

- Is not a significant regulatory action subject to Executive Order 13211 (66 FR 28355, May 22, 2001);

- Is not subject to requirements of section 12(d) of the National Technology Transfer and Advancement Act of 1995 (15 USC 272 note) because application of those requirements would be inconsistent with the CAA; and,
- Does not provide EPA with the discretionary authority to address, as appropriate, disproportionate human health or environmental effects, using practicable and legally permissible methods, under Executive Order 12898 (59 FR 7629, February 16, 1994).

In addition, this rule does not have Tribal implications as specified by Executive Order 13175 (65 FR 67249, November 9, 2000), because the SIP is not approved to apply in Indian country located in the State, and EPA notes that it will not impose substantial direct costs on Tribal governments or preempt Tribal law.

The Congressional Review Act, 5 U.S.C. 801 *et seq.*, as added by the Small Business Regulatory Enforcement Fairness Act of 1996, generally provides that before a rule may take effect, the agency promulgating the rule must submit a rule report, which includes a copy of the rule, to each House of the Congress and to the Comptroller General of the United States. EPA will submit a report containing this action and other required information to the U.S. Senate, the U.S. House of Representatives, and the Comptroller General of the United States prior to publication of the rule in the **Federal Register**. A major rule cannot take effect until 60 days after it is published in the **Federal Register**. This action is not a "major rule" as defined by 5 U.S.C. 804(2).

Under section 307(b)(1) of the Clean Air Act, petitions for judicial review of this action must be filed in the United States Court of Appeals for the appropriate circuit by September 20, 2011. Filing a petition for reconsideration by the Administrator of this final rule does not affect the finality of this action for the purposes of judicial review nor does it extend the time within which a petition for judicial review may be filed, and shall not postpone the effectiveness of such rule or action. This action may not be challenged later in proceedings to enforce its requirements. (See section 307(b)(2).)

#### List of Subjects in 40 CFR Part 52

Environmental protection, Air pollution control, Carbon monoxide, Incorporation by reference, Intergovernmental relations, Lead, Nitrogen dioxide, Ozone, Particulate

matter, Reporting and recordkeeping requirements, Sulfur oxides, Volatile organic compounds.

Dated: June 30, 2011.

**James B. Martin,**

*Regional Administrator, Region 8.*

40 CFR part 52 is amended as follows:

#### PART 52—[AMENDED]

■ 1. The authority citation for Part 52 continues to read as follows:

**Authority:** 42 U.S.C. 7401 *et seq.*

#### Subpart BB—Montana

■ 2. Section 52.1394 is added to read as follows:

#### § 52.1394 Section 110(a)(2) infrastructure requirements.

On December 22, 2009, David L. Klemp, Bureau Chief, Air Resources Management Bureau, of the Montana Department of Environmental Quality submitted a certification letter which provides the State of Montana's SIP provisions which meet the requirements of CAA Section 110(a)(1) and (2) relevant to the 1997 Ozone NAAQS.

[FR Doc. 2011-18419 Filed 7-21-11; 8:45 am]

**BILLING CODE 6560-50-P**

## DEPARTMENT OF HOMELAND SECURITY

### Federal Emergency Management Agency

#### 44 CFR Part 67

[Docket ID FEMA-2011-0002]

#### Final Flood Elevation Determinations

**AGENCY:** Federal Emergency Management Agency, DHS.

**ACTION:** Final rule.

**SUMMARY:** Base (1% annual-chance) Flood Elevations (BFEs) and modified BFEs are made final for the communities listed below. The BFEs and modified BFEs 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).

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

**ADDRESSES:** The final BFEs 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:** Luis Rodriguez, Chief, Engineering Management Branch, Federal Insurance and Mitigation Administration, Federal Emergency Management Agency, 500 C Street SW., Washington, DC 20472, (202) 646-4064, or (e-mail) [luis.rodriguez1@dhs.gov](mailto:luis.rodriguez1@dhs.gov).

**SUPPLEMENTARY INFORMATION:** The Federal Emergency Management Agency (FEMA) makes the final determinations listed below for the modified BFEs for each community listed. These modified elevations have been published in newspapers of local circulation and ninety (90) days have elapsed since that publication. The Deputy Federal Insurance and Mitigation Administrator has resolved any appeals resulting from this notification.

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. FEMA 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 FIRM available at the address cited below for each community. The BFEs and modified BFEs are made final in the communities listed below. Elevations at selected locations in each community are shown.

*National Environmental Policy Act.* This final rule is categorically excluded from the requirements of 44 CFR part 10, Environmental Consideration. An environmental impact assessment has not been prepared.

*Regulatory Flexibility Act.* As flood elevation determinations are not within the scope of the Regulatory Flexibility Act, 5 U.S.C. 601-612, a regulatory flexibility analysis is not required.

*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 13132, Federalism.* This final rule involves no policies that have federalism implications under Executive Order 13132.

*Executive Order 12988, Civil Justice Reform.* This final rule meets the applicable standards of Executive Order 12988.

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:

State	City/town/county	Source of flooding	Location	*Elevation in feet (NGVD) +Elevation in feet (NAVD) #Depth in feet above ground ^Elevation in meters (MSL) Modified
<b>City of Hampton, Virginia (Independent City) Docket No.: FEMA-B-1097</b>				
Virginia .....	City of Hampton .....	Newmarket Creek .....	Approximately 275 feet downstream of Big Bethel Road.	+9
			Approximately 20 feet upstream of the confluence with Newmarket Creek Tributary.	+22
	City of Hampton .....	Newmarket Creek Tributary.	At the confluence with Newmarket Creek	+22
			Approximately 30 feet downstream of I-64.	+22

\*National Geodetic Vertical Datum.  
+North American Vertical Datum.  
#Depth in feet above ground.  
^Mean Sea Level, rounded to the nearest 0.1 meter.

ADDRESSES

City of Hampton

Maps are available for inspection at the Central Permits Office, 22 Lincoln Avenue, Hampton, VA 23669.

Flooding source(s)	Location of referenced elevation	* Elevation in feet (NGVD) + Elevation in feet (NAVD) # Depth in feet above ground ^ Elevation in meters (MSL) Modified	Communities affected
<b>Fayette County, Iowa, and Incorporated Areas Docket No.: FEMA-B-1122</b>			
Otter Creek (City of Elgin) .....	Approximately 1,550 feet upstream of Cedar Road .....	+804	Unincorporated Areas of Fayette County.
	Approximately 80 feet downstream of Mill Street .....	+831	
Otter Creek (City of Oelwein) ...	Approximately 460 feet upstream of West Charles Street	+1004	Unincorporated Areas of Fayette County.
	At the City of Oelwein corporate limit, approximately 1.4 miles upstream of Lake Oelwein Dam.	+1019	
Turkey River .....	Approximately 0.3 mile downstream of Center Street .....	+802	Unincorporated Areas of Fayette County.
	Approximately 1.6 miles upstream of Center Street .....	+809	

\* National Geodetic Vertical Datum.  
+ North American Vertical Datum.  
# Depth in feet above ground.  
^ Mean Sea Level, rounded to the nearest 0.1 meter.

ADDRESSES

Unincorporated Areas of Fayette County

Maps are available for inspection at the Fayette County Courthouse, 114 North Vine Street, West Union, IA 52175.

Flooding source(s)	Location of referenced elevation	* Elevation in feet (NGVD) + Elevation in feet (NAVD) # Depth in feet above ground ^ Elevation in meters (MSL) Modified	Communities affected
<b>Ingham County, Michigan (All Jurisdictions) Docket No.: FEMA-B-1122</b>			
Deer Creek .....	At CSX Railway .....	+864	City of Williamston, Township of Wheatfield.
Moon and Hamilton County Drain.	Approximately 0.4 mile upstream of Wallace Street .....	+864	City of Lansing.
	At the Detention Area F Control Structure .....	+861	
Red Cedar River .....	At I-96/69 .....	+863	City of Williamston, Township of Leroy, Township of Locke, Township of Wheatfield, Township of Williamstown, Village of Webberville.
	Approximately 1.4 miles upstream of the upstream crossing of North Putnam Street.	+868	
Remy Chandler Drain/ Sanderson Drain.	At Grammer Road North .....	+875	Charter Township of Meridian, City of East Lansing.
	Approximately 0.7 mile downstream of West Lake Lansing Road.	+841	
Willow Creek .....	At the upstream side of West Lake Lansing Road .....	+842	Township of Vevay.
	Approximately 1,250 feet upstream of U.S. Route 127 .....	+893	
	Approximately 0.58 mile upstream of U.S. Route 127 .....	+893	

\* National Geodetic Vertical Datum.

+ North American Vertical Datum.

# Depth in feet above ground.

^ Mean Sea Level, rounded to the nearest 0.1 meter.

#### ADDRESSES

##### **Charter Township of Meridian**

Maps are available for inspection at the Meridian Township Hall, 5151 Marsh Road, Okemos, MI 48864.

##### **City of East Lansing**

Maps are available for inspection at City Hall, 410 Abbott Road, East Lansing, MI 48823.

##### **City of Lansing**

Maps are available for inspection at City Hall, 124 West Michigan Avenue, Lansing, MI 48933.

##### **City of Williamston**

Maps are available for inspection at City Hall, 161 East Grand River Avenue, Williamston, MI 48895.

##### **Township of Leroy**

Maps are available for inspection at the Leroy Township Hall, 315 West Walnut Street, Webberville, MI 48892.

##### **Township of Locke**

Maps are available for inspection at the Locke Township Hall, 3805 Bell Oak Road, Williamston, MI 48895.

##### **Township of Vevay**

Maps are available for inspection at the Vevay Township Hall, 780 South Eden Road, Mason, MI 48854.

##### **Township of Wheatfield**

Maps are available for inspection at the Wheatfield Township Hall, 985 East Hold Road, Williamston, MI 48895.

##### **Township of Williamstown**

Maps are available for inspection at the Williamstown Township Hall, 4990 North Zimmer Road, Williamston, MI 48895.

##### **Village of Webberville**

Maps are available for inspection at the Village Hall, 115 South Main Street, Webberville, MI 48892.

#### **Benton County, Minnesota, and Incorporated Areas Docket No.: FEMA-B-1110**

Mississippi River .....	Approximately 1.30 miles downstream of 125th Street .....	+1027	City of Rice.
	Approximately 1.23 miles upstream of 125th Street .....	+1030	

\* National Geodetic Vertical Datum.

+ North American Vertical Datum.

# Depth in feet above ground.

^ Mean Sea Level, rounded to the nearest 0.1 meter.

#### ADDRESSES

##### **City of Rice**

Maps are available for inspection at 205 Main Street East, Rice, MN 56367.

Flooding source(s)	Location of referenced elevation	* Elevation in feet (NGVD) + Elevation in feet (NAVD) # Depth in feet above ground ^ Elevation in meters (MSL) Modified	Communities affected
<b>Butler County, Nebraska, and Incorporated Areas</b> <b>Docket No.: FEMA-B-1112</b>			
Platte River .....	Approximately 100 feet downstream of the Saunders County boundary. Approximately 575 feet downstream of the Polk County boundary.	+1309 +1442	Unincorporated Areas of Butler County.

\* National Geodetic Vertical Datum.  
+ North American Vertical Datum.  
# Depth in feet above ground.  
^ Mean Sea Level, rounded to the nearest 0.1 meter.

**ADDRESSES**

**Unincorporated Areas of Butler County**

Maps are available for inspection at 451 North 5th Street, David City, NE 68632.

<b>Guernsey County, Ohio, and Incorporated Areas</b> <b>Docket No.: FEMA-B-1089</b>			
Clear Fork .....	Approximately 175 feet downstream of Birmingham Road	+830	Unincorporated Areas of Guernsey County.
Leatherwood Creek .....	Approximately 0.5 mile upstream of Birmingham Road .....	+837	Unincorporated Areas of Guernsey County, Village of Quaker City.
	Approximately 174 feet upstream of Linn Road .....	+874	
Wills Creek .....	At the upstream side of Eldon Road .....	+880	Unincorporated Areas of Guernsey County.
	Approximately 115 feet downstream of CSX Railroad .....	+802	
Wills Creek and Buffalo Creek	Approximately 191 feet upstream of State Route 313 .....	+803	Unincorporated Areas of Guernsey County, Village of Pleasant City.
	Approximately 0.4 mile downstream of State Route 146 ...	+803	
Wills Creek at Kimbolton .....	Approximately 0.5 mile upstream of State Route 146 .....	+806	Unincorporated Areas of Guernsey County.
	Approximately 375 feet downstream of Main Street .....	+776	
	Approximately 0.8 mile upstream of Main Street .....	+777	

\* National Geodetic Vertical Datum.  
+ North American Vertical Datum.  
# Depth in feet above ground.  
^ Mean Sea Level, rounded to the nearest 0.1 meter.

**ADDRESSES**

**Unincorporated Areas of Guernsey County**

Maps are available for inspection at 62782 Bennett Avenue, Cambridge, OH 43725.

**Village of Pleasant City**

Maps are available for inspection at 62782 Bennett Avenue, Cambridge, OH 43725.

**Village of Quaker City**

Maps are available for inspection at 126 Fair Street, Quaker City, OH 43773.

<b>Lucas County, Ohio, and Incorporated Areas</b> <b>Docket No.: FEMA-B-1049</b>			
Barnum Ditch .....	Just upstream of the confluence with Tift Ditch .....	+617	City of Toledo.
Blue Creek .....	Approximately 350 feet downstream of Willis Boulevard ...	+626	Unincorporated Areas of Lucas County, Village of Whitehouse.
	Approximately 1,100 feet upstream of Finzel Road .....	+640	
Blystone Ditch .....	At the downstream side of Fulton Lucas Road .....	+665	Unincorporated Areas of Lucas County, Village of Waterville.
	At the upstream side of Dutch Road .....	+644	
Comstock Ditch .....	At the downstream side of Bluebird Train Railroad .....	+659	Unincorporated Areas of Lucas County.
	At the upstream side of Brint Road .....	+675	
	At the downstream side of Mitchaw Road .....	+679	

Flooding source(s)	Location of referenced elevation	* Elevation in feet (NGVD) + Elevation in feet (NAVD) # Depth in feet above ground ^ Elevation in meters (MSL) Modified	Communities affected
Crane Creek .....	Approximately 0.6 mile downstream of Nissen Road .....	+579	Unincorporated Areas of Lucas County.
Deline Ditch .....	Approximately 2,000 feet upstream of Ofper Lentz Road ..	+584	
Deline Ditch .....	At the confluence with Heldman Ditch (East) .....	+606	City of Toledo.
Deline Ditch Overflow .....	At the downstream side of Hill Avenue .....	+629	
Deline Ditch .....	At the confluence with Deline Ditch .....	+614	City of Toledo.
Dennis Ditch .....	Just downstream of the divergence from Deline Ditch .....	+625	
Dennis Ditch .....	At the confluence with Heldman Ditch (East) .....	+604	City of Toledo.
Detwiler Ditch .....	Approximately 875 feet upstream of South Avenue .....	+623	
Detwiler Ditch .....	At the upstream side of Summit Street .....	+578	City of Toledo.
Disher Ditch .....	Approximately 0.56 mile upstream of I-280 .....	+578	
Disher Ditch .....	At the upstream side of Rupp Road .....	+640	Unincorporated Areas of Lucas County, Village of Whitehouse.
Disher Ditch Overflow .....	At the downstream side of Berkey Southern Highway .....	+657	
Disher Ditch Overflow .....	At the confluence with Blue Creek .....	+640	Village of Whitehouse.
Duck Creek .....	At the downstream side of Heller Road .....	+653	
Duck Creek .....	At mouth at Maumee Bay .....	+578	City of Oregon, City of Toledo.
Eisenbraum Ditch .....	At the downstream side of Consaul Street .....	+578	
Eisenbraum Ditch .....	Approximately 175 feet downstream of Elsie Avenue .....	+618	City of Toledo.
Good Ditch .....	At the downstream side of West Alexis Highway .....	+651	
Good Ditch .....	South of Angola Road near Holland Park Boulevard .....	+633	Village of Holland.
Good Ditch .....	South of Angola Road approximately 60 feet west of Holland Park Boulevard.	+633	
Haefner Ditch .....	At the confluence with Hill Ditch .....	+604	City of Toledo, Unincorporated Areas of Lucas County.
Heldman Ditch (East) .....	At the downstream side of I-475 .....	+638	
Heldman Ditch (East) .....	At the downstream side of Edgevale Road .....	+594	City of Toledo, Unincorporated Areas of Lucas County, Village of Ottawa Hills.
Heldman Ditch (West) .....	At the downstream side of West Bancroft Street .....	+665	
Heldman Ditch (West) .....	At the confluence with Prairie Ditch .....	+668	Unincorporated Areas of Lucas County.
Hill Ditch .....	At the downstream side of North Crissey Road .....	+668	
Hill Ditch .....	At the confluence with Heldman Ditch (East) .....	+604	City of Toledo, Unincorporated Areas of Lucas County.
Jamieson Ditch .....	Just downstream of the confluence with Smith Ditch South.	+639	
Jamieson Ditch .....	At the confluence with Silver Creek .....	+595	City of Toledo.
Ketcham Ditch .....	At the downstream side of Lewis Avenue .....	+600	
Ketcham Ditch .....	Approximately 700 feet downstream of Jackman Road .....	+609	City of Toledo.
Lone Oak Ditch .....	At the downstream side of Adella Street .....	+619	
Lone Oak Ditch .....	At the upstream side of Winslow Road .....	+644	Unincorporated Areas of Lucas County, Village of Whitehouse.
Maumee Bay .....	Approximately 70 feet downstream of Berkey Southern Highway.	+657	
Maumee Bay .....	West of the mouth of Driftmeyer Ditch .....	+578	City of Oregon, City of Toledo.
Maumee River .....	At the northern county boundary .....	+578	
Maumee River .....	At mouth at Maumee Bay .....	+578	City of Toledo.
Mayer Ditch .....	At the upstream side of Norfolk Southern Railroad .....	+578	
Mayer Ditch .....	At the downstream side of I-475 .....	+636	Unincorporated Areas of Lucas County.
McPeak Ditch .....	Approximately 475 feet downstream of Dorr Street .....	+639	
McPeak Ditch .....	Approximately 100 feet above the confluence with Tenmile Creek.	+646	City of Sylvania.
Mud Creek .....	Approximately 1,300 feet upstream of Winding Way .....	+668	
Mud Creek .....	At the confluence with Detwiler Creek .....	+578	City of Toledo.
North Branch Ketcham Ditch .....	At the downstream side of Hoffman Road .....	+578	
North Branch Ketcham Ditch .....	At the downstream side of Douglas Road .....	+620	City of Toledo.
North Branch Ketcham Ditch .....	Approximately 650 feet upstream of Secor Road .....	+631	

Flooding source(s)	Location of referenced elevation	* Elevation in feet (NGVD) + Elevation in feet (NAVD) # Depth in feet above ground ^ Elevation in meters (MSL) Modified	Communities affected
Ottawa River .....	Approximately 0.91 mile downstream of Summit Street .....	+578	City of Oregon, City of Toledo.
Otter Creek .....	At the downstream side of CSX Transportation Railroad ... At the downstream side of Corduroy Road .....	+578	City of Toledo.
	At mouth at Maumee Bay .....	+578	
	At the upstream side of CSX Transportation Railroad .....	+589	
	Approximately 350 feet upstream of CSX Transportation Railroad.	+589	
	At the upstream side of CSX Transportation Railroad .....	+590	
Peterson Ditch .....	Approximately 475 feet downstream of Dover Place .....	+590	
	At the upstream side of Haughton Drive .....	+614	City of Toledo.
	Approximately 100 feet upstream of Goddard Road .....	+615	
Potter Ditch .....	At the confluence with Heldman Ditch (East) .....	+635	City of Toledo, Unincorporated Areas of Lucas County.
	At the downstream side of Derbyshire Road .....	+635	
Schmitz Ditch .....	At the confluence with Tenmile Creek .....	+694	Village of Berkey.
	At the downstream side of Lathrop Road .....	+707	
Schneider Ditch .....	Just upstream of the confluence with Williams Ditch .....	+621	City of Toledo.
	At the downstream side of Hill Avenue .....	+621	
Shantee Creek .....	At the confluence with Silver Creek .....	+583	City of Toledo, Unincorporated Areas of Lucas County.
	Approximately 225 feet upstream of Tremainsville Road ...	+612	
	Approximately 1,100 feet downstream of Summit Street ...	+578	
	Approximately 300 feet downstream of Hagman Road .....	+578	
Shantee Creek Overflow Channel 1.	Approximately 175 feet upstream of Lewis Avenue .....	+599	City of Toledo.
	Just downstream of the divergence from Shantee Creek ..	+611	
Shantee Creek Overflow Channel 2.	At the confluence with Shantee Creek .....	+599	City of Toledo.
	Approximately 100 feet downstream of Jackman Road .....	+609	
Sharp Ditch .....	At the upstream side of Brint Road .....	+679	Unincorporated Areas of Lucas County.
	Approximately 1.0 mile upstream of Brint Road .....	+683	
Silver Creek .....	At the upstream side of CN North America Railroad .....	+578	City of Toledo, Unincorporated Areas of Lucas County.
	Approximately 100 feet upstream of Woodview Drive .....	+639	
Smith Ditch South .....	At the confluence with Hill Ditch .....	+639	Unincorporated Areas of Lucas County.
	Approximately 200 feet upstream of Wimbledon Park Boulevard.	+661	
South Branch Silver Creek .....	At the confluence with Silver Creek .....	+628	City of Toledo.
	Approximately 1,150 feet upstream of Rambo Lane .....	+633	
Tenmile Creek .....	At the upstream side of Herr Road .....	+668	Unincorporated Areas of Lucas County, Village of Berkey.
	At the downstream side of North Fulton Lucas Road .....	+708	
Tiff Ditch .....	Approximately 225 feet upstream of Tremainsville Road ...	+612	City of Toledo, Unincorporated Areas of Lucas County.
	Approximately 300 feet upstream of Talmadge Road .....	+634	
Vanderpool Ditch .....	At the downstream side of McCord Road .....	+644	Unincorporated Areas of Lucas County.
	Approximately 375 feet downstream of King Road .....	+656	
Williams Ditch .....	At the upstream side of Norfolk Southern Railroad .....	+614	City of Toledo.
	Approximately 175 feet downstream of Hill Avenue .....	+621	
Wing Ditch .....	Just upstream of the confluence with Silver Creek .....	+633	City of Toledo.
	Approximately 75 feet downstream of Merle Street .....	+637	

\* National Geodetic Vertical Datum.

+ North American Vertical Datum.

# Depth in feet above ground.

^ Mean Sea Level, rounded to the nearest 0.1 meter.

ADDRESSES

City of Oregon

Flooding source(s)	Location of referenced elevation	* Elevation in feet (NGVD) + Elevation in feet (NAVD) # Depth in feet above ground ^ Elevation in meters (MSL) Modified	Communities affected
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Maps are available for inspection at 5330 Seaman Road, Oregon, OH 43616.

**City of Sylvania**

Maps are available for inspection at 6730 Monroe Street, Suite 101, Sylvania, OH 43560.

**City of Toledo**

Maps are available for inspection at 1 Government Center, Suite 1600, Toledo, OH 43604.

**Unincorporated Areas of Lucas County**

Maps are available for inspection at 1115 South McCord Road, Holland, OH 43528.

**Village of Berkey**

Maps are available for inspection at 12360 Sylvania-Metamora Road, Berkey, OH 45304.

**Village of Holland**

Maps are available for inspection at 1245 Clarion Avenue, Holland, OH 43528.

**Village of Ottawa Hills**

Maps are available for inspection at 2125 Richards Road, Toledo, OH 43606.

**Village of Waterville**

Maps are available for inspection at 25 North 2nd Street, Waterville, OH 43566

**Village of Whitehouse**

Maps are available for inspection at 6925 Providence Street, Whitehouse, OH 43571.

**Lamar County, Texas, and Incorporated Areas  
Docket No.: FEMA-B-1045**

Baker Branch .....	Approximately 799 feet downstream of Loop 286 .....	+503	City of Paris, Unincorporated Areas of Lamar County.
Baker Branch Tributary #10 .....	Approximately 1,002 feet upstream of Bonham Street ..... Just downstream of the confluence with Baker Branch .....	+572 +537	City of Paris, Unincorporated Areas of Lamar County.
Baker Branch Tributary #24 .....	Approximately 503 feet upstream of Sherman Street ..... Just upstream of the confluence with Baker Branch .....	+560 +508	City of Paris, Unincorporated Areas of Lamar County.
Big Sand Creek Tributary #7 .....	Approximately 59 feet downstream of 7th Street ..... Just downstream of the confluence with Big Sandy Creek	+513 +532	City of Paris, Unincorporated Areas of Lamar County.
Big Sandy Creek .....	Approximately 708 feet upstream of 17th Street ..... Approximately 1,300 feet downstream of Loop 286 .....	+569 +494	City of Paris, Unincorporated Areas of Lamar County.
Big Sandy Creek Tributary #2 .....	Approximately 475 feet upstream of Sherman Street ..... Just upstream of the confluence with Big Sandy Creek .....	+571 +502	City of Paris, Unincorporated Areas of Lamar County.
Big Sandy Creek Tributary #3 .....	Approximately 647 feet upstream of Lamar Avenue ..... Just upstream of Houston Street .....	+546 +557	City of Paris, Unincorporated Areas of Lamar County.
Big Sandy Creek Tributary #4 .....	Just upstream of the confluence with Big Sandy Creek ..... Just downstream of the confluence with Big Sandy Creek	+588 +516	City of Paris, Unincorporated Areas of Lamar County.
Big Sandy Creek Tributary #8 .....	Approximately 888 feet upstream of Price Street ..... Just downstream of the confluence with Big Sandy Creek	+562 +546	City of Paris, Unincorporated Areas of Lamar County.
Big Sandy Creek Tributary #16 .....	Approximately 1,045 feet upstream of Hearon Street ..... Just upstream of the confluence with Big Sandy Creek Tributary #4. Just upstream of Cherry Street .....	+574 +536 +568	City of Paris, Unincorporated Areas of Lamar County.
Cottonwood Branch Tributary #11.	Approximately 75 feet downstream of Old Brookston Road	+516	City of Paris, Unincorporated Areas of Lamar County.
Pine Creek Tributary #12 .....	Approximately 377 feet upstream of Austin Street ..... Approximately 852 feet downstream of the confluence with Pine Creek Tributary #13.	+584 +506	City of Paris, Unincorporated Areas of Lamar County.
Pine Creek Tributary #13 .....	Approximately 194 feet downstream of the confluence with Old City Lake. Just upstream of the confluence with Pine Creek Tributary #12.	+524 +508	City of Paris, Unincorporated Areas of Lamar County.
Smith Creek .....	Approximately 184 feet upstream of 28th Street ..... Just downstream of the confluence with Smith Creek Tributary #15. Just upstream of Center Street .....	+557 +518 +521	City of Paris, Unincorporated Areas of Lamar County.

Flooding source(s)	Location of referenced elevation	* Elevation in feet (NGVD) + Elevation in feet (NAVD) # Depth in feet above ground ^ Elevation in meters (MSL) Modified	Communities affected
Smith Creek Tributary #15 .....	Just upstream of Center Street .....	+524	City of Paris, Unincorporated Areas of Lamar County.
	Approximately 236 feet downstream of Houston Street .....	+588	
Stillhouse Creek Tributary #20	Approximately 227 feet downstream of Spur 139 .....	+514	City of Paris, Unincorporated Areas of Lamar County.
Stillhouse Creek Tributary #21	Approximately 44 feet upstream of Ridgeview Street .....	+573	City of Paris, Unincorporated Areas of Lamar County.
	Just downstream of the confluence with Stillhouse Creek Tributary #20.	+526	
Stillhouse Creek Tributary #22	Approximately 32 feet downstream of Belmont Street .....	+581	City of Paris, Unincorporated Areas of Lamar County.
	Just downstream of State Highway 195 .....	+508	
Stillhouse Creek Tributary #23	Approximately 170 feet upstream of Loop 535 .....	+537	City of Paris, Unincorporated Areas of Lamar County.
	Just downstream of the confluence with Stillhouse Creek Tributary #22.	+521	
	Approximately 43 feet downstream of Loop 286 .....	+539	

\* National Geodetic Vertical Datum.  
 + North American Vertical Datum.  
 # Depth in feet above ground.  
 ^ Mean Sea Level, rounded to the nearest 0.1 meter.

**ADDRESSES**

**City of Paris**

Maps are available for inspection at City Hall, 135 Southeast 1st Street, Paris, TX 75460.

**Unincorporated Areas of Lamar County**

Maps are available for inspection at 119 North Main Street, Paris, TX 75460.

**Montague County, Texas, and Incorporated Areas  
 Docket No.: FEMA-B-1069**

Cowskin Creek .....	Approximately 1,500 feet downstream of the Wise County boundary.	+921	Unincorporated Areas of Montague County.
	Just downstream of the Wise County boundary .....	+931	

\* National Geodetic Vertical Datum.  
 + North American Vertical Datum.  
 # Depth in feet above ground.  
 ^ Mean Sea Level, rounded to the nearest 0.1 meter.

**ADDRESSES**

**Unincorporated Areas of Montague County**

Maps are available for inspection at 101 East Franklin Street, Montague, TX 76251.

**Walker County, Texas, and Incorporated Areas  
 Docket No.: FEMA-B-1061**

Baldwin Creek .....	Approximately 2.7 miles downstream of County Highway FM 247.	+244	Unincorporated Areas of Walker County.
	Approximately 1.6 miles downstream of County Highway FM 247.	+261	
Caney Creek .....	Approximately 0.6 mile upstream of County Highway FM 2296.	+354	Unincorporated Areas of Walker County.
Crabb Creek .....	Approximately 0.6 mile downstream of Evelyn Lane .....	+374	Unincorporated Areas of Walker County.
	Approximately 475 feet upstream of North Rocky Creek ...	+257	
East Fork (Tanyard Branch) .....	Approximately 500 feet upstream of I-45/U.S. Route 190	+287	Unincorporated Areas of Walker County.
	Approximately 0.5 mile upstream of confluence with Tanyard Branch.	+291	
	Approximately 0.9 mile upstream of confluence with Tanyard Branch.	+298	
Hadley Creek .....	Just downstream of Rosenwall Road .....	+250	Unincorporated Areas of Walker County.
Hendricks Lake .....	Just upstream of the confluence with North Rocky Creek	+285	Unincorporated Areas of Walker County.
	At the confluence with Town Branch .....	+273	
	Approximately 700 feet downstream of County Highway FM 2821.	+284	

Flooding source(s)	Location of referenced elevation	* Elevation in feet (NGVD) + Elevation in feet (NAVD) # Depth in feet above ground ^ Elevation in meters (MSL) Modified	Communities affected
Mays Creek .....	Approximately 0.4 mile upstream of County Highway FM 2929.	+320	Unincorporated Areas of Walker County.
McDonald Creek .....	Approximately 2.5 miles upstream of County Highway FM 2929.	+355	
McGary Creek .....	Approximately 0.4 mile upstream of West Sunset Drive ....	+293	Unincorporated Areas of Walker County.
Parker Creek .....	Just downstream of Spring Drive .....	+357	
Parker Creek .....	Approximately 1.8 miles downstream of the confluence with Tributary 6 (McGary Creek).	+279	Unincorporated Areas of Walker County.
Parker Creek .....	Approximately 1,750 feet downstream of the confluence with Tributary 6 (McGary Creek).	+289	
Parker Creek .....	Approximately 0.8 mile downstream of Timberwilde Drive	+318	
Parker Creek .....	Approximately 0.9 mile upstream of Timberwilde Drive .....	+351	
Parker Creek .....	Approximately 0.6 mile upstream of Tributary Number 8 (Parker Creek).	+212	Unincorporated Areas of Walker County.
Prairie Branch .....	At the confluence with Town Branch .....	+260	
Prairie Branch .....	At the confluence with Raven Lake .....	+287	Unincorporated Areas of Walker County.
Robinson Creek .....	Just downstream of Camellia Drive .....	+307	
Robinson Creek .....	Approximately 1,250 feet upstream of Robinson Road .....	+283	Unincorporated Areas of Walker County.
Scott Branch .....	Approximately 0.6 mile downstream of Veterans Memorial Highway.	+333	
Scott Branch .....	At the confluence with Thickett Branch .....	+256	Unincorporated Areas of Walker County.
Shepherd Creek .....	Approximately 1,250 feet upstream of the confluence with Thickett Branch.	+261	
Shepherd Creek .....	Approximately 0.71 mile upstream of County Highway FM 2296.	+317	Unincorporated Areas of Walker County.
Tanyard Branch .....	Approximately 1.5 miles upstream of the confluence with Tributary 3.	+381	
Tanyard Branch .....	Approximately 500 feet downstream of the confluence with Tributary Number 2 (Tanyard Branch).	+224	Unincorporated Areas of Walker County.
Thickett Branch .....	Approximately 0.5 mile upstream of U.S. Route 190 .....	+363	
Thickett Branch .....	Approximately 500 feet downstream of the confluence with Scott Branch.	+256	Unincorporated Areas of Walker County.
Town Branch .....	Approximately 800 feet upstream of the confluence with Scott Branch.	+260	
Town Branch .....	At the confluence with Parker Creek .....	+260	Unincorporated Areas of Walker County.
Tributary 1 (Robinson Creek) ...	Approximately 1,200 feet upstream of the confluence with Hendricks Lake.	+277	
Tributary 1 (Robinson Creek) ...	At the confluence with Robinson Creek .....	+294	Unincorporated Areas of Walker County.
Tributary 2 (Tanyard Branch) ...	Approximately 400 feet downstream of Gazebo Street .....	+329	
Tributary 2 (Tanyard Branch) ...	At the confluence with Tanyard Branch .....	+224	Unincorporated Areas of Walker County.
Tributary 5 (McGary Creek) .....	Approximately 1,200 feet upstream of Robinson Road .....	+253	
Tributary 5 (McGary Creek) .....	Approximately 1,250 feet upstream of the confluence with McGary Creek.	+323	Unincorporated Areas of Walker County.
Tributary 6 (McGary Creek) .....	Just downstream of Timberwilde Drive .....	+329	
Tributary 6 (McGary Creek) .....	Approximately 0.9 mile upstream of the confluence with McGary Creek.	+301	Unincorporated Areas of Walker County.
Tributary 9 (Shepherd Creek) ...	Approximately 2.17 miles upstream of the confluence with McGary Creek.	+319	
Tributary 9 (Shepherd Creek) ...	At the confluence with Shepherd Creek .....	+332	Unincorporated Areas of Walker County.
Tributary Number 7 (Hadley Creek).	Approximately 900 feet downstream of Four Notch Road	+347	
Tributary Number 7 (Hadley Creek).	Approximately 1,200 feet downstream of Cauthen Drive ...	+256	Unincorporated Areas of Walker County.
Tributary Number 8 (Parker Creek).	Approximately 1.3 miles upstream of Cauthen Drive .....	+275	
Tributary Number 8 (Parker Creek).	Approximately 0.9 mile upstream of the confluence with Pain Branch.	+218	Unincorporated Areas of Walker County.
Wayne Creek .....	Approximately 0.9 mile downstream of Albritton Road .....	+231	
Wayne Creek .....	Approximately 1,750 feet downstream of Forest Service Road # 236A.	+259	Unincorporated Areas of Walker County.

Flooding source(s)	Location of referenced elevation	* Elevation in feet (NGVD) + Elevation in feet (NAVD) # Depth in feet above ground ^ Elevation in meters (MSL) Modified	Communities affected
	Approximately 1.1 miles upstream of the confluence with Ford Branch.	+298	

\* National Geodetic Vertical Datum.  
 + North American Vertical Datum.  
 # Depth in feet above ground.  
 ^ Mean Sea Level, rounded to the nearest 0.1 meter.

**ADDRESSES**

**Unincorporated Areas of Walker County**

Maps are available for inspection at 1100 University Avenue, Huntsville, TX 77320.

**Washington County, Texas, and Incorporated Areas  
 Docket No.: FEMA-B-1065**

Hog Branch .....	Approximately 2,500 feet upstream of North Blue Bell Road.	+240	Unincorporated Areas of Washington County.
	Approximately 1,000 feet upstream of North Blue Bell Road.	+249	
Little Sandy Creek .....	Approximately 300 feet upstream of Old Independence Road.	+240	Unincorporated Areas of Washington County.
	Approximately 200 feet downstream of Burleson Street ....	+278	

\* National Geodetic Vertical Datum.  
 + North American Vertical Datum.  
 # Depth in feet above ground.  
 ^ Mean Sea Level, rounded to the nearest 0.1 meter.

**ADDRESSES**

**Unincorporated Areas of Washington County**

Maps are available for inspection at the Washington County Courthouse, 100 East Main Street, Brenham, TX 77833.

**Lincoln County, Wisconsin, and Incorporated Areas  
 Docket No.: FEMA-B-1115**

Copper River .....	Approximately 0.8 mile upstream of the confluence with the Wisconsin River.	+1279	Unincorporated Areas of Lincoln County.
	At County Highway E .....	+1316	
Prairie River .....	Approximately 0.3 mile downstream of Town Hall Road ....	+1436	Unincorporated Areas of Lincoln County.
	At State Highway 17 .....	+1476	
Wisconsin River .....	Approximately 0.4 mile upstream of the confluence with the Pine River.	+1228	City of Merrill, Unincorporated Areas of Lincoln County.
	Approximately 990 feet downstream of South Center Avenue.	+1244	
	Approximately 2.5 miles downstream of Grandfather Dam	+1293	
	At the downstream side of Grandfather Dam .....	+1368	
	Approximately 0.7 mile upstream of County Highway E ....	+1401	
	At the downstream side of Grandmother Dam .....	+1406	
	Approximately 0.9 mile upstream of the confluence with Little Pine Creek.	+1422	
	Approximately 0.4 mile downstream of Tomahawk Dam ...	+1429	

\* National Geodetic Vertical Datum.  
 + North American Vertical Datum.  
 # Depth in feet above ground.  
 ^ Mean Sea Level, rounded to the nearest 0.1 meter.

**ADDRESSES**

**City of Merrill**

Maps are available for inspection at 1004 East 1st Street, Merrill, WI 54452.

**Unincorporated Areas of Lincoln County**

Maps are available for inspection at 804 North Sales Street, Merrill, WI 54452.

(Catalog of Federal Domestic Assistance No. 97.022, "Flood Insurance.")

Dated: June 30, 2011.

**Sandra K. Knight,**

*Deputy Federal Insurance and Mitigation Administrator, Mitigation, Department of Homeland Security, Federal Emergency Management Agency.*

[FR Doc. 2011-18627 Filed 7-21-11; 8:45 am]

**BILLING CODE 9110-12-P**

## FEDERAL COMMUNICATIONS COMMISSION

### 47 CFR Part 73

[MB Docket No. 07-163; RM-11385; RM-11416; DA 11-1129]

#### Radio Broadcasting Services; Markham, TX

**AGENCY:** Federal Communications Commission.

**ACTION:** Final rule; denial of petition for reconsideration.

**SUMMARY:** The Audio Division has denied the petition for reconsideration of Victoria Radio Works, LLC ("VRW"), seeking reconsideration of the Audio Division's *Report and Order*. The *Report and Order* allotted Channel 283A at Markham, Texas, upgraded Station KHTZ(FM), Ganado, Texas, to Channel 235C, and substituted Channel 284C3 for Channel 236C3, at Victoria, Texas. In this *Memorandum Opinion and Order*, the Audio Division denied VRW's petition for reconsideration, which requested that Station KHTZ(FM) be ordered to operate on Channel 235C2 on an interim basis.

**FOR FURTHER INFORMATION CONTACT:** Deborah Dupont, Media Bureau, (202) 418-7072.

**SUPPLEMENTARY INFORMATION:** This is a synopsis of the Commission's *Memorandum Opinion and Order*, MB Docket No. 07-163, adopted June 27, 2011, and released June 28, 2011. The full text of this Commission decision is available for inspection and copying during normal business hours in the FCC Reference Information Center, Portals II, 445 12th Street, SW., Room CY-A257, Washington, DC 20554. The complete text of this decision also may be purchased from the Commission's duplicating contractor, Best Copy and Printing, Inc., 445 12th Street, SW, Room CY-B402, Washington, DC, 20554, (800) 378-3160, or via the company's Web site, <http://www.bcpweb.com>. This document is not subject to the Congressional Review Act. The Commission is, therefore, not required to send a copy of this *Report*

*and Order* in a report to be sent to Congress and the Government Accountability Office pursuant to the Congressional Review Act, *see* U.S.C. 801(a)(1)(A), because the petition for reconsideration was denied.

Federal Communications Commission.

**Nazifa Sawez,**

*Assistant Chief, Audio Division, Media Bureau.*

[FR Doc. 2011-18638 Filed 7-21-11; 8:45 am]

**BILLING CODE 6712-01-P**

## DEPARTMENT OF COMMERCE

### National Oceanic and Atmospheric Administration

#### 50 CFR Part 679

[Docket No. 101126521-0640-02]

**RIN 0648-XA589**

#### Fisheries of the Exclusive Economic Zone Off Alaska; Pacific Ocean Perch in the Western Aleutian District of the Bering Sea and Aleutian Islands Management Area

**AGENCY:** National Marine Fisheries Service (NMFS), National Oceanic and Atmospheric Administration (NOAA), Commerce.

**ACTION:** Temporary rule; closure.

**SUMMARY:** NMFS is prohibiting directed fishing for Pacific ocean perch in the Western Aleutian District of the Bering Sea and Aleutian Islands management area (BSAI) by vessels participating in the BSAI trawl limited access fishery. This action is necessary to prevent exceeding the 2011 allocation of Pacific ocean perch in this area allocated to vessels participating in the BSAI trawl limited access fishery.

**DATES:** Effective 1200 hrs, Alaska local time (A.l.t.), July 19, 2011, through 2400 hrs, A.l.t., December 31, 2011.

**FOR FURTHER INFORMATION CONTACT:** Steve Whitney, 907-586-7269.

**SUPPLEMENTARY INFORMATION:** NMFS manages the groundfish fishery in the BSAI exclusive economic zone according to the Fishery Management Plan for Groundfish of the Bering Sea and Aleutian Islands Management Area (FMP) prepared by the North Pacific Fishery Management Council under authority of the Magnuson-Stevens Fishery Conservation and Management Act. Regulations governing fishing by U.S. vessels in accordance with the FMP appear at subpart H of 50 CFR part 600 and 50 CFR part 679.

The allocation of Pacific ocean perch, in the Western Aleutian District,

allocated as a directed fishing allowance to vessels participating in the BSAI trawl limited access fishery was established as 149 metric tons (mt) by the final 2011 and 2012 harvest specifications for groundfish in the BSAI (76 FR 11139, March 1, 2011).

In accordance with § 679.20(d)(1)(iii), the Regional Administrator finds that this directed fishing allowance has been reached. Consequently, NMFS is prohibiting directed fishing for Pacific ocean perch in the Western Aleutian District by vessels participating in the BSAI trawl limited access fishery.

After the effective dates of this closure, the maximum retainable amounts at § 679.20(e) and (f) apply at any time during a trip.

#### Classification

This action responds to the best available information recently obtained from the fishery. The Assistant Administrator for Fisheries, NOAA, (AA) finds good cause to waive the requirement to provide prior notice and opportunity for public comment pursuant to the authority set forth at 5 U.S.C. 553(b)(B) as such a requirement is impracticable and contrary to the public interest. This requirement is impracticable and contrary to the public interest as it would prevent NMFS from responding to the most recent fisheries data in a timely fashion and would delay the closure of the Pacific ocean perch fishery in the Western Aleutian District for vessels participating in the BSAI trawl limited access fishery. NMFS was unable to publish a notice providing time for public comment because the most recent, relevant data only became available as of July 18, 2011. The AA also finds good cause to waive the 30-day delay in the effective date of this action under 5 U.S.C. 553(d)(3). This finding is based upon the reasons provided above for waiver of prior notice and opportunity for public comment.

This action is required by § 679.20 and is exempt from review under Executive Order 12866.

**Authority:** 16 U.S.C. 1801 *et seq.*

Dated: July 19, 2011.

**Emily H. Menashes,**

*Acting Director, Office of Sustainable Fisheries, National Marine Fisheries Service.*

[FR Doc. 2011-18571 Filed 7-19-11; 4:15 pm]

**BILLING CODE 3510-22-P**