

List of Subjects in 33 CFR Part 100

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

For the reasons discussed in the preamble, the Coast Guard amends 33 CFR part 100 as follows:

PART 100—SAFETY OF LIFE ON NAVIGABLE WATERS

■ 1. The authority citation for part 100 continues to read as follows:

Authority: 46 U.S.C. 70041; 33 CFR 1.05–1.

■ 2. Add § 100.T0199–0096 to read as follows:

§ 100.T0199–0096 Special Local Regulation; Upper Bay, New York City, NY.

(a) *Regulated areas.* (1) “*Event Area*”—*Location.* This special local regulation applies to the following area: all waters of the Upper Bay of New York Harbor, from surface to bottom, encompassed by a line connecting the following points beginning at 40°41′49.68″ N 74°02′2.28″ W; thence to 40°41′49.74″ N 74°01′23.64″ W; thence to 40°41′43.140″ N 74°1′9.00″ W; thence to 40°41′43.140″ N, 074°01′08.996″ W; thence to 40°41′35.616″ N, 074°01′10.011″ W; thence along the shore to 40°41′02.594″ N, 074°01′24.182″ W; thence to 40°40′47.760″ N 74°1′43.200″ W thence to 40°40′38.460″ N 74°2′0.420″ W; thence to 40°40′38.940″ N 74°2′45.000″ W; thence to 40°41′2.040″ N 74°2′24.720″ W; thence to 40°41′13.080″ N 74°2′24.360″ W; thence to 40°41′35.820″ N 74°2′15.600″ W and thence back to the point of origin. Positions provided are expressed in Degrees (°) Minutes (′) Seconds (″) (DMS) based on North American Datum 1983 (NAD 83).

(2) “*Transit Only Area*”—*Location.* All navigable waters of the Upper Bay of New York Harbor, from surface to bottom, encompassed by a line connecting the following points beginning at 40°41′49.68″ N 74°02′11.21″ W; thence 40°41′49.68″ N 74°02′02.28″ W; thence to 40°41′35.28″ N 74°02′15.6″ W; thence to 40°41′13.08″ N 74°02′24.36″ W; thence to 40°41′02.04″ N 74°02′24.72″ W; thence to 40°40′38.94″ N 74°02′45.00″ W; thence to 40°40′38.94″ N 74°02′54.18″ W; thence to 40°41′02.04″ N 74°02′33.83″ W; thence to 40°41′13.08″ N 74°02′33.48″ W; thence to 40°41′35.82″ N 74°02′24.68″ W; thence back to the point of origin.

(3) “*Race Area*”—*Location.* All navigable waters of the Upper Bay of New York Harbor, from surface to

bottom, which will be demarcated by visual markers and on scene race control vessels within the “*Event Area*” designated in paragraph (a)(1) of this section.

(4) “*Spectator Area*”—*Location.* All navigable waters of the Upper Bay of New York Harbor, from surface to bottom, within the “*Event Area*” as described in paragraph (a)(1) of this section outside of the “*Race Area*”.

(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 COTP in the enforcement of the special local regulation.

Participant means all persons and vessels registered with the event sponsor as a participant in the race.

Spectator means any person or vessel, which is not designated by the sponsor as a support vessel or participant, in the vicinity of the event with the primary purpose of witnessing the event. Spectator vessels can observe the marine event from the designated “*Spectator Area*”.

(c) *Regulations.* (1) No vessel shall enter the “*Event Area*” described in paragraph (a)(1) of this section unless authorized by the COTP or their designated representative.

(2) No vessels within the “*Event Area*”, except participants and official safety and support personnel, shall enter the “*Race Area*” as described in paragraph (a)(3) of this section unless authorized by the COTP or their designated representative. The event sponsor will demarcate the exterior perimeter of the “*Race Area*” by colored markers and on scene assets. The COTP or their designated representative may restrict the number of vessels allowed within the “*Spectator Area*” to prevent overcrowding and ensure safe navigation. Once the COTP or their designated representative determines that the “*Spectator Area*” has reached a safe capacity, no additional vessels will be allowed to enter unless specifically authorized by the COTP or their designated representative.

(3) No vessels may stop, loiter, remain, or anchor in the “*Transit Only Area*” described in paragraph (a)(2) of this section during the period of enforcement.

(4) To seek permission to enter the “*Event Area*”, contact the COTP or the COTP’s representative on VHF–FM channel 16. Those in the regulated area must comply with all lawful orders or

directions given to them by the COTP or the COTP’s designated representative.

(d) *Effective and enforcement periods.*

(1) This section is effective from noon on May 30, 2026, through 6:30 p.m. on May 31, 2026. The rule will only be enforced, however, from noon until 6:30 p.m. on Saturday, May 30, 2026, and from noon until 6:30 p.m. on Sunday, May 31, 2026.

(2) In the event that weather conditions prohibit a safe race start or causing delays, the public will be notified of changes to the enforcement period as described in paragraph (d)(1) of this section through marine broadcasts, local notices to mariners, or by on-scene designated representatives.

Jonathan A. Andrechik,

Captain, U.S. Coast Guard, Captain of the Port, Sector New York.

[FR Doc. 2026–10612 Filed 5–27–26; 8:45 am]

BILLING CODE 9110–04–P

DEPARTMENT OF HOMELAND SECURITY**Coast Guard****33 CFR Part 165**

[Docket Number USCG–2026–0418]

RIN 1625–AA00

Safety Zone; Atlantic Ocean, Atlantic City, NJ

AGENCY: Coast Guard, Department of Homeland Security.

ACTION: Temporary final rule.

SUMMARY: The Coast Guard is establishing a temporary safety zone for navigable waters of the Atlantic Ocean, near Atlantic City, NJ. This action is necessary to provide for the safety of life on these navigable waters during an offshore airshow on May 29, 2026, through May 31, 2026. This regulation prohibits persons and vessels from entering the regulated area unless specifically authorized by the Captain of the Port, Sector Delaware Bay, or their designated representative.

DATES: This rule is effective from 11:30 a.m. on May 29, 2026, through 3:30 p.m. on May 31, 2026. It will, however, only be subject to enforcement between 11:30 a.m. and 3:30 p.m. on each of those days.

ADDRESSES: To view available documents go to <https://www.regulations.gov> and search for USCG–2026–0418.

FOR FURTHER INFORMATION CONTACT: If you have questions about this rule, contact MST2 Dominick Dobridge,

Waterways Management Division,
Sector Delaware Bay, U.S. Coast Guard;
telephone (206) 815-6688, option 3;
email SecDelBayWWM@uscg.mil.

SUPPLEMENTARY INFORMATION:

I. Table of Abbreviations

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

II. Background and Authority

On April 1, 2026, an organization notified the Coast Guard that from 11:30 a.m. on May 29, 2026, through 3:30 p.m. on May 31, 2026, an over-the-water airshow would be taking place over the Atlantic Ocean, near Atlantic City, NJ. The event will be held from 11:30 a.m. through 3:30 p.m. on those days.

The Captain of the Port Delaware Bay (COTP) is issuing this safety zone rule under the authority in 46 U.S.C. 70034. The COTP has determined that potential hazards associated with an offshore airshow could pose a risk to waterway users if normal vessel traffic were allowed to traverse the area below the air show during the event. Possible hazards include a risk of being hit by a plane or debris from a plane if there is a mid-air collision or if one of the air show pilots loses control and their plane crashes. The purpose of this rulemaking is to protect event spectators and transiting vessels during the scheduled event.

The Coast Guard is issuing this rule without prior notice and comment. As is authorized by 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 it is impracticable. The Coast Guard was notified of this event on April 1, 2026, but we must establish this safety zone by May 29, 2026, to protect personnel, vessels, and the marine environment. Therefore, we have do not have enough time to solicit and respond to comments.

For the same reasons, the Coast Guard finds that under 5 U.S.C. 553(d)(3), good cause exists for making this rule effective less than 30 days after publication in the **Federal Register**.

III. Discussion of the Rule

This rule establishes a temporary safety zone which will be in effect from 11:30 a.m. on May 29, 2026, until 3:30 p.m. on May 31, 2026, but will only be subject to enforcement between 11:30 a.m. and 3:30 p.m. on each of those days. The regulated area covers all

navigable waters of Atlantic Ocean near Atlantic City, NJ, within a polygon bounded by the following: originating on the shore line at approximate position latitude 39°21'24.06" N, longitude 074°24'56.09" W; thence east to approximate position 39°20'46.89" N, longitude 074°24'41.85" W; thence south to approximate position to latitude 39°20'39.72" N, longitude 074°25'58.45" W; thence west to the shoreline at approximate position latitude 39°21'6.55" N, longitude 074°26'8.41" W; thence north along the shoreline to the point of origin.

The duration of the zone is intended to ensure the safety of participants and other waterway users during the scheduled offshore air show. No vessel or person will be permitted to enter the regulated area without obtaining permission from the COTP or a designated representative.

IV. 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.

A. Impact on Small Entities

The regulatory flexibility analysis provisions of the Regulatory Flexibility Act of 1980, 5 U.S.C. 601-612, do not apply to rules that are not subject to notice and comment. Because the Coast Guard has, for good cause, waived the notice and comment requirement that would otherwise apply to this rulemaking, the Regulatory Flexibility Act's flexibility analysis provisions do not apply here.

Under section 213(a) of the Small Business Regulatory Enforcement Fairness Act of 1996 (Pub. L. 104-121), if this rule will affect your small business, organization, or governmental jurisdiction and you have questions, contact the person listed in the **FOR FURTHER INFORMATION CONTACT** section. Small businesses may send comments to the Small Business and Agriculture Regulatory Enforcement Ombudsman and the Regional Small Business Regulatory Fairness Boards by calling 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.

B. 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).

C. Federalism and Indian Tribal Governments

We have analyzed this rule under Executive Order 13132, Federalism, and have determined that it is consistent with the fundamental federalism principles and preemption requirements described in that Order.

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.

D. Unfunded Mandates Reform Act

As required by The Unfunded Mandates Reform Act of 1995 (2 U.S.C. 1531-1538), the Coast Guard certifies that this rule will not result in an annual expenditure of \$100,000,000 or more (adjusted for inflation) by a State, local, or tribal government, in the aggregate, or by the private sector.

E. 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 *et seq.*), 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 is a safety zone. 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.

List of Subjects in 33 CFR Part 100

Marine safety, Navigation (water), Reporting and recordkeeping requirements, 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: 46 U.S.C. 70034, 70051, 70124; 33 CFR 1.05-1, 6.04-1, 6.04-6, and 160.5;

Department of Homeland Security Delegation
No. 00170.1, Revision No. 01.4.

■ 2. Add § 165.T05–0418 to read as follows:

§ 165.0599–0418 Safety Zone; Atlantic Ocean, Atlantic City, NJ.

(a) *Location.* This special local regulation applies to the following regulated area: All navigable waters of Atlantic Ocean near Atlantic City, NJ, within a polygon bounded by the following: originating on the shore line at approximate position latitude 39°21'24.06" N, longitude 074°24'56.09" W; thence east to approximate position 39°20'46.89" N, longitude 074°24'41.85" W; thence south to approximate position to latitude 39°20'39.72" N, longitude 074°25'58.45" W; thence west to the shoreline at approximate position latitude 39°21'6.55" N, longitude 074°26'8.41" W; thence north along the shoreline to the point of origin. These coordinates are based on World Geodetic System (WGS 84).

(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 Captain of the Port Sector Delaware Bay (COTP) in the enforcement of the regulated area.

(c) *Regulations.* (1) All persons and vessels are prohibited from entering, transiting through, anchoring in, or remaining within the regulated area described in paragraph (a) of this section unless authorized by the COTP or their designated representative.

(2) To seek permission to enter, contact the COTP or the COTP's representative on VHF–FM channel 16. Those in the regulated area must comply with all lawful orders or directions given to them by the COTP or the COTP's designated representative.

(d) *Enforcement period[s].* This section will be enforced every day from 11:30 a.m. to 3:30 p.m. on May 29, 2026, through May 31, 2026.

Dated: May 19, 2026.

Kate F. Higgins-Bloom,

Captain, U.S. Coast Guard, Captain of the Port, Sector Delaware Bay.

[FR Doc. 2026–10588 Filed 5–27–26; 8:45 am]

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DEPARTMENT OF HOMELAND SECURITY

Coast Guard

33 CFR Part 165

[Docket Number USCG–2026–0025]

RIN 1625–AA00

Safety Zone; Annual Fireworks Displays Within the Sector Columbia River Captain of the Port Zone

AGENCY: Coast Guard, Department of Homeland Security.

ACTION: Final rule.

SUMMARY: The Coast Guard amends the regulations establishing safety zones for annual fireworks displays in the Captain of the Port Zone Columbia River. This action adds a safety zone for a fireworks display, removes a safety zone for a fireworks display no longer under the Coast Guard's authority and jurisdiction, edits a fireworks display's name, and adds a second date for a fireworks display. This rulemaking prohibits persons and vessels from being in the safety zone unless specifically authorized by the Captain of the Port, Sector Columbia River.

DATES: This rule is effective June 29, 2026.

ADDRESSES: To view available documents go to <https://www.regulations.gov> and search for USCG–2026–0025.

FOR FURTHER INFORMATION CONTACT: If you have questions about this rule, contact LCDR Jesse Wallace, Sector Columbia River Waterways Management Division, U.S. Coast Guard; telephone (503) 572–3524, or email SCRWWM@uscg.mil.

SUPPLEMENTARY INFORMATION:

I. Table of Abbreviations

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

II. Background and Authority

The Coast Guard revises its regulation for recurring fireworks displays in the geographic boundaries of the Northwest District Sector Columbia River Captain of the Port (COTP) Zone, 33 CFR 165.1315. This rule adds one (1) safety zone for a new, recurring fireworks display that was previously published as a temporary safety zone. This rule also removes one (1) previously established safety zone for a fireworks

display. This rule would change the name of an existing fireworks display. Finally, this rule adds a second date for an existing fireworks display. The purpose of this revision is to provide the public accurate information regarding safety zones for annual fireworks displays in the Sector Columbia River Captain of the Port Zone. On February 17, 2026 (91 FR 7188), the Coast Guard published a notice of proposed rulemaking (NPRM) titled “Safety Zone; Annual Fireworks Displays Within the Sector Columbia River Captain of the Port Zone.” In that NPRM, we stated why we issued the NPRM and invited comments on our proposed regulatory action related to these fireworks displays.

Under the authority in 46 U.S.C. 70034, the COTP has determined that this rule is necessary to protect personnel, vessels, and the marine environment from potential hazards associated with fireworks displays. No vessel or person will be permitted to enter the safety zone without obtaining permission from the COTP or their designated representative.

III. Discussion of Comments and the Rule

During the comment period that ended on March 19, 2026, we received two (2) comments.

The first commenter supported the proposed rule, highlighting the importance of disseminating accurate information to public waterway users, stakeholders, and local businesses. The commenter suggested that additional information on procedures for requesting access to these safety zones is needed. The Coast Guard believes that this process is already properly captured in the regulation, as 33 CFR 165.1315(f) outlines specific authorization procedures for vessel operators who desire to enter the safety zone. However, the phone number listed for requesting entry into the safety zone was not accurate and will be updated as a change in the regulatory text of this rule.

The second commenter opposed the proposed rule due to the potential negative impacts to wildlife that are associated with fireworks displays. The Coast Guard believes that this rule is necessary to protect personnel, vessels, and the marine environment from potential hazards associated with fireworks displays. Additionally, the Coast Guard upholds the public's right to ensure fair and equitable use of the waterway, which includes fireworks display events. Lastly, the establishment of safety zones requires the Coast Guard to comply with the National