

Executive Order 12612, Federalism

This rule involves no policies that have federalism implications under Executive Order 12612, Federalism, dated October 26, 1987.

Executive Order 12778, Civil Justice Reform

This rule meets the applicable standards of Section 2(b)(2) of Executive Order 12778.

List of Subjects in 44 CFR Part 65

Flood insurance, floodplains, reporting and recordkeeping requirements.

Accordingly, 44 CFR Part 65 is amended to read as follows:

PART 65—[AMENDED]

1. The authority citation for Part 65 continues to read as follows:

Authority: 42 U.S.C. 4001 et seq.; Reorganization Plan No. 3 of 1978, 3 CFR, 1978 Comp., p. 329; E.O. 12127, 44 FR 19367, 3 CFR, 1979 Comp., p. 376.

§ 65.4 [Amended]

2. The tables published under the authority of § 65.4 are amended as follows:

State and county	Location	Dates and name of newspaper where notice was published	Chief executive officer of community	Effective date of modification	Community No.
Florida: Sarasota (FEMA Docket No. D-7501).	Unincorporated Areas.	April 28, 2000, May 5, 2000, <i>Sarasota Herald-Tribune</i> .	Mr. Jim Ley, Sarasota County Administrator, 1660 Ringling Boulevard, 2nd Floor, Sarasota, Florida 34236.	Apr. 21, 2000	125144 D
Georgia: Cherokee (FEMA Docket No. D-7501).	Unincorporated Areas.	May 17, 2000, May 24, 2000, <i>Cherokee Tribune</i> .	Ms. Emily Lemcke, Chairwoman of the Cherokee County Board of Commissioners, 90 North Street, Suite 310, Canton, Georgia 30114.	Aug. 22, 2000	130424 C
Illinois: McHenry (FEMA Docket No. D-7503).	Unincorporated Areas.	July 14, 2000, July 21, 2000, <i>The Northwest Herald</i> .	Mr. Michael Tryon, Chairperson, McHenry County Board, McHenry County Government Center, 2200 North Seminary Avenue, Woodstock, Illinois 60098.	June 29, 2000	170732 C
Madison (FEMA Docket No. 7302).	City of Wood River.	January 7, 2000, January 14, 2000, <i>The Telegraph</i> .	The Honorable Lon A. Smith, Mayor of the City of Wood River, 111 North Wood River Avenue, Wood River, Illinois 62095-1938.	Apr. 12, 2000	170451 C
Michigan: Macomb.	City of Sterling Heights.	September 14, 2000, September 21, 2000, <i>The Macomb Daily</i> .	The Honorable Richard J. Notte, Mayor of the City of Sterling Heights, 40555 Utica Road, P.O. Box 8009, Sterling Heights, Michigan 48311-8009.	Sept. 6, 2000	260128 E
Ohio: Cuyahoga (FEMA Docket No. D-7503).	City of Highland Heights.	June 22, 2000, June 29, 2000, <i>The Plain Dealer</i> .	The Honorable Francine G. Hogg, Mayor of the City of Highland Heights, 5827 Highland Road, Highland Heights, Ohio 44143.	Aug. 28, 2000	390110 D
Pennsylvania: Allegheny (FEMA Docket No. D-7505).	Municipality of Monroeville.	August 29, 2000, <i>Tribune-Review</i> .	Mr. Marshall W. Bond, Municipality of Monroeville Manager, 2700 Monroeville Boulevard, Monroeville, Pennsylvania 15146-2388.	Sept. 22, 2000	420054 E

(Catalog of Federal Domestic Assistance No. 83.100, "Flood Insurance")

Dated: May 3, 2001.

Margaret E. Lawless,
Acting Executive Associate Director for Mitigation.

[FR Doc. 01-12030 Filed 5-11-01; 8:45 am]

BILLING CODE 6718-04-P

FEDERAL EMERGENCY MANAGEMENT AGENCY**44 CFR Part 65**

[Docket No. FEMA-D-7509]

Changes in Flood Elevation Determinations

AGENCY: Federal Emergency Management Agency, FEMA.

ACTION: Interim rule.

SUMMARY: This interim rule lists communities where modification of the base (1% annual chance) flood elevations is appropriate because of new scientific or technical data. New flood insurance premium rates will be calculated from the modified base flood elevations for new buildings and their contents.

DATES: These modified base flood elevations are currently in effect on the dates listed in the table and revise the Flood Insurance Rate Map(s) (FIRMs) in effect prior to this determination for each listed community.

From the date of the second publication of these changes in a newspaper of local circulation, any person has ninety (90) days in which to request through the community that the Acting Executive Associate Director reconsider the changes. The modified

elevations may be changed during the 90-day period.

ADDRESSES: The modified base flood elevations for each community are available for inspection at the office of the Chief Executive Officer of each community. The respective addresses are listed in the following table.

FOR FURTHER INFORMATION CONTACT: Matthew B. Miller, P.E., Chief, Hazards Study Branch, Mitigation Directorate, Federal Emergency Management Agency, 500 C Street SW., Washington, DC 20472, (202) 646-3461, or (email) matt.miller@fema.gov.

SUPPLEMENTARY INFORMATION: The modified base flood elevations are not listed for each community in this interim rule. However, the address of the Chief Executive Officer of the community where the modified base

flood elevation determinations are available for inspection is provided.

Any request for reconsideration must be based upon knowledge of changed conditions, or upon new scientific or technical data.

The modifications are made pursuant to Section 201 of the Flood Disaster Protection Act of 1973, 42 U.S.C. 4105, and are in accordance with the National Flood Insurance Act of 1968, 42 U.S.C. 4001 et seq., and with 44 CFR part 65.

For rating purposes, the currently effective community number is shown and must be used for all new policies and renewals.

The modified base flood elevations are the basis for the floodplain management measures that the community is required to either adopt or to show evidence of being already in effect in order to qualify or to remain qualified for participation in the National Flood Insurance Program (NFIP).

These modified elevations, together with the floodplain management criteria required by 44 CFR 60.3, are the minimum that are required. They should not be construed to mean that the community must change any existing ordinances that are more stringent in their floodplain

management requirements. The community may at any time enact stricter requirements of its own, or pursuant to policies established by other Federal, state or regional entities.

The changes in base flood elevations are in accordance with 44 CFR 65.4.

National Environmental Policy Act

This rule is categorically excluded from the requirements of 44 CFR part 10, Environmental Consideration. No environmental impact assessment has been prepared.

Regulatory Flexibility Act

The Acting Executive Associate Director, Mitigation Directorate, certifies that this rule is exempt from the requirements of the Regulatory Flexibility Act because modified base flood elevations are required by the Flood Disaster Protection Act of 1973, 42 U.S.C. 4105, and are required to maintain community eligibility in the National Flood Insurance Program. No regulatory flexibility analysis has been prepared.

Regulatory Classification

This interim rule is not a significant regulatory action under the criteria of Section 3(f) of Executive Order 12866 of

September 30, 1993, Regulatory Planning and Review, 58 FR 51735.

Executive Order 12612, Federalism

This rule involves no policies that have federalism implications under Executive Order 12612, Federalism, dated October 26, 1987.

Executive Order 12778, Civil Justice Reform.

This rule meets the applicable standards of section 2(b)(2) of Executive Order 12778.

List of Subjects in 44 CFR Part 65

Flood insurance, floodplains, Reporting and recordkeeping requirements.

Accordingly, 44 CFR part 65 is amended to read as follows:

PART 65—[AMENDED]

Authority: 42 U.S.C. 4001 et seq.; Reorganization Plan No. 3 of 1978, 3 CFR, 1978 Comp., p. 329; E.O. 12127, 44 FR 19367, 3 CFR, 1979 Comp., p. 376.

§ 65.4 [Amended]

2. The tables published under the authority of § 65.4 are amended as follows:

State and county	Location	Dates and name of newspaper where notice was published	Chief executive officer of community	Effective date of modification	Community No.
Alabama: Autauga, Lowndes, Elmore & Montgomery.	City of Montgomery	March 30, 2001, April 6, 2001, <i>The Montgomery Advertiser</i> .	The Honorable Bobby N. Bright, Mayor of the City of Montgomery, City Hall, P.O. Box 1111, Montgomery, Alabama 36101.	Mar. 22, 2001	010174 F
Florida:					
Alachua	Unincorporated Areas.	March 9, 2001, March 16, 2001, <i>The Gainesville Sun</i> .	Mr. Randall H. Reid, Alachua County Manager, P.O. Box 2877, Gainesville, Florida 32602.	Feb. 26, 2001	120001 A
Orange	City of Apopka	February 9, 2001, February 16, 2001, <i>Apopka Chief</i> .	The Honorable John H. Land, Mayor of the City of Apopka, P.O. Box 1229, Apopka, Florida 32704-1229.	Jan. 31, 2001	120180 E
Monroe	Unincorporated Areas.	March 13, 2001, March 20, 2001, <i>The Key-West Citizen</i> .	Mr. James Roberts, Monroe County Administrator, 5100 College Road, Key West, Florida 33040.	Feb. 27, 2001	125129 G
Pasco	Unincorporated Areas.	February 6, 2001, February 13, 2001, <i>St. Petersburg Times</i> .	Mr. John J. Gallagher, Pasco County Administrator, West Pasco Government Center, 7530 Little Road, New Port Richey, Florida 34654.	Jan. 25, 2001	120230 D
Georgia: Bryan	City of Richmond Hill	February 14, 2001, February 21, 2001, <i>Bryan County Times</i> .	The Honorable Richard R. Davis, Mayor of the City of Richmond Hill, P.O. Box 250, Richmond Hill, Georgia 31324.	Feb. 7, 2001	130018 B
Illinois:					
DuPage	Village of Addison	February 21, 2001, February 28, 2001, <i>Daily Herald</i> .	The Honorable Lorenz Hartwig, Mayor of the Village of Addison, 1 Friendship Plaza, Addison, Illinois 60101-2786.	Feb. 14, 2001	170198 C
DuPage	Unincorporated Areas.	February 21, 2001, February 28, 2001, <i>Daily Herald</i> .	Mr. Robert Schillerstrom, Chairman of DuPage County, DuPage Center, 421 North County Farm Road, Wheaton, Illinois 60187.	Feb. 14, 2001	170197 D
St. Clair	City of Mascoutah ..	February 15, 2001, February 22, 2001, <i>Bellevue News-Democrat</i> .	The Honorable Gerald Daugherty, Mayor of the City of Mascoutah, 3 West Main Street, Mascoutah, Illinois 62258.	May 24, 2001	170630
St. Clair	Unincorporated Areas.	February 15, 2001, February 22, 2001, <i>Bellevue News-Democrat</i> .	Mr. John Baricevic, Chairman of the St. Clair County Board, St. Clair County Courthouse, 10 Public Square, Bellevue, Illinois 62220-1623.	May 24, 2001	170616 A
DuPage	Village of Villa Park	February 21, 2001, February 28, 2001, <i>Daily Herald</i> .	Ms. Rae Rupp Srch, President of the Village of Villa Park, 20 South Ardmore Avenue, Villa Park, Illinois 60181.	Feb. 14, 2001	170217 B

State and county	Location	Dates and name of newspaper where notice was published	Chief executive officer of community	Effective date of modification	Community No.
Kentucky: Warren	City of Bowling Green.	March 13, 2001, March 20, 2001, <i>Daily News</i> .	The Honorable Sandy Jones, Mayor of the City of Bowling Green, P.O. Box 430, Bowling Green, Kentucky 42102-0430.	June 19, 2001	210219 D
Mississippi: Clarke ...	Unincorporated Areas.	February 1, 2001, February 8, 2001, <i>Clarke County Tribune</i> .	Mr. Paul Mosley, President of the Clarke County Board of Supervisors, P.O. Box 616, Quitman, Mississippi 39355.	July 19, 2001	280220 B
New Hampshire: Rockingham.	Town of Rye	February 23, 2001, March 2, 2001, <i>Portsmouth Herald</i> .	Mr. Kenneth S. Fox, Chairman, Town of Rye Board of Selectmen, Rye Town Office, 10 Central Road, Rye, New Hampshire 03870.	Feb. 15, 2001	330141 B
New Jersey: Morris	Borough of Madison	March 22, 2001, March 29, 2001, <i>Madison Eagle</i> .	The Honorable John J. Dunne, Mayor of the Borough of Madison, Hartley Dodge Memorial, 50 Kings Road, Madison, New Jersey 07940.	June 12, 2001	340347 B
Cape May	City of North Wildwood.	January 10, 2001, January 17, 2001, <i>The Leader</i> .	The Honorable Aldo A. Palombo, Mayor of the City of North Wildwood, Municipal Building, 901 Atlantic Avenue, North Wildwood, New Jersey 08260.	Dec. 27, 2000	345308 E
New York: Schoharie	Village of Cobleskill	February 21, 2001, February 28, 2001, <i>Times Journal</i> .	The Honorable William Gilmore, Mayor of the Village of Cobleskill, Village Offices, P.O. Box 169, Cobleskill, New York 12043.	Aug. 9, 2001	360743 B
Ohio: Lake	Unincorporated Areas.	February 16, 2001, February 23, 2001, <i>News-Herald</i> .	Mr. Daniel Troy, President of the Lake County Board of Commissioners, 105 Main Street, Painesville, Ohio 44077.	May 25, 2001	390771 C
Licking	City of Newark	June 5, 2000, June 12, 2000, <i>The Advocate</i> .	The Honorable Frank L. Stare III, Mayor of the City of Newark, 40 West Main Street, Newark, Ohio 43055.	Sept. 11, 2000	390335 F
Pennsylvania: Montgomery	Township of Abington.	March 28, 2001, April 4, 2001, <i>The Record</i> .	Ms. Barbara Ferrara, President, Township of Abington Board of Commissioners, 1176 Old York Road, Abington, Pennsylvania 19001.	Mar. 16, 2001	420695 E
Lancaster	Township of East Cocalico.	February 19, 2001, <i>Intelligence Journal</i> .	Mr. Douglas Mackley, Chairman of the Board of Supervisors, East Cocalico Township Office, 100 Hill Road, Denver, Pennsylvania 17517.	Mar. 15, 2001	420547 C
Montgomery	Township of Perkiomen.	February 15, 2001, <i>Times Herald</i> .	Mr. William Patterson, Chairman of the Board of Supervisors, Township of Perkiomen, 1 Trappe Road, Collegeville, Pennsylvania 19474.	Mar. 17, 2001	421915 E
Schuylkill	City of Pottsville	April 6, 2001, April 13, 2001, <i>Pottsville Republican</i> .	The Honorable John D. W. Reiley, Mayor of the City of Pottsville, P.O. Box 50 Pottsville, Pennsylvania 17901.	Mar. 23, 2001	420785 B
Puerto Rico	Commonwealth	March 22, 2001, March 29, 2001, <i>San Juan Star</i> .	The Honorable Sila Maria Calderon, Governor of the Commonwealth of Puerto Rico, P.O. box 82, La Fortaleza, San Juan, Puerto Rico 00901.	June 11, 2001	720000 E
Rhode Island: Providence.	City of Cranston	March 1, 2001, March 8, 2001, <i>Cranston Herald</i> .	The Honorable John O'Leary, Mayor of the City of Cranston, City Hall, 869 Park Avenue, Cranston, Rhode Island 02910.	June 7, 2001	445396 B
South Carolina: Kershaw.	Unincorporated Areas.	March 21, 2001, March 28, 2001, <i>The Kershaw News-Era</i> .	Mr. Gordon Hartwig, Kershaw County Administrator, 1121 Broad Street, Camden, South Carolina 29020.	June 27, 2001	450115 D
Tennessee: Montgomery	City of Clarksville	March 23, 2001, March 30, 2001, <i>The Leaf-Chronicle</i> .	The Honorable Johnny Piper, Mayor of the City of Clarksville, 102 Public Square, Clarksville, Tennessee 37040.	June 29, 2001	470137 C
Montgomery	Unincorporated Areas.	March 23, 2001, March 30, 2001, <i>The Leaf-Chronicle</i> .	Mr. Douglas Weiland, Montgomery County Executive, 126 Main Street, Clarksville, Tennessee 37041.	June 29, 2001	470136 B
Virginia: Fauquier	Unincorporated Areas.	March 29, 2001, April 5, 2001, <i>Fauquier Citizen</i> .	Mr. G. Robert Lee, Fauquier County Administrator, 40 Culpeper Street, Warrenton, Virginia 20186.	July 5, 2001	510055 A
Independent City	City of Roanoke	March 30, 2001, April 6, 2001, <i>Roanoke Times</i> .	The Honorable Ralph Smith, Mayor of the City of Roanoke, 215 Church Avenue, S.W., Room 452, Roanoke, Virginia 24011.	July 6, 2001	510130 D
Spotsylvania	Unincorporated Areas.	March 30, 2001, April 6, 2001, <i>Free Lance Star</i> .	Mr. L. Kimball Payne III, Spotsylvania County Administrator, P.O. Box 99, Spotsylvania, Virginia 22553.	Sept. 21, 2001	510308 C

(Catalog of Federal Domestic Assistance No. 83.100, "Flood Insurance")

Dated: May 3, 2001.

Margaret E. Lawless,

Acting Executive Associate Director for Mitigation.

[FR Doc. 01-12029 Filed 5-11-01; 8:45 am]

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FEDERAL EMERGENCY MANAGEMENT AGENCY

44 CFR Part 67

Final Flood Elevation Determinations

AGENCY: Federal Emergency Management Agency (FEMA).

ACTION: Final rule.

SUMMARY: Base (1% annual chance) flood elevations and modified base flood elevations are made final for the communities listed below. The base flood elevations and modified base flood elevations are the basis for the floodplain management measures that each community is required either to adopt or to show evidence of being already in effect in order to qualify or remain qualified for participation in the National Flood Insurance Program (NFIP).

EFFECTIVE DATES: The date of issuance of the Flood Insurance Rate Map (FIRM) showing base flood elevations and modified base flood elevations for each community. This date may be obtained by contacting the office where the maps are available for inspection as indicated on the table below.

ADDRESSES: The final base flood elevations for each community are available for inspection at the office of the Chief Executive Officer of each community. The respective addresses are listed in the table below.

FOR FURTHER INFORMATION CONTACT: Matthew B. Miller, P.E., Chief, Hazards Study Branch, Mitigation Directorate, Federal Emergency Management Agency, 500 C Street SW., Washington, DC 20472, (202) 646-3461, or (email) matt.miller@fema.gov.

SUPPLEMENTARY INFORMATION: The Federal Emergency Management Agency (FEMA or Agency) makes final determinations listed below of base flood elevations and modified base flood elevations for each community listed. The proposed base flood elevations and proposed modified base flood elevations were published in newspapers of local circulation and an opportunity for the community or individuals to appeal the proposed determinations to or through the

community was provided for a period of ninety (90) days. The proposed base flood elevations and proposed modified base flood elevations were also published in the **Federal Register**.

This final rule is issued in accordance with Section 110 of the Flood Disaster Protection Act of 1973, 42 U.S.C. 4104, and 44 CFR part 67.

The Agency has developed criteria for floodplain management in floodprone areas in accordance with 44 CFR part 60.

Interested lessees and owners of real property are encouraged to review the proof Flood Insurance Study and Flood Insurance Rate Map available at the address cited below for each community.

The base flood elevations and modified base flood elevations are made final in the communities listed below. Elevations at selected locations in each community are shown.

National Environmental Policy Act

This rule is categorically excluded from the requirements of 44 CFR part 10, Environmental Consideration. No environmental impact assessment has been prepared.

Regulatory Flexibility Act

The Acting Executive Associate Director, Mitigation Directorate, certifies that this rule is exempt from the requirements of the Regulatory Flexibility Act because final or modified base flood elevations are required by the Flood Disaster Protection Act of 1973, 42 U.S.C. 4104, and are required to establish and maintain community eligibility in the NFIP. No regulatory flexibility analysis has been prepared.

Regulatory Classification

This final rule is not a significant regulatory action under the criteria of Section 3(f) of Executive Order 12866 of September 30, 1993, Regulatory Planning and Review, 58 FR 51735.

Executive Order 12612, Federalism

This rule involves no policies that have federalism implications under Executive Order 12612, Federalism, dated October 26, 1987.

Executive Order 12778, Civil Justice Reform

This rule meets the applicable standards of Section 2(b)(2) of Executive Order 12778.

List of Subjects in 44 CFR Part 67

Administrative practice and procedure, flood insurance, reporting and recordkeeping requirements.

Accordingly, 44 CFR part 67 is amended as follows:

PART 67—[AMENDED]

1. The authority citation for part 67 continues to read as follows:

Authority: 42 U.S.C. 4001 *et seq.*; Reorganization Plan No. 3 of 1978, 3 CFR, 1978 Comp., p. 329; E.O. 12127, 44 FR 19367, 3 CFR, 1979 Comp., p. 376.

§ 67.11 [Amended]

2. The tables published under the authority of § 67.11 are amended as follows:

Source of flooding and location	#Depth in feet above ground. *Elevation in feet (NGVD)
ILLINOIS	
LaSalle (City), LaSalle County (FEMA Docket No. 7307)	
<i>Illinois River:</i>	
Approximately 0.82 mile downstream of State Route 351	*463
Approximately 0.95 mile upstream of Illinois Central Railroad	*465
Maps available for inspection at the LaSalle City Hall, 745 Second Street, LaSalle, Illinois.	
LaSalle County (Unincorporated Areas) (FEMA Docket No. 7307)	
<i>Goose Creek:</i>	
At downstream corporate limits	*509
At upstream corporate limits	*516
<i>Illinois River:</i>	
Approximately 2.5 miles downstream of State Route 251	*462
Approximately 1.1 miles upstream of South Main Street (State Route 170)	*497
<i>Fox River:</i>	
At the confluence with the Illinois River	*472
Approximately 850 feet downstream of confluence of Clear Creek	*554
<i>Prairie Creek:</i>	
At the confluence with the Vermilion River	*573
A point approximately 2,850 feet upstream of Otter Creek Road ...	*628
<i>Vermilion River:</i>	
Upstream of Oakley Road	*567
Approximately 0.77 mile upstream of Bridge Street	*580
<i>Clark Run Creek:</i>	
At confluence with Illinois River	*466
Approximately 625 feet upstream of abandoned Illinois and Michigan Canal	*473
<i>Coal Run Creek:</i>	
Approximately 50 feet upstream of South Otter Creek Road	*614
Approximately 585 feet upstream of South Otter Creek Road	*615
<i>Rat Run:</i>	
At the confluence with the Illinois River	*494
At the Missouri, Kansas, Texas Railroad	*501
<i>Lake Holiday:</i>	
Entire shoreline within community	*644
<i>First Creek:</i>	
Approximately 970 feet upstream of confluence with Little Vermilion River	*715
Approximately 250 feet upstream of 6th Street	*719