



This document is scheduled to be published in the Federal Register on 12/22/2015 and available online at <http://federalregister.gov/a/2015-32159>, and on FDsys.gov

4910-13

DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

14 CFR Part 73

Docket No. FAA-2015-7213; Airspace Docket No. 15-ASO-12

RIN 2120-AA66

Amendment of Restricted Areas R-2932, R-2933, R-2934 and R-2935; Cape Canaveral, FL

AGENCY: Federal Aviation Administration (FAA), DOT.

ACTION: Final rule.

SUMMARY: This action updates the using agency information for restricted areas R-2932, R-2933, R-2934 and R-2935; Cape Canaveral, FL. This is an administrative change to reflect the current organization tasked with using agency responsibilities for the restricted areas. It does not affect the boundaries, designated altitudes, time of designation or activities conducted within the restricted areas.

DATES: Effective date: 0901 UTC, March 31, 2016.

FOR FURTHER INFORMATION CONTACT: Paul Gallant, Airspace Policy Group, Office of Airspace Services, Federal Aviation Administration, 800 Independence Avenue, S.W., Washington, DC 20591; telephone: (202) 267-8783.

SUPPLEMENTARY INFORMATION:

Authority for this Rulemaking

The FAA's authority to issue rules regarding aviation safety is found in Title 49 of the United States Code. Subtitle I, Section 106 describes the authority of the FAA Administrator. Subtitle VII, Aviation Programs, describes in more detail the scope of the agency's authority.

This rulemaking is promulgated under the authority described in Subtitle VII, Part A, Subpart I, Section 40103. Under that section, the FAA is charged with prescribing regulations to assign the use of the airspace necessary to ensure the safety of aircraft and the efficient use of airspace. This regulation is within the scope of that authority as it updates the using agency for restricted areas R-2932, R-2933, R-2934 and R-2935; Cape Canaveral, FL to reflect the current organization responsible for the restricted areas.

The Rule

This action amends Title 14 Code of Federal Regulations (14 CFR) part 73 by updating the using agency name for restricted areas R-2932, R-2933, R-2934 and R-2935; Cape Canaveral, FL, to Commander, 45th Space Wing, Patrick AFB, FL. The name change reflects the current organization assigned using agency responsibilities for the restricted areas. This is an administrative change that does not affect the boundaries, designated altitudes, or activities conducted within the restricted areas; therefore, notice and public procedure under 5 U.S.C. 553(b) are unnecessary.

Regulatory Notices and Analyses

The FAA has determined that this action only involves an established body of technical regulations for which frequent and routine amendments are necessary to keep them operationally current. It, therefore: (1) is not a "significant regulatory action" under Executive Order 12866; (2) is not a "significant rule" under DOT Regulatory Policies and Procedures (44 FR 11034; February 26, 1979); and (3) does not warrant preparation of a regulatory evaluation as the anticipated impact is so minimal. Since this is a routine matter that only affects air traffic procedures and air navigation, it is certified that this rule, when promulgated, does not have a

significant economic impact on a substantial number of small entities under the criteria of the Regulatory Flexibility Act.

Environmental Review

The FAA has determined that this action qualifies for categorical exclusion under the National Environmental Policy Act in accordance with FAA Order 1050.1F, Environmental Impacts: Policies and Procedures, paragraph 5-6.5.d. This airspace action is an administrative change to the description of restricted areas R-2932, R-2933, R-2934 and R-2935; Cape Canaveral, FL, to update the using agency name. It does not alter the dimensions, altitudes, time of designation, or use of the airspace; therefore, it is not expected to cause any potentially significant environmental impacts, and no extraordinary circumstances exists that warrant preparation of an environmental assessment.

List of Subjects in 14 CFR Part 73

Airspace, Prohibited areas, Restricted areas.

Adoption of the Amendment

In consideration of the foregoing, the Federal Aviation Administration amends 14 CFR part 73, as follows:

PART 73--SPECIAL USE AIRSPACE

1. The authority citation for part 73 continues to read as follows:

Authority: 49 U.S.C. 106(f), 106(g), 40103, 40113, 40120; E.O. 10854, 24 FR 9565, 3 CFR, 1959-1963 Comp., p. 389.

§73.29 [Amended]

2. §73.29 is amended as follows:

* * * * *

R-2932 Cape Canaveral, FL [Amended]

By removing the words “Using agency. Commander, 1st Range Operations Squadron, Cape Canaveral AFS, FL” and inserting in their place “Using agency. Commander, 45th Space Wing, Patrick AFB, FL.”

R-2933 Cape Canaveral, FL [Amended]

By removing the words “Using agency. Commander, 1st Range Operations Squadron, Cape Canaveral AFS, FL” and inserting in their place “Using agency. Commander, 45th Space Wing, Patrick AFB, FL.”

R-2934 Cape Canaveral, FL [Amended]

By removing the words “Using agency. Commander, 1st Range Operations Squadron, Cape Canaveral AFS, FL” and inserting in their place “Using agency. Commander, 45th Space Wing, Patrick AFB, FL.”

R-2935 Cape Canaveral, FL [Amended]

By removing the words “Using agency. Commander, 1st Range Operations Squadron, Cape Canaveral AFS, FL” and inserting in their place “Using agency. Commander, 45th Space Wing, Patrick AFB, FL.”

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Issued in Washington, DC on December 14, 2015.

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Acting Manager, Airspace Policy Group

[FR Doc. 2015-32159 Filed: 12/21/2015 8:45 am; Publication Date: 12/22/2015]