Administration, Office of Air Traffic
Airspace Management, ATA—400, 800
Independence Avenue, SW.,
Washington, DC 20591, or by calling
(202) 267–8783. Communications must
identify both docket numbers for this
notice. Persons interested in being
placed on a mailing list for future
NPRM’s should call the FAA’s Office of
Rulemaking, (202) 267–9677, for a copy
of Advisory Circular No. 11–2A, Notice
of Proposed Rulemaking Distribution
System, which describes the application
procedure.

Background

Restricted airspace at Fort Huachuca,
AZ, dates back to the 1960’s. The
current designated time of use for the
restricted area was based on past use.
The U.S. Army requested this change
since increased training requirements
have resulted in a regular need for
restricted airspace usage up to 1700
hours Monday through Friday. The
restricted areas hours of use during the
past several years has been routinely
extended from 1600 hours to 1700 hours
by the issuance of a Notice to Airmen
(NOTAM).

The Proposal

The FAA is proposing an amendment
to 14 Code of Federal Regulations (CFR)
part 73 to amend the designated time of
use for R–2303A and R–2303B Fort
Huachuca, AZ. Specifically, this action
proposes to change the designated time
of use for R–2303 A and B from
“Monday–Friday 0700–1600 local
time,” to “Monday–Friday 0700-to 1700
local time.” The U.S. Army has
proposed this modification to better
accommodate increased training
requirements at Fort Huachuca. This
action would not change the current
boundaries or activities conducted
within R–2303A and B.

Section 73.48 of part 73 of the Federal
Aviation Regulations was republished
in FAA Order 7400.8K dated September
26, 2002.

The FAA has determined that this
regulation 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 will only affect air
traffic procedures and air navigation, it
is certified that this rule, when
promulgated, will not have a significant
economic impact on a substantial
number of small entities under the
criteria of the Regulatory Flexibility Act.

Environmental Review

This proposal will be subjected to the
appropriate environmental analysis in
accordance with FAA Order 1050.1D,
Policies and Procedures for Considering
Environmental Impacts, prior to any
FAA final regulatory action.

List of Subjects in 14 CFR Part 73

Airspace, Navigation (air).

The Proposed Amendment

In consideration of the foregoing, the
Federal Aviation Administration
proposes to amend 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(g), 40103, 40113,
40120; E.O. 10854, 24 FR 9565, 3 CFR, 1959–
1963 Comp., p. 389.

§ 73.23 [Amended]

2. § 73.23 is amended as follows:

* * * * *

R–2303A, AZ [Amended]

By removing “Time of designation.
Monday–Friday, 0700–1600 local time;
other times by NOTAM at least 24 hours
in advance,” and substituting “Time of
designation. Monday–Friday, 0700–
1700 local time; other times by NOTAM
at least 24 hours in advance,” in its
place.

R–2303B, AZ [Amended]

By removing “Time of designation.
Monday–Friday, 0700–1600 local time;
other times by NOTAM at least 24 hours
in advance,” and substituting “Time of
designation. Monday–Friday, 0700–
1700 local time; other times by NOTAM
at least 24 hours in advance,” in its
place.

* * * * *

Issued in Washington, DC on January 16,
2003.

Reginald C. Matthews,
Manager, Airspace and Rules Division.

BILLING CODE 4910–13–P

DEPARTMENT OF THE TREASURY

Bureau of Alcohol, Tobacco and
Firearms

27 CFR Part 9
[Notice No. 967]
RIN 1512–AC85

Proposed Alexandria Lakes Viticultural
Area (2002R–152P)

AGENCY: Bureau of Alcohol, Tobacco
and Firearms (ATF), Department of the
Treasury.

ACTION: Notice of proposed rulemaking
(NPRM).

SUMMARY: ATF has received a petition to
establish a viticultural area in Douglas
County, Minnesota, to be named
“Alexandria Lakes.” We invite
comments on this petition.

DATES: We must receive written
comments by March 24, 2003.

ADDRESSES: You may send comments to
any of the following addresses—

• Chief, Regulations Division, Bureau
of Alcohol, Tobacco and Firearms, P.O.
Box 50221, Washington, DC 20091–0221
(Attn: Notice No. 967);

• 202–927–8525 (facsimile);

• nprm@atfhq.atf.treas.gov (e-mail);

• http://www.atf.treas.gov (online). A
comment form is available. At this site,
select “Regulations,” then “Notices of
proposed rulemaking (Alcohol).”

Finally, select “Send comments via e-
mail” under this notice number.

See the Public Participation section of
this notice for specific requirements.

FOR FURTHER INFORMATION CONTACT:
Lisa M. Gesser, Regulations Division, Bureau
of Alcohol, Tobacco and Firearms, 650
Massachusetts Avenue, NW.,

SUPPLEMENTARY INFORMATION:

Background on Viticultural Areas

ATF’s Authority

The Federal Alcohol Administration
Act (FAA Act) at 27 U.S.C. 205(e)
requires that alcohol beverage labels
provide the consumer with adequate
information regarding a product’s
identity, while prohibiting the use of
deceptive information on such labels.

The FAA Act also authorizes ATF to
issue regulations to carry out the Act’s
provisions.

Regulations in 27 CFR Part 4, Labeling
and Advertising of Wine, allow the
establishment of definitive viticultural
areas and the use of their names as
appellations of origin on wine labels
and in wine advertisements. Title 27
CFR Part 9, American Viticultural
Areas, contains the list of approved viticultural areas.

**Definition of an American Viticultural Area**

Title 27 CFR 4.25a(e)(1) defines an American viticultural area as a delimited grape-growing region distinguishable by geographic features whose boundaries have been delineated in subpart C of part 9.

**Requirements**

Section 4.25a(e)(2) outlines the procedure for proposing an American viticultural area. Anyone interested may petition ATF to establish a grape-growing region. The petition must include—

- Evidence of local and/or national name recognition of the proposed viticultural area as the area specified in the petition;
- Historical or current evidence that the boundaries of the proposed viticultural area are as specified in the petition;
- Evidence of geographical characteristics, such as climate, soils, elevation, physical features, etc., that distinguish the proposed area from surrounding areas;
- A description of the specific boundaries of the proposed viticultural area, based on features reflected on maps that are approved by the United States Geological Survey (USGS) and of the largest applicable scale; and
- A copy or copies of the appropriate USGS-approved map(s) with the boundaries prominently marked.

**Impact on Current Wine Labels**

If this NPRM is approved, bottlers who use brand names like the name of the viticultural area may be affected. Such bottlers must ensure that their existing products are eligible to use the name of the viticultural area as an appellation of origin. For a wine to be eligible, 85 percent of the grapes in the wine must have been grown within the viticultural area(s). See 27 CFR 4.25a(e)(3).

If the wine is ineligible, the bottler must change the brand name of that wine and obtain approval of the new label. Different rules apply if a permittee labels a wine in this category with a label approved as of July 7, 1986. See 27 CFR 4.25a(e)(3).

**Alexandria Lakes Petition**

ATF has received a petition from Robert G. Johnson on behalf of Carlos Creek Winery, proposing to establish “Alexandria Lakes” as an American viticultural area. The proposed American viticultural area is located in Douglas County, Minnesota and encompasses approximately 17 square miles. Six fresh water lakes surround the area.

**Name Evidence**

The petitioner submitted the following as evidence that the area is locally and nationally known as Alexandria Lakes:

- The 2002 Official Visitors Guide for the Alexandria Lakes area published by the Alexandria Lakes Area Chamber of Commerce. This guide refers to the area as the “Alexandria Lakes Area.”
- Several brochures that refer to the proposed area as the “Alexandria Lakes Area.”
- A letter from the Alexandria Lake Area Sanitary District referring to the proposed area as the “Alexandria Lake Area.”

**Evidence of Boundaries**

The petitioner has submitted the following as boundary evidence:

- U.S.G.S. Map (Alexandria West, Minn. 1966 (revised 1994));
- U.S.G.S. Map (Alexandria East, Minn. 1966 (revised 1994));
- U.S.G.S. Map (Lake Miltona West, Minn. 1969); and
- U.S.G.S. Map (Lake Miltona East, Minn. 1969).

The proposed Alexandria Lakes viticultural area is located in Douglas County, Minnesota. The proposed boundaries do not encompass the entire land mass known by that name. According to the petitioner, current viticulture and a unique microclimate limit the boundaries to those proposed. He also indicates that the area’s geographic features help define the proposed viticultural area’s borders. We will discuss these features further below.

**Geographic Features**

According to the petitioner, the proposed area’s geographic features further distinguish it from surrounding regions. Six fresh-water lakes almost completely surround the proposed area. To the north lies Lake Miltona, which is the largest lake in Douglas County. To the east is Lake Carlos, which is, according to the Alexandria Lakes Area Chamber of Commerce, the largest lake in the Alexandria Lakes chain. South of the border are two small lakes, Lake Louise and Lake Alvin, and a medium size lake, Lake Ida, which is one of the largest lakes in the area.

**Climate**

The petitioner provided climate data for the years 1992 through 2001 from the University of Minnesota Meteorological Department’s Web site. The data indicates that the proposed area receives on average more precipitation than the surrounding regions. The proposed area’s average precipitation is approximately 23.65 inches per year. By contrast, Osakis, Wadena, and Ashby Counties, which are located east, north, and west, respectively, of the petitioned area, all received between 1 to 3 more inches of precipitation per year. The petitioner states the difference is due to the seasonal southern winds that blow through the petitioned area producing moisture updrafts that result in rain clouds generally north and east of the area.

The petitioner states that the proposed area receives less annual snowfall than the surrounding regions. The proposed area’s average snowfall is approximately 47.67 inches per year. By
contrary. Osakis, Wadena, and Ashby, all receive between 4 to 8 more inches of snowfall per year.

According to the petitioner, “the drier climate and lighter snow cover makes for lowered water tables, but watershed flowing from areas to the north and east replenish the water and maintain constant lake water levels.” In addition, the petitioner states that the petitioned area has temperature averages that are generally warmer in the winter and cooler in the summer than those of adjacent areas.

Public Participation

Comments

We request comments from anyone interested. Please support your comments with specific information. Examples include name evidence and data about growing conditions or area boundaries.

Although we do not acknowledge receipt, we will consider your comments if we receive them on or before the closing date. We will consider comments received after the closing date if time permits. We regard all comments as originals.

You may submit comments in any of four ways.

• By mail: You may submit comments to ATF at the address listed in the Addresses section.
  (1) Contain your name, mailing address, and e-mail address; and
  (2) Reference this Notice number.

• By facsimile: You may submit comments by facsimile transmission to 202–927–8525. Faxed comments must—
  (1) Be legible;
  (2) Reference this Notice number;
  (3) Be on 8½ by 11-inch paper;
  (4) Contain a legible, written signature; and
  (5) Be five or less pages long. This limitation assumes electronic access to our equipment. We will not accept facsimiles that exceed five pages.

• By e-mail: You may e-mail comments to npnm(at)atfhq.atf.treas.gov. Comments transmitted by e-mail must—
  (1) Contain your name, mailing address, and e-mail address;
  (2) Reference this Notice number on the subject line; and
  (3) Be legible when printed on 8½ by 11-inch paper. We will not acknowledge receipt of e-mail.

• Online: We provide a comment form with the online copy of this proposed rule. See the ATF Internet Web site at http://www.atf.treas.gov.

You may also write to the Director to ask for a public hearing. The Director reserves the right to determine, in light of all circumstances, whether a public hearing will be held.

Disclosure

You may inspect copies of the petition, the proposed regulations, the appropriate maps, and any written comments by appointment. The ATF Reading Room, Public and Governmental Affairs, is located in room 6480 at 650 Massachusetts Avenue, NW., Washington, DC 20226. You may also obtain copies at 20 cents per page. If you want to view or request copies of comments, call the ATF librarian at telephone number 202–927–7890.

For your convenience, we will post comments received in response to this Notice on the ATF Web site. All comments posted on our Web site will show the names of commenters but not street addresses, telephone numbers, or e-mail addresses. We may also omit voluminous attachments or material that we consider unsuitable for posting. If we are not sure whether to release any information, we will consider your comments. Do not enclose in your comments any material you consider confidential or inappropriate for disclosure.

Confidentiality

We do not recognize any submitted material as confidential. We will disclose all information that relates to the comments, including the identity of the commenters. Do not enclose in your comments any material you consider confidential or inappropriate for disclosure.

Regulatory Analyses and Notices

Paperwork Reduction Act

We propose no requirement to collect information. Therefore, the provisions of the Paperwork Reduction Act of 1995, 44 U.S.C. 3507, and its implementing regulations, 5 CFR part 1320, do not apply.

Regulatory Flexibility Act

We certify that this regulation will not have a significant economic impact on a substantial number of small entities, including small businesses. The establishment of viticultural areas represents neither ATF endorsement nor approval of the quality of wine produced in the areas. Rather, it allows identification of areas distinct from one another where a given quality, reputation, or other characteristic of the wine produced in the area is essentially attributable to its geographical origin.

We believe that the establishment of viticultural areas allows wineries to describe more accurately the origin of their wines to consumers and helps consumers identify the wines they purchase. Thus, any benefit derived from the use of a viticultural area name is the result of the proprietor’s efforts and consumer acceptance of wines from that area.

Executive Order 12866

This proposed rule is not a “significant regulatory action” as defined by Executive Order 12866. Therefore, no regulatory assessment is required.

Drafting Information

The principal author of this document is Lisa M. Gesser, Regulations Division, Bureau of Alcohol, Tobacco and Firearms.

List of Subjects in 27 CFR Part 9

Administrative practices and procedures, Consumer protection, Viticultural areas, and Wine.

Authority and Issuance

ATF proposes to amend 27 CFR part 9 as follows:

PART 9—AMERICAN VITICULTURAL AREAS

§9.177 Alexandria Lakes

(a) Name. The name of the viticultural area described in this section is “Alexandria Lakes”.

(b) Approved maps. The appropriate maps for determining the boundary of the Alexandria Lakes viticultural area are the following four U.S.G.S. topographical maps (7.5 minute series 1:24000 scale):


(3) “Lake Miltona West, Minn.,” 1969.

(4) “Lake Miltona West, Minn.,” 1969.

(c) Boundaries. The proposed Alexandria Lakes viticultural area is located in Douglas County, Minnesota and is encompassed by 6 fresh water lakes in an area of approximately 17 square miles. The proposed boundaries are as follows:

(1) The beginning point is located on Alexandria West, Minn. map between
Lake Carlos and Lake Darling at bench mark (BM) 1366, which is an unmarked bridge on County Road 11, known as the Carlos-Darling Bridge.

(2) The boundary continues along the Carlos-Darling bridge and then northeasterly along the western shore of Lake Carlos on to the Alexandria East, Minn. map.

(3) The boundary continues along the shoreline until the point where the Lake Carlos shoreline parallels an unlabeled road known as County Road 38.

(4) The boundary continues north along County Road 38 until it intersects with an unlabeled road known as County Road 62.

(5) The boundary continues north along County Road 62 on to the Lake Miltona, East, Minn. map and then on to an unlabeled road known as Buckskin Road.

(6) The boundary continues north on Buckskin Road to the point at BM 1411.

(7) From BM 1411, the boundary continues north in a straight line to the south shoreline of Lake Miltona.

(8) The boundary generally continues west along the south shoreline of Lake Miltona on to the Lake Miltona West, Minn. map until the southern shoreline parallels an unlabeled road known as Krohnfeldt Drive.

(9) The boundary continues south and then west along Krohnfeldt Drive until it intersects with an unlabeled road known as County Road 34.

(10) The boundary continues south along County Road 34 until the point where County Road 34 runs parallel to Lake Ida’s eastern shoreline.

(11) The boundary continues south along Lake Ida’s eastern shoreline then on to the Alexandria West, Minn. map to the point where two unlabeled roads known as Burkey’s Lane and Sunset Strip Road intersect.

(12) The boundary continues south along Sunset Strip Road to the point where it intersects with an unlabeled road known as County Road 104.

(13) The boundary generally continues generally east along County Road 104 until it intersects with an unlabeled road known as County Road 34.

(14) The boundary continues east along County Road 34 until it intersects with an unlabeled road known as County Road 11.

(15) The boundary continues east along County Road 11 to the beginning point for the area at BM 1366, known as the Carlos-Darling Bridge.


Bradley A. Buckles,
Director.

[FR Doc. 03–1527 Filed 1–22–03; 8:45 am]

DEPARTMENT OF TRANSPORTATION
Coast Guard

46 CFR Part 401
[USCG–2002–11288]
RIN 2115–AG30

Rates for Pilotage on the Great Lakes

AGENCY: Coast Guard, DOT.

ACTION: Notice of proposed rulemaking and public meeting.

SUMMARY: The Coast Guard proposes to update the rates for pilotage on the Great Lakes. We must by law review these rates annually, and we have reviewed them. We propose to change the pilotage rates for the shipping season of 2003 on the Great Lakes, both to generate sufficient funds for allowable expenses and to ensure that the pilots receive target compensation.

DATES: Comments and related material must reach the Docket Management Facility on or before March 10, 2003. A public meeting will be held January 31, 2003.

ADDRESSES: To make sure your comments and related material are not entered more than once in the docket,