

Paperwork Reduction Act of 1995 (44 U.S.C. 3501–3520).

D. Federalism and Indian Tribal Governments

A rule has implications for federalism under Executive Order 13132. Federalism, if it has a substantial direct effect on the States, on the relationship between the national government and the States, or on the distribution of power and responsibilities among the various levels of government. We have analyzed this rule under that Order and have determined that it is consistent with the fundamental federalism principles and preemption requirements described in Executive Order 13132.

Also, 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. If you believe this rule has implications for federalism or Indian tribes, please contact the person listed in the **FOR FURTHER INFORMATION CONTACT** section above.

E. Unfunded Mandates Reform Act

The Unfunded Mandates Reform Act of 1995 (2 U.S.C. 1531–1538) requires Federal agencies to assess the effects of their discretionary regulatory actions. In particular, the Act addresses actions that may result in the expenditure by a State, local, or tribal government, in the aggregate, or by the private sector of \$100,000,000 (adjusted for inflation) or more in any one year. Though this rule will not result in such an expenditure, we do discuss the effects of this rule elsewhere in this preamble.

F. Environment

We have analyzed this rule under Department of Homeland Security Management Directive 023–01 and Commandant Instruction M16475.1D, which guide the Coast Guard in complying with the National Environmental Policy Act of 1969 (42 U.S.C. 4321–4370f), and have determined that this action is one of a category of actions that do not individually or cumulatively have a significant effect on the human environment. This rule involves establishment of a safety zone and, therefore, is categorically excluded from further review under paragraph L60(a) of Appendix A, Table 1 of DHS Instruction Manual 023–01–001–01,

Rev. 01. A Record of Environmental Consideration (REC) supporting this determination is available in the docket where indicated in the **ADDRESSES** section of this preamble. However, we seek any comments or information that may lead to the discovery of a significant environmental impact from this rule.

G. Protest Activities

The Coast Guard respects the First Amendment rights of protesters. Protesters are asked to contact the person listed in the **FOR FURTHER INFORMATION CONTACT** section to coordinate protest activities so that your message can be received without jeopardizing the safety or security of people, places or vessels.

List of Subjects in 33 CFR Part 165

Harbors, Marine safety, Navigation (water), Reporting and recordkeeping requirements, Security measures, Waterways.

For the reasons discussed in the preamble, the Coast Guard amends 33 CFR part 165 as follows:

PART 165—REGULATED NAVIGATION AREAS AND LIMITED ACCESS AREAS

- 1. The authority citation for part 165 continues to read as follows:

Authority: 33 U.S.C. 1231; 50 U.S.C. 191; 33 CFR 1.05–1, 6.04–1, 6.04–6, and 160.5; Department of Homeland Security Delegation No. 0170.1.

- 2. Add § 165.T09–0546 to read as follows:

§ 165.T09–0546 Safety Zone; Enbridge Anchoring Operations, Straits of Mackinac, MI.

(a) *Location.* The following areas are temporary safety zones: All U.S. navigable waters within 500 ft of a construction barge and tug while operating in the Mackinac Straits between the areas marked on chart 14880 as “Pipeline & Cable Area.” The western boundary is a line from 45°50′1″ N, 084°46′05″ W to 45°47′30″ N, 084°47′00″ W. The eastern boundary is a line from 45°50′20″ N, 084°45′08″ W to 45°47′20″ N, 84°46′14″ W.

(b) *Regulations.* (1) In accordance with the general regulations in § 165.23, entry into, transiting, or anchoring within the safety zone described in paragraph (a) is prohibited unless authorized by the Captain of the Port, Sault Sainte Marie or his designated representative.

(2) Vessel Operators desiring to enter or operate within the safety zone shall contact the Captain of the Port, Sault Sainte Marie, or his on-scene

representative via VHF Channel 16 or telephone at 906–635–3233. Vessel operators given permission to enter or operate in the safety zone must comply with all directions given to them by the Captain of the Port, Sault Sainte Marie or his on-scene representative.

(c) This rule will be enforced from June 15, 2018, until September 4, 2018.

Dated: June 13, 2018

M.R. Broz,

Captain, U.S. Coast Guard Captain of the Port, Sector Sault Sainte Marie.

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DEPARTMENT OF HOMELAND SECURITY

Coast Guard

33 CFR Part 165

[Docket No. USCG–2018–0584]

Safety Zones; Recurring Safety Zones in Captain of the Port Sault Sainte Marie Zone for Events Beginning in June 2018

AGENCY: Coast Guard, DHS.

ACTION: Notice of enforcement of regulation.

SUMMARY: The Coast Guard will enforce established safety zones for the Grand Marais Splash In, Jordan Valley Freedom Festival Fireworks, Festival of Fireworks Celebration Fireworks, and National Cherry Festival starting in June, 2018 to provide for the safety of life on navigable waterways. Our regulation for safety zones within the Captain of the Port Sault Sainte Marie Zone identifies the regulated area for these safety zones. During the enforcement periods, vessels must stay out of the established safety zone and may only enter with permission from the designated representative of the Captain of the Port Sault Sainte Marie.

DATES: The regulations in 33 CFR 165.918 will be enforced for the safety zones identified in the **SUPPLEMENTARY INFORMATION** section below for the dates and times specified.

FOR FURTHER INFORMATION CONTACT: If you have questions about this publication, call or email Chief Steven Durden, Waterways Management, Coast Guard Sector Sault Sainte Marie, U.S. Coast Guard; telephone 906–635–3222, email Steven.E.Durden@uscg.mil.

SUPPLEMENTARY INFORMATION: The Coast Guard will enforce the safety zones in 33 CFR 165.918 as per the time, dates, and locations in Table 1.

TABLE 1
[Datum NAD 1983]

Event	Location	Event date
(1) Grand Marais Splash In; Grand Marais, MI.	All U.S. navigable waters within the southern portion of West Bay bound within the following coordinates: 46°40'22.08" N, 085°59'0.12" W, 46°40'22.08" N, 085°58'22.08" W, and 46°40'14.64" N, 085°58'19.56" W, with the West Bay shoreline forming the South and West boundaries of the zone.	June 16, 2018; 1 p.m. to 5 p.m.
(2) Jordan Valley Freedom Festival Fireworks; East Jordan, MI.	All U.S. navigable waters of Lake Charlevoix, near the City of East Jordan, within the arc of a circle with an approximate 700-foot radius from the fireworks launch site in position 45°09'18" N, 085°07'48" W.	June 30, 2018; Rain date July 1, 2018; 9 p.m. to 11 p.m.
(3) Festivals of Fireworks Celebration Fireworks; St. Ignace, MI.	All U.S. navigable waters of East Moran Bay within an approximate 1,000-foot radius from the fireworks launch site at the end of the Starline Mill Slip, centered in position: 45°52'24.62" N, 084°43'18.13" W.	July 4 and Saturday nights June 30 to September 1, 2018; 30 minutes before sunset and 30 minutes after the end of the fireworks display.
(4) National Cherry Festival Airshow Safety Zone; Traverse City, MI.	All U.S. navigable waters of the West Arm of Grand Traverse Bay within a box bounded by the following coordinates: 44°46'51.6" N, 085°38'15.6" W, 44°46'23.4" N, 085°38'22.8" W, 44°46'30.00" N, 085°35'42.00" W, and 44°46'2.34" N, 085°35'50.4" W.	June 28, 2018: 11 a.m. to 5:30 p.m.; June 29, 2018: 12 noon to 6 p.m.; June 30, 2018: 12 noon to 6 p.m.; July 1, 2018: 12 noon to 6 p.m.

This action is being taken to provide for the safety of life on navigable waterways during the fireworks displays. The regulations for safety zones within the Captain of the Port Sault Sainte Marie Zone, § 165.918, apply for these fireworks displays.

In addition to this publication in the **Federal Register**, the Coast Guard plans to provide notification of this enforcement period via the Local Notice to Mariners, and marine information broadcasts.

Dated: June 13, 2018.

M.R. Broz,

Captain, U.S. Coast Guard, Captain of the Port Sault Sainte Marie.

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DEPARTMENT OF HOMELAND SECURITY

Coast Guard

33 CFR Part 165

[Docket Number USCG-2018-0102]

RIN 1625-AA00

Safety Zones; Recurring Events in Captain of the Port Duluth Zone

AGENCY: Coast Guard, DHS.

ACTION: Final rule.

SUMMARY: The Coast Guard will amend its safety zone regulations for annual events in the Captain of the Port Duluth Zone. This final rule would update the locations for seven safety zones, add three new safety zones, increase the safety zone radius of six existing fireworks events, and modify the format

of the regulation to list the annual events and corresponding safety zones in table form. These amendments will protect spectators, participants, and vessels from the hazards associated with annual marine events and improve the clarity and readability of the regulation.

DATES: This rule is effective July 19, 2018.

ADDRESSES: To view documents mentioned in this preamble as being available in the docket, go to <http://www.regulations.gov>, type USCG-2018-0102 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 Lieutenant John Mack, Chief of Waterways Management, Marine Safety Unit Duluth, U.S. Coast Guard; telephone 218-725-3818, email DuluthWWM@uscg.mil.

SUPPLEMENTARY INFORMATION:

I. Table of Abbreviations

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

II. Background, Purpose, and Legal Basis

On February 22, 2018 the Coast Guard published an NPRM in the **Federal Register** (82 FR 16012) entitled "Safety Zones; Recurring Events in Captain of the Port Duluth Zone." The NPRM proposed to amend seven permanent safety zones, add three new safety

zones, increase the safety zone radius of six existing fireworks events, and modify the format of the regulations in a table format for annually recurring events in the Captain of the Port Duluth Zone under § 165.943. The aforementioned NPRM was open for comment for 30 days in which one comment was received.

III. Discussion of Comments, Changes, and the Rule

As noted above, we received one comment on our NPRM published February 22, 2018. The submission was not relevant to the rulemaking and no substantive changes were made to the rule based upon this comment. We made nonsubstantive editorial changes in the regulatory text of this rule that vary from the proposed rule in the NPRM.

This rule is necessary to ensure seven existing regulations receive updated coordinates, add three new safety zones, increase the radius of six established fireworks events, and have the existing regulations published in a table format. The updated coordinates are necessary to ensure safety zones are in place at the appropriate location of the event. The addition of three new safety zones, all of which are fireworks events, will help prevent injury to spectators from the pyrotechnics. The increase of safety zone radius for six published rules is necessary to protect the public when larger pyrotechnic shell sizes are used during the fireworks displays. A table format increases the readability of published safety zones.

This rule will not have a significant economic impact on any vessel owner or operator as stated in the published