

State and county	Location	Dates and name of newspaper where notice was published	Chief executive officer of community	Effective date of modification	Community No.
Mecklenburg ...	City of Charlotte ...	September 4, 1998, September 11, 1998, <i>Charlotte Observer</i> .	The Honorable Pat McCrory, Mayor of the City of Charlotte, 600 East 4th Street, Charlotte, North Carolina 28202.	August 28, 1998 ..	370159 B
Cabarrus	City of Concord	September 4, 1998, September 11, 1998, <i>The Independent Tribune</i> .	The Honorable George W. Liles, Mayor of the City of Concord, P.O. Box 308, Concord, North Carolina 28026.	December 10, 1998.	370037 D
Ohio: Mahoning	Unincorporated Areas.	July 6, 1998, July 13, 1998, <i>Vindicator</i> .	Mr. Frank A. Lordi, President, Mahoning County, Board of Commissioners, 120 Market Street, Youngstown, Ohio 44503.	October 11, 1998	390367 B
South Carolina: Richland.	City of Forest Acres.	August 21, 1998, <i>The State</i> .	The Honorable J. C. Rowe, Mayor of the City of Forest Acres, 5205 North Trenholm Road, Forest Acres, South Carolina 29206.	August 14, 1998 ..	450174 G
Virginia: Albemarle	Unincorporated Areas.	July 9, 1998, July 16, 1998, <i>The Daily Progress</i> .	Mr. Robert W. Tucker, Jr., Albemarle County Administrator, 401 McIntire Road, Charlottesville, Virginia 22901.	October 14, 1998	510006 B
Prince William	Unincorporated Areas.	August 21, 1998, August 28, 1998, <i>Manassas Journal Messenger</i> .	Mr. H. B. Ewert, Prince William County Executive, 1 County Complex Court, Prince William, Virginia 22192.	November 26, 1998.	510119 D
Loudoun	Unincorporated Areas.	July 29, 1998, August 5, 1998, <i>The Loudoun Times-Mirror</i> .	Mr. Kirby Bowers, Loudoun County Administrator, 1 Harrison Street, S.E., 5th Floor, P.O. Box 7000, Leesburg, Virginia 20177-7000.	November 3, 1998	510090 C
Loudoun	Unincorporated Areas.	August 19, 1998, August 26, 1998, <i>Loudoun Times-Mirror</i> .	The Honorable Kirby Bowers, County Administrator, County of Loudoun, P.O. Box 7000, Leesburg, Virginia 20177-7000.	November 24, 1998.	510090
West Virginia: Hardy	Unincorporated Areas.	August 12, 1998, August 19, 1998, <i>Moorefield Examiner</i> .	Mr. J. Michael Teets, President, Hardy County Commission, P.O. Box 209, Moorefield, West Virginia 26836.	August 4, 1998	540051 C
Hardy	Town of Moorefield.	August 12, 1998, August 19, 1998, <i>Moorefield Examiner</i> .	The Honorable Larry P. Snyder, Mayor of the Town of Moorefield, 206 Winchester Avenue, Moorefield, West Virginia 26836.	August 4, 1998	540052 E

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

Dated: October 7, 1998.

Michael J. Armstrong,

Associate Director for Mitigation.

[FR Doc. 98-27549 Filed 10-13-98; 8:45 am]

BILLING CODE 6718-03-P

FEDERAL EMERGENCY MANAGEMENT AGENCY

44 CFR Part 67

Final Flood Elevation Determinations

AGENCY: Federal Emergency Management Agency (FEMA).

ACTION: Final rule.

SUMMARY: Base (1% annual chance) flood elevations and modified base flood elevations are made final for the communities listed below. The base flood elevations and modified base

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

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

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

FOR FURTHER INFORMATION CONTACT: Matthew B. Miller, P.E., Chief, Hazards

Study Branch, Mitigation Directorate, 500 C Street SW., Washington, DC 20472, (202) 646-3461.

SUPPLEMENTARY INFORMATION: The Federal Emergency Management Agency (FEMA or Agency) makes final determinations listed below of base flood elevations and modified base flood elevations for each community listed. The proposed base flood elevations and proposed modified base flood elevations were published in newspapers of local circulation and an opportunity for the community or individuals to appeal the proposed determinations to or through the community was provided for a period of ninety (90) days. The proposed base flood elevations and proposed modified base flood elevations were also published in the **Federal Register**.

This final rule is issued in accordance with section 110 of the Flood Disaster

Protection Act of 1973, 42 U.S.C. 4104, and 44 CFR part 67.

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

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

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

National Environmental Policy Act

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

Regulatory Flexibility Act

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

Regulatory Classification.

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

Executive Order 12612, Federalism

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

Executive Order 12778, Civil Justice Reform

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

List of Subjects in 44 CFR Part 67

Administrative practice and procedure, Flood insurance, Reporting and recordkeeping requirements.

Accordingly, 44 CFR part 67 is amended as follows:

PART 67—[AMENDED]

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

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

§ 67.11 [Amended]

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

Source of flooding and location	#Depth in feet above ground. * Elevation in feet (NGVD)
CONNECTICUT	
Greenwich (Town), Fairfield County (FEMA Docket No. 7255) <i>Long Island Sound:</i> At intersection of Indian Harbor Drive and Oneida Drive Approximately 950 feet east of the intersection of River Avenue and Byram Shore Road (Captain Harbor)	* 13
Maps available for inspection at the Town of Greenwich Planning & Zoning Department, 101 Field Point Road, Greenwich, Connecticut.	* 20
DELAWARE	
Milford (City), Kent and Sussex Counties (FEMA Docket No. 7255) <i>Mispillion River:</i> Approximately 100 feet downstream of Washington Street	* 10
Immediately upstream of U.S. Route 113	* 13
<i>Mullet Run:</i> Approximately 500 feet upstream of confluence with Mispillion River	* 11
Approximately 800 feet upstream of confluence with Mispillion River	* 11
<i>Presbyterian Branch:</i> At confluence with Mispillion River	* 13
Approximately 300 feet upstream of confluence with Mispillion River (At Kings Highway)	* 13
Maps available for inspection at the Milford City Hall, 201 South Walnut Street, Milford, Delaware.	
DELAWARE	
Sussex County (Unincorporated Areas) (FEMA Docket No. 7255) <i>Betts Pond/Shoals Branch:</i> At downstream face of U.S. Route 113	* 15
Approximately 250 feet upstream of County Road 432	* 35

Source of flooding and location	#Depth in feet above ground. * Elevation in feet (NGVD)
MAINE	
Trescott (Township), Washington County (FEMA Docket No. 7259) <i>Whiting Bay:</i> Approximately 1,200 feet north of intersection of Old Cross Road and State Route 189	* 15
Approximately 2,100 feet west of intersection of Raft Cove Point Road and Crows Neck Road	* 17
<i>Straight Bay:</i> Approximately 2,600 feet northwest of intersection of Timber Cove Road and Crow Neck Road	* 15
At northeast side of Falls Island	* 17
<i>Atlantic Ocean:</i> At shoreline of Moose River east of State Route 91	* 13
At shoreline approximately 2,000 feet east of Hebron Head Ledges	* 50
Maps available for inspection at the Washington County Registry of Deeds Office, 47 Court Street, Machias, Maine.	
MICHIGAN	
Owosso (Township), Shiawassee County (FEMA Docket No. 7255) <i>Owosso Drain:</i> At the downstream corporate limits	* 740
Approximately 1,500 feet upstream of Delaney Road ...	* 743
Maps available for inspection at the Owosso Township Hall, 2998 West M21, Owosso, Michigan.	
WEST VIRGINIA	
Monongalia County (Unincorporated Areas) (FEMA Docket No. 7255) <i>Aaron Creek:</i> Approximately 1,100 feet downstream of County Route 857	* 845
Just downstream of Interstate 68	* 949
Maps available for inspection at the Monongalia County Office of Emergency Management, 74 Vandervort Drive, Morgantown, West Virginia.	

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

Dated: October 7, 1998.

Michael J. Armstrong,

Associate Director for Mitigation.

[FR Doc. 98-27551 Filed 10-13-98; 8:45 am]

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DEPARTMENT OF TRANSPORTATION

Maritime Administration

46 CFR Part 351

[Docket No. (MARAD-98-4433)]

RIN 2133-AB35

Use of Brokerage Firms as Depositories Under the Capital Construction Fund Program

AGENCY: Maritime Administration, Department of Transportation.

ACTION: Final rule.

SUMMARY: The Maritime Administration (MARAD) is amending its existing regulations to approve brokerage firms, under certain conditions, as acceptable depositories under the Capital Construction Fund (CCF) program. Since CCF fund holders may invest CCF funds in securities, brokerage firms should also be considered as acceptable depositories, under certain conditions.

EFFECTIVE DATE: October 16, 1998.

FOR FURTHER INFORMATION CONTACT: Philip Budwick, Division of Maritime Assistance Programs, Office of Chief Counsel, Maritime Administration, Room 7228, 400 7th Street, SW, Washington, DC 20590 (Telephone 202-366-5167; Fax 202-366-7485).

SUPPLEMENTARY INFORMATION:

Background

The CCF program assists owners and operators of U.S.-flag vessels in accumulating capital for the construction, reconstruction, or acquisition of vessels through the deferment of Federal income taxes on certain deposits of money or other property placed into a CCF fund. Money placed into a CCF fund may be held in interest earning accounts or invested in securities, such as stocks and bonds, and such funds, as well as accumulated interest and earnings, may be used to construct, reconstruct, or acquire qualified vessels. CCF funds are held in depositories approved under the relevant regulations or as individually approved by the Maritime Administration

The regulations at 46 CFR part 351 provide that any depository which is a member of the Federal Deposit

Insurance Corporation (FDIC) will be approved as a depository for any authorized maritime program, including the CCF program. Part 351 applies a general approach for approval of depositories under several maritime programs and is a general, but not exclusive, qualification for CCF depositories. It does not take into account the unique aspects of the CCF program, i.e., the statutory provisions regarding investment of CCF funds in securities. Since CCF fund holders may invest CCF funds in securities, brokerage firms should also be considered as acceptable depositories, under certain conditions. MARAD is hereby amending its regulations to allow CCF fund holders to select brokerage firms as acceptable depositories.

Rulemaking Analysis and Notices

Executive Order 12866 (Regulatory Planning and Review), Department of Transportation Regulatory Policies and Procedures, and Pub. L. 104-121

This rulemaking is not considered to be an economically significant regulatory action under section 3(f) of Executive Order 12866, and is also not considered a major rule for purposes of Congressional review under Pub. L. 104-121, 5 U.S.C. 804. It is not considered to be a significant rule under the Department's Regulatory Policies and Procedures (44 FR 11034; February 26, 1979). Accordingly, it has not been reviewed by the Office of Management and Budget.

MARAD has determined that this rulemaking presents no substantive issue which it could reasonably expect to produce meaningful public comment since it is merely conforming its regulations to the statutory provisions of the CCF program found at 46 App. U.S.C. 1177(c). Accordingly, MARAD has determined that the notice and public comment procedure otherwise required by the Administrative Procedure Act, 5 U.S.C. 553(c), is unnecessary and good cause exists, pursuant to 5 U.S.C. 553(d)(3), to make the changes effective 2 days after publication.

Federalism

MARAD has analyzed this rulemaking in accordance with principles and criteria contained in Executive Order 12612 and has determined that these regulations do not have sufficient federalism implications to warrant the preparation of a Federalism Assessment.

Regulatory Flexibility

The Maritime Administrator certifies that this rulemaking will not have a significant economic impact on a substantial number of small entities.

Environmental Assessment

MARAD has concluded that this rulemaking would have no environmental impact and that an environmental impact statement is not required under the National Environmental Policy Act of 1969.

Paperwork Reduction Act

This rulemaking contains no reporting requirement that is subject to OMB approval under 5 CFR part 320, pursuant to the Paperwork Reduction Act of 1980 (44 U.S.C. 3501. *et seq.*).

List of Subjects in 46 CFR Part 351

Depositories, Maritime carriers.

Accordingly, Part 351 of 46 CFR Chapter II, Subchapter J is amended as follows:

PART 351—DEPOSITORIES

1. The authority citations following §§ 351.1 and 351.2 are removed, and an authority citation is added to part 351 to read as follows:

Authority: Sec. 204, 49 Stat. 1987, as amended; 46 U.S.C. 1114.

2. Section 351.2, Qualification of depository, is amended by revising paragraph (a) to read as follows:

§ 351.2 Qualification of depository.

(a) General qualification. Any depository which is a member of the Federal Deposit Insurance Corporation will be approved for deposit of funds under the maritime programs authorized by the Act. With respect to the Capital Construction Fund program, any depository which is a member of the Securities Investor Protection Corporation, and is organized as a corporation under the laws of the United States, any State, territory, or possession thereof or the District of Columbia, will also be approved for the deposit of funds.

* * * * *

Dated: October 6, 1998.

By Order of the Maritime Administrator.

Joel C. Richard,

Secretary.

[FR Doc. 98-27350 Filed 10-13-98; 8:45 am]

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