

Environmental Protection Agency, Region VII, 726 Minnesota Avenue, Kansas City, Kansas 66101, (913) 551-7702.

**SUPPLEMENTARY INFORMATION:** Under section 105(a)(8)(B) of CERCLA, EPA established the NPL as a priority list among known or threatened releases of hazardous substances, pollutants and contaminants throughout the United States, for potential response action. Sites on the NPL may be the subject of Hazardous Substance Superfund (Fund) financed, or responsible party, remedial actions. Sites are deleted from the NPL when all appropriate response actions have been implemented or investigation of the site has shown that the site poses no significant threat. Any sites deleted from the NPL remain eligible for future response actions if conditions at the site are later found to warrant such action. Section 300.425(e)(3) of the National Oil and Hazardous Substances Pollution Contingency Plan (NCP) provides that whenever there is a significant release from a site deleted from the NPL, the site shall be restored to the NPL without application of the Hazard Ranking System. Deletion of a site from the NPL does not affect responsible party liability or impede Agency efforts to recover costs associated with response efforts. Specific information about this site follows.

#### Arkansas City Dump

The Arkansas City Dump site is located in Arkansas City, Kansas. The EPA published a Notice of Intent to Delete the Arkansas City Dump site from the NPL on September 20, 1995. The EPA also published a notification in the principal local newspaper on September 14, 1995. The comment period ended on October 25, 1995. The EPA received no comments. Entries in the Deletion Docket may be reviewed at the EPA Region VII office in Kansas City, Kansas, and at the Public Library, 125 East Fifth Avenue, Arkansas City, Kansas. It is EPA's policy to conduct a Five-Year Review at sites in which hazardous substances remain above levels which allow for unlimited use and unrestricted exposure. The EPA expects to complete five-year reviews of the remedial action at the Arkansas City Dump site even though this site has been deleted from the NPL.

#### List of Subjects in 40 CFR Part 300

Environmental protection, Chemicals, Hazardous substances, Hazardous waste, Intergovernmental relations, Reporting and recordkeeping requirements, Superfund, Water pollution control.

Dated: February 6, 1996.

Dennis Grams,

*Regional Administrator.*

40 CFR part 300 is amended as follows:

#### **PART 300—[AMENDED]**

1. The authority citation for part 300 continues to read as follows:

Authority: 33 U.S.C. 1321(c)(2); 42 U.S.C. 9601-9657; E.O. 12777, 56 FR 54757, 3 CFR, 191 Comp., p. 351; E.O. 12580, 52 FR 2923, 3 CFR, 1987 Comp., p. 193.

Appendix B—[Amended]

2. Table 1 of appendix B to part 300 is amended by removing the Site "Arkansas City Dump Site, Arkansas City, Kansas".

[FR Doc. 96-4526 Filed 2-29-96; 8:45 am]

BILLING CODE 6560-50-P

#### **FEDERAL EMERGENCY MANAGEMENT AGENCY**

#### **44 CFR Part 64**

[Docket No. FEMA-7635]

#### **List of Communities Eligible for the Sale of Flood Insurance**

**AGENCY:** Federal Emergency Management Agency (FEMA).

**ACTION:** Final rule.

**SUMMARY:** This rule identifies communities participating in the National Flood Insurance Program (NFIP). These communities have applied to the program and have agreed to enact certain floodplain management measures. The communities' participation in the program authorizes the sale of flood insurance to owners of property located in the communities listed.

**EFFECTIVE DATES:** The dates listed in the third column of the table.

**ADDRESSES:** Flood insurance policies for property located in the communities listed can be obtained from any licensed property insurance agent or broker serving the eligible community, or from the NFIP at: Post Office Box 6464, Rockville, MD 20849, (800) 638-6620.

**FOR FURTHER INFORMATION CONTACT:** Robert F. Shea, Jr., Division Director, Program Implementation Division, Mitigation Directorate, 500 C Street SW., room 417, Washington, DC 20472, (202) 646-3619.

**SUPPLEMENTARY INFORMATION:** The NFIP enables property owners to purchase flood insurance which is generally not otherwise available. In return, communities agree to adopt and

administer local floodplain management measures aimed at protecting lives and new construction from future flooding. Since the communities on the attached list have recently entered the NFIP, subsidized flood insurance is now available for property in the community.

In addition, the Director of the Federal Emergency Management Agency has identified the special flood hazard areas in some of these communities by publishing a Flood Hazard Boundary Map (FHBM) or Flood Insurance Rate Map (FIRM). The date of the flood map, if one has been published, is indicated in the fourth column of the table. In the communities listed where a flood map has been published, Section 102 of the Flood Disaster Protection Act of 1973, as amended, 42 U.S.C. 4012(a), requires the purchase of flood insurance as a condition of Federal or federally related financial assistance for acquisition or construction of buildings in the special flood hazard areas shown on the map.

The Director finds that the delayed effective dates would be contrary to the public interest. The Director also finds that notice and public procedure under 5 U.S.C. 553(b) are impracticable and unnecessary.

*National Environmental Policy Act.* This rule is categorically excluded from the requirements of 44 CFR Part 10, Environmental Considerations. No environmental impact assessment has been prepared.

*Regulatory Flexibility Act.* The Acting Associate Director certifies that this rule will not have a significant economic impact on a substantial number of small entities in accordance with the Regulatory Flexibility Act, 5 U.S.C. 601 et seq., because the rule creates no additional burden, but lists those communities eligible for the sale of flood insurance.

*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.

*Paperwork Reduction Act.* This rule does not involve any collection of information for purposes of the Paperwork Reduction Act, 44 U.S.C. 3501 et seq.

*Executive Order 12612, Federalism.* This rule involves no policies that have federalism implications under Executive Order 12612, Federalism, October 26, 1987, 3 CFR, 1987 Comp., p. 252.

*Executive Order 12778, Civil Justice Reform.* This rule meets the applicable standards of section 2(b)(2) of Executive Order 12778, October 25, 1991, 56 FR 55195, 3 CFR, 1991 Comp., p. 309.

## List of Subjects in 44 CFR Part 64

**PART 64—[AMENDED]**

1978 Comp., p. 329; E.O. 12127, 44 FR 19367, 3 CFR, 1979 Comp., p. 376.

Flood insurance, Floodplains.

Accordingly, 44 CFR part 64 is amended as follows:

1. The authority citation for Part 64 continues to read as follows:

Authority: 42 U.S.C. 4001 *et seq.*, Reorganization Plan No. 3 of 1978, 3 CFR,**§ 64.6 [Amended]**

2. The tables published under the authority of § 64.6 are amended as follows:

State/location	Community No.	Effective date of eligibility	Current effective map date
<b>New Eligibles—Emergency Program</b>			
Georgia: Fort Gaines, city of, Clay County .....	130550	December 5, 1995.	
Oklahoma: Davidson, town of, Tillman County .....	400204	December 8, 1995.	
Washington: Yacolt, town of, Clark County .....	530269	December 14, 1995 .....	July 2, 1976.
Montana: Sanders County, unincorporated areas .....	300072	December 20, 1995 .....	March 13, 1979.
North Dakota: Pingree, city of, Stutsman County .....	380126	January 19, 1996.	
Kentucky: Rockcastle County, unincorporated areas ..	210331	January 26, 1996.	
Michigan: Wells, township of, Delta County .....	260388	.....do.	
Ohio: Washingtonville, village of, Columbiana and Mahoning Counties.	390087	.....do .....	June 4, 1976.
Tennessee: Louisville, town of, Blount County .....	470405	.....do.	
Massachusetts: Ashby, town of, Middlesex County ...	250178	January 31, 1996 .....	April 29, 1977.
<b>New Eligibles—Regular Program</b>			
New York: West Hampton Dunes, village of, Suffolk County <sup>1</sup> .	361649	December 8, 1995.	
Wisconsin: Sun Prairie, city of, Dane County .....	550573	December 11, 1995 .....	January 17, 1991.
Texas: Josephine, city of, Collin and Hunt Counties ...	480756	December 15, 1995 .....	January 19, 1996.
<b>Reinstatements</b>			
Indiana: Harrison County, unincorporated areas .....	180085	March 19, 1975, Emerg.; November 1, 1995, Reg.; November 1, 1995, Susp.; December 4, 1995, Rein.	November 1, 1995.
New Jersey:			
Leonia, borough of, Bergen County .....	340045	August 25, 1975, Emerg.; July 5, 1982, Reg.; September 20, 1995, Susp.; December 4, 1995, Rein.	September 20, 1995.
North Arlington, borough of, Bergen County .....	340055	July 3, 1975, Emerg.; April 3, 1978, Reg.; September 20, 1995, Susp.; December 4, 1995, Rein.	Do.
Pennsylvania:			
Churchill, borough of, Allegheny County .....	420023	July 2, 1974, Emerg.; December 15, 1974, Reg.; October 4, 1995, Susp.; December 5, 1995, Rein.	October 4, 1995.
Ohio, township of, Allegheny County .....	421089	September 26, 1975, Emerg.; November 4, 1988, Reg.; October 4, 1995, Susp.; December 5, 1995, Rein.	Do.
Springdale, borough of, Allegheny County .....	421282	October 30, 1974, Emerg.; July 16, 1980, Reg.; October 4, 1995, Susp.; December 5, 1995, Rein.	Do.
Kilbuck, township of, Allegheny County .....	421073	August 18, 1975, Emerg.; February 1, 1980, Reg.; October 4, 1995, Susp.; December 6, 1995, Rein.	Do.
Scott, township of, Allegheny County .....	421100	October 9, 1974, Emerg.; May 3, 1982, Reg.; October 4, 1995, Susp.; December 12, 1995, Rein.	Do.
South Park, township of, Allegheny County .....	421165	April 26, 1974, Emerg.; November 5, 1980, Reg.; October 4, 1995, Susp.; December 12, 1995, Rein.	Do.
Hamilton, township of, Monroe County .....	421888	March 31, 1978, Emerg.; March 2, 1989, Reg.; September 6, 1995, Susp.; December 15, 1995, Rein.	September 6, 1995.
New Jersey:			
Midland Park, borough of, Bergen County .....	340051	May 26, 1972, Emerg.; September 30, 1977, Reg.; September 20, 1995, Susp.; December 18, 1995, Rein.	September 20, 1995.
Palisades Park, borough of, Bergen County .....	340061	May 22, 1975, Emerg.; June 1, 1982, Reg.; September 20, 1995, Susp.; December 18, 1995, Rein.	Do.
Pennsylvania: Roscoe, borough of, Washington County.	420858	March 20, 1975, Reg.; October 18, 1995, Susp.; December 19, 1995, Rein.	October 18, 1995.
New Jersey:			
Garfield, city of, Bergen County .....	340037	May 5, 1972, Emerg.; September 20, 1995, Reg.; September 20, 1995, Susp.; January 22, 1996, Rein.	September 20, 1995.
Tenafly, borough of, Bergen County .....	340076	April 21, 1975, Emerg.; April 15, 1980, Reg.; September 20, 1995, Susp.; January 22, 1996, Rein.	Do.
Pennsylvania:			
Shaler, township of, Allegheny County .....	421101	April 22, 1974, Emerg.; March 18, 1980, Reg.; October 4, 1995, Susp.; January 22, 1996, Rein.	October 4, 1995.
California, borough of, Washington County .....	420848	July 5, 1974, Emerg.; June 15, 1981, Reg.; September 6, 1995, Susp.; January 22, 1996, Rein.	September 6, 1995.
Dunlevy, borough of, Washington County .....	422133	December 5, 1974, Emerg.; July 16, 1981, Reg.; October 18, 1995, Susp.; January 22, 1996, Rein.	October 18, 1995.

State/location	Community No.	Effective date of eligibility	Current effective map date
Oakdale, borough of, Allegheny County .....	420059	July 22, 1975, Emerg.; August 15, 1983, Reg.; October 4, 1995, Susp.; January 22, 1996, Rein.	October 4, 1995.
Ross, township of, Allegheny County .....	420979	October 24, 1973, Emerg.; December 28, 1979, Reg.; October 4, 1995, Susp.; January 22, 1996, Rein.	Do.
Pittsburgh, city of, Allegheny County .....	420063	April 13, 1973, Emerg.; December 15, 1981, Reg.; October 4, 1995, Susp.; January 22, 1996, Rein.	Do.
South Fayette, township of, Allegheny County .....	421106	October 30, 1974, Emerg.; February 3, 1982, Reg.; October 4, 1995, Susp.; January 22, 1996, Rein.	Do.
Indiana: Hendricks County, unincorporated areas .....	180415	March 17, 1975, Emerg.; March 16, 1981, Reg.; June 2, 1994, Susp.; January 22, 1996, Rein.	March 16, 1981.
Virginia: Haymarket, town of, Prince William County ..	510121	January 31, 1990, Reg.; January 5, 1995, Susp.; January 22, 1996, Rein.	January 5, 1995.
Pennsylvania:			
Ben Avon, borough of, Allegheny County .....	420010	June 2, 1976, Emerg.; July 16, 1981, Reg.; October 4, 1995, Susp.; January 23, 1996, Rein.	October 4, 1995.
Wilkins, township of, Allegheny County .....	420090	March 16, 1973, Emerg.; September 29, 1978, Reg.; October 4, 1995, Susp.; January 23, 1996, Rein.	Do.
East Deer, township of, Allegheny County .....	421061	February 5, 1975, Emerg.; August 15, 1980, Reg.; October 4, 1995, Susp.; January 25, 1996, Rein.	Do.
Iowa: Humboldt, city of, Humboldt County .....	190155	January 28, 1975, Emerg.; May 19, 1981, Reg.; November 6, 1991, Susp.; January 25, 1996, Rein.	May 19, 1981.
Pennsylvania:			
Franklin Park, borough of, Allegheny County .....	420037	January 10, 1975, Emerg.; January 1, 1982, Reg.; October 4, 1995, Susp.; January 26, 1996, Rein.	October 4, 1995.
Millvale, borough of, Allegheny County .....	420053	May 21, 1973, Emerg.; July 16, 1979, Reg.; October 4, 1995, Susp.; January 26, 1996, Rein.	Do.
Sewickly, borough of, Allegheny County .....	420070	November 22, 1974, Emerg.; September 14, 1979, Reg.; October 4, 1995, Susp.; January 30, 1996, Rein.	Do.
Indiana: Princeton, city of, Allegheny County .....	180073	March 19, 1975, Emerg.; January 21, 1983, Reg.; August 16, 1993, Susp.; January 30, 1996, Rein.	January 21, 1983.

<sup>1</sup> The Village of West Hampton Dunes has adopted the Town of Southampton's (CID #365342) Flood Insurance Rate Map (FIRM) and Flood Insurance Study dated 7-2-87 for floodplain management and insurance purposes.

Code for reading third column: Emerg.- Emergency; Reg.- Regular; Rein.- Reinstatement; Susp.- Suspension; With.- Withdrawn.

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

Issued: February 20, 1996.

Richard W. Krimm,

Acting Associate Director, Mitigation Directorate.

[FR Doc. 96-4815 Filed 2-29-96; 8:45 am]

BILLING CODE 6718-05-P

## FEDERAL COMMUNICATIONS COMMISSION

### 47 CFR Part 73

[MM Docket No. 93-158; RM-8239 and RM-8317]

#### Radio Broadcasting Services; Hazlehurst, Utica & Vicksburg, MS

**AGENCY:** Federal Communications Commission.

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

**SUMMARY:** The Commission denies the petition filed by Donald Brady ("Brady") for reconsideration of the *Report and Order* in MM Docket 93-158, 59 FR 55593, November 8, 1994. The *Report and Order* substituted Channel 265C2 for Channel 225A, Utica,

Mississippi, substituted Channel 267A for Channel 266A, Vicksburg, Mississippi, and substituted Channel 225A for Channel 265C3 at Hazlehurst, Mississippi. The *Notice* erroneously indicated that the upgrade at Utica was a non-adjacent upgrade rather than an incompatible channel swap. The Commission concluded that it was within the scope of the *Notice* to treat the Utica upgrade as an incompatible channel swap, thereby obviating the need for competing expressions of interest in the channel. With this action, this proceeding is terminated.

#### FOR FURTHER INFORMATION CONTACT:

Kathleen Scheuerle, Mass Media Bureau, (202) 418-2180.

#### List of Subjects in 47 CFR Part 73

Radio broadcasting.

Federal Communications Commission.

Douglas W. Webbink,

Chief, Policy and Rules Division, Mass Media Bureau.

[FR Doc. 96-4789 Filed 2-29-96; 8:45 am]

BILLING CODE 6712-01-F

### 47 CFR Part 73

[MM Docket No. 90-189; RM-6904, RM-7114, RM-7186, RM-7415, RM-7298]

#### Radio Broadcasting Services; Farmington, Grass Valley, Jackson, Linden, Placerville and Fair Oaks, CA, and Carson City and Sun Valley, NV

**AGENCY:** Federal Communications Commission.

**ACTION:** Final rule, petition for reconsideration.

**SUMMARY:** This document dismisses a Petition for Reconsideration filed by Gold Country Communications, Inc. directed to the *First Report and Order* in this proceeding. See 60 FR 48425, September 19, 1995.

**EFFECTIVE DATE:** March 1, 1996.

**FOR FURTHER INFORMATION CONTACT:** Robert Hayne, Mass Media Bureau, (202) 418-2180.

**SUPPLEMENTARY INFORMATION:** This is a synopsis of the *Memorandum Opinion and Order* in MM Docket No. 90-189, adopted November 15, 1995, and released February 22, 1996. The full text of this decision is available for