



DEPARTMENT OF THE ARMY
JACKSONVILLE DISTRICT CORPS OF ENGINEERS
P. O. BOX 4970
JACKSONVILLE, FLORIDA 32232-0019

REPLY TO
ATTENTION OF

March 19, 2004

2nd PUBLIC NOTICE

The purpose of this second notice is to provide the public information about the ongoing temporary implementation of, changes to, and the creation of new restricted areas around multiple military installations in the State of Florida.

APPLICANT: Facility commander for each of the installations noted in the body of this notice.

LOCATION: Multiple areas in Florida

TIMEFRAME: The new changes/additions described in this notice will be active as of the date of this notice and will be in place until the formal review and permanent implementation process can be completed. Many of the changes/additions described in this notice were first advertised in the original public notice dated May 7, 2002. Those changes/additions are still active and will be so until formal and permanent implementation of these changes through the Federal Register review process can be completed. New additions to this public notice will be designated by *italic type with the word (new) beside it.*

WORK and NEED: Temporary implementation of measures to provide additional security for the facilities noted in the body of this notice. These actions are necessary to safeguard government assets, as well as the general public, from sabotage and other subversive acts, accidents, or incidents of similar nature. Final designations for the modifications/additions may differ from those described in this notice due to comments received from the public during the formal restricted area establishment/amendment process.

Since this notice covers multiple areas and types of change, it will be divided into sections. Section 1 will include strictly administrative changes to existing regulations found at 33 Code of Federal Regulations (CFR) Section (§) 334, such as the name of the existing regulation or who will enforce the regulations in a given area. Section 2 will include modifications to the

restrictions in existing regulations. Section 3 will include modifications to the area covered in existing regulations. Section 4 will include the creation of new restricted areas. Some facilities or existing regulations may be listed in more than one section due to the nature of the requested changes. Maps will only be provided for those changes described in Sections 3 and 4.

Additional public notices for temporary regulations may follow as new areas of concern to the military bases and/or facilities are identified.

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SECTION 1
ADMINISTRATIVE CHANGES TO EXISTING REGULATIONS
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(A) 33 CFR §334.778

LOCATION: Pensacola Bay and the waters contiguous to Naval Air Station, Pensacola, Florida.

ADMINISTRATIVE AMENDMENT: §334.778(b)(3) is redesignated as §334.778(b)(2) and §334.778(b)(4) is redesignated as §334.778(b)(3).

ADDITIONAL INFORMATION: Additional changes to §334.778 are described at Section 2(A) below.



(B) 33 CFR §334.540

LOCATION: Banana River and the waters contiguous to Cape Canaveral Air Station, Florida.

ADMINISTRATIVE AMENDMENT: §334.540(b)(2) is revised as follows: "(2) The regulations in this section shall be enforced by the Commander, 45th Space Wing, Patrick Air Force Base, Florida, and such agencies as he/she may designate."



(C) 33 CFR §334.550

LOCATION: Banana River and the waters contiguous to Cape Canaveral Air Station, Florida.

ADMINISTRATIVE AMENDMENTS: The language of §334.550(a) is modified to correctly identify a referenced restriction area. There are no changes to the actual area encompassed by §334.550(a). The language of §334.550(a) is revised as follows: "(a) The Area. Starting ... restricted area as described in 33 CFR 334.540...;... 334.550 ..."

§334.550(b)(2) is revised as follows: "(2) The regulations in this section shall be enforced by the Commander, 45th Space Wing, Patrick Air Force Base, Florida, and such agencies as he/she may designate."



(D) 33 CFR §334.560

LOCATION: Banana River and the waters contiguous to Patrick Air Force Base, Florida.

ADMINISTRATIVE AMENDMENT: §334.560(b)(2) is revised as follows: "(2) The regulations in this section shall be enforced by the Commander, 45th Space Wing, Patrick Air Force Base, Florida, and such agencies as he/she may designate."

ADDITIONAL INFORMATION: Additional changes to §334.560 are described at Section 3(A) below.



(E) 33 CFR §334.580

LOCATION: Atlantic Ocean near Port Everglades, Florida.

ADMINISTRATIVE AMENDMENT: §334.580(b)(2) is revised as follows: "(2) The regulations of this section shall be enforced by the Facility Director, Naval Surface Warfare Center, Detachment Dania, Florida, and such agencies as he/she may designate."

ADDITIONAL INFORMATION: Additional changes to §334.580 are described at Section 2(B) below.



higher high water line to the point of beginning. This encompasses an area reaching from the northern extent described to the southern extent described and extending from the mean high water line waterward a distance of approximately 600 feet."

ADDITIONAL INFORMATION: Additional changes to §334.560 are described at Section 1(D) above.



(B) 33 CFR §334.775

LOCATION: Pensacola Bay and the waters contiguous to Pensacola Naval Air Station, Florida. See attached maps labeled "MAP 3(B)-1" and "MAP 3(B)-2."

MODIFICATION TO AREA EFFECTED: §334.775(a) is revised as follows to designate the existing area as (a)(1) and to add area (a)(2): "(a) *The Areas:* (1)... (2)The waters within an area enclosed by the following points: Beginning at latitude 30°21.58'N.-longitude 87°12.49'W.; thence to latitude 30°20.25'N.-longitude 87°11.00'W.; thence to latitude 30°20.28'N.-longitude 87°14.27'W.; thence to the point of beginning. This encompasses a large triangular area north of Santa Rosa Island and west of the land area between Fair Point and Deer Point."

ADDITIONAL INFORMATION: Additional changes to §334.775 are described at Section 2(C) above.

(C) 33 CFR §334.610 (new)

LOCATION: Boca Chica Key and the waters contiguous to northeast side of the Naval Air Station located there. See attached maps labeled "MAP 3(C)-1" and "MAP 3(C)-2."

MODIFICATION TO AREA EFFECTED: §334.610(a)(6) is revised as follows to enlarge the existing area: (6) Danger Zone. All waters within an area along the northeast side of the Naval Air Station on Boca Chica Key defined by a line beginning at latitude 24°35.472'N.-longitude 81°41.824'W.; thence proceed in a northerly direction to a point at latitude 24°36.289'N.-longitude 81°41.437'W.; thence proceed westerly to a point at latitude 24°36.392'N.-longitude 81°41.970'W.; thence to a point on shore at latitude 24°35.698'N.-longitude 81°41.981'W.



(D) 33 CFR §334.760 (new)

LOCATION: Alligator Bayou and the waters of St. Andrews Bay contiguous to Naval Support Activity Panama City, Florida. See attached map labeled "MAP 3(D)-1."

MODIFICATION TO AREA EFFECTED: §334.760(a) is revised as follows: "(a) *The Area*: The waters within an area beginning at a point located along the shore at the southern end of the facility designated by latitude 30°09'45.6"N.-longitude 85°44'20.6"W.; thence proceed 100 feet waterward of the mean high water line directly to a point at latitude 30°09'46.8"N.-longitude 85°44'20.6"W. From this position the line meanders irregularly, following the shoreline at a distance of 100 feet from the mean high water line to a point at latitude 30°10'16.7"N.-longitude 85°45'01.2"W located east of the south side of the entrance to Alligator Bayou; thence directly across the entrance to a point at latitude 30°10'23.4"N.-longitude 85°45'05.7"W located east of the north side of the entrance to Alligator Bayou; thence continuing the northerly meandering, following the shoreline at a distance of 100 feet from the mean high water line to a point at latitude 30°11'11.3"N.-longitude 85°45'02.8"W.; thence directly to the shoreline to a point at latitude 30°11'12.3"N.-longitude 85°45'03.2"W. This encompasses an area reaching from the southern extent described to the northern extent described and extending from the mean high water line waterward a distance of approximately 100 feet."

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SECTION 4

CREATION OF NEW RESTRICTED AREAS
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A. NEW CAPE CANAVERAL RESTRICTED AREA INFORMATION

***(This proposal is being modified at present. The final proposal will be advertised at a future date.)**

NOTE: Since the restricted area described below has not completed the formal establishment process, it can not be identified with a 33 CFR 334 regulation number at present

§334.XXX Atlantic Ocean, Banana River, Indian River, Mosquito Lagoon and other waters in the vicinity of Cape Canaveral, Florida. See attached maps labeled "MAP 4(A)-1" and "MAP 4(A)-2."

(a) *The area.* The restricted area shall encompass all navigable waters of the United States, as defined at 33 CFR 329, within the following boundaries. The perimeter of the Cape Canaveral Barge Canal and the Banana River at latitude 28°24'33" N, longitude 80°39'48" W; then due west along the northern shoreline of the barge canal for 1,300 yards; then due north to latitude 28°28'42" N, longitude 80°40'30" W on Merritt Island. From this position, the line proceeds irregularly to the eastern shoreline of the Indian River to a position 1,300 yards south of the NASA Causeway at latitude 28°30'54" N, longitude 80°43'42" W (the line from the barge canal to the eastern shoreline of the Indian River is marked by a three-strand barbed-wire fence), then north along the shoreline of the Indian River to the NASA Causeway at latitude 28°31'30" N, longitude 80°43'48" W. The line continues west on the southern shoreline of the NASA Causeway to NASA Gate 3 (permanent), then north to the northern shoreline of the NASA Causeway and east on the northern shoreline of the causeway back to the shoreline on Merritt Island at latitude 28°31'36" N, longitude 80°43'42" W, then northwest along the shoreline to latitude 28°41'01.2" N, longitude 80°47'10.2" W (Blackpoint): then due north to channel marker #6 on the Intracoastal Waterway (IWW), then northeast along the southern edge of the IWW to the western entrance to the Haulover Canal. From this point, the line continues northeast along the southern edge of the Haulover Canal to the eastern entrance to the canal; then due east to a point in the Atlantic Ocean 3 geographic miles offshore at latitude 28°44'42" N, longitude 80°37'51" W; then south along a line 3 geographic miles from the coast to Wreck Buoy "WR6", then to Port Canaveral Channel Lighted Buoy 10, then west along the northern edge of the Port Canaveral Channel to the northeast corner of the intersection of the Cape Canaveral Barge Canal and the IWW in the Banana River at latitude 28°24'36" N, longitude 80°38'42" W. The line continues north along the east side of the IWW to daymarker '35' then northwesterly one quarter of a mile south of NASA Causeway East (Orsino Causeway) to the shoreline on Merritt Island at latitude 28°30'57" N, longitude 80°37'36" W, then south along the shoreline to the point of beginning.

(b) *The regulations.* (1) Entering or crossing navigable waters of the United States within the restricted area described in paragraph (a) of this section by unauthorized persons and vessels is prohibited during periods to be specified by the Commander, 45th Space Wing, Patrick Air Force Base. Additionally, the regulations cited at §334.540(b)(1), §334.550(b)(1) and §334.570(b)(1) remain in effect for the areas identified at each of the referenced sections. (2) Warning signals will be used to warn persons and vessels that the restricted area is active. These signals will be in the form of an electronic marquee sign

thence directly to latitude 27°49'09.350" N, longitude 82°32'24.556" W, thence directly to latitude 27°49'38.620" N, longitude 82°33'02.444" W, thence directly to latitude 27°49'56.963" N, longitude 82°32'45.023" W, thence directly to latitude 27°50'05.447" N, longitude 82°32'48.734" W, thence directly to latitude 27°50'33.715" N, longitude 82°32'45.220" W, thence directly to a point on the western shore of the base at latitude 27°50'42.836" N, longitude 82°32'10.972" W. The Restricted Area will encompass an existing Danger Zone (334.630).

(b) *The regulations.* (1) All persons, vessels, and other craft are prohibited from entering, transiting, anchoring, or drifting within the area described in section (a) for any reason without the permission of the Commander, MacDill Air Force Base, Florida, or his/her authorized representative. (2) The restriction noted in section (b)(1) is in effect 24 hours a day, 7 days a week. (3) *Enforcement.* The regulations in this section shall be enforced by the Commander, MacDill Air Force Base, Florida, and/or such persons or agencies as he/she may designate.



C. NEW BLOUNT ISLAND COMMAND RESTRICTED AREA INFORMATION

NOTE: Since the restricted area described below has not completed the formal establishment process, it can not be identified with a 33 CFR 334 regulation number at present

\$334.XXX Gate Slip area at Blount Island, Jacksonville, Florida. See attached maps labeled "MAP 4(C)-1" and "MAP 4(C)-2."

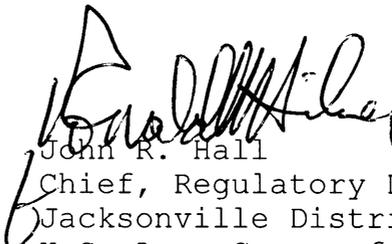
(a) *The area.* The restricted area shall encompass all navigable waters of the United States, as defined at 33 CFR 329, within the area identified at the Gate Slip (also identified as Back River on many nautical maps) located on the southeastern side of Blount Island, Jacksonville, Florida. The entrance to the Gate Slip is described as commencing from a line drawn between the southwesterly most shore point (latitude 30°23'34" N, longitude 81°30'52" W) and the southeasterly most shore point (latitude 30°23'38" N, longitude 81°30'36" W).

(b) *The regulations.* (1) All persons, vessels, and other craft are prohibited from entering, transiting, anchoring, or drifting within the area described in section (a) for any reason without the permission of the Commander, Blount Island Command, Jacksonville, Florida, or his/her authorized representative. (2) The restriction noted in section (b)(1) is in effect 24 hours a day, 7 days a week. (3) *Enforcement.* The regulations in this section shall be enforced by the Commander, Blount Island

Command, Jacksonville, Florida, and/or such persons or agencies as he/she may designate.

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If you have any questions concerning the information provided by this public notice, you may contact Mr. Jon M. Griffin of this office either at the letterhead address, by e-mail at jon.m.griffin@saj02.usace.army.mil, by telephone at 904-232-1680, or by fax at 904-232-1684. If your questions are related to the permanent regulations associated with the items noted in this public notice, please hold them until the Corps has initiated the formal restricted area rulemaking process.

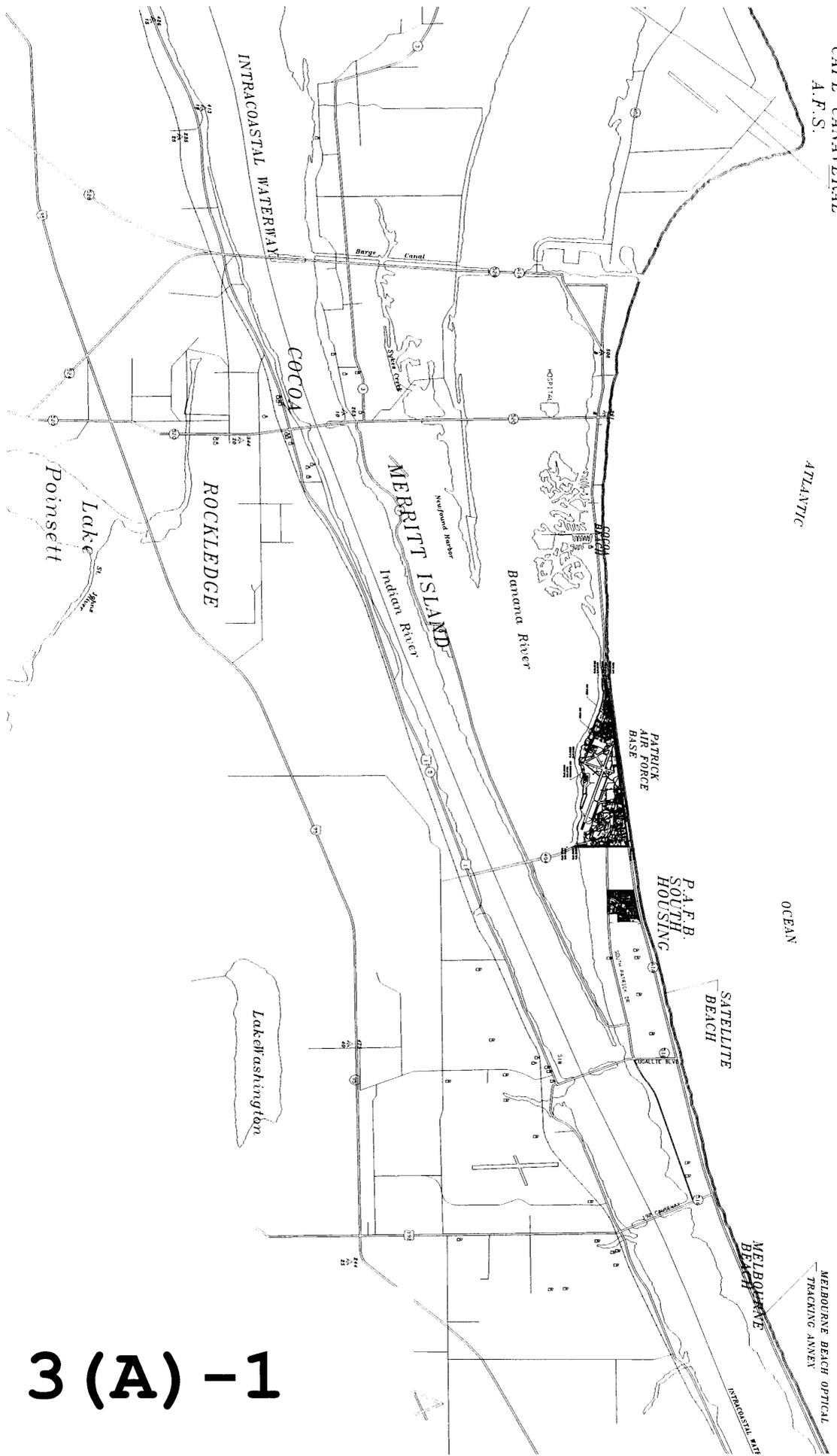

John R. Hall
Chief, Regulatory Division
Jacksonville District
U.S. Army Corps of Engineers



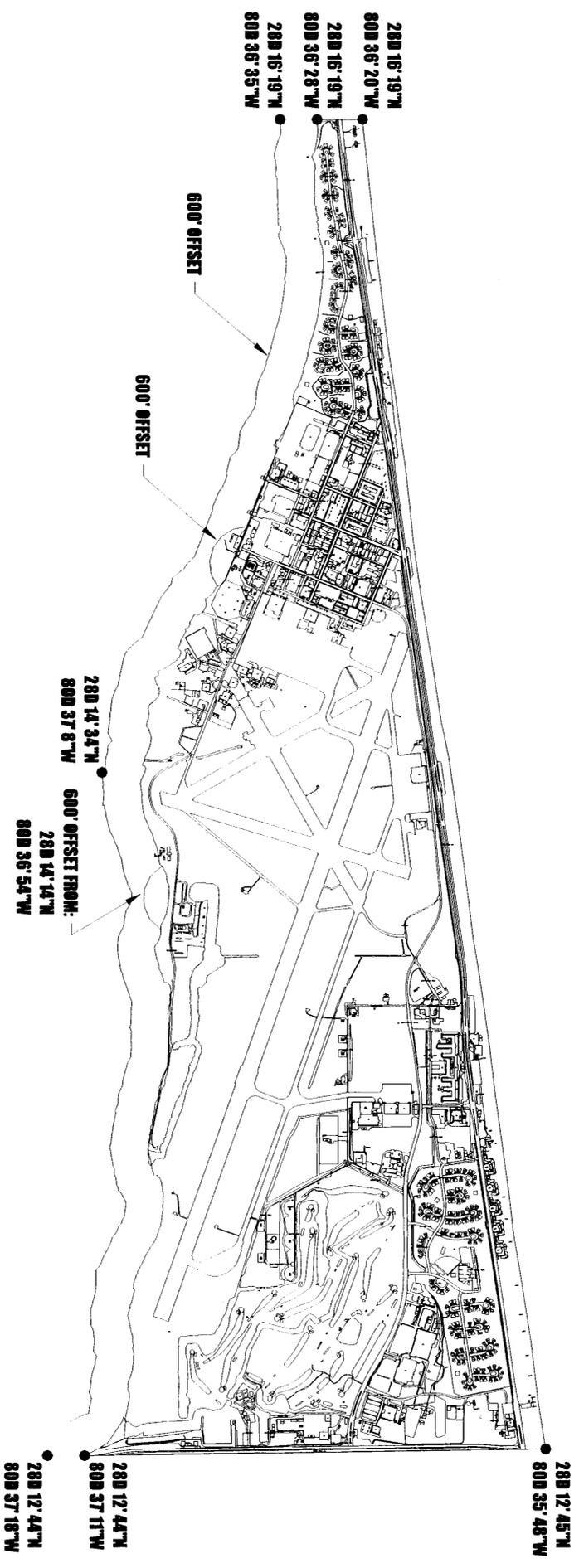
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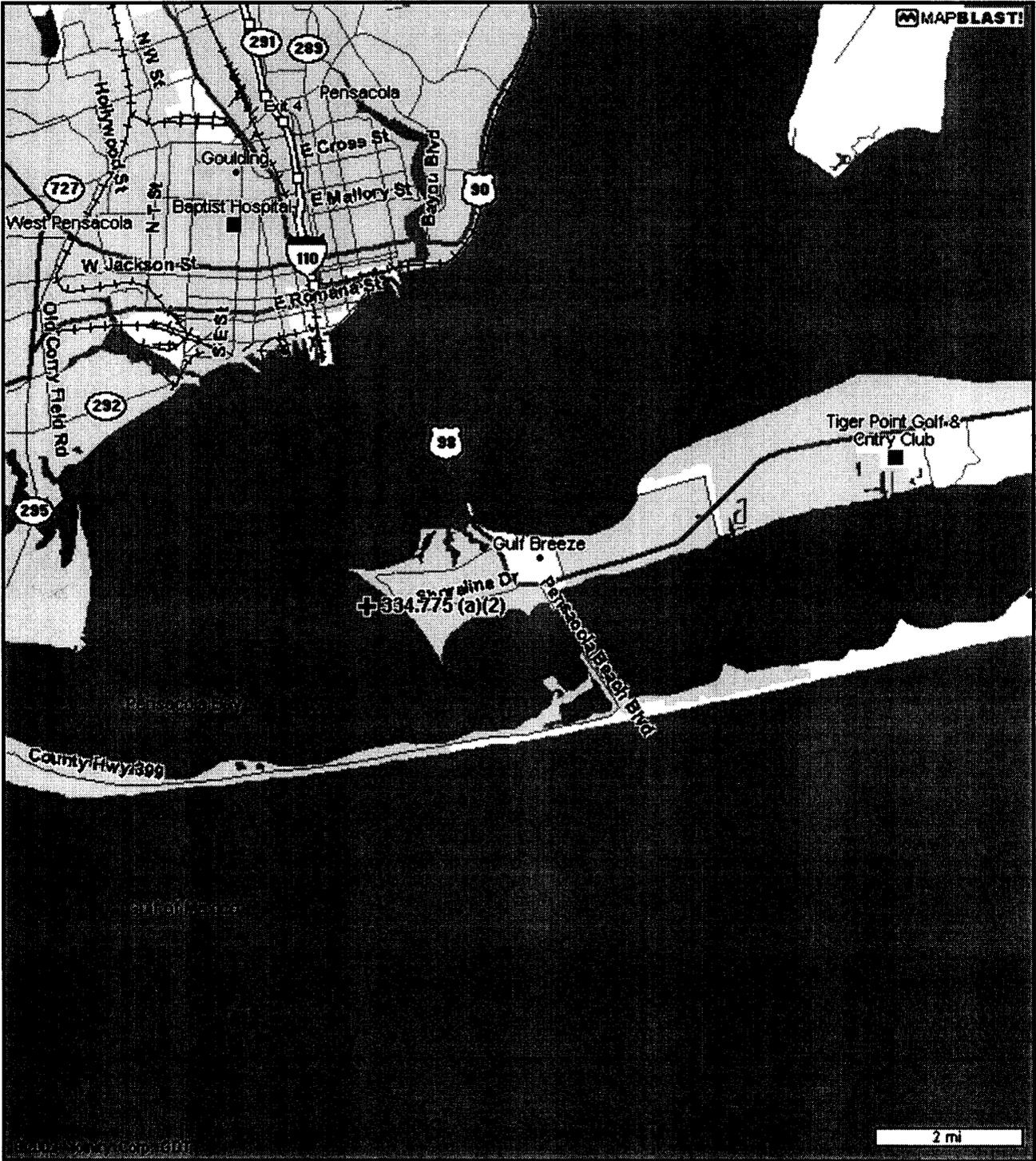
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MAP 3 (A) - 1

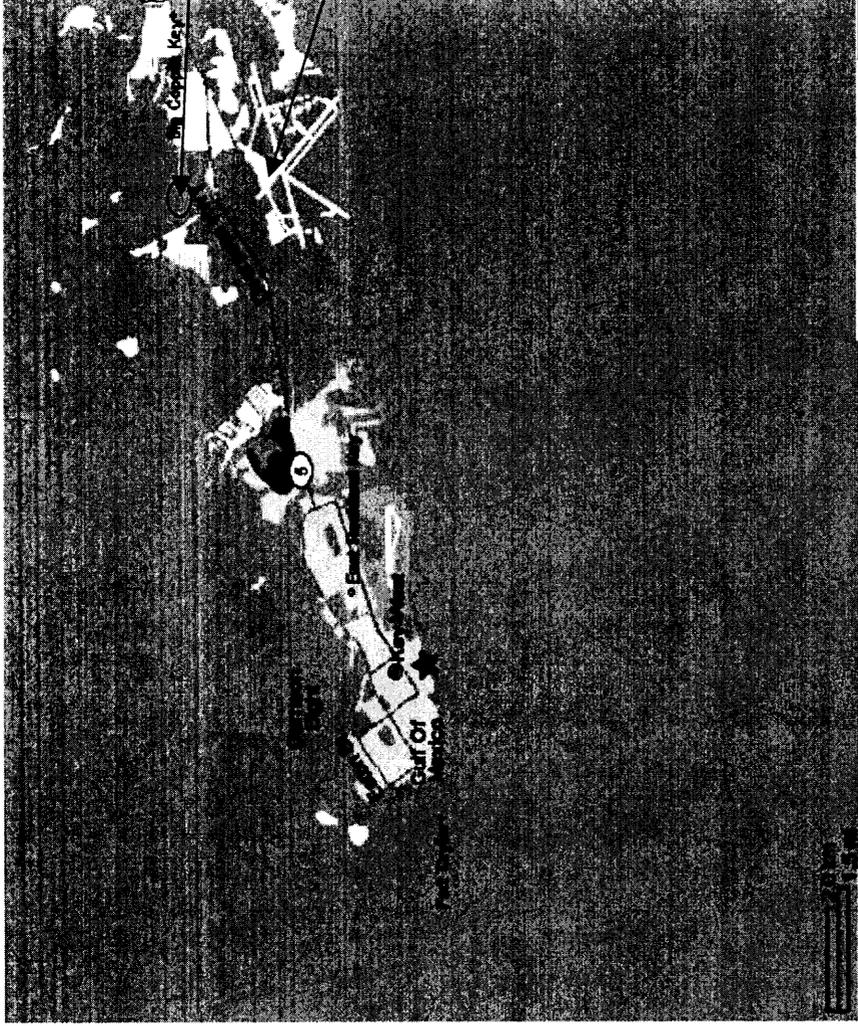


MAP 3 (A) -2



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MAP 3 (B) -1



Locatino of Existing Danger Zone
Being modified

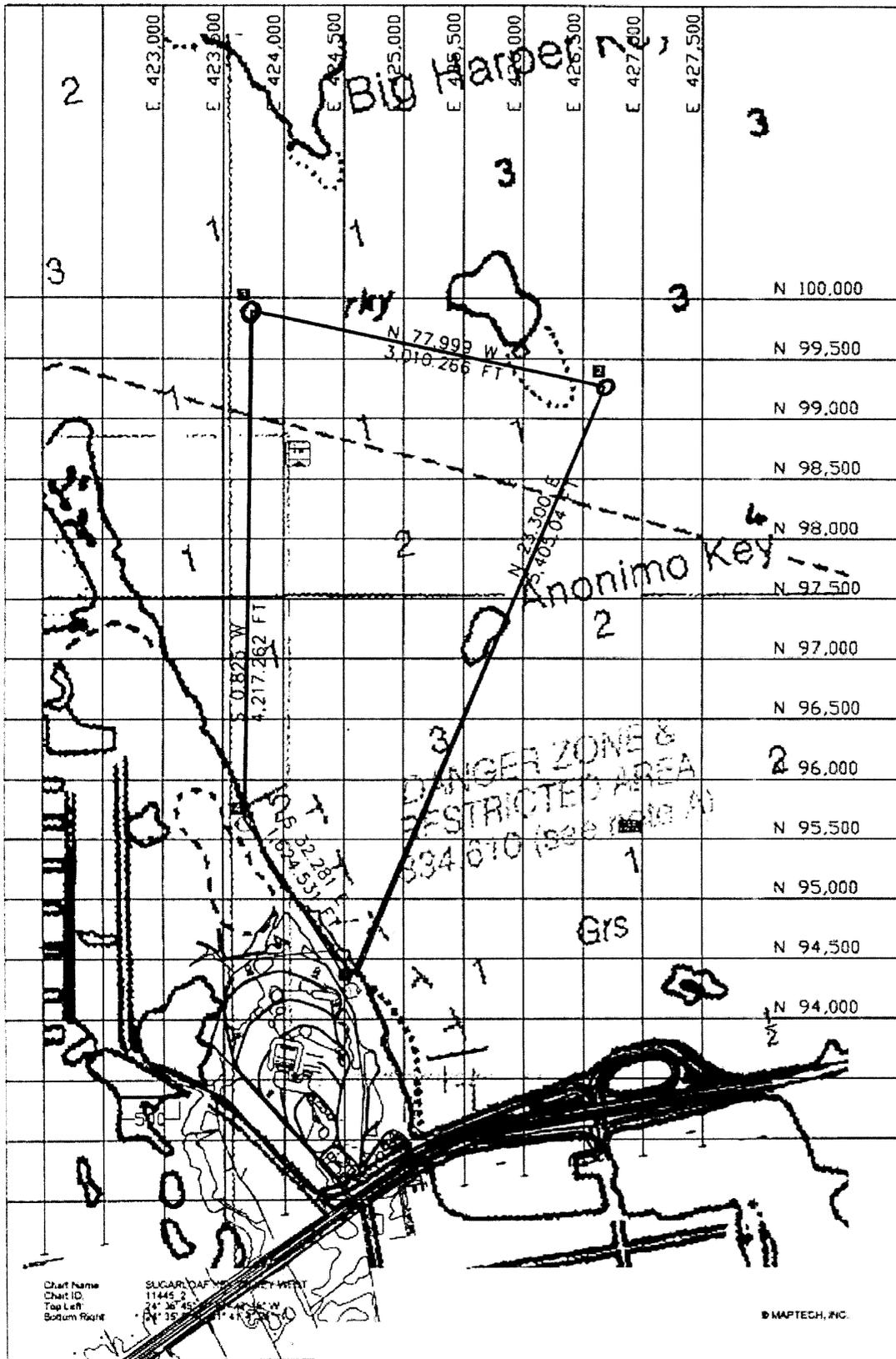
Naval Air Station Key West
Florida

Modification to Danger Zone covered in existing Regulation

Naval Air Station Key West Florida

33 cfr 610 (a0(6)

MAP 3 (C) -1



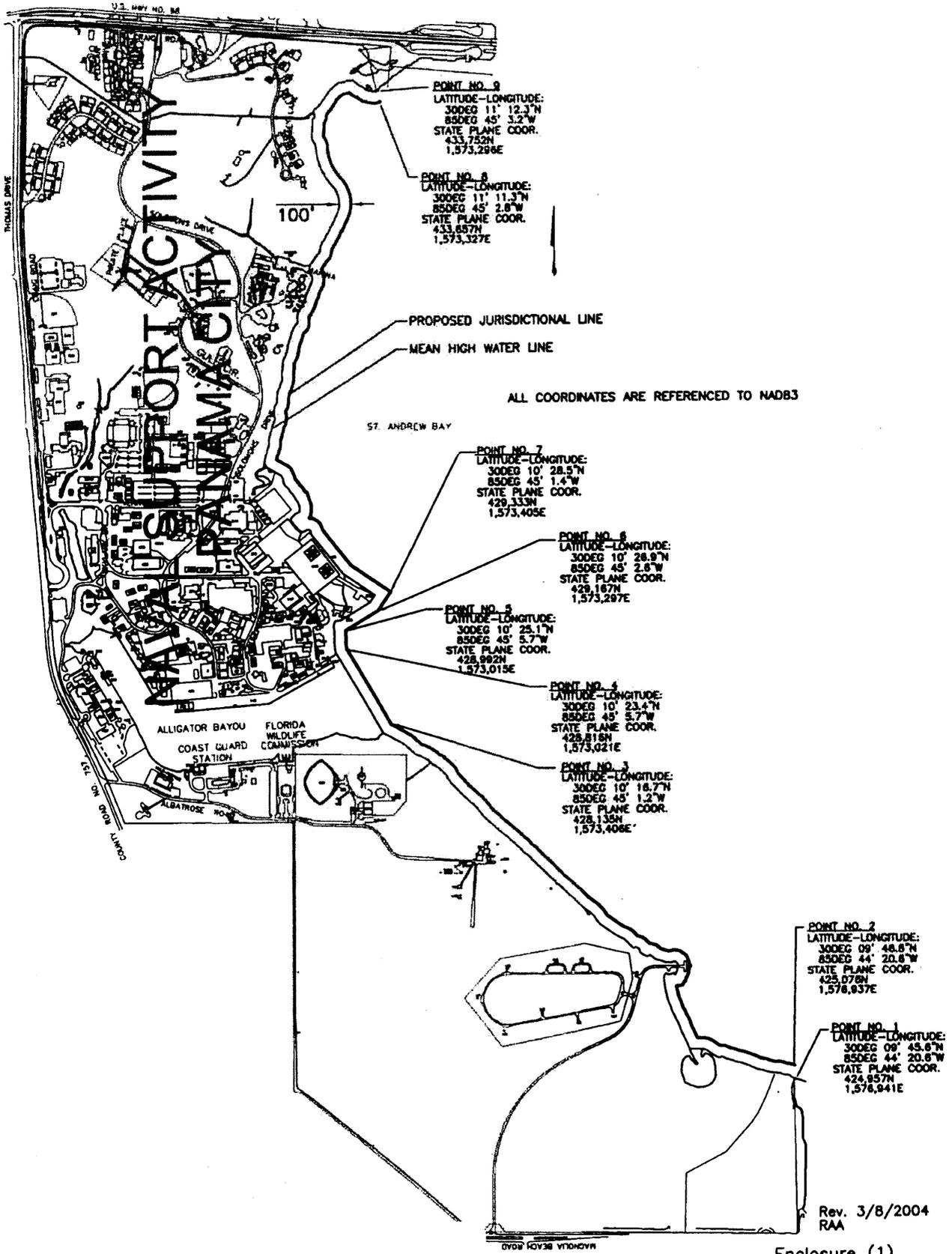
<p>PROPOSED SDZ COORDINATES</p> <p>POINT 1: 24 DEGREES 35.472 MINUTES N, 081 DEGREES 41.824 MINUTES W</p> <p>POINT 2: 24 DEGREES 36.289 MINUTES N, 081 DEGREES 41.937 MINUTES W</p> <p>POINT 3: 24 DEGREES 36.392 MINUTES N, 081 DEGREES 41.970 MINUTES W</p> <p>POINT 4: 24 DEGREES 35.698 MINUTES N, 081 DEGREES 41.981 MINUTES W</p>	
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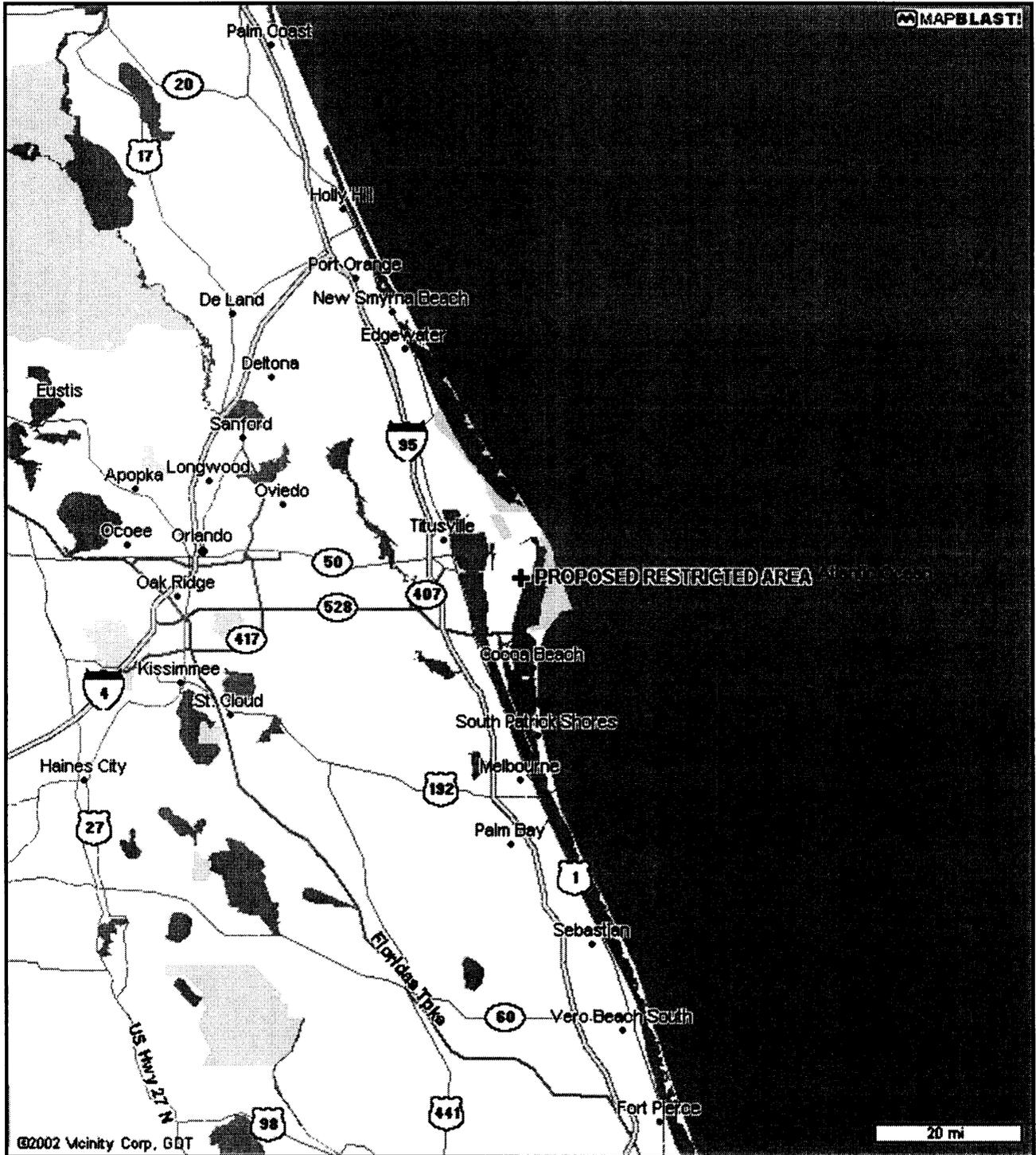
MAP 3 (C) - 2



MAP 3 (D) - 2

Enclosure (1)

Merritt Island, FL



[Icon Latitude: 28.5157974, Longitude: -80.642256]

MAP 4 (A) -1



THE BOUNDARY OF THE TEMPORARY RESTRICTION AREA IS INDICATED BY THE DARK OUTLINE. DURING THE FORMAL PROCESS OF ESTABLISHING THIS RESTRICTED AREA, BETTER MAPS, INCLUDING INSETS, WILL BE PROVIDED FOR PUBLIC REVIEW AND COMMENTS

SOUNDINGS IN FEET

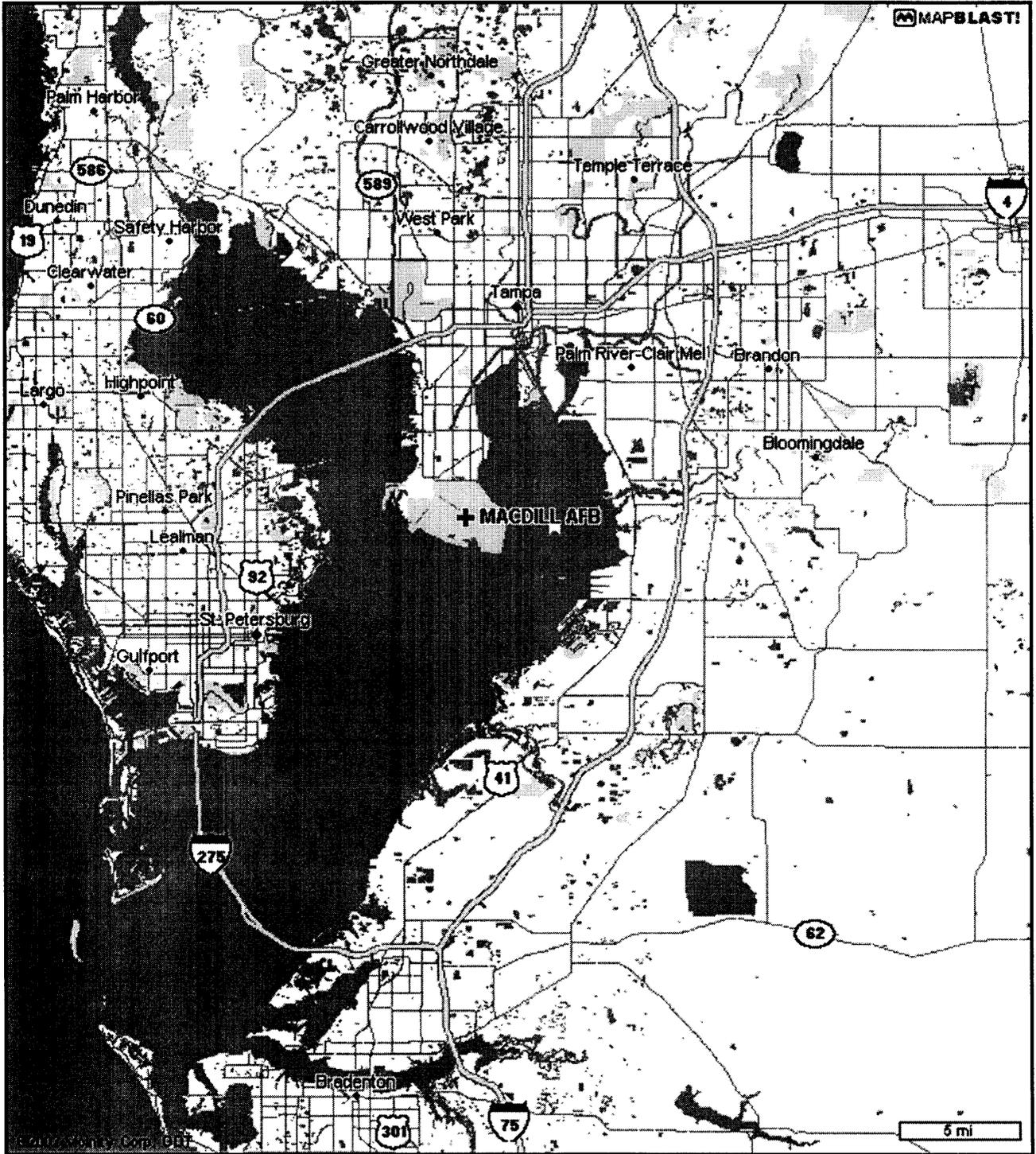
MAP 4 (A) -2



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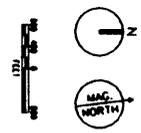
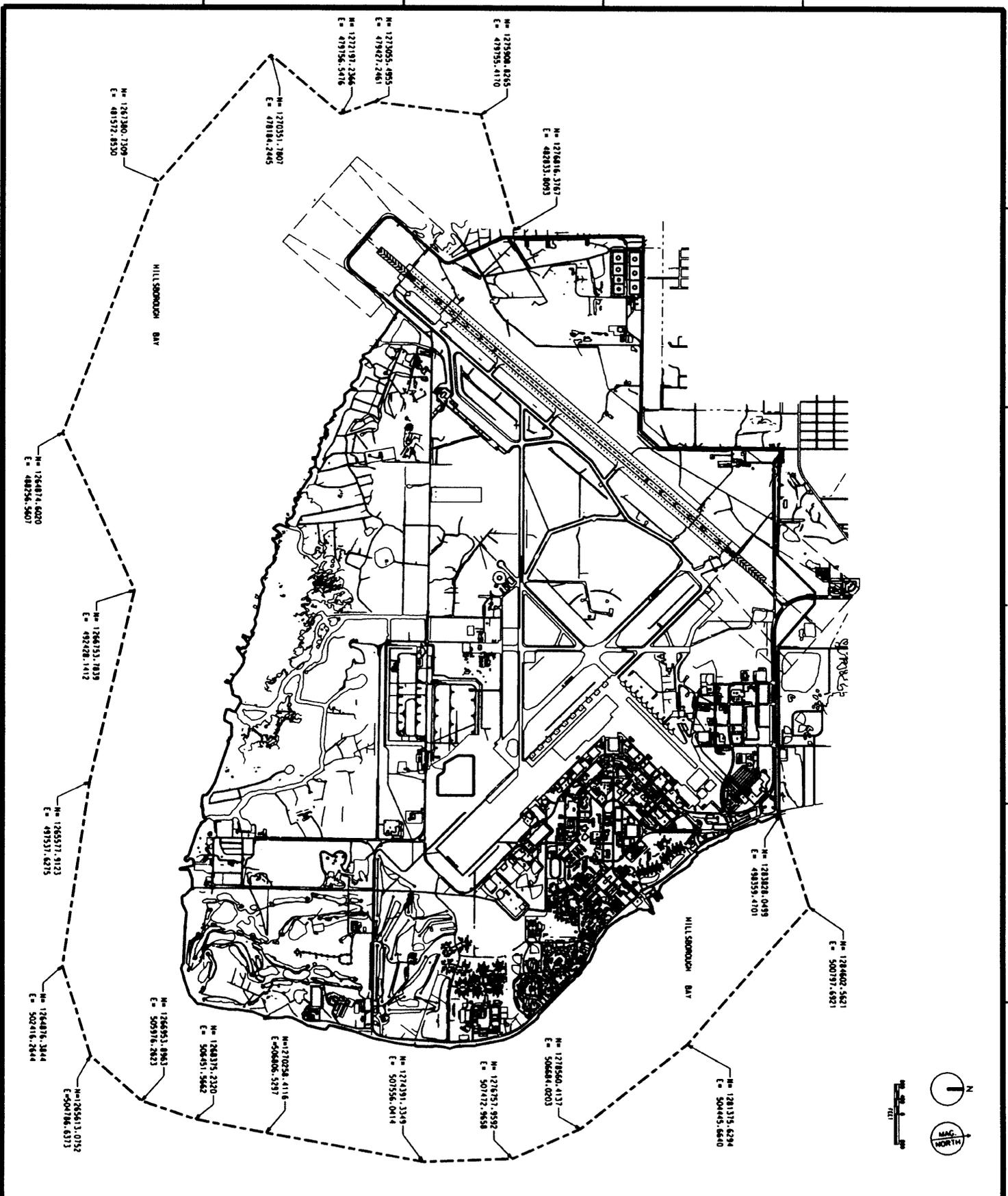
Everyone needs a little direction in life

Tampa, FL



[Icon Latitude: 27.8424654, Longitude: -82.497474]

MAP 4 (B) -1



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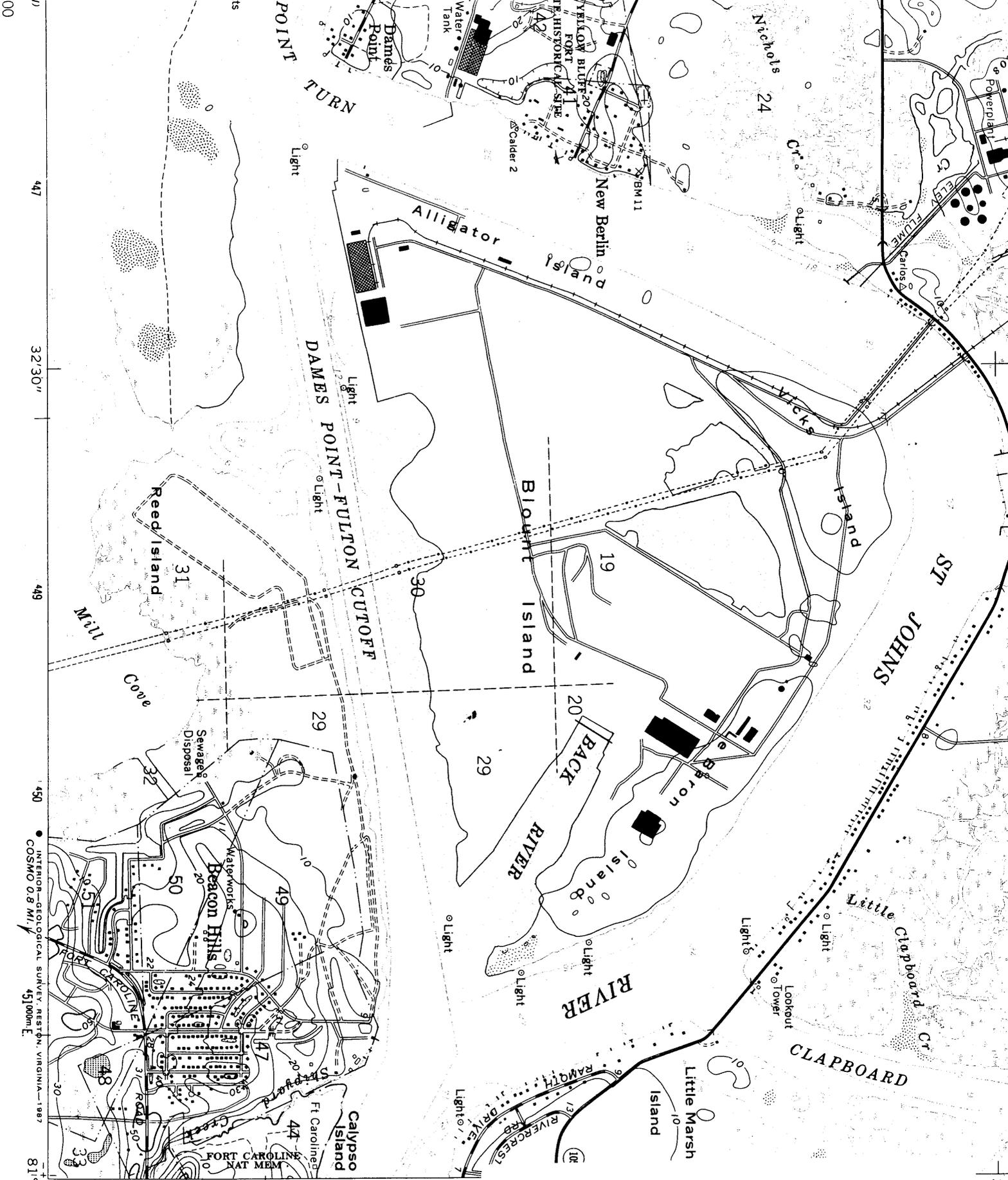
MAP 4 (B) - 2

Jacksonville, FL



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MAP 4 (C) -1



MAP 4 (C) - 2

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