

**DATES:** The regulations in 33 CFR 165.1191, Table 1, Item number 1, will be enforced from 11 a.m. on April 14, 2017 to 1 a.m. on April 15, 2017, or as announced via Broadcast Notice to Mariners.

**FOR FURTHER INFORMATION CONTACT:** If you have questions on this notice, call or email Lieutenant Junior Grade Christina Ramirez, U.S. Coast Guard Sector San Francisco; telephone (415) 399-2001 or email at *D11-PF-MarineEvents@uscg.mil*.

**SUPPLEMENTARY INFORMATION:** The Coast Guard will enforce a 100 foot safety zone around the fireworks barge during the loading, transit, and arrival of the fireworks barge from the loading location to the display location and until the start of the fireworks display. From 11 a.m. on April 14, 2017 until 5 p.m. on April 14, 2017, the fireworks barge will be loading pyrotechnics from Pier 50 in San Francisco, CA. The fireworks barge will remain at the loading location until its transit to the display location. From 8:30 p.m. to 9 p.m. on April 14, 2017, the loaded fireworks barge will transit from Pier 50 to the launch site near Pier 48 in approximate position 37°46'36" N., 122°22'56" W. (NAD 83) where it will remain until the conclusion of the fireworks display. Upon the commencement of the 15 minute fireworks display, scheduled to begin at the conclusion of the baseball game, at approximately 10 p.m. on April 14, 2017, the safety zone will increase in size and encompass the navigable waters around and under the fireworks barge within a radius 700 feet near Pier 48 in approximate position 37°46'36" N., 122°22'56" W. (NAD 83) for the San Francisco Giants Fireworks in 33 CFR 165.1191, Table 1, Item number 1. This safety zone will be in effect from 11 a.m. on April 14, 2017 until 1 a.m. on April 15, 2017, or as announced via Broadcast Notice to Mariners.

Under the provisions of 33 CFR 165.1191, unauthorized persons or vessels are prohibited from entering into, transiting through, or anchoring in the safety zone during all applicable effective dates and times, unless authorized to do so by the PATCOM. Additionally, each person who receives notice of a lawful order or direction issued by an official patrol vessel shall obey the order or direction. The PATCOM is empowered to forbid entry into and control the regulated area. The PATCOM shall be designated by the Commander, Coast Guard Sector San Francisco. The PATCOM may, upon request, allow the transit of commercial

vessels through regulated areas when it is safe to do so.

This notice is issued under authority of 33 CFR 165.1191 and 5 U.S.C. 552(a). In addition to this notice in the **Federal Register**, the Coast Guard will provide the maritime community with extensive advance notification of the safety zone and its enforcement period via the Local Notice to Mariners.

If the Captain of the Port determines that the regulated area need not be enforced for the full duration stated in this notice, a Broadcast Notice to Mariners may be used to grant general permission to enter the regulated area.

Dated: March 9, 2017.

**Anthony J. Ceraolo,**

*Captain, U.S. Coast Guard, Captain of the Port of San Francisco.*

[FR Doc. 2017-06087 Filed 3-27-17; 8:45 am]

**BILLING CODE 9110-04-P**

## DEPARTMENT OF HOMELAND SECURITY

### Coast Guard

#### 33 CFR Part 165

[Docket No. USCG-2009-0559]

#### Safety Zone; City of Eureka Fourth of July Fireworks Display, Humboldt Bay, Eureka, CA

**AGENCY:** Coast Guard, DHS.

**ACTION:** Notice of enforcement of regulation.

**SUMMARY:** The Coast Guard will enforce the safety zone for the annual City of Eureka Fourth of July Fireworks Display in the Captain of the Port, San Francisco area of responsibility during the dates and times noted below. This action is necessary to protect life and property of the maritime public from the hazards associated with the fireworks display. During the enforcement period, unauthorized persons or vessels are prohibited from entering into, transiting through, or anchoring in the safety zone, unless authorized by the Patrol Commander (PATCOM).

**DATES:** The regulations in 33 CFR 165.1191, Table 1, Item number 3, will be enforced from 10 a.m. on July 4, 2017 to 11 p.m. on July 4, 2017.

**FOR FURTHER INFORMATION CONTACT:** If you have questions on this notice, call or email Lieutenant Junior Grade Christina Ramirez, U.S. Coast Guard Sector San Francisco; telephone (415) 399-3585 or email at *D11-PF-MarineEvents@uscg.mil*.

**SUPPLEMENTARY INFORMATION:** The Coast Guard will enforce a 100 foot safety

zone around the fireworks barge during the loading, transit, and arrival of the fireworks barge from the loading location to the display location and until the start of the fireworks display. From 10 a.m. on July 4, 2017 until 11 a.m. on July 4, 2017, the fireworks barge will be loading pyrotechnics from Schneider Dock in Eureka, CA. The fireworks barge will remain at the loading location until its transit to the display location. From 3 p.m. to 4 p.m. on July 4, 2017, the loaded fireworks barge will transit from Schneider Dock to the launch site near Woodley Island in approximate position 40°48'29" N., 124°10'06" W. (NAD 83) where it will remain until the conclusion of the fireworks display. Upon the commencement of the 45 minute fireworks display, scheduled to begin at 10 p.m. on July 4, 2017, the safety zone will increase in size and encompass the navigable waters around and under the fireworks barge within a radius 1,000 feet near Woodley Island in approximate position 40°48'29" N., 124°10'06" W. (NAD 83) for the Fourth of July Fireworks, City of Eureka in 33 CFR 165.1191, Table 1, Item number 3. This safety zone will be in effect from 10 a.m. on July 4, 2017 until 11 p.m. on July 4, 2017.

Under the provisions of 33 CFR 165.1191, unauthorized persons or vessels are prohibited from entering into, transiting through, or anchoring in the safety zone during all applicable effective dates and times, unless authorized to do so by the PATCOM. Additionally, each person who receives notice of a lawful order or direction issued by an official patrol vessel shall obey the order or direction. The PATCOM is empowered to forbid entry into and control the regulated area. The PATCOM shall be designated by the Commander, Coast Guard Sector San Francisco. The PATCOM may, upon request, allow the transit of commercial vessels through regulated areas when it is safe to do so.

This notice is issued under authority of 33 CFR 165.1191 and 5 U.S.C. 552(a). In addition to this notice in the **Federal Register**, the Coast Guard will provide the maritime community with extensive advance notification of the safety zone and its enforcement period via the Local Notice to Mariners.

If the Captain of the Port determines that the regulated area need not be enforced for the full duration stated in this notice, a Broadcast Notice to Mariners may be used to grant general permission to enter the regulated area.

Dated: March 14, 2017.

**Anthony J. Ceraolo,**

*Captain, U.S. Coast Guard, Captain of the Port of San Francisco.*

[FR Doc. 2017-06091 Filed 3-27-17; 8:45 am]

**BILLING CODE 9110-04-P**

## DEPARTMENT OF HOMELAND SECURITY

### Coast Guard

#### 33 CFR Part 165

[Docket Number USCG-2017-0220]

RIN 1625-AA87

#### Security Zone; VIP Visits, Palm Beach, FL

**AGENCY:** Coast Guard, DHS.

**ACTION:** Temporary final rule.

**SUMMARY:** The Coast Guard is establishing a temporary security zone in the vicinity of the Mar-a-Lago in Palm Beach, Florida during the visit of a high-level government official. The security zone is necessary to protect the official party, the public, and the surrounding waterway from terrorist acts, sabotage or other subversive acts, accidents, or other causes of a similar nature. Entering, transiting through, anchoring in, or remaining within this security zone is prohibited unless authorized by the Captain of the Port Miami or a designated representative.

**DATES:** This rule is effective without actual notice from March 28, 2017 through May 29, 2017. For purposes of enforcement, actual notice will be used from March 17, 2017 through March 28, 2017.

**ADDRESSES:** To view documents mentioned in this preamble as being available in the docket, go to <http://www.regulations.gov>, type USCG-2017-0220 in the "SEARCH" box and click "SEARCH." Click on Open Docket Folder on the line associated with this rule.

**FOR FURTHER INFORMATION CONTACT:** If you have questions on this rule, call or email Petty Officer Mara Brown, Sector Miami Waterways Management Division, U.S. Coast Guard; telephone 305-535-4317, email [Mara.J.Brown@uscg.mil](mailto:Mara.J.Brown@uscg.mil).

#### SUPPLEMENTARY INFORMATION:

##### I. Table of Abbreviations

CFR Code of Federal Regulations  
DHS Department of Homeland Security  
FR Federal Register  
NPRM Notice of proposed rulemaking  
§ Section  
U.S.C. United States Code

##### II. Background Information and Regulatory History

The Coast Guard is issuing this temporary 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 specific information regarding the need for the regulation was not received in time to publish a NPRM before the regulation's effective date. Delay in promulgating this rule would be impracticable and contrary to public interest because a security zone is required with short notice to protect the elected government official and the official's party in the vicinity of this waterway. The official's presence creates unique safety and security concerns.

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** for the same reasons discussed above.

We note that the Coast Guard is in the process of publishing an NPRM proposing to establish a permanent security zone for these events. While that rulemaking action will not affect the events occurring through May 29, 2017, it would establish a security zone for future similar events.

##### III. Legal Authority and Need for Rule

The Coast Guard is issuing this rule under authority in 33 U.S.C. 1231. The Captain of the Port Miami (COTP) has determined that the official's visit presents a potential target for terrorist acts, sabotage, or other subversive acts, accidents, or other causes of a similar nature. Given the close proximity of the waterways to the official's visit site, this security zone is necessary to protect the official party, the public, and the surrounding waterways adjacent to the Mar-a-Lago Resort in Palm Beach, Florida.

##### IV. Discussion of the Rule

This rule establishes a security zone from March 17, 2017 through May 29, 2017. The rule will be enforced every Friday through Monday on a recurring weekly basis from March 17, 2017 through May 29, 2017 during the visit

of a high-level government official. This rule will be enforced with actual notice while the high-level government official is visiting. This rule establishes a temporary security zone, which encompasses certain waters of the Intracoastal Waterway and the Atlantic Ocean in the vicinity of the Southern Boulevard Bridge in Palm Beach, Florida. The security zone will be broken into three zones. The first zone will consist of waters of the Lake Worth Lagoon from the southern tip of the Everglades Island to approximately 1000 yards south of the Southern Boulevard Bridge, and the eastern shore line out to Fisherman Island. No vessel or person will be permitted to enter, transit through, anchor in, or remain in the first zone without obtaining permission from the COTP or a designated representative.

The second zone will consist of waters of the Lake Worth Lagoon including the Intracoastal Waterway from the southern tip of the Everglades Island to approximately 1000 yards south of the Southern Boulevard Bridge, and from the western shore line to the western edge of the Fisherman Island. All vessels transiting the second zone shall maintain a steady speed and shall not slow or stop in the zone.

The third zone will consist of waters of the Atlantic Ocean from the Banyan Road south to Ocean View Road, and from shore to approximately 1000 yards east of the shoreline. All vessels transiting the third zone shall maintain a steady speed and shall not slow or stop in the zone.

##### V. Regulatory Analyses

We developed this rule after considering numerous statutes and Executive orders related to rulemaking. Below we summarize our analyses based on a number of these statutes and Executive orders, and we discuss First Amendment rights of protestors.

###### A. Regulatory Planning and Review

Executive Orders 12866 and 13563 direct agencies to assess the costs and benefits of available regulatory alternatives and, if regulation is necessary, to select regulatory approaches that maximize net benefits. Executive Order 13563 emphasizes the importance of quantifying both costs and benefits, of reducing costs, of harmonizing rules, and of promoting flexibility. This rule has not been designated a "significant regulatory action," under Executive Order 12866. Accordingly, it has not been reviewed by the Office of Management and Budget.