

**U.S. Army Corps
Of Engineers**
Norfolk District

CENAO-REG

April 22, 2009

MEMORANDUM FOR: U.S. COAST GUARD CAPTAIN OF THE PORT, THE VIRGINIA MARINE RESOURCE COMMISSION, LAW ENFORCEMENT DIVISION, VIRGINIA DEPARTMENT OF GAME AND INLAND FISHERIES AND CONCERNED PARTIES.

SUBJECT: Designation of a Temporary Restricted Area in Craney Island Creek, a navigable water of the United States, adjacent to the U.S. Coast Guard facility, Base Portsmouth, on the southern shoreline of Craney Island Creek in Portsmouth, Virginia.

EFFECTIVE DATE: This regulation is effective immediately.

This regulation, promulgated by the Corps of Engineers, Norfolk District prohibits certain activities from being conducted within the Restricted Area as defined below.

NORFOLK DISTRICT CORPS OF ENGINEERS LOCAL ORDER FOR WATERS
ADJACENT TO BASE PORTSMOUTH

Pursuant to the authority granted in 33 C.F.R. 209.200, 334.3(c), and 33 U.S.C. 1, the Norfolk District has established a Restricted Area in waters of the United States adjacent to Base Portsmouth in Portsmouth, Virginia as follows:

Portsmouth, Virginia, United States Coast Guard Base Portsmouth, Restricted Area.

(a) Area: The waters extending 100 yards from the mean high water mark along the shore line of the Base Portsmouth and 100 yards from the piers that berth six 270 foot Medium Endurance Cutters on Base Portsmouth. The temporary restriction area is defined by the following coordinates: 36°53.099'N/076°21.232'W running east to 36°53.101'N/076°21.063'W, then south to 36°52.950'N/076°21.063'W then east to 36°52.950'N/076°20.958'W then south to 36°52.851'N/076°20.958'W and ending to the west at 36°52.852'N/076°21.140'W.

(b) Regulations: No vessel or persons may enter or pass through the restricted area at any time unless permission is obtained from the Commanding Officer, Base Portsmouth, or from persons or agencies authorized to act in his/her behalf.

(c) Exceptions: Representatives of federal, state or local law enforcement agencies or their authorized representatives.

(d) Enforcement: The regulation in this section, established by the United States Army Corps of Engineers may be enforced by any Federal Agency, State, Local Law Enforcement agency, or Private Security Firms so long as the entity undertaking enforcement action has the legal authority to do so under the appropriate Federal, State, or Local laws.

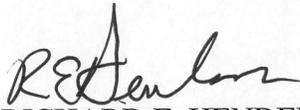
(e) Effective Date: This order is effective immediately.

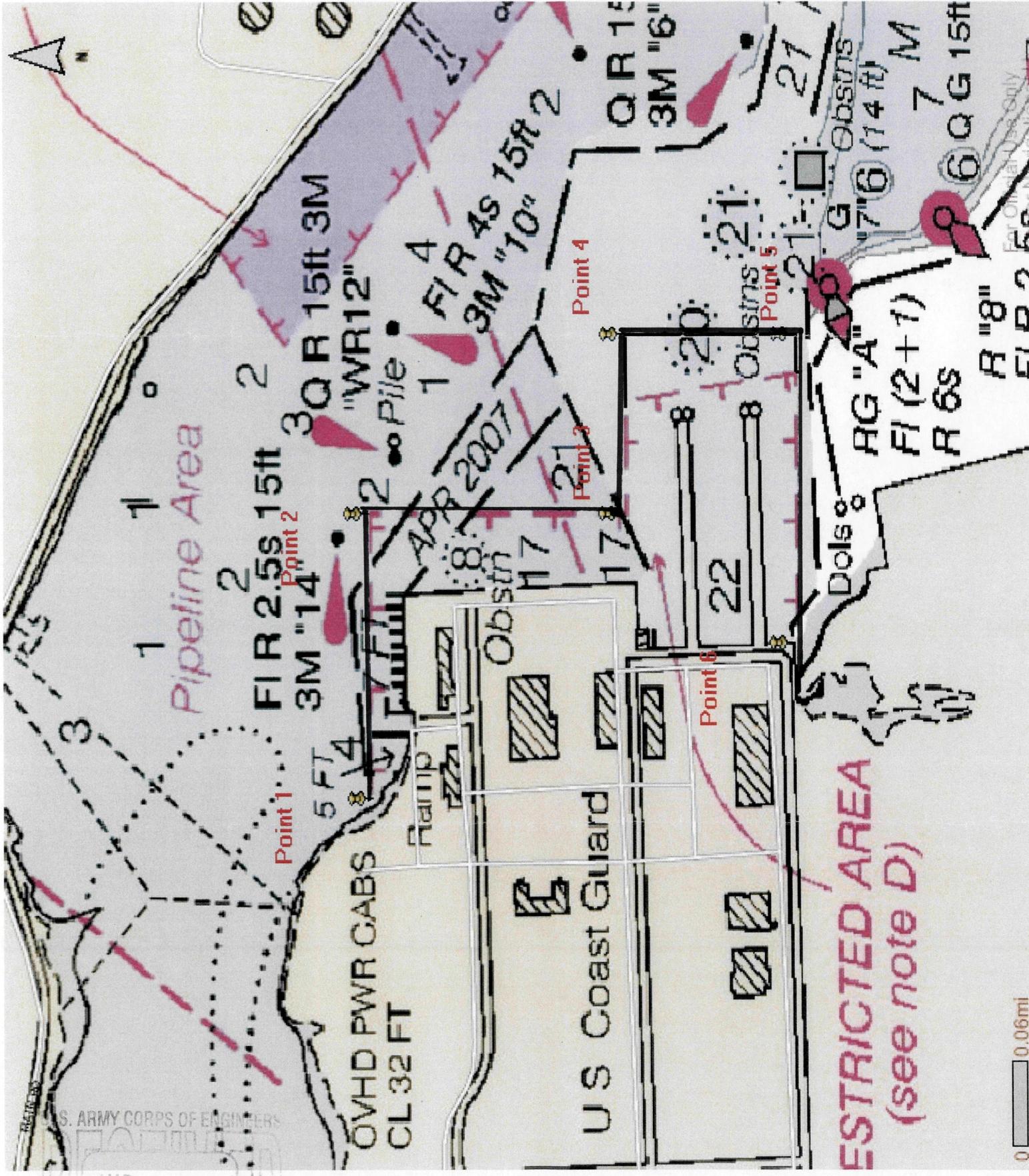
(f) Duration: The proposed order shall remain in effect until further notice.

(g) Penalty: Every person and every corporation which shall violate such regulations shall be deemed guilty of a misdemeanor and, on conviction thereof in any district court of the United States within whose territorial jurisdiction such offense may have been committed, shall be punished by a fine not exceeding \$500, or by imprisonment not exceeding six months, at the discretion of the court.

(h) Contact Information: For the latest information regarding the Restricted Area contact Robert Berg with the U.S. Army Corps of Engineers by email at Robert.a.berg@usace.army.mil or check the web site at <http://www.nao.usace.army.mil/Regulatory/PN/PN.html>. For permission to enter the area contact the United States Coast Guard Base Portsmouth Security Office at (757) 483-8586.

FOR THE DISTRICT COMMANDER:


RICHARD E. HENDERSON
Deputy Chief, Regulatory Office



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ENCLOSURE (1)