

and Bay Harbor Lake within the arc of a circle with an approximate 750-foot radius from the fireworks launch site located on a barge in position 45°21'50" N, 085°01'37" W.

(4) Munising Fourth of July Celebration Fireworks (Munising, MI) from 7 p.m. through 11:45 p.m. on July 4, 2024. This zone includes all U.S. navigable waters of South Bay within an approximate 800-foot radius from the fireworks launch site at the end of the Munising City Dock, centered in position: 46°24'50.08" N, 086°39'08.52" W.

(5) Sault Sainte Marie Fourth of July Celebration Fireworks (Sault Sainte Marie, MI) from 10 p.m. through 10:30 p.m. on July 4, 2024. The zone includes all U.S. navigable waters of the St. Marys River within an approximate 1000-foot radius around the eastern portion of the U.S. Army Corp of Engineers Soo Locks North East Pier, centered in position: 46°30'19.66" N, 084°20'31.61" W. This notice also includes alternative rain dates one day after any affected event.

(6) Boyne City Fourth of July Celebration Fireworks (Boyne City, MI) from 9:30 p.m. through 11 p.m. on July 4, 2024. The zone includes all U.S. navigable waters of Lake Charlevoix, in the vicinity of Veterans Park, within the arc of a circle with an approximate 1400-foot radius from the fireworks launch site located in position 45°13'30" N, 085°01'40" W. This notice also includes alternative rain dates one day after any affected event.

(7) Mackinac Island Fourth of July Celebration Fireworks (Mackinac Island, MI) from 9:30 p.m. through 11 p.m. on July 4, 2024. The zone includes all U.S. navigable waters of Lake Huron within an approximate 750-foot radius of the fireworks launch site, centered approximately 1000 yards west of Round Island Passage Light, at position 45°50'34.92" N, 084°37'38.16" W. This notice also includes alternative rain dates one day after any affected event.

(8) Harbor Springs Fourth of July Celebration Fireworks (Harbor Springs, MI) from 10 p.m. through 11:30 p.m. on July 4, 2024. The zone includes all U.S. navigable waters of Lake Michigan and Harbor Springs Harbor within the arc of a circle with an approximate 1200-foot radius from the fireworks launch site located on a barge in position 45°25'30" N, 084°59'06" W.

(9) Alpena Fourth of July Celebration Fireworks (Alpena, MI) from 10 p.m. through 12:01 a.m. on July 3, 2024. The zone includes all U.S. navigable waters of Lake Huron within an approximate 1000-foot radius of the fireworks launch site located near the end of Mason

Street, South of State Avenue, at position 45°02'42" N, 083°26'48" W.

(10) Traverse City Fourth of July Celebration Fireworks (Traverse City, MI) from 10 p.m. through 10:30 p.m. on July 4, 2024. The zone includes all U.S. navigable waters of the West Arm of Grand Traverse Bay within the arc of a circle with an approximate 1200-foot radius from the fireworks launch site located on a barge in position 44°46'12" N, 085°37'06" W. This notice also includes alternative rain dates one day after any affected event.

(11) Petoskey Fourth of July Celebration Fireworks (Petoskey, MI) from 10 p.m. through 11 p.m. on July 4, 2024. The zone includes all U.S. navigable waters of Lake Michigan and Petoskey Harbor, in the vicinity of Bay Front Park, within the arc of a circle with an approximate 1200-foot radius from the fireworks launch site located in position 45°22'40" N, 084°57'30" W.

(12) National Cherry Festival Finale Fireworks (Traverse City, MI) from 10 p.m. through 10:30 p.m. on July 6, 2024. The zone includes all U.S. navigable waters of the West Arm of Grand Traverse Bay within the arc of a circle with an approximate 1200-foot radius from the fireworks launch site located on a barge in position 44°46'12" N, 085°37'06" W.

Under the provisions of 33 CFR 165.918, entry into, transiting, or anchoring within the safety zones during an enforcement period is prohibited unless authorized by the Captain of the Port Northern Great Lakes or his designated representative. Those seeking permission to enter the safety zone may request permission from the Captain of Port Northern Great Lakes via channel 16, VHF-FM. Vessels and persons granted permission to enter the safety zone shall obey the directions of the Captain of Port Northern Great Lakes or his designated representatives. While within the safety zone, all vessels shall operate at the minimum speed necessary to maintain a safe course.

This notice of enforcement is issued under authority of 33 CFR 165.918 and 5 U.S.C. 552 (a). In addition to this notice of enforcement in the **Federal Register**, the Coast Guard will provide the maritime community with advance notification of this enforcement period via Broadcast Notice to Mariners or Local Notice to Mariners. If the Captain of the Port Sault Sainte Marie determines that the safety zone need not be enforced for the full duration stated in this notice he or she may suspend such enforcement and notify the public of the suspension via Broadcast Notice to Mariners and grant general

permission to enter the respective safety zone.

Dated: June 18, 2024.

J.R. Bendle,

Captain, U.S. Coast Guard, Captain of the Port Northern Great Lakes.

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DEPARTMENT OF HOMELAND SECURITY

Coast Guard

33 CFR Part 165

[Docket No. USCG-2024-0032]

Safety Zone; Atlantic Intracoastal Waterway, Swansboro, NC

AGENCY: Coast Guard, DHS.

ACTION: Notification of enforcement of regulation.

SUMMARY: The Coast Guard will enforce safety zone for the Town of Swansboro Fireworks Display—July 4 Celebration display on July 3, 2024, to provide for the safety of life on navigable waterways of the Atlantic Intracoastal Waterway during this event. Our regulation for marine events within the Fifth Coast Guard District identifies the regulated area for this event in Swansboro, NC. During the enforcement period, entry of vessels or persons into this safety zone is prohibited unless specifically authorized by the Captain of the Port (COTP) North Carolina or any Official Patrol displaying a Coast Guard ensign. **DATES:** The regulation for the event listed in item 15, in Table 4 to paragraph (h)(4) to 33 CFR 165.506, will be enforced from 9 p.m. until 9:45 p.m. on July 3, 2024.

FOR FURTHER INFORMATION CONTACT: If you have questions about this notification of enforcement, call or email Chief Petty Officer Elvin Rodriguez, Waterways Management Division, U.S. Coast Guard Sector North Carolina; telephone 910-998-2239, email NCMarineevents@uscg.mil.

SUPPLEMENTARY INFORMATION: The Coast Guard will enforce a safety zone in 33 CFR 165.506(h)(4) for the Town of Swansboro Fireworks Display—July 4 Celebration fireworks display from 9 p.m. to 9:45 p.m. on July 3, 2024. Although the table lists the enforcement periods for this event as July 4 and the second Saturday in October, paragraph (c) of § 165.506 notes that the dates of enforcement periods are subject to change. This action is being taken to provide for the safety of life on navigable waterways during this event.

Our regulation for marine events within the Fifth Coast Guard District, § 165.506(h)(4), specifies the location of the regulated area for the Town of Swansboro Fireworks Display—July 4 Celebration fireworks display at item 15 in Table 4 to paragraph (h)(4) of § 165.506, which encompasses portions of the Atlantic Intracoastal Waterway. As reflected in § 165.506, during the enforcement period, the operator of vessels in the regulated area must comply with directions from the Captain of the Port (COTP) North Carolina or any Official Patrol displaying a Coast Guard ensign.

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

Timothy J. List,

Captain, U.S. Coast Guard, Captain of the Port North Carolina.

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DEPARTMENT OF HOMELAND SECURITY

Coast Guard

33 CFR Part 165

[Docket Number USCG–2024–0563]

RIN 1625–AA00

Safety Zone; M/V DALI, Moored in the Elizabeth River, Norfolk, VA

AGENCY: Coast Guard, DHS.

ACTION: Temporary final rule.

SUMMARY: The Coast Guard is establishing a temporary safety zone for a portion of the Elizabeth River while the M/V DALI is moored in the Port of Virginia. This action is necessary to protect personnel, vessels, and the marine environment from potential hazards created by the heavily damaged M/V Dali while it offloads cargo in Norfolk, VA. Entry of vessels or persons into this zone is prohibited unless specifically authorized by the Captain of the Port, Sector Virginia.

DATES: This rule is effective from June 21, 2024, through September 20, 2024. For the purposes of enforcement, actual notice will be used from June 21, 2024 until June 25, 2024.

ADDRESSES: To view documents mentioned in this preamble as being available in the docket, go to <https://www.regulations.gov>, type USCG–2024–

0563 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 CDR Patrick Grizzle, Sector Virginia, Prevention Department, U.S. Coast Guard, Telephone: 757–668–5580, email: VirginiaWaterways@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

On March 26, 2024, the M/V Dali lost propulsion and allided with the Francis Scott Key Bridge in the Chesapeake Bay, near the Port of Baltimore, causing the bridge to collapse upon it. See 89 FR 24385 (April 8, 2024) for additional details about the allision. More recently, the Maryland Pilots Association, LLC has notified the Coast Guard that the M/V Dali will be transiting from the Port of Baltimore to Norfolk, VA. for repairs. It is anticipated that the vessel will arrive in Virginia waters around June 20, 2024, and that it will reach Norfolk on or about June 21, 2024, but these dates are subject to change. Given the severe damage to the vessel from the allision a 100-yard safety zone will be necessary while the vessel is moored at the Port of Virginia, in the Elizabeth River.

The Coast Guard is issuing this temporary rule under authority in 5 U.S.C. 553(b)(B). This statutory 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.” The Coast Guard finds that good cause exists for not publishing a notice of proposed rulemaking (NPRM) with respect to this rule because doing so would be impracticable and contrary to public interest. There is insufficient time to provide notice of a proposed rule, take and consider comments, and publish a final rule before June 21, when the rule must be in effect to provide for safety in the navigable waters around the M/V Dali as it is moored in the waters subject to this safety zone in Norfolk, Virginia.

Also, 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**. Delaying the effective date of this rule would be impracticable because prompt action is needed to respond to the dangers associated with the cargo operations on the M/V DALI and the overall damage to the vessel.

III. Legal Authority and Need for Rule

The Coast Guard is issuing this rule under authority in 46 U.S.C. 70034. The COTP, Sector Virginia has determined that potential hazards associated with the M/V DALI will be a safety concern for anyone within a 100-yard radius of the vessel due to the damage sustained during the previous allision. This rule is needed to protect personnel, vessels, and the marine environment in the navigable waters within the safety zone while the M/V DALI is moored in the waters within the Port of Virginia.

IV. Discussion of the Rule

This rule establishes a safety zone from June 20, 2024, to September 20, 2024. The safety zone will cover a portion of the Elizabeth River within 100 yards of the M/V DALI while it is moored in Norfolk, VA. The dates of the safety zone were chosen to protect personnel, vessels, and the marine environment in the navigable waters of the Sector Virginia, COTP Zone while the vessel is moored at the Port of Virginia. No vessel or person will be permitted to enter the safety zone without obtaining permission from the COTP or a designated representative.

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. This rule has not been designated a “significant regulatory action,” under section 3(f) of Executive Order 12866, as amended by Executive Order 14094 (Modernizing Regulatory Review). Accordingly, this rule has not been reviewed by the Office of Management and Budget (OMB).

This regulatory action determination is based on the size and location of the safety zone. Vessel traffic will be able to safely transit around this safety zone while the vessel is moored at the Port