

Paragraph 6005 Class E Airspace Areas
Extending Upward From 700 Feet or More
Above the Surface of the Earth.

* * * * *

ASO GA E5 Ashburn, GA [New]

Turner County Airport, GA
(Lat. 31°41'15" N., long. 83°37'59" W.)

That airspace extending upward from 700 feet above the surface within a 6.8-mile radius of Turner County Airport.

Issued in College Park, Georgia, on July 11, 2017.

Ryan W. Almasy,

Manager, Operations Support Group, Eastern
Service Center, Air Traffic Organization.

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DEPARTMENT OF HOMELAND SECURITY

Coast Guard

33 CFR Parts 100, 117, 147, and 165

[USCG-2015-0242]

Quarterly Listings; Safety Zones, Security Zones, Special Local Regulations, Drawbridge Operation Regulations and Regulated Navigation Areas

AGENCY: Coast Guard, DHS.

ACTION: Notice of expired temporary rules issued.

SUMMARY: This document provides notice of substantive rules issued by the Coast Guard that were made temporarily effective but expired before they could be published in the **Federal Register**. This notice lists temporary safety zones, security zones, special local regulations, drawbridge operation regulations and regulated navigation areas, all of limited duration and for which timely

publication in the **Federal Register** was not possible.

DATES: This document lists temporary Coast Guard rules that became effective, primarily between August 2014 and September 2015, and were terminated before they could be published in the **Federal Register**.

ADDRESSES: Temporary rules listed in this document may be viewed online, under their respective docket numbers, using the Federal eRulemaking Portal at <http://www.regulations.gov>.

FOR FURTHER INFORMATION CONTACT: For questions on this notice contact Yeoman First Class David Hager, Office of Regulations and Administrative Law, telephone (202) 372-3862.

SUPPLEMENTARY INFORMATION: Coast Guard District Commanders and Captains of the Port (COTP) must be immediately responsive to the safety and security needs within their jurisdiction; therefore, District Commanders and COTPs have been delegated the authority to issue certain local regulations. *Safety zones* may be established for safety or environmental purposes. A safety zone may be stationary and described by fixed limits or it may be described as a zone around a vessel in motion. *Security zones* limit access to prevent injury or damage to vessels, ports, or waterfront facilities. *Special local regulations* are issued to enhance the safety of participants and spectators at regattas and other marine events. *Drawbridge operation regulations* authorize changes to drawbridge schedules to accommodate bridge repairs, seasonal vessel traffic, and local public events. *Regulated Navigation Areas* are water areas within a defined boundary, for which regulations for vessels navigating within the area have been established by the

regional Coast Guard District Commander.

Timely publication of these rules in the **Federal Register** may be precluded when a rule responds to an emergency, or when an event occurs without sufficient advance notice. The affected public is, however, often informed of these rules through Local Notices to Mariners, press releases, and other means. Moreover, actual notification is provided by Coast Guard patrol vessels enforcing the restrictions imposed by the rule. Because **Federal Register** publication was not possible before the end of the effective period, mariners were personally notified of the contents of these safety zones, security zones, special local regulations, regulated navigation areas or drawbridge operation regulations by Coast Guard officials on-scene prior to any enforcement action. However, the Coast Guard, by law, must publish in the **Federal Register** notice of substantive rules adopted. To meet this obligation without imposing undue expense on the public, the Coast Guard periodically publishes a list of these temporary safety zones, security zones, special local regulations, regulated navigation areas, and drawbridge operation regulations. Permanent rules are not included in this list because they are published in their entirety in the **Federal Register**. Temporary rules are also published in their entirety if sufficient time is available to do so before they are placed in effect or terminated.

The following unpublished rules were placed in effect temporarily during the period between August 2014 and September 2015 unless otherwise indicated. To view copies of these rules, visit www.regulations.gov and search by the docket number indicated in the list below.

Docket No.	Location	Type	Effective date
USCG-2014-0963	Pago Pago, American Samoa	Safety Zones (Parts 147 and 165)	11/11/2014
USCG-2014-1027	Sabine, TX	Safety Zones (Parts 147 and 165)	11/28/2014
USCG-2014-1040	Rockwood, IL	Safety Zones (Parts 147 and 165)	12/6/2014
USCG-2014-1049	New Orleans, LA	Safety Zones (Parts 147 and 165)	12/31/2014
USCG-2014-1065	Baton Rouge, LA	Safety Zones (Parts 147 and 165)	12/31/2014
USCG-2014-1064	Gulfport, MS	Safety Zones (Parts 147 and 165)	1/7/2015
USCG-2014-1042	New Orleans, LA	Safety Zones (Parts 147 and 165)	1/8/2015
USCG-2015-0012	Pennington, AL	Safety Zones (Parts 147 and 165)	1/11/2015
USCG-2015-0054	St. Claire County, MI	Safety Zones (Parts 147 and 165)	1/25/2015
USCG-2015-0029	Pascagoula, MS	Safety Zones (Parts 147 and 165)	1/30/2015
USCG-2015-0477	Santa Barbara, CA	Safety Zones (Parts 147 and 165)	5/27/2015
USCG-2015-0263	Sabine, TX	Safety Zones (Parts 147 and 165)	5/27/2015
USCG-2015-0494	St. Louis, MO	Safety Zones (Parts 147 and 165)	5/30/2015
USCG-2015-0495	St. Louis, MO	Safety Zones (Parts 147 and 165)	5/30/2015
USCG-2015-0514	Louis, MO	Safety Zones (Parts 147 and 165)	6/2/2015
USCG-2015-0264	Sabine, TX	Safety Zones (Parts 147 and 165)	6/3/2015
USCG-2015-0535	St. Louis, MO	Safety Zones (Parts 147 and 165)	6/7/2015
USCG-2015-0553	Louisville, KY	Safety Zones (Parts 147 and 165)	6/14/2015

Docket No.	Location	Type	Effective date
USCG-2015-0265	Ports of Beaumont, Port Arthur, Orange, TX and Lake Charles.	Safety Zones (Parts 147 and 165)	6/15/2015
USCG-2015-0125	Wantagh, NY	Special Local Regulations (Part 100)	6/17/2015
USCG-2015-0579	Henry, IL	Safety Zones (Parts 147 and 165)	6/18/2015
USCG-2015-0523	Chester, WV	Safety Zones (Parts 147 and 165)	6/20/2015
USCG-2015-0517	San Francisco, CA	Safety Zones (Parts 147 and 165)	6/20/2015
USCG-2015-0625	City of Aurora, IN	Safety Zones (Parts 147 and 165)	6/27/2015
USCG-2015-0372	Cumberland City, TN	Safety Zones (Parts 147 and 165)	6/27/2015
USCG-2015-0387	Beaver, PA	Safety Zones (Parts 147 and 165)	6/27/2015
USCG-2015-0133	Chattanooga, TN	Special Local Regulations (Part 100)	6/28/2015
USCG-2015-0545	Port Boston Zone	Safety Zones (Parts 147 and 165)	6/28/2015
USCG-2015-0583	Incline Village, NV	Safety Zones (Parts 147 and 165)	6/30/2015
USCG-2015-0233	Lake Tahoe, NV	Safety Zones (Parts 147 and 165)	7/1/2015
USCG-2015-0606	Los Angeles, CA	Safety Zones (Parts 147 and 165)	7/2/2015
USCG-2015-0522	Perth Amboy, NJ	Safety Zones (Parts 147 and 165)	7/2/2015
USCG-2015-0237	Kings Beach, CA	Safety Zones (Parts 147 and 165)	7/3/2015
USCG-2015-0607	Long Beach, CA	Safety Zones (Parts 147 and 165)	7/3/2015
USCG-2015-0608	Santa Catalina Island, CA	Safety Zones (Parts 147 and 165)	7/3/2015
USCG-2015-0589	Richmond Harbor, CA	Safety Zones (Parts 147 and 165)	7/3/2015
USCG-2015-0283	San Francisco, CA	Safety Zones (Parts 147 and 165)	7/3/2015
USCG-2015-0575	Olcott, NY	Safety Zones (Parts 147 and 165)	7/3/2015
USCG-2015-0599	Morris, IL	Safety Zones (Parts 147 and 165)	7/3/2015
USCG-2015-0587	Cornucopia, WI	Safety Zones (Parts 147 and 165)	7/3/2015
USCG-2015-0639	Burlington, VT	Safety Zones (Parts 147 and 165)	7/3/2015
USCG-2015-0538	Laplace, LA	Safety Zones (Parts 147 and 165)	7/3/2015
USCG-2015-0547	New Albany, IN	Safety Zones (Parts 147 and 165)	7/3/2015
USCG-2015-0541	Louisville, KY	Safety Zones (Parts 147 and 165)	7/3/2015
USCG-2015-0440	Charleston, WV	Safety Zones (Parts 147 and 165)	7/3/2015
USCG-2015-0550	Madison, IN	Special Local Regulations (Part 100)	7/3/2015
USCG-2015-0557	Long Island Port Zone	Safety Zones (Parts 147 and 165)	7/3/2015
USCG-2015-0324	Sea Isle City, NJ	Safety Zones (Parts 147 and 165)	7/4/2015
USCG-2015-0239	Glenbrook, NV	Safety Zones (Parts 147 and 165)	7/4/2015
USCG-2015-0588	Madeline Island, WI	Safety Zones (Parts 147 and 165)	7/4/2015
USCG-2015-0546	Miami, FL	Safety Zones (Parts 147 and 165)	7/4/2015
USCG-2015-0327	Dewey Beach, DE	Safety Zones (Parts 147 and 165)	7/4/2015
USCG-2015-0481	Manhattan, NY	Special Local Regulations (Part 100)	7/4/2015
USCG-2015-0426	Oyster Bay, NY	Special Local Regulations (Part 100)	7/4/2015
USCG-2015-0528	7th Coast Guard District	Special Local Regulations (Part 100)	7/4/2015
USCG-2015-0255	Lake Union, WA	Safety Zones (Parts 147 and 165)	7/4/2015
USCG-2015-0254	Friday Harbor, WA	Safety Zones (Parts 147 and 165)	7/4/2015
USCG-2015-0437	Manteo, NC	Safety Zones (Parts 147 and 165)	7/4/2015
USCG-2015-0609	Long Beach, CA	Safety Zones (Parts 147 and 165)	7/4/2015
USCG-2015-0610	Newport Beach, CA	Safety Zones (Parts 147 and 165)	7/4/2015
USCG-2015-0399	Pittsburgh, CA	Safety Zones (Parts 147 and 165)	7/4/2015
USCG-2015-0581	Vallejo, CA	Safety Zones (Parts 147 and 165)	7/4/2015
USCG-2015-0640	Berkeley, CA	Safety Zones (Parts 147 and 165)	7/4/2015
USCG-2015-0585	Duluth, MN	Safety Zones (Parts 147 and 165)	7/4/2015
USCG-2015-0598	Neenah, WI	Safety Zones (Parts 147 and 165)	7/4/2015
USCG-2015-0573	Cleveland, OH	Safety Zones (Parts 147 and 165)	7/4/2015
USCG-2015-0597	Cedar Point, OH	Safety Zones (Parts 147 and 165)	7/4/2015
USCG-2015-0596	Marblehead, OH	Safety Zones (Parts 147 and 165)	7/4/2015
USCG-2015-0586	Bayfield, WI	Safety Zones (Parts 147 and 165)	7/4/2015
USCG-2015-0577	Buffalo, NY	Safety Zones (Parts 147 and 165)	7/4/2015
USCG-2015-0352	Castine, ME	Safety Zones (Parts 147 and 165)	7/4/2015
USCG-2015-0449	Cincinnati, OH	Safety Zones (Parts 147 and 165)	7/4/2015
USCG-2015-0367	Point Pleasant, WV	Safety Zones (Parts 147 and 165)	7/4/2015
USCG-2015-0560	Owensboro, KY	Safety Zones (Parts 147 and 165)	7/4/2015
USCG-2015-0602	Jefferson City, MO	Safety Zones (Parts 147 and 165)	7/4/2015
USCG-2015-0542	Evansville, IN	Safety Zones (Parts 147 and 165)	7/4/2015
USCG-2015-0364	Greenup, KY	Safety Zones (Parts 147 and 165)	7/4/2015
USCG-2015-0391	Middleport, OH	Safety Zones (Parts 147 and 165)	7/4/2015
USCG-2015-0516	Chester, WV	Safety Zones (Parts 147 and 165)	7/4/2015
USCG-2015-0530	Lake Michigan Zone	Safety Zones (Parts 147 and 165)	7/4/2015
USCG-2015-0444	Paducah, KY	Safety Zones (Parts 147 and 165)	7/4/2015
USCG-2015-0530	Lake Michigan Zone	Safety Zones (Parts 147 and 165)	7/4/2015
USCG-2015-0059	Louisville, KY	Safety Zones (Parts 147 and 165)	7/5/2015
USCG-2015-0600	Palos Heights, IL	Safety Zones (Parts 147 and 165)	7/8/2015
USCG-2015-0638	San Diego, CA	Safety Zones (Parts 147 and 165)	7/10/2015
USCG-2015-0617	Grosse Pointe Shores, MI	Safety Zones (Parts 147 and 165)	7/10/2015
USCG-2015-0219	Cincinnati, OH	Special Local Regulations (Part 100)	7/10/2015
USCG-2015-0620	Oswego, NY	Safety Zones (Parts 147 and 165)	7/11/2015
USCG-2015-0645	Mystic, CT	Special Local Regulations (Part 100)	7/11/2015
USCG-2015-0307	Cincinnati, OH	Safety Zones (Parts 147 and 165)	7/11/2015
USCG-2015-0644	Bellevue, KY	Safety Zones (Parts 147 and 165)	7/11/2015

Docket No.	Location	Type	Effective date
USCG-2015-0664	Wyandotte, MI	Special Local Regulations (Part 100)	7/12/2015
USCG-2015-0010	Florence, AL	Special Local Regulations (Part 100)	7/12/2015
USCG-2015-0680	Philadelphia, PA	Security Zones (Part 165)	7/14/2015
USCG-2015-0353	Castine, ME	Safety Zones (Parts 147 and 165)	7/14/2015
USCG-2015-0605	Augusta, GA	Safety Zones (Parts 147 and 165)	7/16/2015
USCG-2012-1036	Port Long Island Sound Zone	Safety Zones (Parts 147 and 165)	7/17/2015
USCG-2015-0679	Lorain, OH	Safety Zones (Parts 147 and 165)	7/18/2015
USCG-2015-0354	South Bristol, ME	Safety Zones (Parts 147 and 165)	7/18/2015
USCG-2015-0658	Brewerton, NY	Safety Zones (Parts 147 and 165)	7/18/2015
USCG-2015-0675	Brooklyn, NY	Drawbridges (Part 117)	7/18/2015
USCG-2015-0425	Portland, ME	Special Local Regulations (Part 100)	7/18/2015
USCG-2015-0679	Lorain, OH	Safety Zones (Parts 147 and 165)	7/18/2015
USCG-2015-0396	Oakmont, PA	Safety Zones (Parts 147 and 165)	7/18/2015
USCG-2015-0661	Cleveland, OH	Safety Zones (Parts 147 and 165)	7/19/2015
USCG-2015-0702	Galveston, TX	Safety Zones (Parts 147 and 165)	7/20/2015
USCG-2015-0685	Pittsburgh, PA	Security Zones (Part 165)	7/21/2015
USCG-2015-0443	Milwaukee, WI	Safety Zones (Parts 147 and 165)	7/23/2015
USCG-2015-0611	Ogdensburg, NY	Safety Zones (Parts 147 and 165)	7/24/2015
USCG-2015-0700	Grafton, IL	Safety Zones (Parts 147 and 165)	7/24/2015
USCG-2015-0660	Oswego, NY	Safety Zones (Parts 147 and 165)	7/25/2015
USCG-2015-0592	Pacific Grove, CA	Safety Zones (Parts 147 and 165)	7/25/2015
USCG-2015-0302	Nashville, TN	Special Local Regulations (Part 100)	7/26/2015
USCG-2015-0657	Queens, NY	Drawbridges (Part 117)	7/27/2015
USCG-2010-0062	Seattle, WA	Safety Zones (Parts 147 and 165)	7/29/2015
USCG-2015-0377	New Orleans, LA	Safety Zones (Parts 147 and 165)	7/30/2015
USCG-2015-0214	LaPointe, WI	Safety Zones (Parts 147 and 165)	8/1/2015
USCG-2015-0714	Mentor, OH	Safety Zones (Parts 147 and 165)	8/2/2015
USCG-2015-0281	Cincinnati, OH	Special Local Regulations (Part 100)	8/2/2015
USCG-2014-0794	Lakebay, WA	Safety Zones (Parts 147 and 165)	8/4/2015
USCG-2015-0681	National Harbor, MD	Safety Zones (Parts 147 and 165)	8/6/2015
USCG-2015-0761	Chicago, IL	Safety Zones (Parts 147 and 165)	8/6/2015
USCG-2015-0709	San Diego, CA	Safety Zones (Parts 147 and 165)	8/7/2015
USCG-2015-0759	Chicago, IL	Safety Zones (Parts 147 and 165)	8/8/2015
USCG-2015-0721	Port Huron, MI	Special Local Regulations (Part 100)	8/8/2015
USGC-2015-0622	Perry, WA	Safety Zones (Parts 147 and 165)	8/8/2015
USCG-2015-0762	Sylvan Beach, NY	Safety Zones (Parts 147 and 165)	8/9/2015
USCG-2015-0795	Cedar Point, OH	Safety Zones (Parts 147 and 165)	8/13/2015
USCG-2015-0652	Havre de Grace, MD	Safety Zones (Parts 147 and 165)	8/14/2015
USCG-2015-0724	San Diego, CA	Safety Zones (Parts 147 and 165)	8/15/2015
USCG-2015-0530	Algoma, WI	Safety Zones (Parts 147 and 165)	8/16/2015
USCG-2015-0785	Detroit, MI	Special Local Regulations (Part 100)	8/21/2015
USCG-2015-0707	Huntsville, AL	Special Local Regulations (Part 100)	8/23/2015
USCG-2015-0775	South Port, ME	Safety Zones (Parts 147 and 165)	8/28/2015
USCG-2015-0766	Petaluma, CA	Safety Zones (Parts 147 and 165)	9/1/2015
USCG-2015-0525	Virginia Beach, VA	Safety Zones (Parts 147 and 165)	9/1/2015
USCG-2015-0592	South Lake Tahoe, CA	Safety Zones (Parts 147 and 165)	9/4/2015
USCG-2012-1036	Port Long Island Sound Zone	Safety Zones (Parts 147 and 165)	9/5/2015
USGC-2015-0771	Boston Harbor, MA	Safety Zones (Parts 147 and 165)	9/5/2015
USCG-2015-0811	Prince William County, VA	Safety Zones (Parts 147 and 165)	9/5/2015
USCG-2015-0770	Port Boston Zone	Safety Zones (Parts 147 and 165)	9/5/2015
USCG-2015-0821	Miami Beach, FL	Safety Zones (Parts 147 and 165)	9/5/2015
USCG-2015-0842	Hood River, OR	Safety Zones (Parts 147 and 165)	9/7/2015
USCG-2015-0857	Dana Point, CA	Special Local Regulations (Part 100)	9/11/2015
USCG-2014-0876	Port Huron, MI	Special Local Regulations (Part 100)	9/12/2015
USCG-2015-0844	Pasco, WA	Safety Zones (Parts 147 and 165)	9/12/2015
USCG-2015-0834	Buffalo, NY	Safety Zones (Parts 147 and 165)	9/13/2015
USCG-2015-0868	Portland, OR	Drawbridges (Part 117)	9/13/2015
USCG-2015-0816	Long Island Port Zone	Safety Zones (Parts 147 and 165)	9/15/2015
USCG-2015-0890	San Pedro, CA	Safety Zones (Parts 147 and 165)	9/17/2015
USCG-2015-0683	Cocoa Beach, FL	Special Local Regulations (Part 100)	9/18/2015
USCG-2015-0881	San Pedro, CA	Safety Zones (Parts 147 and 165)	9/18/2015
USCG-2015-0561	Miami, FL	Safety Zones (Parts 147 and 165)	9/20/2015
USCG-2015-0843	Portland, OR	Safety Zones (Parts 147 and 165)	9/20/2015
USCG-2015-0897	Point Mugu, CA	Safety Zones (Parts 147 and 165)	9/25/2015
USCG-2015-0845	Portland, OR	Safety Zones (Parts 147 and 165)	9/27/2015

Katia Kroutil,

Chief, Office of Regulations and
Administrative Law.

[FR Doc. 2017-15373 Filed 7-20-17; 8:45 am]

BILLING CODE P

DEPARTMENT OF HOMELAND SECURITY

Coast Guard

33 CFR Part 117

[Docket No. USCG-2017-0212]

RIN 1625-AA09

Drawbridge Operation Regulation; St. Louis River (Duluth-Superior Harbor), Between the Towns of Duluth, MN and Superior, WI

AGENCY: Coast Guard, DHS.

ACTION: Final rule.

SUMMARY: The Coast Guard is modifying the regulations that govern the drawbridges over the St. Louis River at Duluth-Superior Harbor. This waterway borders Minnesota and Wisconsin and is listed under Minnesota as St. Louis River (Duluth-Superior Harbor) and under Wisconsin as Duluth-Superior Harbor (St. Louis River) in the CFR. This rule affects both regulations. The owner of the Burlington Northern Grassy Point Railroad Bridge at mile 5.44 requested the regulation be updated to include permanent winter operating schedule. This rule also aligns river mile numbers with the United States Coast Pilot and deletes bridges from the regulations that were removed from the waterway and makes the regulation easier to read and less confusing to the mariner.

DATES: This rule is effective August 21, 2017.

ADDRESSES: To view documents mentioned in this preamble as being available in the docket, go to <http://www.regulations.gov>, type [USCG-2017-0212]. In the "SEARCH" box and click "SEARCH." Click on Open Docket Folder on the line associated with this rulemaking.

FOR FURTHER INFORMATION CONTACT: If you have questions on this rule, call or email Mr. Lee D. Soule, Bridge Management Specialist, Ninth Coast Guard District; telephone 216-902-6085, email Lee.D.Soule@uscg.mil.

SUPPLEMENTARY INFORMATION:

I. Table of Abbreviations

CFR Code of Federal Regulations
DHS Department of Homeland Security
FR Federal Register
LWD Low Water Datum
NEPA National Environmental Policy Act
of 1969

NPRM Notice of proposed rulemaking
RFA Regulatory Flexibility Act of 1980
SNPRM Supplemental notice of proposed
rulemaking
Pub. L. Public Law
§ Section
U.S.C. United States Code

II. Background Information and Regulatory History

On April 19, 2017, we published a notice of proposed rulemaking (NPRM) entitled, Drawbridge Operation Regulation; St. Louis River (Duluth-Superior Harbor), between the towns of Duluth, MN and Superior, WI, in the **Federal Register** (82 FR 18407). We did not receive any comments on this proposed rule.

III. Legal Authority and Need for Rule

The Coast Guard is issuing this rule under the authority of 33 U.S.C. 499. The current regulations for St. Louis River drawbridges (33 CFR 117.669 and 33 CFR 117.1083) includes the operating schedules for the Burlington Northern Grassy Point Railroad Bridge at mile 5.44, the Grassy Point Bridge at mile 8.0, the Arrow Head Bridge at mile 8.7, and the Duluth, Missabe & Iron Range combined Railroad and Highway Bridge, also known as the Oliver Bridge, at mile 13.91.

IV. Discussion of Comments, Changes and the Final Rule

The Coast Guard provided a 30 day comment period in the **Federal Register** and solicited comments through the Ninth Coast Guard Local Notice to Mariners for the same 30 days and we did not receive any comments.

Title 33 of the Code of Regulations part 117 lists drawbridge regulations by state. The St. Louis River is the border between Minnesota (listed under 33 CFR 117.669) and Wisconsin (listed under 33 CFR 117.1083). The St. Louis River is listed by state separately under both sections of the CFR. This rule will revise 33 CFR 117.1083 (under Wisconsin) to direct readers to 33 CFR 117.669 (under Minnesota) to simplify the rule and make it easier to reference by mariners.

The Coast Guard is modifying the operating schedule of the The Burlington Northern Grassy Point Railroad Bridge at mile 5.44 to include authorized permanent winter hours. Mariners will still be able to request bridge openings with 12-hours advance notice during times of light traffic volume on the river due to ice formation that typically prevents most vessel navigation in the channel from December 15 through March 15 each year.

The bridges listed in the regulations as the Grassy Point Bridge at mile 8.0 and the Arrow Head Bridge at mile 8.7, respectively, have been removed from the waterway and will be removed from the regulations.

The Duluth, Missabe & Iron Range combined Railroad and Highway Bridge, also known as the Oliver Bridge, at mile 13.91, will be renamed the Canadian National Combined Railroad and Highway Bridge to reflect the current owner and use. The authorization to remain in the closed position will continue as before, but the drawbridge must return to operable condition when notified by the District Commander to do so.

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 protesters.

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 13771 directs agencies to control regulatory costs through a budgeting process. 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 (OMB) and pursuant to OMB guidance it is exempt from the requirements of Executive Order 13771.

This regulatory action determination is based on the ability that vessels can still transit the bridge given advanced notice during the winter when ice typically prevents vessels from transiting the waterway and vessel traffic is at its lowest. This rule will also align river mile numbers with the United States Coast Pilot and delete bridges from the regulations that have been removed from the waterway and make the regulation easier to read and less confusing to the mariner.

B. Impact on Small Entities

The Regulatory Flexibility Act of 1980 (RFA), 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