

DEPARTMENT OF HOMELAND SECURITY**Coast Guard****33 CFR Part 147**

[Docket Number USCG–2023–0985]

RIN 1625–AA00

Safety Zone; Coastal Virginia Offshore Wind—Commercial Wind Farm Project Area, Outer Continental Shelf, Lease OCS–A 0483, Offshore Virginia, Atlantic Ocean**AGENCY:** Coast Guard, Department of Homeland Security (DHS).**ACTION:** Temporary final rule.

SUMMARY: The Coast Guard is establishing 179 temporary 500-meter safety zones around the construction of 176 wind turbine generators and three offshore substations in Federal waters on the Outer Continental Shelf, east-northeast of Virginia Beach, Virginia. This action is necessary to protect life, property, and the environment during construction of their foundations and their subsequent installation, from May 1, 2024, to May 1, 2027. When enforced, only attending vessels and those vessels specifically authorized by the Fifth Coast Guard District Commander, or a designated representative, are permitted to enter or remain in the temporary safety zones.

DATES: This rule is effective from May 1, 2024, through May 1, 2027.**ADDRESSES:** To view documents mentioned in this preamble as being available in the docket, go to <https://www.regulations.gov>, type USCG–2023–0985 in the search box and click “Search.” Next, in the Document Type column, select “Supporting & Related Material.”**FOR FURTHER INFORMATION CONTACT:** If you have questions about this rule, call or email Mr. Matthew Creelman, Waterways Management, at Coast Guard Fifth District, telephone 757–398–6230, email Matthew.K.Creelman2@uscg.mil.**SUPPLEMENTARY INFORMATION:****I. Table of Abbreviations**

BOEM Bureau of Ocean Energy Management
 CFR Code of Federal Regulations
 CVOWCWF Coastal Virginia Offshore Wind—Commercial Wind Farm
 DMS Degrees Minutes Seconds
 DHS Department of Homeland Security
 FR Federal Register
 NPRM Notice of Proposed Rulemaking
 OCS Outer Continental Shelf
 OSS Offshore Substation
 WGS 84 World Geodetic System 84

NM Nautical Mile
 § Section
 U.S.C. United States Code
 WTG Wind Turbine Generator

II. Legal Authority and Need for Rule

The Coast Guard is issuing this rule under the authority provided in 14 U.S.C. 544, 43 U.S.C. 1333, and Department of Homeland Security (DHS) Delegation No. 00170.1, Revision No. 01.3. As an implementing regulation of this authority, 33 CFR part 147 permits the establishment of safety zones for non-mineral energy resource permanent or temporary structures located on the Outer Continental Shelf (OCS) for the purpose of protecting life and property on the facilities, appurtenances and attending vessels, and on the adjacent waters within the safety zone (see 33 CFR 147.10). Accordingly, a safety zone established under 33 CFR part 147 may also include provisions to restrict, prevent, or control certain activities, including access by vessels or persons to maintain safety of life, property, and the environment.

The construction of these OCS facilities is inherently complex because of their location offshore. This complexity creates many unusually hazardous conditions, giving rise to the need for safety zones. Among these unusually hazardous conditions are those presented by hydraulic pile driving hammer operations, heavy lift operations, overhead cutting operations giving rise to the risk that debris will fall, increased vessel traffic in support of construction, and the presence of stationary barges in close proximity to the facilities and to each other.

III. Background Information and Regulatory History

On December 13, 2023, the Virginia Electric and Power Company, doing business as Dominion Energy, notified the Coast Guard that they plan to begin construction of facilities in the Coastal Virginia Offshore Wind—Commercial Wind Farm (CVOWCWF) project area within Federal waters on the OCS, specifically in the Bureau of Ocean Energy Management (BOEM) Renewable Energy Lease Area OCS–A 0483, approximately 23 nautical miles (NM) east-northeast of Virginia Beach, Virginia.

After determining that establishment of safety zones was necessary to provide for the safety of life, property, and the environment during the anticipated construction of the structures, on January 26, 2024, the Coast Guard published a notice of proposed rulemaking (NPRM) titled “Safety Zone; Coastal Virginia Offshore Wind—

Commercial Wind Farm Project Area, Outer Continental Shelf, Lease OCS–A 0483, Offshore Virginia, Atlantic Ocean” (89 FR 5136). There we explained the basis for the NPRM and invited comments on our proposed regulatory action related to the establishment of safety zones around the construction of 176 WTGs and three Offshore Substations (OSS’s) located in the CVOWCWF project area. In total, two comments were received during the comment period that ended February 26, 2024.

IV. Discussion of Comments, Changes, and the Rule

As noted above, the Coast Guard received two public comments on our NPRM published January 26, 2024. Both commenters generally supported the proposed rule.

One commenter provided notice that three WTG positions were not included in the list of positions on pages 5137–5137 and 5142–5144. The Coast Guard agrees that three WTG positions were missing from the list of positions in the temporary final rule has been updated to include the previously missing WTG positions.

The other commenter offered two additional recommendations for the Coast Guard to consider. First, the commenter recommended we extend the safety zones 500-meters from the outer perimeter of attending vessels in the construction area (vice from the center point of the construction site). Although the Coast Guard could maximize the area of the safety zone by using our authorities in 33 CFR part 147 to do so, we believe that using a 500-meter zone from the center point of construction as a fixed geographic position is most appropriate for this particular offshore construction project. Using the center point of construction to base the location of the safety zone ensures there is a balance between ensuring safety and reducing impacts on vessel transit.

Second, the commenter recommended we expand the definition of “designated representative” to include one or more appropriate members of the CVOWCWF project team, in order to effectively enforce a safety zone, maintain navigation safety and reduce demand on Coast Guard resources. The Coast Guard believes that the definition of “designated representative,” as cited in our proposed rule, should be retained. Based on the particular details of this offshore construction project, including the short duration of the enforcement period (approximately 48 hours during active construction), the more distant

offshore location which sees less vessel traffic, and the types of large vessels that are most likely to navigate in the vicinity of the safety zones (commercial shipping, fishing, and tugs with tows), the Coast Guard finds no compelling need to broaden the categories of people who qualify for representative designation or the authority to permit passage through and around the enforced safety zone. Limiting the designation to Coast Guard Patrol Commander, including a Coast Guard coxswain, petty officer, or other officer operating a Coast Guard vessel and a Federal, State, and local officer designated by or assisting the Fifth Coast Guard District Commander in the enforcement of the safety zones will ensure consistent application of the term.

After considering the comments discussed above, the Coast Guard has determined that there are three changes to the regulatory text of this rule from the proposed rule in the NPRM. Specifically, we corrected the list of positions by adding the three WTG positions that were missing in the NPRM.

This rule establishes 179 temporary, 500-meter safety zones around the construction sites of 176 WTGs and three OSSs on the OCS from May 1, 2024, through 11:59 p.m. on May 1, 2027.

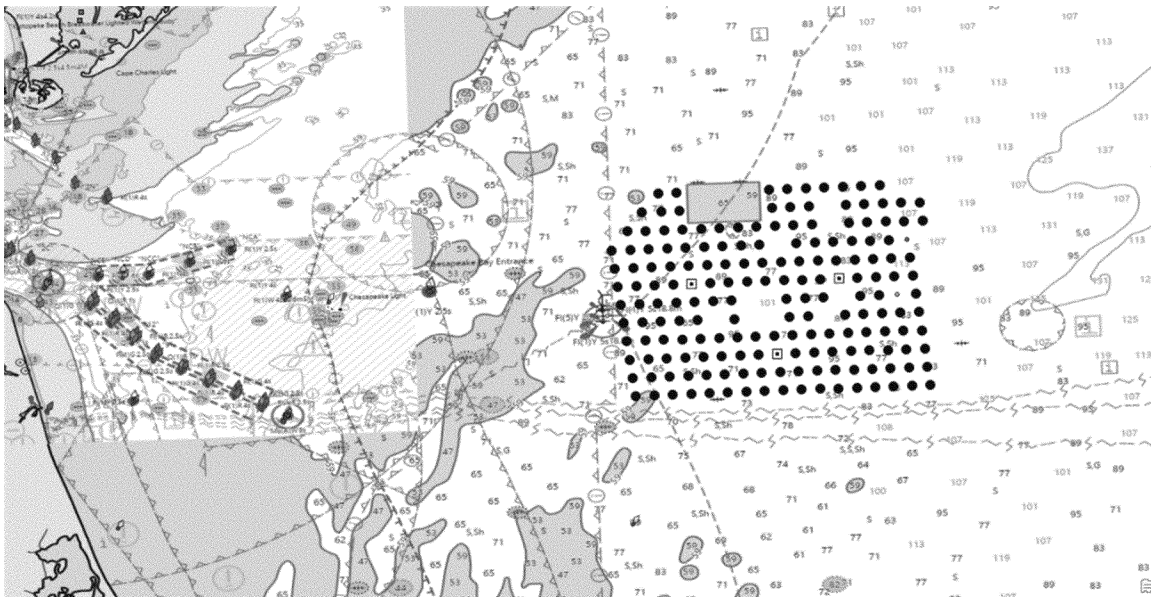
Each of the 179 temporary safety zones will be enforced individually, for a period lasting approximately 48 hours, as construction progresses from the location of one structure to the location of the next. The Coast Guard will provide notice of each enforcement period via the Local Notice to Mariners and issue a Broadcast Notice to Mariners via marine channel 16 (VHF-FM) as soon as practicable in response to an emergency or hazardous condition. The Coast Guard is publishing this rulemaking to be effective, and enforceable, through May 1, 2027, to encompass any construction delays due to weather or other unforeseen circumstances. If the project is completed before May 1, 2027, enforcement of the safety zones will be suspended, and notice given via Local Notice to Mariners. Additional information about the construction process of the CVOWCWF can be found

at <https://www.boem.gov/renewable-energy/state-activities/CVOW-C>.

The 179 temporary 500-meter safety zones around the construction of 176 WTGs and three OSS's are in the CVOWCWF project area, specifically in the BOEM Renewable Energy Lease Area OCS-A-0483 approximately 23 NM east-northeast of Virginia Beach, Virginia, within Federal waters on the OCS.

The positions of each individual safety zone in this rulemaking are referred to using a unique alphanumeric naming convention.

Consistent with size limitations on OCS safety zones in 33 CFR 147.15, the safety zones will include the area within 500 meters around the center points of the positions provided in the updated table below, in the language of the rule, while each structure is under active construction. The positions are expressed in Degree Minutes Second (DMS) based on World Geodetic System 84 (WGS 84). The positions of the 179 safety zones are shown on the chartlets below. For scaling purposes, the grid spacing is 0.95 x 0.8 NM.



(Small scale chartlet showing the positions of the safety zones.)



(Large scale chartlet showing the positions of the safety zones with alpha-numeric naming convention.)

Navigation in the vicinity of the safety zones consists of large commercial shipping vessels, fishing vessels, cruise ships, tugs with tows, and recreational vessels.

When subject to enforcement, no unauthorized vessel or person will be permitted to enter a safety zone without obtaining permission from the Fifth Coast Guard District Commander or a designated representative. Requests for entry into the safety zone will be considered and reviewed on a case-by-case basis. Persons or vessels seeking to enter the safety zone must request authorization from the Fifth Coast Guard District Commander or designated representative via VHF-FM channel 16 or by phone at 757-398-6391 (Fifth Coast Guard District Command Center). If permission is granted, all persons and vessels shall comply with the instructions of the Fifth Coast Guard District Commander or designated representative.

The regulatory text appears at the end of this document.

IV. Regulatory Analyses

We developed this rule after considering numerous statutes and Executive Orders related to rulemaking. A summary of our analyses based on these statutes and Executive Orders follows.

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. This rule has not been designated a “significant regulatory action,” under Executive Order 12866, as amended by Executive Order 14094 (Modernizing Regulatory Review). Accordingly, the rule has not been reviewed by the Office of Management and Budget (OMB).

Aligning with 33 CFR 147.15, the safety zones established would extend to a maximum distance of 500-meters around the OCS facility, measured from its center point. Vessel traffic would be able to safely transit around each of the proposed safety zones, which would occupy a small, designated area in the Atlantic Ocean, without significant impediment to their voyage. These safety zones will provide for the safety of life, and the protection of property, and of the environment during the construction of each structure, in accordance with Coast Guard maritime safety missions.

B. Impact on Small Entities

The Regulatory Flexibility Act of 1980, 5 U.S.C. 601–612, as amended, requires Federal agencies to consider the potential impact of regulations on small entities during rulemaking. The term “small entities” comprises small businesses, not-for-profit organizations that are independently owned and operated and are not dominant in their fields, and governmental jurisdictions with populations of less than 50,000. The Coast Guard received zero comments from the Small Business Administration on this rulemaking. The Coast Guard certifies under 5 U.S.C. 605(b) that this rule will not have a

significant economic impact on a substantial number of small entities.

This rule may affect owners or operators of vessels intending to transit or anchor in the CVOWCWF, some of which might be small entities. However, these safety zones will not have a significant economic impact on a substantial number of these entities because they will be subject to enforcement only for short, temporary periods, they will allow for deviation requests, and will not be expected to impact vessel transit significantly. Regarding the enforcement period, although these safety zones will be in effect from May 1, 2024, through May 1, 2027, vessels will only be prohibited from entering or remaining in the regulated zone during periods of actual construction activity corresponding to the period of enforcement. We expect the enforcement period at each location to last approximately 48 hours as construction progresses from one structure location to the next throughout the mixed phases. Additionally, vessel traffic could pass safely around each safety zone using an alternate route. Use of an alternate route likely will cause minimal delay for the vessel in reaching their destination depending on other traffic in the area and vessel speed. Vessels will also be able to request deviation from this rule to transit through a safety zone. Such requests will be considered on a case-by-case basis and may be authorized by the Fifth Coast Guard District Commander or a designated representative. For these reasons, the Coast Guard expects any impact of this rulemaking establishing a

temporary safety zone around these OCS facilities to be minimal and have no significant economic impact on small entities.

Under section 213(a) of the Small Business Regulatory Enforcement Fairness Act of 1996 (Pub. L. 104–121), we want to assist small entities in understanding this rule. If the rule would affect your small business, organization, or governmental jurisdiction and you have questions concerning its provisions or options for compliance, please call or email the person listed in the **FOR FURTHER INFORMATION CONTACT** section.

Small businesses may send comments on the actions of Federal employees who enforce, or otherwise determine compliance with, Federal regulations to the Small Business and Agriculture Regulatory Enforcement Ombudsman and the Regional Small Business Regulatory Fairness Boards. The Ombudsman evaluates these actions annually and rates each agency’s responsiveness to small business. If you wish to comment on actions by employees of the Coast Guard, call 1–888–REG–FAIR (1–888–734–3247). The Coast Guard will not retaliate against small entities that question or complain about this rule or any policy or action of the Coast Guard.

C. Collection of Information

This rule will not call for a new collection of information under the 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 will 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.

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 potential effects of this rule elsewhere in this preamble.

F. Environment

We have analyzed this rule under Department of Homeland Security Directive 023–01, Rev. 1, associated implementing instructions, and Environmental Planning COMDTINST 5090.1 (series), which guide the Coast Guard in complying with the National Environmental Policy Act of 1969 (42 U.S.C. 4321–4370f), and have made a determination 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 the establishment of a safety zone around an

OCS facility to protect life, property, and the marine environment. It is categorically excluded from further review under paragraph L60(a) of Appendix A, Table 1 of DHS Instruction Manual 023–01–001–01, Rev. 1. A Record of Environmental Consideration supporting this determination is available in the docket. For instructions on locating the docket, see the **ADDRESSES** section of this preamble.

G. Protest Activities

The Coast Guard respects the First Amendment rights of protesters. Protesters are asked to call or email 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 147

Continental shelf, Marine safety, Navigation (waters).

For the reasons discussed in the preamble, the Coast Guard is amends 33 CFR part 147 as follows:

PART 147—SAFETY ZONES

- 1. The authority citation for part 147 continues to read as follows:

Authority: 14 U.S.C. 544; 43 U.S.C. 1333; 33 CFR 1.05–1; Department of Homeland Security Delegation No. 00170.1, Revision No. 01.3.

- 2. Add § 147.T01–0985 to read as follows:

§ 147.T01–0985 Safety Zones; Coastal Virginian Offshore Wind—Commercial Wind Farm Project Area, Outer Continental Shelf, Lease OCS–A 0483, Offshore Virginia, Atlantic Ocean.

(a) *Description.* The area within 500 meters of the center point of each of the positions provided in the table below is an individual safety zone:

Name	Facility type	Latitude	Longitude
G1K11	WTG	36°52′10.43097128″ N	075°20′50.55112518″ W
G1M03	WTG	36°50′17.85976540″ N	075°28′04.02927152″ W
G1K12	WTG	36°52′10.59092864″ N	075°19′54.56958689″ W
G1M04	WTG	36°50′18.07627889″ N	075°27′08.07134847″ W
G1K13	WTG	36°52′10.74355846″ N	075°18′58.58792867″ W
G1M05	WTG	36°50′18.28547996″ N	075°26′12.11326220″ W
G1K14	WTG	36°52′10.88886719″ N	075°18′02.60615617″ W
G1M06	WTG	36°50′18.48736529″ N	075°25′16.23501832″ W
G1K15	WTG	36°52′11.02685154″ N	075°17′06.62427499″ W
G1M07	WTG	36°50′18.68193157″ N	075°24′20.19662240″ W
G1K16	WTG	36°52′11.15750822″ N	075°16′10.64229074″ W
G1M08	WTG	36°50′18.86918522″ N	075°23′24.23808009″ W
G1K17	WTG	36°52′11.28084368″ N	075°15′14.66020907″ W
G1M09	WTG	36°50′19.04912296″ N	075°22′28.27939699″ W
G1K18	WTG	36°52′11.39685463″ N	075°14′18.67803558″ W
G1M10	WTG	36°50′19.22174146″ N	075°21′32.32057869″ W
G1K19	WTG	36°52′11.50553780″ N	075°13′22.69577588″ W
G1M11	WTG	36°50′19.38704718″ N	075°20′36.36163083″ W

Name	Facility type	Latitude	Longitude
G1L03	WTG	36°51'13.39015630" N	075°28'11.19226080" W
G1M12	WTG	36°50'19.54503681" N	075°19'40.40255901" W
G1L04	WTG	36°51'13.60768637" N	075°27'15.22311182" W
G1M13	WTG	36°50'19.69570706" N	075°18'44.44336883" W
G1L05	WTG	36°51'13.81789345" N	075°26'19.25379877" W
G1M14	WTG	36°50'19.83906437" N	075°17'48.48406591" W
G1L06	WTG	36°51'14.02078396" N	075°25'23.28432730" W
G1M15	WTG	36°50'19.97510546" N	075°16'52.52465182" W
G1L07	WTG	36°51'14.21635459" N	075°24'27.31470302" W
G1M16	WTG	36°50'20.10382703" N	075°15'56.56514024" W
G1L08	WTG	36°51'14.40460203" N	075°23'31.34493152" W
G1M17	WTG	36°50'20.22523552" N	075°15'00.60553275" W
G1L09	WTG	36°51'14.58553272" N	075°22'35.37501844" W
G1M18	WTG	36°50'20.33932767" N	075°14'04.64583497" W
G1L10	WTG	36°51'14.75914336" N	075°21'39.40496939" W
G1M19	WTG	36°50'20.44610343" N	075°13'08.68605250" W
G1L12	WTG	36°51'15.08440100" N	075°19'47.46448580" W
G1N03	WTG	36°49'22.32924535" N	075°27'56.82891331" W
G1L13	WTG	36°51'15.23605115" N	075°18'51.49406251" W
G1N04	WTG	36°49'22.54474453" N	075°27'00.88220767" W
G1L14	WTG	36°51'15.38038104" N	075°17'55.52352570" W
G1N05	WTG	36°49'22.75293211" N	075°26'04.93533961" W
G1L15	WTG	36°51'15.51738738" N	075°16'59.55288098" W
G1N06	WTG	36°49'22.95380477" N	075°25'08.98831473" W
G1L16	WTG	36°51'15.64707661" N	075°16'03.58213399" W
G1N07	WTG	36°49'23.14736895" N	075°24'13.04113865" W
G1L17	WTG	36°51'15.76944545" N	075°15'07.61129032" W
G1N08	WTG	36°49'23.33362134" N	075°23'17.09381697" W
G1L18	WTG	36°51'15.88449062" N	075°14'11.64035558" W
G1N09	WTG	36°49'23.51255863" N	075°22'21.14635529" W
G1L19	WTG	36°51'15.99221858" N	075°13'15.66933541" W
G1N10	WTG	36°49'23.68418726" N	075°21'25.19875519" W
G1N11	WTG	36°49'23.84850393" N	075°20'29.25103034" W
G2F06	WTG	36°55'51.61831765" N	075°25'59.09646230" W
G1N12	WTG	36°49'24.00550534" N	075°19'33.30318231" W
G2F07	WTG	36°55'51.81892515" N	075°25'03.07058271" W
G1N13	WTG	36°49'24.15519793" N	075°18'37.35521671" W
G2F08	WTG	36°55'52.01218908" N	075°24'07.04455187" W
G1N14	WTG	36°49'24.29757841" N	075°17'41.40713915" W
G2F09	WTG	36°55'52.19811586" N	075°23'11.01837544" W
G1N15	WTG	36°49'24.43264349" N	075°16'45.45895522" W
G2F10	WTG	36°55'52.37670219" N	075°22'14.99205905" W
G1N16	WTG	36°49'24.56039962" N	075°15'49.51067054" W
G2F11	WTG	36°55'52.54794477" N	075°21'18.96560832" W
G1N17	WTG	36°49'24.68084352" N	075°14'53.56229072" W
G2G03	WTG	36°54'55.47610540" N	075°28'39.95488075" W
G1N18	WTG	36°49'24.79397189" N	075°13'57.61382134" W
G2G04	WTG	36°54'55.69770649" N	075°27'43.94075021" W
G1N19	WTG	36°49'24.89979121" N	075°13'01.66526804" W
G2G05	WTG	36°54'55.91197477" N	075°26'47.92645237" W
G2B06	WTG	36°59'33.71078023" N	075°26'27.78408472" W
G2G06	WTG	36°54'56.11890692" N	075°25'51.91199284" W
G2B07	WTG	36°59'33.91543395" N	075°25'31.71304424" W
G2G08	WTG	36°54'56.51075936" N	075°23'59.88261121" W
G2C05	WTG	36°58'38.57467997" N	075°27'20.62031850" W
G2G09	WTG	36°54'56.69568276" N	075°23'03.86770040" W
G2C06	WTG	36°58'38.21250366" N	075°26'20.58758650" W
G2G10	WTG	36°54'56.87326655" N	075°22'07.85265041" W
G2C07	WTG	36°58'38.41606238" N	075°25'24.55006971" W
G2H03	WTG	36°53'59.94685093" N	075°28'32.77985639" W
G2D04	WTG	36°57'42.25404052" N	075°28'05.53076883" W
G2H04	WTG	36°54'00.16743776" N	075°27'36.77698565" W
G2D05	WTG	36°57'42.47136588" N	075°27'09.48264513" W
G2H05	WTG	36°54'00.38069261" N	075°26'40.77394842" W
G2D06	WTG	36°57'42.68134287" N	075°26'13.43435729" W
G2H06	WTG	36°54'00.58661217" N	075°25'44.77075028" W
G2D07	WTG	36°57'42.88396818" N	075°25'17.38591093" W
G2H07	WTG	36°54'00.78520287" N	075°24'48.76739692" W
G2D08	WTG	36°57'43.07924823" N	075°24'21.33731172" W
G2H08	WTG	36°54'00.97646139" N	075°23'52.76389394" W
G2D09	WTG	36°57'43.26717972" N	075°23'25.28856531" W
G2H09	WTG	36°54'01.16038445" N	075°22'56.76024694" W
G2D10	WTG	36°57'43.44775934" N	075°22'29.23967731" W
G2J03	WTG	36°53'04.41747586" N	075°28'25.56744405" W

Name	Facility type	Latitude	Longitude
G2D11	WTG	36°57'43.62099353" N	075°21'33.19065340" W
G2J04	WTG	36°53'04.63703769" N	075°27'29.57582449" W
G2E03	WTG	36°56'46.50113710" N	075°28'54.35420276" W
G2J05	WTG	36°53'04.84927487" N	075°26'33.58403927" W
G2E04	WTG	36°56'46.72478481" N	075°27'58.31753397" W
G2J06	WTG	36°53'05.05418408" N	075°25'37.59209399" W
G2E05	WTG	36°56'46.94108831" N	075°27'02.28069620" W
G2J07	WTG	36°53'05.25176202" N	075°24'41.59999425" W
G2E06	WTG	36°56'47.15004427" N	075°26'06.24369509" W
G2J09	WTG	36°53'05.62494006" N	075°22'49.61534996" W
G2E07	WTG	36°56'47.35165913" N	075°25'10.20653631" W
G2K03	WTG	36°52'08.88765106" N	075°28'18.39844436" W
G2E08	WTG	36°56'47.54592958" N	075°24'14.16922549" W
G2K04	WTG	36°52'09.10620073" N	075°27'22.41806364" W
G2E09	WTG	36°56'47.73285231" N	075°23'18.13176420" W
G2K05	WTG	36°52'09.31742657" N	075°26'26.43752208" W
G2E10	WTG	36°56'47.91243374" N	075°22'22.09416621" W
G2K06	WTG	36°52'09.52132527" N	075°25'30.45682126" W
G2E11	WTG	36°56'48.08467058" N	075°21'26.05643310" W
G2K07	WTG	36°52'09.71790326" N	075°24'34.47596683" W
G2F03	WTG	36°55'50.97245702" N	075°28'47.17314135" W
G2K08	WTG	36°52'09.90715725" N	075°23'38.49496439" W
G2F04	WTG	36°55'51.19508514" N	075°27'51.14774524" W
G2K09	WTG	36°52'10.08908391" N	075°22'42.51381954" W
G2F05	WTG	36°55'51.41036987" N	075°26'55.12218502" W
G2K10	WTG	36°52'10.26368969" N	075°21'46.53253794" W
G3F14	WTG	36°55'53.01763543" N	075°18'30.88550656" W
G3B12	WTG	36°59'34.82834796" N	075°20'51.35563765" W
G3F15	WTG	36°55'53.15951871" N	075°17'34.85857490" W
G3B13	WTG	36°59'34.98885750" N	075°19'55.28375508" W
G3F16	WTG	36°55'53.29406124" N	075°16'38.83153710" W
G3F17	WTG	36°55'53.42125972" N	075°15'42.80439879" W
G3F18	WTG	36°55'53.54112062" N	075°14'46.77716562" W
G3B14	WTG	36°59'35.14201327" N	075°18'59.21175196" W
G3F19	WTG	36°55'53.65364064" N	075°13'50.74984322" W
G3B15	WTG	36°59'35.28781198" N	075°18'03.13963394" W
G3G11	WTG	36°54'57.04351716" N	075°21'11.83746691" W
G3B16	WTG	36°59'35.42625034" N	075°17'07.06740666" W
G3G12	WTG	36°54'57.20643128" N	075°20'15.82215551" W
G3B17	WTG	36°59'35.55733479" N	075°16'10.99507580" W
G3G13	WTG	36°54'57.36200563" N	075°19'19.80672183" W
G3B18	WTG	36°59'35.68106205" N	075°15'14.92264701" W
G3G14	WTG	36°54'57.51024665" N	075°18'23.79117153" W
G3C12	WTG	36°58'39.32403511" N	075°20'44.22693929" W
G3G16	WTG	36°54'57.78471551" N	075°16'31.75974356" W
G3C13	WTG	36°58'39.48355669" N	075°19'48.16635951" W
G3G17	WTG	36°54'57.91094652" N	075°15'35.74387716" W
G3C14	WTG	36°58'39.63572535" N	075°18'52.10565996" W
G3G18	WTG	36°54'58.02984078" N	075°14'39.72791666" W
G3C16	WTG	36°58'39.91800046" N	075°16'59.98392414" W
G3G19	WTG	36°54'58.14139499" N	075°13'43.71186768" W
G3C17	WTG	36°58'40.04811007" N	075°16'03.92289920" W
G3H12	WTG	36°54'01.66816614" N	075°20'08.74849831" W
G3C18	WTG	36°58'40.17086334" N	075°15'07.86177303" W
G3H13	WTG	36°54'01.82276296" N	075°19'12.74433164" W
G3C19	WTG	36°58'40.28626670" N	075°14'11.80055940" W
G3H14	WTG	36°54'01.97002729" N	075°18'16.74004507" W
G3C20	WTG	36°58'40.39431689" N	075°13'15.73925991" W
G3H16	WTG	36°54'02.24255501" N	075°16'24.73115496" W
G3D12	WTG	36°57'43.78687899" N	075°20'37.14149923" W
G3H17	WTG	36°54'02.36782157" N	075°15'28.72655864" W
G3D13	WTG	36°57'43.94541242" N	075°19'41.09222040" W
G3H19	WTG	36°54'02.59635341" N	075°13'36.71709160" W
G3D14	WTG	36°57'44.09660027" N	075°18'45.04281857" W
G3J12	WTG	36°53'06.12974216" N	075°20'01.63737188" W
G3D16	WTG	36°57'44.37692600" N	075°16'52.94368860" W
G3J13	WTG	36°53'06.28335394" N	075°19'05.64446363" W
G3D17	WTG	36°57'44.50606705" N	075°15'56.89396774" W
G3J15	WTG	36°53'06.56858897" N	075°17'13.65830753" W
G3D18	WTG	36°57'44.62785910" N	075°15'00.84415047" W
G3J16	WTG	36°53'06.70021537" N	075°16'17.66507094" W
G3D19	WTG	36°57'44.74230209" N	075°14'04.79424245" W
G3J17	WTG	36°53'06.82450998" N	075°15'21.67173614" W
G3D20	WTG	36°57'44.84939275" N	075°13'08.74424932" W

Name	Facility type	Latitude	Longitude
G3J18	WTG	36°53'06.94147924" N	075°14'25.67830877" W
G3E13	WTG	36°56'48.40710702" N	075°19'33.98058407" W
G3J19	WTG	36°53'07.05111989" N	075°13'29.68479445" W
G3E14	WTG	36°56'48.55730976" N	075°18'37.94247944" W
T1L11	OSS	36°51'14.92543064" N	075°20'43.43478996" W
G3E15	WTG	36°56'48.70016447" N	075°17'41.90426225" W
T2G07	OSS	36°54'56.31849964" N	075°24'55.89737723" W
G3E16	WTG	36°56'48.83567758" N	075°16'45.86593816" W
T3G15	OSS	36°54'57.65115104" N	075°17'27.77551023" W
G3E17	WTG	36°56'48.96384581" N	075°15'49.82751279" W
G3E18	WTG	36°56'49.08466587" N	075°14'53.78899178" W
G3F12	WTG	36°55'52.71185004" N	075°20'22.93902891" W
G3F13	WTG	36°55'52.86841469" N	075°19'26.91232645" W

(b) *Definitions.* As used in this section, *designated representative* means a Coast Guard Patrol Commander, including a Coast Guard coxswain, petty officer, or other officer operating a Coast Guard vessel and a Federal, State, and local officer designated by or assisting the Fifth Coast Guard District Commander in the enforcement of the safety zones.

(c) *Regulations.* No vessel may enter or remain in this safety zone except for the following:

(1) An attending vessel, as defined in 33 CFR 147.20;

(2) A vessel authorized by the Fifth Coast Guard District Commander or a designated representative.

(d) *Request for Permission.* Persons or vessels seeking to enter the safety zone must request authorization from the Fifth Coast Guard District Commander or a designated representative. If permission is granted, all persons and vessels must comply with lawful instructions of the Fifth Coast Guard District Commander or designated representative via VHF-FM channel 16 or by phone at 757-398-6391 (Fifth Coast Guard District Command Center).

(e) *Effective dates and enforcement periods.* This section will be in effect from May 1, 2024, through May 1, 2027. Individual safety zones designated in the table in subparagraph (a) will only be subject to enforcement, however, during active construction or other circumstances which may create a hazard to navigation as determined by the Fifth Coast Guard District Commander. The Fifth Coast Guard District Commander will provide notification of the exact dates and times each safety zone is subject to enforcement in advance of each enforcement period for each of the locations listed above, in paragraph (a) of this section. Notifications will be made to the local maritime community through the Local Notice to Mariners and the Coast Guard will issue a Broadcast Notice to Mariners via marine channel 16 (VHF-FM) as soon as

practicable in response to an emergency. If the entire project is completed before May 1, 2027, enforcement of the safety zones will be suspended, and notice given via Local Notice to Mariners. The Fifth Coast Guard District Local Notice to Mariners can be found at: <https://www.navcen.uscg.gov>.

Dated: March 21, 2024.

S.N. Gilreath,
Rear Admiral, U.S. Coast Guard, Commander,
Fifth Coast Guard District.

[FR Doc. 2024-06409 Filed 3-25-24; 8:45 am]

BILLING CODE 9110-04-P

GENERAL SERVICES ADMINISTRATION

41 CFR Parts 302-4 and 302-9

[FTR Case 2022-03; Docket No. GSA-FTR-2022-0013, Sequence No. 2]

RIN 3090-AK64

Federal Travel Regulation; Alternative Fuel Vehicle Usage During Relocations

AGENCY: Office of Government-wide Policy (OGP), General Services Administration (GSA).

ACTION: Final rule.

SUMMARY: GSA is issuing a final rule amending the Federal Travel Regulation to allow agencies greater flexibility for authorizing shipment of a relocating employee’s alternative fueled privately-owned vehicle or extending driving times of these types of vehicles if necessary.

DATES: Effective April 25, 2024.

FOR FURTHER INFORMATION CONTACT: Mr. Ed Davis, Program Analyst, Office of Government-wide Policy, at (202)669-1653 or travelpolicy@gsa.gov. For information pertaining to status or publication schedules, contact the Regulatory Secretariat Division at (202) 501-4755 or GSARegSec@gsa.gov. Please cite “FTR Case 2022-03.”

SUPPLEMENTARY INFORMATION:

I. Background

GSA published a proposed rule at 88 FR 15635 on March 14, 2023 proposing to amend the Federal Travel Regulation (FTR) to allow agencies greater flexibility for authorizing shipment of a relocating employee’s alternative fueled privately-owned vehicle. The analysis of comments on the proposed rule did not require any regulatory changes to the final rule.

Consistent with the guidance of E.O. 14057, *Executive Order on Catalyzing Clean Energy Industries and Jobs Through Federal Sustainability*, GSA is amending the FTR to apply these changes to privately-owned vehicles (POV) that use alternative fuel, such as electric batteries or hydrogen fuel cells. Currently, an alternative fueled POV may disadvantage Federal employees when relocating to a new duty station due to the limited driving range of many of these vehicles.

GSA designed current relocation regulations for internal combustion engine (ICE) POVs, which are easily capable of averaging a distance of 300 miles per calendar day during en route travel, which is the distance requirement currently in place in the FTR when a POV is used for permanent change of station travel.

Even if an alternative fuel vehicle (AFV) is capable of traveling 300 miles per day under ideal conditions, it could take longer than a day or require a circuitous route and a greater amount of time to reach that distance depending on fueling availability along the route to the new permanent duty station.

While an agency’s determination of whether to authorize shipment of an employee’s internal combustion engine (ICE) POV is straightforward, the determination for AFVs is not so clear. Currently, an employee must be relocating 600 miles or more for an agency to consider shipping their POV (and then, the employee would use the agency’s chosen transportation method to reach their destination). Agency