

Collection of Information

This proposed rule would call for no new collection of information under the Paperwork Reduction Act of 1995 (44 U.S.C. 3501–3520).

Federalism

A rule has implications for federalism under Executive Order 13132, Federalism, if it has a substantial direct effect on State or local governments and would either preempt State law or impose a substantial direct cost of compliance on them. We have analyzed this proposed rule under that Order and have determined that it does not have implications for federalism.

Unfunded Mandates Reform Act

The Unfunded Mandates Reform Act of 1995 (2 U.S.C. 1531–1538) requires Federal agencies to assess the effects of their discretionary regulatory actions. In particular, the Act addresses actions that may result in the expenditure by a State, local, or tribal government, in the aggregate, or by the private sector of \$100,000,000 (adjusted for inflation) or more in any one year. Though this proposed rule will not result in such an expenditure, we do discuss the effects of this rule elsewhere in this preamble.

Taking of Private Property

This proposed rule would not cause a taking of private property or otherwise have taking implications under Executive Order 12630, Governmental Actions and Interference with Constitutionally Protected Property Rights.

Civil Justice Reform

This proposed rule meets applicable standards in sections 3(a) and 3(b)(2) of Executive Order 12988, Civil Justice Reform, to minimize litigation, eliminate ambiguity, and reduce burden.

Protection of Children

We have analyzed this proposed rule under Executive Order 13045, Protection of Children from Environmental Health Risks and Safety Risks. This rule is not an economically significant rule and would not create an environmental risk to health or risk to safety that might disproportionately affect children.

Indian Tribal Governments

This proposed rule does not have tribal implications under Executive Order 13175, Consultation and Coordination with Indian Tribal Governments, because it would not have a substantial direct effect on one or more Indian tribes, on the relationship

between the Federal Government and Indian tribes, or on the distribution of power and responsibilities between the Federal Government and Indian tribes.

Energy Effects

We have analyzed this proposed rule under Executive Order 13211, Actions Concerning Regulations That Significantly Affect Energy Supply, Distribution, or Use. We have determined that it is not a “significant energy action” under that order because it is not a “significant regulatory action” under Executive Order 12866 and is not likely to have a significant adverse effect on the supply, distribution, or use of energy. The Administrator of the Office of Information and Regulatory Affairs has not designated it as a significant energy action. Therefore, it does not require a Statement of Energy Effects under Executive Order 13211.

Technical Standards

The National Technology Transfer and Advancement Act (NTTAA) (15 U.S.C. 272 note) directs agencies to use voluntary consensus standards in their regulatory activities unless the agency provides Congress, through the Office of Management and Budget, with an explanation of why using these standards would be inconsistent with applicable law or otherwise impractical. Voluntary consensus standards are technical standards (e.g., specifications of materials, performance, design, or operation; test methods; sampling procedures; and related management systems practices) that are developed or adopted by voluntary consensus standards bodies.

This proposed rule does not use technical standards. Therefore, we did not consider the use of voluntary consensus standards.

Environment

We have analyzed this proposed rule under Department of Homeland Security Management Directive 023–01, and Commandant Instruction M16475.ID which guides the Coast Guard in complying with the National Environmental Policy Act of 1969 (NEPA) (42 U.S.C. 4321–4370f), and have made a preliminary determination that this action is one of a category of actions which do not individually or cumulatively have a significant effect on the human environment because it simply promulgates the operating regulations or procedures for drawbridges. We seek any comments or information that may lead to the discovery of a significant environmental impact from this proposed rule.

List of Subjects in 33 CFR Part 117

Bridges.

For the reasons discussed in the preamble, the Coast Guard proposes to amend 33 CFR part 117 as follows:

PART 117—DRAWBRIDGE OPERATION REGULATIONS

1. The authority citation for part 117 continues to read as follows:

Authority: 33 U.S.C. 499; 33 CFR 1.05–1; Department of Homeland Security Delegation No. 0170.1.

2. Revise § 117.1081 to read as follows:

§ 117.1081 Black River.

The drawspan of the Canadian Pacific Railroad bridge, mile 1.0 at La Crosse, is operated by remote operator located at the Canadian Pacific Railway Minneapolis Operations Center, in Minneapolis, Minnesota. Drawspan shall open upon demand by contacting remote operator via VHF–FM Channel 16 or telephone (507) 895–6087.

Dated: November 2, 2011.

Roy A. Nash,

Rear Admiral, Commander, U.S. Coast Guard, Eighth Coast Guard District.

[FR Doc. 2011–29240 Filed 11–10–11; 8:45 am]

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DEPARTMENT OF HOMELAND SECURITY

Federal Emergency Management Agency

44 CFR Part 67

[Docket ID FEMA–2011–0002; Internal Agency Docket No. FEMA–B–1223]

Proposed Flood Elevation Determinations

AGENCY: Federal Emergency Management Agency, DHS.

ACTION: Proposed rule.

SUMMARY: Comments are requested on the proposed Base (1% annual-chance) Flood Elevations (BFEs) and proposed BFE modifications for the communities listed in the table below. The purpose of this proposed rule is to seek general information and comment regarding the proposed regulatory flood elevations for the reach described by the downstream and upstream locations in the table below. The BFEs and modified BFEs are a part of the floodplain management measures that the community is required either to adopt or to show evidence of having in effect in order to qualify or remain qualified for

participation in the National Flood Insurance Program (NFIP). In addition, these elevations, once finalized, will be used by insurance agents and others to calculate appropriate flood insurance premium rates for new buildings and the contents in those buildings.

DATES: Comments are to be submitted on or before February 13, 2012.

ADDRESSES: The corresponding preliminary Flood Insurance Rate Map (FIRM) for the proposed BFEs for each community is available for inspection at the community's map repository. The respective addresses are listed in the table below.

You may submit comments, identified by Docket No. FEMA-B-1223, to 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 (email) Luis.Rodriguez3@fema.dhs.gov.

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 (email) Luis.Rodriguez3@fema.dhs.gov.

SUPPLEMENTARY INFORMATION: The Federal Emergency Management Agency (FEMA) proposes to make determinations of BFEs and modified

BFEs for each community listed below, in accordance with section 110 of the Flood Disaster Protection Act of 1973, 42 U.S.C. 4104, and 44 CFR 67.4(a).

These proposed BFEs and modified BFEs, 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. These proposed elevations are used to meet the floodplain management requirements of the NFIP and also are used to calculate the appropriate flood insurance premium rates for new buildings built after these elevations are made final, and for the contents in those buildings.

Comments on any aspect of the Flood Insurance Study and FIRM, other than the proposed BFEs, will be considered. A letter acknowledging receipt of any comments will not be sent.

National Environmental Policy Act. This proposed 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.

Executive Order 12866, Regulatory Planning and Review. This proposed rule is not a significant regulatory action under the criteria of section 3(f) of Executive Order 12866, as amended.

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

Executive Order 12988, Civil Justice Reform. This proposed 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 proposed to be 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.

§ 67.4 [Amended]

2. The tables published under the authority of § 67.4 are proposed to be 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)	
				Existing	Modified
Town of Carrollton, Mississippi					
Mississippi	Town of Carrollton	Big Sand Creek	Approximately 0.6 mile downstream of State Route 35.	None	+214
			Approximately 800 feet upstream of State Route 35.	None	+222

* National Geodetic Vertical Datum.

+ North American Vertical Datum.

Depth in feet above ground.

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

** BFEs to be changed include the listed downstream and upstream BFEs, and include BFEs located on the stream reach between the referenced locations above. Please refer to the revised Flood Insurance Rate Map located at the community map repository (see below) for exact locations of all BFEs to be changed.

Send comments to Luis Rodriguez, Chief, Engineering Management Branch, Federal Insurance and Mitigation Administration, Federal Emergency Management Agency, 500 C Street SW., Washington, DC 20472.

ADDRESSES

Town of Carrollton

Maps are available for inspection at the Town Hall, 701 Lexington Street, Carrollton, MS 38917.

Flooding Source(s)	Location of referenced elevation**	* Elevation in feet (NGVD) + Elevation in feet (NAVD) # Depth in feet above ground ^ Elevation in meters (MSL)		Communities affected
		Effective	Modified	
Montgomery County, Alabama, and Incorporated Areas				
Audubon Ditch	At the upstream side of Norman Bridge Road Approximately 600 feet upstream of Augusta Avenue	+185 None	+184 +209	City of Montgomery.
Baldwin Slough Tributary 2 (backwater effects from Baldwin Slough).	At the Baldwin Slough confluence	None	+196	City of Montgomery.
Baskins Mill Creek	At the downstream side of Halifax Lane At the Little Sandy Creek confluence	None None	+196 +252	Unincorporated Areas of Montgomery County.
Baskins Mill Creek Tributary 10 (backwater effects from Baskins Mill Creek).	Approximately 3.3 miles upstream of Goodwyn Road At the Baskins Mill Creek confluence	None None	+280 +256	Unincorporated Areas of Montgomery County.
Baskins Mill Creek Tributary 7	At the downstream side of Woodley Road At the Baskins Mill Creek confluence	None None	+256 +276	Unincorporated Areas of Montgomery County.
Baskins Mill Creek Tributary 8 (backwater effects from Baskins Mill Creek).	Approximately 0.4 mile upstream of the Baskins Mill Creek confluence. At the Thompson Creek confluence	None	+278	Unincorporated Areas of Montgomery County.
Baskins Mill Creek Tributary 8 2 (backwater effects from Baskins Mill Creek).	At the Thompson Creek confluence	None	+264	Unincorporated Areas of Montgomery County.
Baskins Mill Creek Tributary 8 2 (backwater effects from Baskins Mill Creek).	Approximately 1,000 feet upstream of the Thompson Creek confluence. At the Thompson Creek confluence	None	+264	Unincorporated Areas of Montgomery County.
Baskins Mill Creek Tributary 8 2 (backwater effects from Baskins Mill Creek).	Approximately 860 feet upstream of the Thompson Creek confluence. At the Baskins Mill Creek confluence	None	+263	Unincorporated Areas of Montgomery County.
Baskins Mill Creek Tributary 9 (backwater effects from Baskins Mill Creek).	At the Baskins Mill Creek confluence	None	+257	Unincorporated Areas of Montgomery County.
Baskins Mill Creek Tributary 9 (backwater effects from Baskins Mill Creek).	Approximately 640 feet upstream of the Baskins Mill Creek confluence. Approximately 1,400 feet downstream of Troy Highway (U.S. Route 231).	None	+257	Unincorporated Areas of Montgomery County.
Camp Creek	At the downstream side of Vaughn Road	+202	+203	City of Montgomery.
Camp Creek Tributary	Approximately 360 feet upstream of the Camp Creek confluence. Approximately 0.5 mile upstream of Bell Road	+240 +214	+241 +213	City of Montgomery.
Camp Creek Tributary 2	At the Camp Creek confluence	+226 +236	+225 +238	City of Montgomery.
Camp Creek Tributary 5 (backwater effects from Camp Creek).	Approximately 300 feet downstream of Vaughn Road Approximately 840 feet upstream of the Camp Creek confluence.	+238 +226	+239 +225	City of Montgomery.
Camp Creek Tributary 5 (backwater effects from Camp Creek).	Approximately 0.5 mile upstream of the Camp Creek confluence.	None	+225	City of Montgomery.
Caney Branch Tributary 8 (backwater effects from Caney Branch).	At the Caney Branch confluence	None	+174	City of Montgomery.
Caney Branch Tributary 8 (backwater effects from Caney Branch).	Approximately 2,000 feet upstream of the Caney Branch confluence.	None	+174	City of Montgomery.
Catoma Creek Tributary 1 Branch 4 (backwater effects from Catoma Creek Tributary 1).	Approximately 1.0 mile upstream of the Catoma Creek Tributary 1 confluence.	+200	+199	City of Montgomery, Unincorporated Areas of Montgomery County.
Dry Creek	At the downstream side of Woodley Road Approximately 0.9 mile upstream of Canty Road	+200 None	+199 +271	Unincorporated Areas of Montgomery County.
Dry Creek Tributary 2 (backwater effects from Dry Creek).	At the downstream side of Greenwood Road At the Dry Creek confluence	None None	+302 +281	Unincorporated Areas of Montgomery County.
Dry Creek Tributary 2 (backwater effects from Dry Creek).	Approximately 880 feet upstream of the Dry Creek confluence.	None	+281	Unincorporated Areas of Montgomery 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)		Communities affected
		Effective	Modified	
Dry Creek Tributary 4 (backwater effects from Dry Creek).	At the Dry Creek confluence	None	+281	Unincorporated Areas of Montgomery County.
	Approximately 530 feet upstream of the Dry Creek confluence.	None	+281	
Dry Creek Tributary 5 (backwater effects from Dry Creek).	At the Dry Creek confluence	None	+278	Unincorporated Areas of Montgomery County.
	Approximately 740 feet upstream of the Dry Creek confluence.	None	+278	
Genetta Ditch	Approximately 1.0 mile upstream of West South Boulevard (U.S. Route 80).	+175	+173	City of Montgomery.
Greenbrier Creek	At the downstream side of South Jackson Street	None	+239	Unincorporated Areas of Montgomery County.
	Approximately 600 feet upstream of the Olustee Creek confluence.	None	+373	
Hog Creek	Approximately 0.6 mile upstream of Centerpoint Road	None	+390	Unincorporated Areas of Montgomery County.
	At the Pintlalla Creek confluence	None	+261	
Jackson Creek	Approximately 1.1 miles upstream of Smiley Ferry Road.	None	+297	Unincorporated Areas of Montgomery County.
	Approximately 0.5 mile downstream of Gardner Road	None	+373	
Jackson Creek Tributary 1 (backwater effects from Jackson Creek).	At the downstream side of Curtis Road	None	+455	Unincorporated Areas of Montgomery County.
	At the Jackson Creek Tributary 1_1 confluence	None	+423	
Jackson Creek Tributary 1_1	Approximately 580 feet upstream of the Jackson Creek Tributary 1_1 confluence.	None	+423	Unincorporated Areas of Montgomery County.
	At the Jackson Creek confluence	None	+423	
Jackson Creek Tributary 3 ...	Approximately 1,100 feet upstream of the Jackson Creek confluence.	None	+424	Unincorporated Areas of Montgomery County.
	At the Jackson Creek confluence	None	+407	
Jackson Creek Tributary 4 ...	Approximately 790 feet upstream of the Jackson Creek confluence.	None	+408	Unincorporated Areas of Montgomery County.
	At the Jackson Creek confluence	None	+387	
Jackson Creek Tributary 5 ...	Approximately 1,800 feet upstream of the Jackson Creek confluence.	None	+390	Unincorporated Areas of Montgomery County.
	At the Jackson Creek confluence	None	+378	
Jenkins Creek Tributary	Approximately 520 feet upstream of Gardner Road	None	+380	City of Montgomery, Town of Pike Road, Unincorporated Areas of Montgomery County.
	Approximately 1,400 feet downstream of Chantilly Parkway (State Route 110).	None	+205	
Johnsons Creek	Approximately 1,400 feet upstream of Wynlakes Boulevard.	None	+229	Unincorporated Areas of Montgomery County.
	Approximately 1,300 feet upstream of the Mathews Slough confluence.	+208	+207	
Johnsons Creek Tributary 1 ..	Approximately 2.7 miles upstream of Flowers Road ...	None	+258	Unincorporated Areas of Montgomery County.
	At the Johnsons Creek confluence	None	+256	
Johnsons Creek Tributary 4 (backwater effects from Johnsons Creek).	Approximately 1,200 feet upstream of the Johnsons Creek confluence.	None	+257	Unincorporated Areas of Montgomery County.
	Approximately 840 feet upstream of the Johnsons Creek confluence.	None	+210	
Little Catoma Creek	At the downstream side of Macon County Road	None	+210	Town of Pike Road, Unincorporated Areas of Montgomery County.
	Approximately 0.6 mile downstream of Troy Highway (U.S. Route 231).	+210	+211	
	Approximately 0.5 mile upstream of Hayneville Ridge Road (Old Hayneville Road).	None	+268	

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		Effective	Modified	
Little Sandy Creek	At the Baskins Mill Creek confluence	None	+252	Unincorporated Areas of Montgomery County.
Little Sandy Creek Tributary 10 (backwater effects from Baskins Mill Creek).	Approximately 0.7 mile upstream of Goodwyn Road ..	None	+264	Unincorporated Areas of Montgomery County.
	At the Little Sandy Creek confluence	None	+262	
Mathews Slough	Approximately 0.6 mile upstream of the Little Sandy Creek confluence.	None	+262	City of Montgomery, Town of Pike Road, Unincorporated Areas of Montgomery County.
	Approximately 1,500 feet upstream of the Johnsons Creek confluence.	+208	+207	
Mathews Slough Tributary 1 (backwater effects from Mathews Slough).	Approximately 800 feet upstream of London Road	None	+261	City of Montgomery, Unincorporated Areas of Montgomery County.
	At the Mathews Slough confluence	None	+260	
Mathews Slough Tributary 10	Approximately 600 feet upstream of the Mathews Slough confluence.	None	+260	Town of Pike Road, Unincorporated Areas of Montgomery County.
	At the Mathews Slough confluence	None	+236	
Mathews Slough Tributary 11	Approximately 1,400 feet upstream of the Mathews Slough confluence.	None	+237	Unincorporated Areas of Montgomery County.
	At the Mathews Slough confluence	None	+238	
Mathews Slough Tributary 12 (backwater effects from Mathews Slough).	Approximately 0.4 mile upstream of the Mathews Slough confluence.	None	+241	Unincorporated Areas of Montgomery County.
	At the Mathews Slough confluence	None	+247	
Mathews Slough Tributary 5 ..	Approximately 820 feet upstream of the Mathews Slough confluence.	None	+247	Town of Pike Road, Unincorporated Areas of Montgomery County.
	At the Mathews Slough confluence	None	+228	
Mathews Slough Tributary 7 ..	Approximately 1,500 feet upstream of Flowers Road	None	+230	Unincorporated Areas of Montgomery County.
	At the Mathews Slough confluence	+213	+214	
Mathews Slough Tributary 7_1 (backwater effects from Mathews Slough).	Approximately 0.7 mile upstream of the Mathews Slough confluence.	+214	+215	Unincorporated Areas of Montgomery County.
	At the Mathews Slough Tributary 7 confluence	+214	+215	
McDowell Creek	Approximately 0.7 mile upstream of the Mathews Slough Tributary 7 confluence.	+216	+215	Unincorporated Areas of Montgomery County.
	At the downstream side of Flowers Road	None	+238	
McDowell Creek Tributary 1 (backwater effects from McDowell Creek).	Approximately 2 miles upstream of Plantation Bend Road.	None	+268	Unincorporated Areas of Montgomery County.
	At the McDowell Creek confluence	None	+256	
McDowell Creek Tributary 2 (backwater effects from McDowell Creek).	Approximately 750 feet upstream of the McDowell Creek confluence.	None	+256	Unincorporated Areas of Montgomery County.
	At the McDowell Creek confluence	None	+247	
Millies Creek Tributary 2 (backwater effects from Millies Creek).	At Lawson Road	None	+247	City of Montgomery, Town of Pike Road, Unincorporated Areas of Montgomery County.
	Approximately 1,610 feet upstream of the Millies Creek confluence.	+229	+228	
	Approximately 2,000 feet upstream of the Millies Creek confluence.	+229	+228	

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		Effective	Modified	
Millies Creek Tributary 3 (backwater effects from Millies Creek).	Approximately 870 feet upstream of the Millies Creek confluence.	+217	+216	City of Montgomery, Unincorporated Areas of Montgomery County.
	Approximately 0.5 mile upstream of the Millies Creek confluence.	+217	+216	
Millies Creek Tributary 4 (backwater effects from Millies Creek).	Approximately 1.0 mile upstream of the Millies Creek confluence.	+199	+198	City of Montgomery, Unincorporated Areas of Montgomery County.
	Approximately 1.3 miles upstream of the Millies Creek confluence.	+199	+198	
Oliver Creek	Approximately 0.3 mile downstream of Countryside Lane.	+174	+173	City of Montgomery.
Oliver Creek Tributary	At the upstream side of I-85	+238	+237	City of Montgomery.
	At the Oliver Creek confluence	+184	+185	
Oliver Creek Tributary 2 (backwater effects from Oliver Creek).	Approximately 300 feet upstream of Burbank Road ...	None	+221	City of Montgomery.
	At the Oliver Creek confluence	+220	+225	
Olustee Creek	Approximately 800 feet upstream of the Oliver Creek confluence.	+220	+225	Unincorporated Areas of Montgomery County.
	Approximately 700 feet upstream of the Greenbrier Creek confluence.	None	+374	
Olustee Creek Tributary 5	At the downstream side of State Highway 94	None	+404	Unincorporated Areas of Montgomery County.
	At the Olustee Creek confluence	None	+394	
Olustee Creek Tributary 5_1	Approximately 0.6 mile upstream of the Olustee Creek confluence.	None	+395	Unincorporated Areas of Montgomery County.
	At the Olustee Creek Tributary 5 confluence	None	+395	
Olustee Creek Tributary 6	Approximately 1,300 feet upstream of the Olustee Creek Tributary 5 confluence.	None	+397	Unincorporated Areas of Montgomery County.
	At the Olustee Creek confluence	None	+393	
Olustee Creek Tributary 6_1	Approximately 2,000 feet upstream of the Olustee Creek confluence.	None	+395	Unincorporated Areas of Montgomery County.
	At the Olustee Creek Tributary 6 confluence	None	+394	
Panther Creek	Approximately 1,300 feet upstream of the Olustee Creek Tributary 6 confluence.	None	+395	Town of Pike Road, Unincorporated Areas of Montgomery County.
	Approximately 3 miles upstream of the Line Creek confluence.	None	+219	
Pinchony Creek Tributary 4 (backwater effects from Pinchony Creek).	Approximately 4.5 miles upstream of the Line Creek confluence.	None	+226	Unincorporated Areas of Montgomery County.
	Approximately 200 feet upstream of Clover Field Road.	None	+204	
Pinchony Creek Tributary 4_1 (backwater effects from Pinchony Creek).	Approximately 1,500 feet upstream of Clover Field Road.	None	+204	Unincorporated Areas of Montgomery County.
	Approximately 200 feet upstream of Clover Field Road.	None	+204	
Pinchony Creek Tributary 8 (backwater effects from Pinchony Creek).	Approximately 1,100 feet upstream of Clover Field Road.	None	+204	Unincorporated Areas of Montgomery County.
	Approximately 1,220 feet upstream of the Pinchony Creek confluence.	None	+219	
Pintlalla Creek	At the downstream side of Tabernacle Road	None	+219	Unincorporated Areas of Montgomery County.
	Approximately 1.3 miles downstream of County Highway 14 (Union Academy Ada Road).	None	+255	
Pintlalla Creek Tributary 2	Approximately 300 feet upstream of County Highway 12 (West Hickory Grove Road).	None	+291	Unincorporated Areas of Montgomery County.
	At the Pintlalla Creek confluence	None	+285	
	Approximately 0.6 mile upstream of the Pintlalla Creek confluence.	None	+291	

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Pintlalla Creek Tributary 24 ...	Approximately 0.5 mile upstream of the Pintlalla Creek confluence.	+169	+170	Unincorporated Areas of Montgomery County.
	Approximately 1.8 miles upstream of the Pintlalla Creek confluence.	+169	+171	
Pintlalla Creek Tributary 26 ...	At the Pintlalla Creek confluence	+163	+164	Unincorporated Areas of Montgomery County.
	Approximately 2 miles upstream of the Pintlalla Creek confluence.	+164	+165	
Pintlalla Creek Tributary 3	At the Pintlalla Creek confluence	None	+278	Unincorporated Areas of Montgomery County.
	Approximately 1.1 miles upstream of the Pintlalla Creek confluence.	None	+287	
Pintlalla Creek Tributary 32 (backwater effects from Pintlalla Creek).	Approximately 0.5 mile upstream of the Pintlalla Creek confluence.	None	+168	Unincorporated Areas of Montgomery County.
	Approximately 0.8 mile upstream of the Pintlalla Creek confluence.	None	+168	
Pintlalla Creek Tributary 3_1	At the Pintlalla Creek Tributary 3 confluence	None	+285	Unincorporated Areas of Montgomery County.
	Approximately 0.6 mile upstream of the Pintlalla Creek Tributary 3 confluence.	None	+287	
Pintlalla Creek Tributary 4 (backwater effects from Pintlalla Creek).	At the Pintlalla Creek confluence	None	+274	Unincorporated Areas of Montgomery County.
	Approximately 1,300 feet upstream of the Pintlalla Creek confluence.	None	+274	
Pintlalla Creek Tributary 5_2	At the Hog Creek confluence	None	+286	Unincorporated Areas of Montgomery County.
	Approximately 1,800 feet upstream of the Hog Creek confluence.	None	+290	
Pintlalla Creek Tributary 5_2_1.	At the Pintlalla Creek Tributary 5_2 confluence	None	+289	Unincorporated Areas of Montgomery County.
	Approximately 600 feet upstream of the Hog Creek confluence.	None	+291	
Pintlalla Creek Tributary 5_3	At the Hog Creek confluence	None	+273	Unincorporated Areas of Montgomery County.
	Approximately 0.6 mile upstream of the Hog Creek confluence.	None	+277	
Pintlalla Creek Tributary 5_4	At the Hog Creek confluence	None	+263	Unincorporated Areas of Montgomery County.
	Approximately 2,000 feet upstream of the Hog Creek confluence.	None	+264	
Pintlalla Creek Tributary 6 (backwater effects from Pintlalla Creek).	At the Pintlalla Creek confluence	None	+267	Unincorporated Areas of Montgomery County.
	Approximately 1,300 feet upstream of the Pintlalla Creek confluence.	None	+267	
Pintlalla Creek Tributary 7	Approximately 800 feet upstream of the Pintlalla Creek confluence.	None	+255	Unincorporated Areas of Montgomery County.
	At the downstream side of County Highway 14 (Union Academy Ada Road).	None	+257	
Sandy Creek	Approximately 1,250 feet downstream of Woodley Road.	None	+247	Unincorporated Areas of Montgomery County.
	Approximately 1.8 miles upstream of County Highway 39 (Mount Zion Road).	None	+338	
Sandy Creek Tributary 10	At the Sandy Creek confluence	None	+307	Unincorporated Areas of Montgomery County.
	Approximately 0.7 mile upstream of the Sandy Creek confluence.	None	+315	
Sandy Creek Tributary 10_1 (backwater effects from Sandy Creek).	At the Sandy Creek Tributary 10 confluence	None	+310	Unincorporated Areas of Montgomery County.
	Approximately 730 feet upstream of the Sandy Creek Tributary 10 confluence.	None	+310	
Sandy Creek Tributary 11	At the Sandy Creek confluence	None	+318	Unincorporated Areas of Montgomery 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)		Communities affected
		Effective	Modified	
Sandy Creek Tributary 12 (backwater effects from Sandy Creek).	Approximately 1,300 feet upstream of the Sandy Creek confluence.	None	+322	Unincorporated Areas of Montgomery County.
	At the Sandy Creek confluence	None	+330	
Sandy Creek Tributary 13 (backwater effects from Sandy Creek).	Approximately 750 feet upstream of the Sandy Creek confluence.	None	+330	Unincorporated Areas of Montgomery County.
	At the Sandy Creek confluence	None	+335	
Sandy Creek Tributary 2 (backwater effects from Sandy Creek).	Approximately 750 feet upstream of the Sandy Creek confluence.	None	+335	Unincorporated Areas of Montgomery County.
	At the Sandy Creek confluence	None	+290	
Sandy Creek Tributary 3	Approximately 700 feet upstream of the Sandy Creek confluence.	None	+290	Unincorporated Areas of Montgomery County.
	At the Sandy Creek confluence	None	+281	
Sandy Creek Tributary 5 (backwater effects from Sandy Creek).	Approximately 1,100 feet upstream of the Sandy Creek confluence.	None	+283	Unincorporated Areas of Montgomery County.
	At the Sandy Creek confluence	None	+253	
Sandy Creek Tributary 9 (backwater effects from Sandy Creek).	Approximately 1,800 feet upstream of the Sandy Creek confluence.	None	+253	Unincorporated Areas of Montgomery County.
	At the Sandy Creek confluence	None	+279	
Sherwood Ditch	Approximately 700 feet upstream of the Sandy Creek confluence.	None	+279	Unincorporated Areas of Montgomery County.
	At the upstream side of East Haven Road	+219	+221	
Thompson Creek	At the upstream side of I-85	None	+268	City of Montgomery.
	Approximately 0.6 mile downstream of Goodwyn Road.	None	+257	
Thompson Creek Tributary 4	Approximately 1.3 miles upstream of Woodley Road	None	+279	Unincorporated Areas of Montgomery County.
	At the Thompson Creek confluence	None	+278	
Three Mile Branch Tributary 1 (backwater effects from Three Mile Branch).	Approximately 1,400 feet upstream of the Thompson Creek confluence.	None	+279	Unincorporated Areas of Montgomery County.
	At the Three Mile Branch confluence	+180	+179	
Wares Ferry Ditch	Approximately 1,500 feet upstream of the Three Mile Branch confluence.	None	+179	City of Montgomery.
	At the upstream side of U.S. Route 231	None	+177	
Wares Ferry Ditch Left Fork ..	At the downstream side of Atlanta Highway	None	+233	City of Montgomery.
	At the Wares Ferry Ditch confluence	None	+217	
Wares Ferry Ditch Tributary ..	Approximately 300 feet downstream of Atlanta Highway.	None	+240	City of Montgomery.
	Approximately 500 feet downstream of Hilda Drive	+204	+203	
Whites Slough	Approximately 700 feet downstream of Jule Drive	None	+217	City of Montgomery, Unincorporated Areas of Montgomery County.
	At the downstream side of Narrow Lane Road	+189	+187	
Whites Slough Tributary 1 (backwater effects from Whites Slough).	Approximately 500 feet upstream of Vaughn Road	+240	+244	City of Montgomery.
	Approximately 1,300 feet downstream of Carriage Brook Road.	None	+234	
Wiley Creek	Approximately 200 feet downstream of Carriage Brook Road.	None	+234	City of Montgomery.
	Approximately 1.6 miles upstream of the Catoma Creek confluence.	+177	+176	
	At the downstream side of Hyundai Boulevard	+195	+189	

* National Geodetic Vertical Datum.

Flooding Source(s)	Location of referenced elevation**	* Elevation in feet (NGVD) + Elevation in feet (NAVD) # Depth in feet above ground ^ Elevation in meters (MSL)		Communities affected
		Effective	Modified	

+ North American Vertical Datum.
Depth in feet above ground.

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

** BFEs to be changed include the listed downstream and upstream BFEs, and include BFEs located on the stream reach between the referenced locations above. Please refer to the revised Flood Insurance Rate Map located at the community map repository (see below) for exact locations of all BFEs to be changed.

Send comments to Luis Rodriguez, Chief, Engineering Management Branch, Federal Insurance and Mitigation Administration, Federal Emergency Management Agency, 500 C Street SW., Washington, DC 20472.

ADDRESSES

City of Montgomery

Maps are available for inspection at 103 North Perry Street, Montgomery, AL 36104.

Town of Pike Road

Maps are available for inspection at 9575 Vaughn Road, Montgomery, AL 36064.

Unincorporated Areas of Montgomery County

Maps are available for inspection at 101 South Lawrence Street, Montgomery, AL 36104.

Dickinson County, Michigan (All Jurisdictions)

Menominee River	Approximately 1.1 miles downstream of Little Quinnesec Dam.	None	+888	City of Kingsford, Township of Breitung.
	At the Iron County boundary	None	+1118	

* National Geodetic Vertical Datum.

+ North American Vertical Datum.

Depth in feet above ground.

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ADDRESSES

City of Kingsford

Maps are available for inspection at City Hall, 305 South Carpenter Avenue, Kingsford, MI 49802.

Township of Breitung

Maps are available for inspection at the Breitung Township Hall, 3851 Menominee Street, Quinnesec, MI 49876.

Macomb County, Michigan (All Jurisdictions)

Anchor Bay	Entire shoreline within community	+580	+579	City of New Baltimore, Township of Chesterfield, Township of Harrison.
Auvase Creek/Sutherland-Oemig Drain.	Approximately 960 feet downstream of Jefferson Avenue.	+580	+579	Township of Chesterfield.
	Approximately 850 feet downstream of Sugarbush Road.	+580	+579	
Crapaud Creek	Approximately 860 feet downstream of Main Street ...	+580	+579	City of New Baltimore.
	Approximately 340 feet downstream of Perrin Street ..	+580	+579	
Fish Creek	Approximately 1,170 feet downstream of Callens Road.	+580	+579	Township of Chesterfield.
	Approximately 1,585 feet upstream of Callens Road ..	+580	+579	
Salt River	Approximately 0.5 mile downstream of Jefferson Avenue.	+580	+579	Township of Chesterfield.
	Approximately 70 feet downstream of 23 Mile Road ..	+580	+579	

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Depth in feet above ground.

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Flooding Source(s)	Location of referenced elevation**	* Elevation in feet (NGVD)	+ Elevation in feet (NAVD)	# Depth in feet above ground	^ Elevation in meters (MSL)	Communities affected
		Effective	Modified			

ADDRESSES**City of New Baltimore**

Maps are available for inspection at 36535 Green Street, New Baltimore, MI 48047.

Township of Chesterfield

Maps are available for inspection at 47275 Sugarbush Road, Chesterfield, MI 48047.

Township of Harrison

Maps are available for inspection at 38151 L'Anse Creuse Street, Harrison Township, MI 48045.

Midland County, Michigan (All Jurisdictions)

Tittabawassee River	Approximately 0.43 mile upstream of Pere Marquette Rail-Trail of Mid-Michigan.	None	+631		Township of Edenville, Township of Jerome, Village of Sanford.
	Approximately 1 mile upstream of Meridian Road	None	+638		
Tobacco River	At the Tittabawassee River confluence	None	+638		Township of Edenville.
	Approximately 0.85 mile upstream of the Tittabawassee River confluence.	None	+640		

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+ North American Vertical Datum.

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Send comments to Luis Rodriguez, Chief, Engineering Management Branch, Federal Insurance and Mitigation Administration, Federal Emergency Management Agency, 500 C Street SW., Washington, DC 20472.

ADDRESSES**Township of Edenville**

Maps are available for inspection at the Township Hall, 467 Moore Street, Edenville, MI 48620.

Township of Jerome

Maps are available for inspection at the Jerome Township Hall, 3243 North West River Road, Sanford, MI 48657.

Village of Sanford

Maps are available for inspection at the Village Hall, 106 Lincoln Street, Sanford, MI 48657.

Wayne County, Pennsylvania (All Jurisdictions)

Ariel Creek	Approximately 400 feet downstream of Goose Pond Road.	+1256	+1255		Township of Lake, Township of Salem.
	Approximately 1,500 feet upstream of Lake Ariel Highway.	None	+1434		
Balls Creek	At the West Branch Delaware River confluence	None	+940		Township of Buckingham, Township of Scott.
	Approximately 1.5 miles upstream of Carl Sands Road.	None	+1277		
Beaverdam Creek	At the Delaware River confluence	+733	+734		Township of Damascus.
	Approximately 4.1 miles upstream of Buckley Lane ...	None	+1158		
Carley Brook	Approximately 200 feet upstream of the Lackawaxen River confluence.	None	+957		Borough of Honesdale, Township of Berlin, Township of Dyberry, Township of Oregon, Township of Texas.
	Approximately 0.5 mile upstream of Highhouse Road	None	+1150		
Delaware River	At the Pike County boundary	+693	+691		Township of Berlin, Township of Buckingham, Township of Damascus, Township of Manchester.
	At the West Branch Delaware River confluence	+903	+904		
Equinunk Creek	At the Delaware River confluence	None	+871		Township of Buckingham, Township of Manchester.
	Approximately 1,300 feet upstream of Crooked Creek Road.	None	+1108		

Flooding Source(s)	Location of referenced elevation**	* Elevation in feet (NGVD) + Elevation in feet (NAVD) # Depth in feet above ground ^ Elevation in meters (MSL)		Communities affected
		Effective	Modified	
Holbert Creek	Approximately 400 feet upstream of the Lackawaxen River confluence.	None	+942	Township of Berlin, Township of Texas.
Little Equinunk Creek (backwater effects from Delaware River).	Approximately 0.6 mile upstream of Garrett Hill Road From the Delaware River confluence to approximately 1,230 feet upstream of the Delaware River confluence.	None +816	+1177 +815	Township of Manchester.
Middle Creek	Approximately 1.3 miles downstream of Middle Creek Road.	None	+1145	Township of Cherry Ridge, Township of Lake, Township of South Canaan.
Mill Creek	Approximately 0.5 mile upstream of Cortez Road	None	+1357	Township of Dreher.
	Approximately 50 feet upstream of the Wallenpaupack Creek confluence.	None	+1375	
	Approximately 1.2 miles upstream of South Sterling Road.	None	+1601	
Moss Hollow Creek	Approximately 0.3 mile upstream of the West Branch Wallenpaupack Creek confluence.	+1290	+1289	Township of Salem.
South Branch Equinunk Creek.	Approximately 1.8 miles upstream of Ledgesdale Road At the Equinunk Creek confluence	None None	+1383 +908	Township of Manchester.
Tributary to Middle Creek	Approximately 100 feet upstream of the Equinunk Creek confluence.	None	+910	Township of South Canaan.
	At the Middle Creek confluence	None	+1205	
Van Auken Creek	Approximately 1.4 miles upstream of South Baker Road.	None	+1396	Borough of Waymart, Township of Canaan.
	At the Lake Ladore confluence	None	+1369	
West Branch Delaware River	Approximately 1,360 feet upstream of Roosevelt Highway.	None	+1864	Township of Buckingham, Township of Scott.
	At the Delaware River confluence	+903	+904	
	At the Delaware County boundary	None	+952	

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+ North American Vertical Datum.

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Send comments to Luis Rodriguez, Chief, Engineering Management Branch, Federal Insurance and Mitigation Administration, Federal Emergency Management Agency, 500 C Street SW., Washington, DC 20472.

ADDRESSES

Borough of Honesdale

Maps are available for inspection at the Borough Municipal Building, 958 Main Street, Honesdale, PA 18431.

Borough of Waymart

Maps are available for inspection at the Borough Municipal Building, 116 South Street, Waymart, PA 18472.

Township of Berlin

Maps are available for inspection at the Berlin Township Municipal Building, 50 Milanville Road, Beach Lake, PA 18405.

Township of Buckingham

Maps are available for inspection at the Buckingham Township Municipal Building, 177 Travis Road, Starrucca, PA 18462.

Township of Canaan

Maps are available for inspection at the Canaan Township Municipal Building, 46 Gallik Road, Waymart, PA 18472.

Township of Cherry Ridge

Maps are available for inspection at the Cherry Ridge Township Municipal Building, 269 Spinner Road, Honesdale, PA 18431.

Township of Damascus

Maps are available for inspection at the Township Municipal Building, 60 Conklin Hill Road, Damascus, PA 18415.

Township of Dreher

Maps are available for inspection at the Dreher Township Municipal Building, 899 Main Street, Newfoundland, PA 18445.

Township of Dyberry

Maps are available for inspection at the Dyberry Township Municipal Building, 44 Cabin Corner, Honesdale, PA 18431.

Township of Lake

Maps are available for inspection at the Lake Township Municipal Building, 1270 Easton Turnpike, Lake Ariel, PA 18436.

Flooding Source(s)	Location of referenced elevation**	* Elevation in feet (NGVD)	Communities affected
		+ Elevation in feet (NAVD)	
		# Depth in feet above ground	
		^ Elevation in meters (MSL)	
		Effective	Modified

Township of Manchester

Maps are available for inspection at the Manchester Township Municipal Building, 3881 Hancock Highway, Equinunk, PA 18417.

Township of Oregon

Maps are available for inspection at the Oregon Township Municipal Building, 474 Fox Hill Road, Honesdale, PA 18431.

Township of Salem

Maps are available for inspection at the Salem Township Municipal Building, 3 Savitz Road, Moscow, PA 18444.

Township of Scott

Maps are available for inspection at the Scott Township Municipal Building, 197 Sherman Road, Susquehanna, PA 18847.

Township of South Canaan

Maps are available for inspection at the South Canaan Township Municipal Building, 46 Lake Quinn Road, Waymart, PA 18472.

Township of Texas

Maps are available for inspection at the Texas Township Municipal Building, 320 Shady Lane, Honesdale, PA 18431.

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

Dated: October 17, 2011.

Sandra K. Knight,

Deputy Associate Administrator for Mitigation, Department of Homeland Security, Federal Emergency Management Agency.

[FR Doc. 2011-29197 Filed 11-10-11; 8:45 am]

BILLING CODE 9110-12-P

DEPARTMENT OF HOMELAND SECURITY

Federal Emergency Management Agency

44 CFR Part 67

[Docket ID FEMA-2011-0002; Internal Agency Docket No. FEMA-B-1229]

Proposed Flood Elevation Determinations

AGENCY: Federal Emergency Management Agency, DHS.

ACTION: Proposed rule.

SUMMARY: Comments are requested on the proposed Base (1% annual-chance) Flood Elevations (BFEs) and proposed BFE modifications for the communities listed in the table below. The purpose of this proposed rule is to seek general information and comment regarding the proposed regulatory flood elevations for the reach described by the downstream and upstream locations in the table below. The BFEs and modified BFEs are a part of the floodplain management measures that the community is required either to adopt or to show evidence of having in effect in order to qualify or remain qualified for participation in the National Flood

Insurance Program (NFIP). In addition, these elevations, once finalized, will be used by insurance agents and others to calculate appropriate flood insurance premium rates for new buildings and the contents in those buildings.

DATES: Comments are to be submitted on or before February 13, 2012.

ADDRESSES: The corresponding preliminary Flood Insurance Rate Map (FIRM) for the proposed BFEs for each community is available for inspection at the community's map repository. The respective addresses are listed in the table below.

You may submit comments, identified by Docket No. FEMA-B-1229, to 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 (email) Luis.Rodriguez3@fema.dhs.gov.

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 (email) Luis.Rodriguez3@fema.dhs.gov.

SUPPLEMENTARY INFORMATION: The Federal Emergency Management Agency (FEMA) proposes to make determinations of BFEs and modified BFEs for each community listed below, in accordance with section 110 of the Flood Disaster Protection Act of 1973, 42 U.S.C. 4104, and 44 CFR 67.4(a).

These proposed BFEs and modified BFEs, 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. These proposed elevations are used to meet the floodplain management requirements of the NFIP and also are used to calculate the appropriate flood insurance premium rates for new buildings built after these elevations are made final, and for the contents in those buildings.

Comments on any aspect of the Flood Insurance Study and FIRM, other than the proposed BFEs, will be considered. A letter acknowledging receipt of any comments will not be sent.

National Environmental Policy Act.

This proposed 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.

Executive Order 12866, Regulatory Planning and Review. This proposed rule is not a significant regulatory action under the criteria of section 3(f) of Executive Order 12866, as amended.

Executive Order 13132, Federalism.

This proposed rule involves no policies that have federalism implications under Executive Order 13132.

Executive Order 12988, Civil Justice Reform. This proposed rule meets the