

- 334.1300 Blying Sound area, Gulf of Alaska, Alaska; air-to-air gunnery practice area, Alaskan Air Command, U.S. Air Force.
- 334.1310 Lutak Inlet, Alaska; restricted areas.
- 334.1320 Kuluk Bay, Adak, Alaska; naval restricted area.
- 334.1330 Bering Strait, Alaska; naval restricted area off Cape Prince of Wales.
- 334.1340 Pacific Ocean, Hawaii; danger zones.
- 334.1350 Pacific Ocean, Island of Oahu, Hawaii; danger zone.
- 334.1360 Pacific Ocean at Barber's Point, Island of Oahu, Hawaii; danger zone.
- 334.1370 Pacific Ocean at Keahi Point, Island of Oahu, Hawaii; danger zone.
- 334.1380 Marine Corps Air Station, (MCAS) Kaneohe Bay, Island of Oahu, Hawaii—Ulupau Crater Weapons Training Range; danger zone.
- 334.1390 Pacific Ocean at Barking Sands, Island of Kauai, Hawaii; missile range facility.
- 334.1400 Pacific Ocean, at Barbers Point, Island of Oahu, Hawaii; restricted area.
- 334.1410 Pacific Ocean, at Makapuu Point, Waimanalo, Island of Oahu, Hawaii, Makai Undersea Test Range.
- 334.1420 Pacific Ocean off Orote Point, Apra Harbor, Island of Guam, Marianas Islands; small-arms firing range.
- 334.1430 Apra Inner Harbor, Island of Guam; restricted area.
- 334.1440 Pacific Ocean at Kwajalein Atoll, Marshall Islands; missile testing area.
- 334.1450 Atlantic Ocean off north coast of Puerto Rico; practice firing areas, U.S. Army Forces Antilles.
- 334.1460 Atlantic Ocean and Vieques Sound, in vicinity of Culebra Island; bombing and gunnery target area.
- 334.1470 Caribbean Sea and Vieques Sound, in vicinity of Eastern Vieques; bombing and gunnery target area.
- 334.1480 Vieques Passage and Atlantic Ocean, off east coast of Puerto Rico and coast of Vieques Island; naval restricted areas.
- 334.1490 Caribbean Sea, at St. Croix, V.I.; restricted areas.

AUTHORITY: 40 Stat. 266 (33 U.S.C. 1) and 40 Stat. 892 (33 U.S.C. 3).

SOURCE: 50 FR 42696, Oct. 22, 1985, unless otherwise noted.

#### § 334.1 Purpose.

The purpose of this part is to:

- (a) Prescribe procedures for establishing, amending and disestablishing danger zones and restricted areas;
- (b) List the specific danger zones and restricted areas and their boundaries; and

(c) Prescribe specific requirements, access limitations and controlled activities within the danger zones and restricted areas.

[58 FR 37607, July 12, 1993]

#### § 334.2 Definitions.

(a) *Danger zone*. A defined water area (or areas) used for target practice, bombing, rocket firing or other especially hazardous operations, normally for the armed forces. The danger zones may be closed to the public on a full-time or intermittent basis, as stated in the regulations.

(b) *Restricted area*. A defined water area for the purpose of prohibiting or limiting public access to the area. Restricted areas generally provide security for Government property and/or protection to the public from the risks of damage or injury arising from the Government's use of that area.

[58 FR 37607, July 12, 1993]

#### § 334.3 Special policies.

(a) *General*. The general regulatory policies stated in 33 CFR part 320 will be followed as appropriate. In addition, danger zone and restricted area regulations shall provide for public access to the area to the maximum extent practicable.

(b) *Food fishing industry*. The authority to prescribe danger zone and restricted area regulations must be exercised so as not to unreasonably interfere with or restrict the food fishing industry. Whenever the proposed establishment of a danger zone or restricted area may affect fishing operations, the District Engineer will consult with the Regional Director, U.S. Fish and Wildlife Service, Department of the Interior and the Regional Director, National Marine Fisheries Service, National Oceanic & Atmospheric Administration (NOAA).

(c) *Temporary, occasional or intermittent use*. If the use of the water area is desired for a short period of time, not to exceed thirty days in duration, and that planned operations can be conducted safely without imposing unreasonable restrictions on navigation, and without promulgating restricted area regulations in accordance with the regulations in this section, applicants