

Any parties interested in commenting on this action should do so at this time. If no such comments are received, the public is advised that this action will be effective on November 6, 1995.

Final Action

EPA is approving the final SIP revision of 45CSR35, submitted by the State of West Virginia on May 16, 1995, which was effective on May 1, 1995.

Nothing in this action should be construed as permitting or allowing or establishing a precedent for any future request for revision to any state implementation plan. Each request for revision to the state implementation plan shall be considered separately in light of specific technical, economic, and environmental factors and in relation to relevant statutory and regulatory requirements.

Under the Regulatory Flexibility Act, 5 U.S.C. 600 *et seq.*, EPA must prepare a regulatory flexibility analysis assessing the impact of any proposed or final rule on small entities. 5 U.S.C. 603 and 604. Alternatively, EPA may certify that the rule will not have a significant impact on a substantial number of small entities. Small entities include small businesses, small not-for-profit enterprises, and government entities with jurisdiction over populations of less than 50,000.

SIP approvals under section 110 and subchapter I, part D of the CAA do not create any new requirements but simply approve requirements that the State is already imposing. Therefore, because the Federal SIP approval does not impose any new requirements, the Administrator certifies that it does not have a significant impact on any small entities affected. Moreover, due to the nature of the Federal-State relationship under the CAA, preparation of a flexibility analysis would constitute Federal inquiry into the economic reasonableness of state action. The CAA forbids EPA to base its actions concerning SIPs on such grounds. *Union Electric Co. v. U.S. EPA*, 427 U.S. 246, 255-66 (1976); 42 U.S.C. 7410(a)(2).

Under sections 202, 203, and 205 of the Unfunded Mandates Reform Act of 1995 ("Unfunded Mandates Act"), signed into law on March 22, 1995, EPA must undertake various actions in association with proposed or final rules that include a Federal mandate that may result in estimated costs of \$100 million or more to the private sector, or to State, local, or tribal governments in the aggregate.

Through submission of this state implementation plan or plan revision, the State and any affected local or tribal

governments have elected to adopt the program provided for under section 176 of the Clean Air Act. These rules may bind State, local and tribal governments to perform certain actions and also require the private sector to perform certain duties. The rules being approved by this action will impose no new requirements; such sources are already subject to these regulations under State law. Accordingly, no additional costs to State, local, or tribal governments, or to the private sector, result from this action. EPA has also determined that this action does not include a mandate that may result in estimated costs of \$100 million or more to State, local, or tribal governments in the aggregate or to the private sector.

This action has been classified as a Table 2 action for signature by the Regional Administrator under the procedures published in the **Federal Register** on January 19, 1989 (54 FR 2214-2225), as revised by an October 4, 1993 memorandum from Michael H. Shapiro, Acting Assistant Administrator for Air and Radiation. The OMB has exempted this regulatory action from E.O. 12866 review.

Under section 307(b)(1) of the CAA, petitions for judicial review of this action to approve West Virginia's General Conformity Rule must be filed in the United States Court of Appeals for the appropriate circuit by November 6, 1995. Filing a petition for reconsideration by the Administrator of this final rule does not affect the finality of this rule for the purposes of judicial review nor does it extend the time within which a petition for judicial review may be filed, and shall not postpone the effectiveness of such rule or action. This action may not be challenged later in proceedings to enforce its requirements. (See section 307(b)(2).)

List of Subjects in 40 CFR Part 52

Environmental protection, Air pollution control, Carbon monoxide, Hydrocarbons, Incorporation by reference, Intergovernmental relations, Nitrogen dioxide, Ozone, Reporting and recordkeeping requirements.

Dated: June 19, 1995.

Stanley L. Laskowski,
Acting Regional Administrator, Region III.

40 CFR part 52 is amended as follows:

PART 52—[AMENDED]

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

Authority: 42 U.S.C. 7401-7671q.

Subpart XX—West Virginia

2. Section 52.2520 is amended by adding paragraph (c)(37) to read as follows:

§ 52.2520 Identification of Plan.

* * * * *

(c) * * *

(37) Revisions to the West Virginia State Implementation Plan submitted on May 16, 1995 by the West Virginia Division of Environmental Protection:

(i) Incorporation by reference.

(A) Letter of May 16, 1995 from West Virginia Division of Environmental Protection, transmitting the General Conformity Rule.

(B) Title 45, Legislative Rule, Series 35 (45CSR35), Requirements for Determining Conformity of General Federal Actions to Applicable Air Quality Implementation Plans (General Conformity), effective May 1, 1995.

(ii) Additional material.

(A) Remainder of May 16, 1995 State submittal pertaining to 45CSR35 referenced in paragraph (c)(37) of this section.

[FR Doc. 95-21881 Filed 9-1-95; 8:45 am]

BILLING CODE 6560-50-P

FEDERAL EMERGENCY MANAGEMENT AGENCY

44 CFR Part 64

[Docket No. FEMA-7624]

Suspension of Community Eligibility

AGENCY: Federal Emergency Management Agency, FEMA.

ACTION: Final rule.

SUMMARY: This rule identifies communities, where the sale of flood insurance has been authorized under the National Flood Insurance Program (NFIP), that are suspended on the effective dates listed within this rule because of noncompliance with the floodplain management requirements of the program. If the Federal Emergency Management Agency (FEMA) receives documentation that the community has adopted the required floodplain management measures prior to the effective suspension date given in this rule, the suspension will be withdrawn by publication in the **Federal Register**.

EFFECTIVE DATES: The effective date of each community's suspension is the third date ("Susp.") listed in the third column of the following tables.

ADDRESSES: If you wish to determine whether a particular community was suspended on the suspension date,

contact the appropriate FEMA Regional Office or the NFIP servicing contractor.

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 aimed at protecting lives and new construction from future flooding. Section 1315 of the National Flood Insurance Act of 1968, as amended, 42 U.S.C. 4022, prohibits flood insurance coverage as authorized under the National Flood Insurance Program, 42 U.S.C. 4001 et seq., unless an appropriate public body adopts adequate floodplain management measures with effective enforcement measures. The communities listed in this document no longer meet that statutory requirement for compliance with program regulations, 44 CFR part 59 et seq. Accordingly, the communities will be suspended on the effective date in the third column. As of that date, flood insurance will no longer be available in the community. However, some of these communities may adopt and submit the required documentation of legally enforceable floodplain management measures after this rule is published but prior to the actual suspension date. These communities will not be suspended and will continue their eligibility for the sale of insurance. A notice withdrawing the suspension of the communities will be published in the **Federal Register**.

In addition, the Federal Emergency Management Agency has identified the special flood hazard areas in these communities by publishing a Flood Insurance Rate Map (FIRM). The date of the FIRM if one has been published, is indicated in the fourth column of the table. No direct Federal financial

assistance (except assistance pursuant to the Robert T. Stafford Disaster Relief and Emergency Assistance Act not in connection with a flood) may legally be provided for construction or acquisition of buildings in the identified special flood hazard area of communities not participating in the NFIP and identified for more than a year, on the Federal Emergency Management Agency's initial flood insurance map of the community as having flood-prone areas (section 202(a) of the Flood Disaster Protection Act of 1973, 42 U.S.C. 4106(a), as amended). This prohibition against certain types of Federal assistance becomes effective for the communities listed on the date shown in the last column.

The Deputy Associate Director finds that notice and public comment under 5 U.S.C. 553(b) are impracticable and unnecessary because communities listed in this final rule have been adequately notified.

Each community receives a 6-month, 90-day, and 30-day notification addressed to the Chief Executive Officer that the community will be suspended unless the required floodplain management measures are met prior to the effective suspension date. Since these notifications have been made, this final rule may take effect within less than 30 days.

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 Deputy Associate Director has determined that this rule is exempt from the requirements of the Regulatory Flexibility Act because the National Flood Insurance Act of 1968, as amended, 42 U.S.C. 4022, prohibits flood insurance coverage unless an appropriate public body adopts adequate floodplain management

measures with effective enforcement measures. The communities listed no longer comply with the statutory requirements, and after the effective date, flood insurance will no longer be available in the communities unless they take remedial action.

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

Flood insurance, Floodplains.

Accordingly, 44 CFR part 64 is amended as follows:

PART 64—[AMENDED]

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

§ 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	Date certain Federal assistance no longer available in special flood hazard areas
Region I				
Connecticut: Clinton, town of, Middlesex County	090061	Mar. 2, 1973, Emerg; Sept. 30, 1980 Reg; Sept. 6, 1995, Susp.	Sept. 6, 1995	Sept. 6, 1995.
Region III				
Pennsylvania: California, borough of, Washington County.	420848	July 5, 1974, Emerg; June 15, 1981, Reg; Sept. 6, 1995, Susp.	.....do	Do.

State/Location	Community No.	Effective date of eligibility	Current effective map date	Date certain Federal assistance no longer available in special flood hazard areas
Coal Center, borough of, Washington County.	422131	Apr. 17, 1975, Emerg; Sept. 30, 1981, Reg; Sept. 6, 1995, Susp.	.....do	Do.
Greensboro, borough of, Greene County	420477	Dec. 2, 1975, Emerg; Mar. 2, 1989, Reg; Sept. 6, 1995, Susp.	.....do	Do.
Hamilton, township of, Monroe County ..	421888	Mar. 31, 1978, Emerg; Feb. 4, 1988, Reg; Sept. 6, 1995, Susp.	.....do	Do.
Nicholson, township of, Fayette County .	422420	July 29, 1975, Emerg; Sept. 4, 1991, Reg; Sept. 6, 1995, Susp.	.....do	Do.
Washington, township of, Fayette County.	421641	Feb. 21, 1975, Emerg; Jan. 20, 1982, Reg; Sept. 6, 1995, Susp.	.....do	Do.
West Brownsville, borough of, Washington County.	425391	Dec. 3, 1971, Emerg; Apr. 27, 1973, Reg; Sept. 6, 1995, Susp.	.....do	Do.
Region V				
Illinois:				
Beecher, village of, Will County	170696	Dec. 12, 1974, Emerg; Oct. 15, 1982, Reg; Sept. 6, 1995, Susp.	.....do	Do.
Bolingbrook, village of, Will County	170812	June 28, 1974, Emerg; Oct. 15, 1980, Reg; Sept. 6, 1995, Susp.	.....do	Do.
Braidwood, city of, Will County	170848	Mar. 20, 1991, Emerg; Dec. 1, 1992, Reg; Sept. 6, 1995, Susp.	.....do	Do.
Channahon, village of, Will County	170698	Sept. 12, 1975, Emerg; Feb. 15, 1983 Reg; Sept. 6, 1995 Susp.	.....do	Do.
Crest Hill, city of, Will County	170699	Aug. 5, 1974, Emerg; July 16, 1979, Reg; Sept. 6, 1995, Susp.	.....do	Do.
Crete, village of, Will County	170700	May 21, 1975, Emerg; Mar. 2, 1981, Reg; Sept. 6, 1995, Susp.	.....do	Do.
Elwood, village of, Will County	170849	Dec. 23, 1982, Reg; Sept. 6, 1995, Susp. ...	.....do	Do.
Frankfort, village of, Will County	170701	Apr. 11, 1974, Emerg; Nov. 1, 1979, Reg; Sept. 6, 1995 Susp.	.....do	Do.
Joliet, city of, Will County	170702	Apr. 13, 1973, Emerg; Feb. 4, 1981, Reg; Sept. 6, 1995, Susp.	.....do	Do.
Lockport, city of, Will County	170703	Apr. 22, 1975, Emerg; Nov. 17, 1982, Reg; Sept. 6, 1995, Susp.	.....do	Do.
Manhattan, village of, Will County	170704	June 12, 1975, Emerg; Oct. 15, 1982, Susp; Sept. 6, 1995, Susp.	.....do	Do.
Minooka, village of, Will County	171019	Mar. 12, 1992, Reg; Sept. 6, 1995, Susp ....	.....do	Do.
Mokena, village of, Will County	170705	June 12, 1974, Emerg; Aug. 1, 1979, Reg; Sept. 6, 1995, Susp.	.....do	Do.
New Lenox, village of, Will County	170706	Sept. 19, 1974, Emerg; May 1, 1980, Reg; Sept. 6, 1995, Susp.	.....do	Do.
Peotone, village of, Will County	170709	Aug. 14, 1974, Emerg; Jan. 14, 1983, Reg; Sept. 6, 1995, Susp.	.....do	Do.
Plainfield, village of, Will County	170771	May 21, 1975, Emerg; Nov. 17, 1982, Reg; Sept. 6, 1995, Susp.	.....do	Do.
Rockdale, village of, Will County	170710	May 27, 1975, Emerg; Sept. 15, 1983, Reg; Sept. 6, 1995, Susp.	.....do	Do.
Romeoville, village of, Will County	170711	July 2, 1975, Emerg; Nov. 3, 1982, Reg; Sept. 6, 1995, Susp.	.....do	Do.
Shorewood, village of, Will County	170712	May 15, 1974, Emerg; Nov. 1, 1979, Reg; Sept. 6, 1995, Susp.	.....do	Do.
Symerton, village of, Will County	170714	Apr. 18, 1975, Emerg; June 30, 1976, Reg; Sept. 6, 1995, Susp.	.....do	Do.
University Park, village of, Will County ..	170708	Sept. 24, 1974, Emerg; July 16, 1980, Reg; Sept. 6, 1995, Susp.	.....do	Do.
Wilmington, city of, Will County	170715	Aug. 7, 1974, Emerg; July 16, 1981, Reg; Sept. 6, 1995, Susp.	.....do	Do.
Will County, unincorporated areas	170695	Apr. 22, 1974, Emerg; Apr. 15, 1982, Reg; Sept. 6, 1995, Susp.	.....do	Do.
Michigan:				
Brownstown, charter township, Wayne County.	260218	Aug. 23, 1974, Emerg; Aug. 16, 1982, Reg; Sept. 6, 1995, Susp.	.....do	Do.
Region VI				
New Mexico:				
Dona Ana County, unincorporated areas	350012	Jan. 19, 1976, Emerg; Sept. 27, 1991, Reg; Sept. 6, 1995, Susp.	.....do	Do.
Las Cruces, city of, Dona Ana County. ..	355332	July 24, 1970, Emerg. June 11, 1971, Reg; Sept. 6, 1995, Susp.	.....do	Do.

State/Location	Community No.	Effective date of eligibility	Current effective map date	Date certain Federal assistance no longer available in special flood hazard areas
Region VIII				
Utah:				
Riverdale, city of, Weber County	490190	Oct. 4, 1974, Emerg; Feb. 3, 1982, Reg; Sept. 6, 1995, Susp.	.....do	Do.
Weber County, unincorporated areas	490187	Mar. 25, 1975, Emerg; July 19, 1982, Reg; Sept. 6, 1995, Susp.	.....do	Do.
Region I				
Massachusetts:				
Avon, town of, Norfolk County	250231	Nov. 14, 1975, Emerg; May 15, 1980, Reg; Sept. 20, 1995, Susp.	Sept. 20, 1995 ..	Sept. 20, 1995.
Region II				
New Jersey:				
Allendale, borough of, Bergen County ...	340019	June 2, 1972, Emerg; July 2, 1979, Reg; Sept. 20, 1995, Susp.	.....do	Do.
Bergenfield, borough of, Bergen County	340020	Jan. 7, 1972, Emerg; June 1, 1977, Reg; Sept. 20, 1995, Susp.	.....do	Do.
Bogota, borough of, Bergen County	340021	July 7, 1975, Emerg; Apr. 1, 1982, Reg; Sept. 20, 1995, Susp.	.....do	Do.
Carlstadt, borough of, Bergen County	340022	June 9, 1975, Emerg; Aug. 31, 1982, Reg; Sept. 20, 1995, Susp.	.....do	Do.
Closter, borough of, Bergen County	340023	June 5, 1975, Emerg; Apr. 18, 1983 Reg; Sept. 20, 1995, Susp..	.....do	Do.
Cresskill, borough of, Bergen County	340024	May 30, 1975, Emerg; Dec. 1, 1981, Reg; Sept. 20, 1995, Susp.	.....do	Do.
Demarest, borough of, Bergen County ..	340025	June 24, 1975, Emerg; Sept. 30, 1981, Reg; Sept. 20, 1995, Susp.	.....do	Do.
Dumont, borough of, Bergen County	340026	Jan. 14, 1972, Emerg; Sept. 15, 1977 Reg; Sept. 20, 1995, Susp.	.....do	Do.
East Rutherford, borough of, Bergen County.	340028	June 4, 1975, Emerg; Dec. 16, 1980, Reg; Sept. 20, 1995, Susp.	.....do	Do.
Edgewater, borough of, Bergen County .	340029	Sept. 25, 1975, Emerg; Apr. 1, 1983, Reg; Sept. 20, 1995, Susp.	.....do	Do.
Elmwood Park, borough of, Bergen County.	340500	May 26, 1972, Emerg; Nov. 15, 1979, Reg; Sept. 20, 1995, Susp.	.....do	Do.
Emerson, borough of, Bergen County	340030	Feb. 25, 1972, Emerg; Sept. 30, 1980, Reg; Sept. 20, 1995, Susp.	.....do	Do.
Englewood, city of, Bergen County	340031	Dec. 29, 1972, Emerg; Feb. 19, 1986 Reg; Sept. 20, 1995, Susp.	.....do	Do.
Fair Lawn, borough of, Bergen County ..	340033	Apr. 4, 1974, Emerg; July 2, 1981, Reg; Sept. 20, 1995, Susp.	.....do	Do.
Fairview, borough of, Bergen County	340034	July 16, 1975, Emerg; Aug. 2, 1982, Reg; Sept. 20, 1995, Susp.	.....do	Do.
Franklin Lakes, borough of, Bergen County.	340036	May 6, 1975, Emerg; Aug. 15, 1984, Reg; Sept. 20, 1995, Susp.	.....do	Do.
Garfield, city of, Bergen County	340037	May 5, 1972, Emerg; Apr. 15, 1980, Reg; Sept. 20, 1995, Susp.	.....do	Do.
Glen Rock, borough of, Bergen County .	340038	Feb. 12, 1975, Emerg; July 2, 1981, Reg; Sept. 20, 1995, Susp.	.....do	Do.
Hackensack, city of, Bergen County	340039	Oct. 2, 1974, Emerg; Dec. 1, 1982, Reg; Sept. 20, 1995, Susp.	.....do	Do.
Hackensack Meadowlands District, Bergen County.	340570	Jan. 3, 1975, Emerg; Dec. 15, 1982, Reg; Sept. 20, 1995, Susp.	.....do	Do.
Harrington Park, borough of, Bergen County.	340040	Apr. 16, 1975, Emerg; Apr. 15, 1981, Reg; Sept. 20, 1995, Susp.	.....do	Do.
Hasbrouck Heights, borough of, Bergen County.	340041	July 8, 1975, Emerg; June 30, 1976, Reg; Sept. 20, 1995, Susp.	.....do	Do.
Haworth, borough of, Bergen County	340042	Mar. 31, 1975, Emerg; Oct. 15, 1981, Reg; Sept. 20, 1995, Susp.	.....do	Do.
Hillsdale, borough of, Bergen County	340043	Nov. 19, 1971, Emerg; Dec. 15, 1981, Reg; Sept. 20, 1995, Susp.	.....do	Do.
Ho-Ho-Kus, borough of, Bergen County	340044	Jan. 14, 1972, Emerg; June 1, 1977, Reg; Sept. 20, 1995, Susp.	.....do	Do.
Leonia, borough of, Bergen County	340045	Aug. 25, 1975, Emerg; July 5, 1982, Reg; Sept. 20, 1995, Susp.	.....do	Do.
Little Ferry, borough of, Bergen County .	340046	July 21, 1975, Emerg; June 15, 1982, Reg; Sept. 20, 1995, Susp.	.....do	Do.
Lodi, borough of, Bergen County	340047	Apr. 21, 1972, Emerg; Feb. 15, 1978, Reg; Sept. 20, 1995, Susp.	.....do	Do.

State/Location	Community No.	Effective date of eligibility	Current effective map date	Date certain Federal assistance no longer available in special flood hazard areas
Lyndhurst, township of, Bergen County .	340048	July 2, 1975, Emerg; June 15, 1978, Reg; Sept. 20, 1995, Susp.	.....do	Do.
Mahwah, township of, Bergen County ...	340049	Oct. 13, 1972, Emerg; Nov. 3, 1982, Reg; Sept. 20, 1995, Susp.	.....do	Do.
Maywood, borough of, Bergen County ...	340050	May 26, 1972, Emerg; Aug. 15, 1977, Reg; Sept. 20, 1995, Susp.	.....do	Do.
Midland Park, borough of, Bergen County.	340051	May 26, 1972, Emerg; Sept. 30, 1977, Reg; Sept. 20, 1995, Susp.	.....do	Do.
Montvale, borough of, Bergen County ...	340052	May 2, 1975, Emerg; Sept. 30, 1977, Reg; Sept. 20, 1995, Susp.	.....do	Do.
Moonachie, borough of, Bergen County	340053	Apr. 30, 1975, Emerg; Mar. 18, 1983, Reg; Sept. 20, 1995, Susp.	.....do	Do.
New Milford, borough of, Bergen County	340054	Feb. 25, 1972, Emerg; Apr. 1, 1977, Reg; Sept. 20, 1995, Susp.	.....do	Do.
North Arlington, borough of, Bergen County.	340055	July 3, 1975, Emerg; Apr. 3, 1978, Reg; Sept. 20, 1995, Susp.	.....do	Do.
Northvale, borough of, Bergen County ...	340056	Jan. 15, 1974, Emerg; Jan. 20, 1982, Reg; Sept. 20, 1995, Susp.	.....do	Do.
Norwood, borough of, Bergen County	340057	May 30, 1975, Emerg; Apr. 18, 1983, Reg; Sept. 20, 1995, Susp.	.....do	Do.
Oakland, borough of, Bergen County	345309	June 30, 1970, Reg; Sept. 20, 1995, Susp.	.....do	Do.
Old Tappan, borough of, Bergen County	340059	Oct. 6, 1972, Emerg; Apr. 15, 1977, Reg; Sept. 20, 1995, Susp.	.....do	Do.
Oradell, borough of, Bergen County	340060	Nov. 24, 1972, Emerg; Mar. 15, 1977, Reg; Sept. 20, 1995, Susp.	.....do	Do.
Palisades Park, borough of, Bergen County.	340061	May 22, 1975, Emerg; June 1, 1982, Reg; Sept. 20, 1995, Susp.	.....do	Do.
Paramus, borough of, Bergen County	340062	Feb. 11, 1972, Emerg; June 1, 1984, Reg; Sept. 20, 1995, Susp.	.....do	Do.
Park Ridge, borough of, Bergen County	340063	Feb. 19, 1975, Emerg; May 5, 1981, Reg; Sept. 20, 1995, Susp.	.....do	Do.
Ramsey, borough of, Bergen County	340064	Jan. 21, 1974, Emerg; Sept. 2, 1981, Reg; Sept. 20, 1995, Susp.	.....do	Do.
Ridgefield, borough of, Bergen County ..	340065	Jan. 14, 1972, Emerg; Mar. 15, 1977, Reg; Sept. 20, 1995, Susp.	.....do	Do.
Ridgefield Park, village of, Bergen County.	340066	May 8, 1975, Emerg; Oct. 15, 1982, Reg; Sept. 20, 1995, Susp.	.....do	Do.
Ridgewood, village of, Bergen County ...	340067	Nov. 12, 1971, Emerg; Dec. 15, 1983, Reg; Sept. 20, 1995, Susp.	.....do	Do.
River Edge, borough of, Bergen County	340068	Feb. 9, 1973, Emerg; Feb. 1, 1984, Reg; Sept. 20, 1995, Susp.	.....do	Do.
River Vale, township of, Bergen County	340069	Jan. 7, 1972, Emerg; Oct. 15, 1981, Reg; Sept. 20, 1995, Susp.	.....do	Do.
Rochelle Park, township of, Bergen County.	340070	Feb. 16, 1973, Emerg; Mar. 28, 1980, Reg; Sept. 20, 1995, Susp.	.....do	Do.
Rockleigh, borough of, Bergen County ..	340071	Jan. 20, 1975, Emerg; May 17, 1982, Reg; Sept. 20, 1995, Susp.	.....do	Do.
Rutherford, borough of, Bergen County .	340072	July 2, 1975, Emerg; June 1, 1978, Reg; Sept. 20, 1995, Susp.	.....do	Do.
Saddle Brook, township of, Bergen County.	340074	June 10, 1974, Emerg; Apr. 15, 1982, Reg; Sept. 20, 1995, Susp.	.....do	Do.
Saddle River, borough of, Bergen County.	340073	Mar. 10, 1972, Emerg; May 16, 1977, Reg; Sept. 20, 1995, Susp.	.....do	Do.
South Hackensack, township of, Bergen County.	340515	Aug. 11, 1975, Emerg; Mar. 2, 1983, Reg; Sept. 20, 1995, Susp.	.....do	Do.
Teaneck, township of, Bergen County ...	340075	May 2, 1975, Emerg; Oct. 16, 1984, Reg; Sept. 20, 1995, Susp.	.....do	Do.
Tenafly, borough of, Bergen County	340076	Apr. 21, 1975, Emerg; Feb. 17, 1982, Reg; Sept. 20, 1995, Susp.	.....do	Do.
Upper Saddle River, borough of, Bergen County.	340077	Apr. 12, 1974, Emerg; Sept. 15, 1977, Reg; Sept. 20, 1995, Susp.	.....do	Do.
Waldwick, borough of, Bergen County ...	340078	Mar. 31, 1972, Emerg; Mar. 1, 1979, Reg; Sept. 20, 1995, Susp.	.....do	Do.
Wallington, borough of, Bergen County .	340079	June 18, 1975, Emerg; June 4, 1980, Reg; Sept. 20, 1995, Susp.	.....do	Do.
Washington, township of, Bergen County.	340080	Sept. 17, 1975, Emerg; Nov. 19, 1980, Reg; Sept. 20, 1995, Susp.	.....do	Do.
Westwood, borough of, Bergen County .	340081	Dec. 17, 1971, Emerg; Feb. 4, 1981, Reg; Sept. 20, 1995, Susp.	.....do	Do.

State/Location	Community No.	Effective date of eligibility	Current effective map date	Date certain Federal assistance no longer available in special flood hazard areas
Wood-Ridge, borough of, Bergen County.	340083	Sept. 1, 1972, Emerg; Aug. 11, 1978, Reg; Sept. 20, 1995, Susp.	.....do	Do.
Woodcliff Lake, borough of, Bergen County.	340082	July 15, 1975, Emerg; Sept. 2, 1981, Reg; Sept. 20, 1995, Susp.	.....do	Do.
Wyckoff, township of, Bergen County	340084	Dec. 17, 1971, Emerg; Aug. 1, 1977, Reg; Sept. 20, 1995, Susp.	.....do	Do.
Virgin Islands: Island of St. John	780000	Oct. 6, 1975, Emerg; Oct. 15, 1980, Reg; Sept. 20, 1995, Susp.	.....do	Do.
Region III				
Pennsylvania: Cumberland, township of, Greene County.	421188	Jan. 27, 1976, Emerg; July 1, 1986, Reg; Sept. 20, 1995, Susp.	.....do	Do.
Dunkard, township of, Greene County ...	422431	Feb. 22, 1984, Emerg; Oct. 5, 1984, Reg; Sept. 20, 1995, Susp.	.....do	Do.
Luzerne, township of, Fayette County	421631	Feb. 10, 1975, Emerg; Mar. 1, 1982, Reg; Sept. 20, 1995, Susp.	.....do	Do.
Monongahela, city of, Washington County.	420856	May 14, 1971, Emerg; July 3, 1986, Reg; Sept. 20, 1995, Susp.	.....do	Do.
Rivesville, town of, Marion County	540105	Apr. 18, 1975, Emerg; Mar. 16, 1988, Reg; Sept. 20, 1995, Susp.	.....do	Do.
Region IV				
South Carolina: Edgefield County, unincorporated areas	450229	July 12, 1991, Emerg; Apr. 1, 1993, Reg; Sept. 20, 1995, Susp.	.....do	Do.
Region V				
Ohio: Bluffton, village of, Allen County	390004	June 19, 1975, Emerg; Sept. 20, 1995, Susp.	.....do	Do.
Region IX				
California: Shasta County, unincorporated areas	060358	Feb. 21, 1979, Emerg; Sept. 27, 1985, Reg; Sept. 20, 1995, Susp.	.....do	Do.
Region I				
Connecticut: New Britain, city of, Hartford County	090032	Aug. 22, 1973, Emerg; July 16, 1981, Reg; Sept. 30, 1995, Susp.	9-30-95	Sept. 30, 1995.
Massachusetts: Mattapoisett, town of, Plymouth County .	255214	June 18, 1971, Emerg; Mar. 16, 1973, Reg; Sept. 30, 1995, Susp.	.....do	Do.
Rhode Island: Charlestown, town of, Washington County.	445395	Oct. 30, 1970, Emerg; July 13, 1972, Reg; Sept. 30, 1995, Susp.	.....do	Do.
New Shoreham, town of, Washington County.	440036	Oct. 16, 1975, Emerg; Apr. 3, 1985, Reg; Sept. 30, 1995 Susp.	.....do	Do.
Portsmouth, town of, Newport County ...	445405	July 30, 1971, Emerg; Aug. 24, 1973, Reg; Sept. 30, 1995, Susp.	.....do	Do.
South Kingstown, town of, Washington County.	445407	Sept. 11, 1970, Emerg; June 23, 1972, Reg; Sept. 30, 1995, Susp.	.....do	Do.
Tiverton, town of, Newport County	440012	Aug. 18, 1972, Emerg; May 2, 1977, Reg; Sept. 30, 1995, Susp.	.....do	Do.
Region II				
New Jersey: Monroe, township of, Middlesex County	340269	Feb. 25, 1973, Emerg; Apr. 17, 1985, Reg; Sept. 30, 1995, Susp.	.....do	Do.
Region III				
Pennsylvania: Donora, borough of, Washington County	420851	July 29, 1974, Emerg; June 10, 1980, Reg; Sept. 30, 1995, Susp.	.....do	Do.
Fallowfield, township of, Washington County.	422148	Oct. 15, 1975, Emerg; Feb. 17, 1989, Reg; Sept. 30, 1995, Susp.	.....do	Do.
Jefferson, township of, Fayette County ..	421629	Feb. 28, 1977, Emerg; June 1, 1979, Reg; Sept. 30, 1995, Susp.	.....do	Do.
Orange County, unincorporated areas ...	510203	Apr. 7, 1975, Emerg; Sept. 10, 1984, Reg; Sept. 30, 1995, Susp.	.....do	Do.
Monongalia County, unincorporated areas.	540139	Oct. 31, 1975, Emerg; May 1, 1984, Reg; Sept. 30, 1995, Susp.	.....do	Do.

State/Location	Community No.	Effective date of eligibility	Current effective map date	Date certain Federal assistance no longer available in special flood hazard areas
Region IV				
Tennessee:				
Franklin County, unincorporated areas ..	470344	June 12, 1991, Emerg; Jan. 2, 1992, Reg; Sept. 30, 1995, Susp.	.....do	Do.
Hamilton County, unincorporated areas .	470071	Mar. 3, 1972, Emerg; Aug. 1, 1979, Reg; Sept. 30, 1995, Susp.	.....do	Do.
Region V				
Michigan:				
Port Austin, township of, Huron County .	260290	Apr. 17, 1974, Emerg; Jan. 1, 1992 Reg; Sept. 30, 1995, Susp.	.....do	Do.
Minnesota:				
Brooklyn Park, city of, Hennepin County	270152	Feb. 5, 1974, Emerg; May 17, 1982, Reg; Sept. 30, 1995, Susp.	.....do	Do.
Ohio:				
Highland Heights, city of, Cuyahoga County..	390110	Nov. 10, 1976, Emerg; June 1, 1979, Reg; Sept. 30, 1995, Susp.	.....do	Do.
Region VII				
Kansas:				
Dodge City, city of, Ford County	205184	June 4, 1971, Emerg; May 19, 1972, Reg; Sept. 30, 1995, Susp.	.....do	Do.
Ford County, unincorporated areas	200101	Mar. 26, 1981, Emerg; July 3, 1986, Reg; Sept. 30, 1995, Susp.	.....do	Do.
Region IX				
Arizona:				
Avondale, city of, Maricopa County	040038	Aug. 25, 1975, Emerg; June 15, 1979, Reg; Sept. 30, 1995, Susp.	.....do	Do.
Buckeye, town of, Maricopa County	040039	Dec. 17, 1974, Emerg; Feb. 15, 1980, Reg; Sept. 30, 1995, Susp.	.....do	Do.
Carefree, town of, Maricopa County	040126	Dec. 31, 1970, Emerg; July 2, 1979, Reg; Sept. 30, 1995, Susp.	.....do	Do.
Cave Creek, town of, Maricopa County .	040129	June 9, 1988, Reg; Sept. 30, 1995, Susp ...	.....do	Do.
Chandler, city of, Maricopa County	040040	May 16, 1975, Emerg; July 16, 1980, Reg; Sept. 30, 1995, Susp.	.....do	Do.
Coconino County, unincorporated areas	040019	Feb. 18, 1975, Emerg; Nov. 16, 1983, Reg; Sept. 30, 1995, Susp.	.....do	Do.
El Mirage, city of, Maricopa County	040041	Aug. 8, 1975, Emerg; Dec. 1, 1978, Reg; Sept. 30, 1995, Susp.	.....do	Do.
Flagstaff, city of, Maricopa County	040020	Jan. 15, 1975, Emerg; Jan. 19, 1983, Reg; Sept. 30, 1995, Susp.	.....do	Do.
Gila Bend, town of, Maricopa County	040043	May 16, 1975, Emerg; Dec. 4, 1979, Reg; Sept. 30, 1995, Susp.	.....do	Do.
Gilbert, town of, Maricopa County	040044	June 10, 1975, Emerg; Jan. 16, 1980, Reg; Sept. 30, 1995, Susp.	.....do	Do.
Glendale, city of, Maricopa County	040045	Mar. 20, 1975, Emerg; Apr. 16, 1979, Reg; Sept. 30, 1995, Susp.	.....do	Do.
Goodyear, city of, Maricopa County	040046	Aug. 8, 1975, Emerg; July 17, 1979, Reg; Sept. 30, 1995, Susp.	.....do	Do.
Guadalupe, town of, Maricopa County ...	040011	Apr. 1, 1994, Reg; Sept. 30, 1995, Susp .....	.....do	Do.
Litchfield Park, city of, Maricopa County	040128	Aug. 19, 1988, Reg; Sept. 30, 1995, Susp ..	.....do	Do.
Maricopa County, unincorporated areas	040037	Dec. 31, 1970, Emerg; July 2, 1979, Reg; Sept. 30, 1995, Susp.	.....do	Do.
Paradise Valley, town of, Maricopa County.	040049	Sept. 15, 1972, Emerg; May 1, 1980, Reg; Sept. 30, 1995, Susp.	.....do	Do.
Phoenix, city of, Maricopa County	040051	Dec. 17, 1971, Emerg; Dec. 4, 1979, Reg; Sept. 30, 1995, Susp.	.....do	Do.
Scottsdale, city of, Maricopa County	045012	Mar. 26, 1971, Emerg; Sept. 21, 1973, Reg; Sept. 30, 1995, Susp.	.....do	Do.
Surprise, town of, Maricopa County	040053	Mar. 26, 1976, Emerg; Dec. 15, 1978, Reg; Sept. 30, 1995, Susp.	.....do	Do.
Tempe, city of, Maricopa County	040054	Nov. 17, 1974, Emerg; Aug. 15, 1980, Reg; Sept. 30, 1995, Susp.	.....do	Do.
Hawaii:				
Honolulu, city and county of, Honolulu County.	150001	June 5, 1970, Emerg; Sept. 3, 1980, Reg; Sept. 30, 1995, Susp.	.....do	Do.

State/Location	Community No.	Effective date of eligibility	Current effective map date	Date certain Federal assistance no longer available in special flood hazard areas
Kauai County, unincorporated areas	150002	Apr. 2, 1971, Emerg; Nov. 4, 1981, Reg; Sept. 30, 1995, Susp.	.....do	Do.

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

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

Issued: August 25, 1995.

Robert H. Volland,

Acting Deputy Associate Director, Mitigation Directorate.

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44 CFR Part 64

[Docket No. FEMA-7625]

Suspension of Community Eligibility

AGENCY: Federal Emergency Management Agency.

ACTION: Final rule.

SUMMARY: This rule identifies a community where the sale of flood insurance has been authorized under the National Flood Insurance Program (NFIP), that is suspended on the effective date listed within this rule because of failure to enforce floodplain management requirements of the program. If FEMA receives documentation of remedial measures taken prior to the effective suspension date given in this rule, the suspension will be withdrawn by publication in the **Federal Register**.

EFFECTIVE DATE: The effective date of the community's suspension is the third date ("Susp.") listed in the fourth column of the following tables.

ADDRESSES: If you wish to determine whether a particular community was suspended on the suspension date, contact the appropriate FEMA Regional Office or the NFIP servicing contractor 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 aimed at protecting lives and new

construction from future flooding. Section 1315 of the National Flood Insurance Act of 1968, as amended, 42 U.S.C. 4022, prohibits flood insurance coverage as authorized under the National Flood Insurance Program, 42 U.S.C. 4001 *et seq.*, unless an appropriate public body adopts adequate floodplain management measures with effective enforcement measures. The community listed in this document no longer meet the statutory requirement for compliance with program regulations, 44 CFR part 59 *et seq.* Accordingly, the community will be suspended on the effective date in the fourth column. As of that date, flood insurance will no longer be available in the community. However, the community may submit the required documentation of the remedial measures taken after this rule is published but prior to the actual suspension date. The community will not be suspended and will continue its eligibility for the sale of insurance. A notice withdrawing the suspension of the community will be published in the **Federal Register**.

In addition, the Federal Emergency Management Agency has identified the special flood hazard areas in the community by publishing a Flood Insurance Rate Map (FIRM). The date of the FIRM, if one has been published, is indicated in the fifth column of the table. No direct Federal financial assistance (except assistance pursuant to the Robert T. Stafford Disaster Relief and Emergency Assistance Act not in connection with a flood) may legally be provided for construction or acquisition of buildings in the identified special flood hazard area of communities not participating in the NFIP and identified for more than a year, on the FEMA's initial flood insurance map of the community as having flood-prone areas (section 202(a) of the Flood Disaster Protection Act of 1973, 42 U.S.C. 4106(a), as amended). This prohibition against certain types of Federal assistance becomes effective for the community listed on the date shown in the last column.

The Director finds that notice and public comment under 5 U.S.C. 553(b)

are impracticable and unnecessary because the community listed in this final rule have been adequately notified.

This community received a 90-day and two 30-day notifications addressed to the Chief Executive Officer that the community will be suspended unless the required floodplain management measures are met prior to the effective suspension date. Since these notifications have been made, this final rule may take effect within less than 30 days.

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 certified 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.*

Regulatory Classification

This 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, dated 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

Flood insurance, Floodplains.