

**FEDERAL EMERGENCY  
MANAGEMENT AGENCY**

**44 CFR Part 65**

**Changes in Flood Elevation  
Determinations**

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

**ACTION:** Final rule.

**SUMMARY:** Modified base (1% annual chance) flood elevations are finalized for the communities listed below. These modified elevations will be used to calculate flood insurance premium rates for new buildings and their contents.

**EFFECTIVE DATES:** The effective dates for these modified base flood elevations are indicated on the following table and revise the Flood Insurance Rate Map(s) in effect for each listed community prior to this date.

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

**FOR FURTHER INFORMATION CONTACT:** Matthew B. Miller, P.E., Chief, Hazards Study Branch, Mitigation Directorate, 500 C Street SW., Washington, DC 20472, (202) 646-3461.

**SUPPLEMENTARY INFORMATION:** The Federal Emergency Management Agency makes the final determinations listed below of the final determinations of modified base flood elevations 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 Associate Director has resolved any appeals resulting from this notification.

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

modified base flood elevation determinations are available for inspection.

The modifications are made pursuant to Section 206 of the Flood Disaster Protection Act of 1973, 42 U.S.C. 4105, and are in accordance with the National Flood Insurance Act of 1968, 42 U.S.C. 4001 *et seq.*, and with 44 CFR part 65.

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

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

These modified elevations, together with the floodplain management criteria required by 44 CFR 60.3, are the minimum that are required. They should not be construed to mean that the community must change any existing ordinances that are more stringent in their floodplain management requirements. The community may at any time enact stricter requirements of its own, or pursuant to policies established by other Federal, State, or regional entities.

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

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

**National Environmental Policy Act**

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

**Regulatory Flexibility Act**

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

**Regulatory Classification**

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

**Executive Order 12612, Federalism**

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

**Executive Order 12778, Civil Justice Reform**

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

**List of Subjects in 44 CFR Part 65**

Flood insurance, Floodplains, Reporting and recordkeeping requirements.

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

**PART 65—[AMENDED]**

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

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

**§ 65.4 [Amended]**

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

State and county	Location	Date and name of newspaper where notice was published	Chief executive officer of community	Effective date of modification	Community number
Arizona: Maricopa (FEMA Docket No. 7252).	Unincorporated Areas.	June 11, 1998 June 18, 1998 <i>Arizona Republic</i> .	The Honorable Don Stapley Chairperson, Maricopa County Board of Supervisors 301 West Jefferson, 10th Floor Phoenix, Arizona 85003.	May 15, 1998 .....	040037
Arizona: Maricopa (FEMA Docket No. 7252).	Unincorporated Areas.	July 24, 1998 July 31, 1998 <i>Scottsdale Progress-Tribune</i> .	The Honorable Janice K. Brewer Chairman, Maricopa County Board of Supervisors 301 West Jefferson, 10th Floor Phoenix, Arizona 85003.	June 30, 1998 .....	040037
Arizona: Maricopa (FEMA Docket No. 7252).	Town of Paradise Valley.	June 11, 1998 June 18, 1998 <i>Arizona Republic</i> .	The Honorable Marian Davis Mayor, Town of Paradise Valley 6401 East Lincoln Drive Paradise Valley, Arizona 85253.	May 15, 1998 .....	040049

State and county	Location	Date and name of newspaper where notice was published	Chief executive officer of community	Effective date of modification	Community number
Arizona: Maricopa (FEMA Docket No. 7252).	City of Phoenix ....	June 11, 1998 June 18, 1998 <i>Arizona Republic</i> .	The Honorable Skip Rimsza Mayor, City of Phoenix 200 West Washington Street, 11th Floor Phoenix, Arizona 85003.	May 15, 1998 .....	040051
Arizona: Pima (FEMA Docket No. 7252).	Unincorporated Areas.	July 2, 1998 July 9, 1998 <i>Arizona Daily Star</i> .	The Honorable Mike Boyd Chairman, Pima County Board of Supervisors 130 West Congress, Fifth Floor Tucson, Arizona 85701.	May 27, 1998 .....	040073
Arizona: Maricopa (FEMA Docket No. 7252).	City of Scottsdale	June 11, 1998 June 18, 1998 <i>Arizona Republic</i> .	The Honorable Sam Kathryn Campana Mayor, City of Scottsdale P.O. Box 1000 Scottsdale, Arizona 85252-1000.	May 15, 1998 .....	045012
Arizona: Maricopa (FEMA Docket No. 7252).	City of Scottsdale	July 2, 1998 July 9, 1998 <i>Scottsdale Progress-Tribune</i> .	The Honorable Sam Kathryn Campana Mayor, City of Scottsdale P.O. Box 1000 Scottsdale, Arizona 85252-1000.	June 2, 1998 .....	045012
Arizona: Maricopa (FEMA Docket No. 7252).	City of Scottsdale	July 24, 1998 July 31, 1998 <i>Scottsdale Progress-Tribune</i> .	The Honorable Sam Kathryn Campana Mayor, City of Scottsdale 3939 Civic Center Boulevard Scottsdale, Arizona 85252-1000.	June 30, 1998 .....	045012
Arizona: Maricopa (FEMA Docket No. 7252).	City of Tempe .....	June 11, 1998 June 18, 1998 <i>Arizona Republic</i> .	The Honorable Neil Giuliano Mayor, City of Tempe P.O. Box 5002 Tempe, Arizona 85280.	May 15, 1998 .....	040054
California: Riverside (FEMA Docket No. 7252).	Agua Caliente Band of Cahuilla Indians Tribe.	June 18, 1998 June 25, 1998 <i>Desert Sun</i> .	The Honorable Richard M. Milanovich Chairman, Tribal Council Agua Caliente Band of Cahuilla Indians 600 East Tahquitz Canyon Way Palm Springs, California 92262.	May 22, 1998 .....	060763
California: Riverside (FEMA Docket No. 7252).	City of Cathedral City.	June 18, 1998 June 25, 1998 <i>The Press-Enterprise</i> .	The Honorable David W. Berry Mayor, City of Cathedral City P.O. Box 5001 Cathedral City, California 92235-5001.	May 22, 1998 .....	060704
California: Contra Costa (FEMA Docket No. 7252).	City of Danville .....	June 18, 1998 June 25, 1998 <i>San Ramon Valley Times</i> .	The Honorable Dick Waldo Mayor, City of Danville 510 La Gonda Way Danville, California 94526.	May 20, 1998 .....	060707
California: Solano (FEMA Docket No. 7252).	City of Dixon .....	June 10, 1998 June 17, 1998 <i>Dixon Tribune</i> .	The Honorable Don Erickson Mayor, City of Dixon 600 East "A" Street Dixon, California 95620-3697.	May 11, 1998 .....	060369
California: Riverside (FEMA Docket No. 7252).	City of Palm Springs.	June 18, 1998 June 25, 1998 <i>Desert Sun</i> .	The Honorable Lloyd Maryanov Mayor City of Palm Springs P.O. Box 2743 Palm Springs, California 92263.	May 22, 1998 .....	060257
California: San Diego (FEMA Docket No. 7252).	Unincorporated Areas.	June 9, 1998 June 16, 1998 <i>San Diego Daily Transcript</i> .	The Honorable Greg Cox Chairman, San Diego County Board of Supervisors 1600 Pacific Highway, Room 335 San Diego, California 92101.	May 13, 1998 .....	060284
Colorado: Jefferson (FEMA Docket No. 7252).	City of Westminster.	July 23, 1998 July 30, 1998 <i>Westminster Window</i> .	The Honorable Nancy M. Heil Mayor, City of Westminster 4800 West 92nd Avenue Westminster, Colorado 80030.	June 22, 1998 .....	080008
Iowa: Polk (FEMA Docket No. 7252).	City of Ankeny .....	July 15, 1998 July 22, 1998 <i>The Des Moines Register</i> .	The Honorable Merle Johnson Mayor, City of Ankeny 1605 North Ankeny Boulevard, Suite 200 Ankeny, Iowa 50021.	October 20, 1998	190226
Missouri: St. Louis (FEMA Docket No. 7252).	Unincorporated Areas.	June 11, 1998 June 18, 1998 <i>St. Louis Post-Dispatch</i> .	The Honorable Buzz Westfall St. Louis County Executive 41 South Central Executive Clayton, Missouri 63105.	September 16, 1998.	290327
Montana: Yellowstone (FEMA Docket No. 7252).	City of Billings .....	July 9, 1998 July 16, 1998 <i>Billings Gazette</i> .	The Honorable Charles F. Tooley Mayor, City of Billings P.O. Box 1178 Billings, Montana 59103-1178.	June 9, 1998 .....	300085
New Mexico: Bernalillo (FEMA Docket No. 7252).	City of Albuquerque.	July 24, 1998 July 31, 1998 <i>Albuquerque Journal</i> .	The Honorable Martin J. Chavez Mayor, City of Albuquerque P.O. Box 1293 Albuquerque, New Mexico 87103-1293.	June 18, 1998 .....	350002
New Mexico: Bernalillo (FEMA Docket No. 7252).	Unincorporated Areas.	July 3, 1998 July 10, 1998 <i>Albuquerque Journal</i> .	The Honorable Tom Rutherford Chairman, Bernalillo County Board of Commissioners 2400 Broadway Southeast Albuquerque, New Mexico 87102.	June 3, 1998 .....	50001

State and county	Location	Date and name of newspaper where notice was published	Chief executive officer of community	Effective date of modification	Community number
New Mexico: Bernalillo (FEMA Docket No. 7252).	Unincorporated Areas.	July 24, 1998 July 31, 1998 <i>Albuquerque Journal</i> .	The Honorable Tom Rutherford Chairman, Bernalillo County Board of Commissioners 2400 Broadway Southeast Albuquerque, New Mexico 87102.	June 18, 1998 .....	350001
Nevada: Clark (FEMA Docket No. 7252).	Unincorporated Areas.	June 18, 1998 June 25, 1998 <i>Las Vegas Review-Journal</i> .	The Honorable Yvonne Atkinson Gates Chairperson, Clark County Board of Commissioners 500 Grand Central Parkway Las Vegas, Nevada 89155.	May 20, 1998 .....	320003
Oklahoma: Tulsa (FEMA Docket No. 7252).	City of Broken Arrow.	July 23, 1998 July 30, 1998 <i>Broken Arrow Ledger</i> .	The Honorable James Reynolds Mayor, City of Broken Arrow P.O. Box 610 Broken Arrow, Oklahoma 74013.	June 12, 1998 .....	400236
Oregon: Washington (FEMA Docket No. 7252).	City of Hillsboro ...	July 16, 1998 July 23, 1998 <i>Hillsboro Argus</i> .	The Honorable Gordon Faber Mayor, City of Hillsboro 123 West Main Street Hillsboro, Oregon 97123-3999.	June 10, 1998 .....	410243
Texas: Collin (FEMA Docket No. 7252).	City of Allen .....	June 17, 1998 June 24, 1998 <i>The Allen American</i> .	The Honorable Steve Terrell Mayor, City of Allen One Butler Circle Allen, Texas 75013.	May 13, 1998 .....	480131
Texas: Travis (FEMA Docket No. 7252).	City of Austin .....	June 19, 1998 June 26, 1998 <i>Austin American Statesman</i> .	The Honorable Kirk A. Watson Mayor, City of Austin 124 West Eighth Street Austin, Texas 78701.	May 8, 1998 .....	480624
Texas: Johnson (FEMA Docket No. 7252).	City of Burleson ...	July 8, 1998 July 15, 1998 <i>Burleson Star</i> .	The Honorable Rick Roper Mayor, City of Burleson 141 West Renfro Burleson, Texas 76028.	October 13, 1998	485459
Texas: Williamson (FEMA Docket No. 7252).	City of Cedar Park	July 8, 1998 July 15, 1998 <i>Hill Country News</i> .	The Honorable Dorothy Duckett Mayor, City of Cedar Park 600 North Bell Boulevard Cedar Park, Texas 78613.	June 11, 1998 .....	481282
Texas: Collin (FEMA Docket No. 7252).	City of Dallas .....	July 17, 1998 July 24, 1998 <i>The Dallas Morning News</i> .	The Honorable Ron Kirk Mayor, City of Dallas 1500 Marilla Street, Suite 5EN Dallas, Texas 75201.	October 22, 1998	480171
Texas: Denton (FEMA Docket No. 7252).	Town of Flower Mound.	July 22, 1998 July 29, 1998 <i>Denton Record-Chronicle</i> .	The Honorable Larry W. Lipscomb Mayor, Town of Flower Mound 2121 Cross Timbers Drive Flower Mound, Texas 75028.	June 9, 1998 .....	480777
Texas: Fort Bend (FEMA Docket No. 7252).	Unincorporated Areas.	June 17, 1998 June 24, 1998 <i>Fort Bend Star</i> .	The Honorable Michael D. Rozell Fort Bend County Judge 301 Jackson Street, Suite 719 Richmond, Texas 77469.	May 8, 1998 .....	480228
Texas: Tarrant (FEMA Docket No. 7252).	City of Fort Worth	June 12, 1998 June 19, 1998 <i>Fort Worth Star-Telegram</i> .	The Honorable Kenneth Barr Mayor, City of Fort Worth City Hall 1000 Throckmorton Street Fort Worth, Texas 76102-6311.	May 6, 1998 .....	480596
Texas: Webb (FEMA Docket No. 7252).	City of Laredo .....	July 2, 1998 July 9, 1998 <i>Laredo Morning News</i> .	The Honorable Saul N. Ramirez, Jr. Mayor, City of Laredo P.O. Box 579 Laredo, Texas 78042-0579.	May 26, 1998 .....	480651
Texas: Gregg and Harrison (FEMA Docket No. 7252).	City of Longview ..	June 19, 1998 June 26, 1998 <i>Longview News-Journal</i> .	The Honorable David McWhorter Mayor, City of Longview P.O. Box 1952 Longview, Texas 75606-1952.	May 7, 1998 .....	480264
Texas: Collin (FEMA Docket No. 7252).	City of Plano .....	June 24, 1998 July 1, 1998 <i>Plano Star Courier</i> .	The Honorable John Longstreet Mayor, City of Plano P.O. Box 860358 Plano, Texas 75086-0358.	May 29, 1998 .....	480140
Texas: Collin (FEMA Docket No. 7252).	City of Plano .....	July 22, 1998 July 29, 1998 <i>Plano Star Courier</i> .	The Honorable John Longstreet Mayor, City of Plano P.O. Box 860358 Plano, Texas 75086-0358.	June 22, 1998 .....	480140
Texas: Fort Bend (FEMA Docket No. 7252).	City of Sugar Land	June 17, 1998 June 24, 1998 <i>Fort Bend Star</i> .	The Honorable Dean Hrbacek Mayor, City of Sugar Land P.O. Box 110 Sugar Land, Texas 77487-0110.	May 8, 1998 .....	480234
Texas: Denton (FEMA Docket No. 7252).	City of The Colony	June 19, 1998 June 26, 1998 <i>The Leader</i> .	The Honorable Mary B. Watts Mayor, City of The Colony City Hall 5151 North Colony Boulevard The Colony, Texas 75056.	May 19, 1998 .....	481581

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

Dated: October 26, 1998.

**Michael J. Armstrong,**

*Associate Director for Mitigation.*

[FR Doc. 98-29135 Filed 10-29-98; 8:45 am]

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**FEDERAL EMERGENCY MANAGEMENT AGENCY**

**44 CFR Part 65**

[Docket No. FEMA-7260]

**Changes in Flood Elevation Determinations**

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

**ACTION:** Interim rule.

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

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

From the date of the second publication of these changes in a newspaper of local circulation, any person has ninety (90) days in which to request through the community that the Associate Director for Mitigation reconsider the changes. The modified elevations may be changed during the 90-day period.

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

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

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

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

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

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

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

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

These modified elevations, together with the floodplain management criteria required by 44 CFR 60.3, are the minimum that are required. They should not be construed to mean that the community must change any existing ordinances that are more stringent in their floodplain management requirements. The community may at any time enact stricter requirements of its own, or pursuant to policies established by other Federal, State, or regional entities.

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

**National Environmental Policy Act**

This rule is categorically excluded from the requirements of 44 CFR Part 10, Environmental Consideration. No

environmental impact assessment has been prepared.

**Regulatory Flexibility Act**

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

**Regulatory Classification**

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

**Executive Order 12612, Federalism**

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

**Executive Order 12778, Civil Justice Reform**

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

**List of Subjects in 44 CFR Part 65**

Flood insurance, Floodplains, Reporting and recordkeeping requirements.

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

**PART 65—[AMENDED]**

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

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

**§ 65.4 [Amended]**

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

State and county	Location	Date and name of newspaper where notice was published	Chief executive officer of community	Effective date of modification	Community number
Arizona: Maricopa	Unincorporated Areas.	October 23, 1998 ..... October 30, 1998 ..... <i>Arizona Republic</i> .....	The Honorable Janice K. Brewer ..... Chairman, Maricopa County Board of Supervisors. 301 Jefferson Street ..... Phoenix, Arizona 85003 .....	September 23, 1998.	040037
Arizona: Maricopa	City of Phoenix ....	October 23, 1998 ..... October 30, 1998 ..... <i>Arizona Republic</i> .....	The Honorable Skip Rimsza ..... Mayor, City of Phoenix ..... 200 West Washington Street, 11th Floor. Phoenix, Arizona 85003-1611 .....	September 23, 1998.	040051