone; M/V DAVY CROCKETT, Columbia River**
**AGENCY:** Coast Guard, DHS.

**ACTION:** Temporary final rule.

**SUMMARY:** The U.S. Coast Guard is extending the enforcement of a safety zone established on the waters of the Columbia River surrounding the M/V DAVY CROCKETT at approximate river mile 117. The original safety zone was established on January 28, 2011. The safety zone is necessary to help ensure the safety of the response workers and maritime public from the hazards associated with ongoing salvage

operations involving the M/V DAVY CROCKETT. All persons and vessels are prohibited from entering or remaining in the safety zone unless authorized by the Captain of the Port, Columbia River or his designated representative.

**DATES:** This rule is effective from August 11, 2011 through August 31, 2011. This rule is effective with actual notice for purposes of enforcement on August 1, 2011. This rule will remain in effect through August 31, 2011.

**ADDRESSES:** Documents indicated in this preamble as being available in the docket are part of docket USCG–2010–0939 and are available online by going to <http://www.regulations.gov>, inserting USCG–2010–0939 in the “Keyword” box, and then clicking “Search.” They are also available for inspection or copying at the Docket Management Facility (M–30), U.S. Department of Transportation, West Building Ground Floor, Room W12–140, 1200 New Jersey Avenue, SE., Washington, DC 20590, between 9 a.m. and 5 p.m., Monday through Friday, except Federal holidays.

**FOR FURTHER INFORMATION CONTACT:** If you have questions on this temporary rule, call or e-mail BM1 Silvestre Suga, Waterways Management Division, Marine Safety Unit Portland, Coast Guard; telephone 503–240–9319, e-mail [Silvestre.G.Suga@uscg.mil](mailto:Silvestre.G.Suga@uscg.mil). If you have questions on viewing the docket, call Renee V. Wright, Program Manager, Docket Operations, telephone 202–366–9826.

**SUPPLEMENTARY INFORMATION:**
**Regulatory Information**

The Coast Guard is issuing this temporary final 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 to do so would be contrary to public interest. The safety zone is immediately necessary to help ensure the safety of the response workers and the maritime public due to the ongoing salvage operations involving the M/V DAVY CROCKETT.

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**