

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

Dated: November 10, 1998.

Michael J. Armstrong,

Associate Director for Mitigation.

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**FEDERAL EMERGENCY
MANAGEMENT AGENCY**

44 CFR Part 65

[Docket No. FEMA-7273]

**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) (FIRMs) 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 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.

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, Mitigation Directorate, 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 National Flood Insurance Program. 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	Dates and name of newspaper where notice was published	Chief executive officer of community	Effective date of modification	Community No.
Connecticut: Hartford.	City of Bristol	March 20, 1998, March 27, 1998, <i>Bristol Press</i> .	The Honorable Frank N. Nicastrov, Sr., Mayor of the City of Bristol, 111 North Main Street, Bristol, Connecticut 06010.	March 13, 1998	090023 B
Florida: Broward	City of Pompano Beach.	May 22, 1998, May 29, 1998, <i>Sun-Sentinel</i> .	The Honorable William F. Griffin, Mayor of the City of Pompano Beach, P.O. Drawer 1300, 100 West Atlantic Boulevard, Pompano Beach, Florida 33060.	April 24, 1998	120055 F

State and county	Location	Dates and name of newspaper where notice was published	Chief executive officer of community	Effective date of modification	Community No.
Orange	Unincorporated Areas.	December 9, 1997, December 16, 1997, <i>The Orlando Sentinel</i> .	M. Krishnamurthy, Ph.D., P.E., Manager, Orange County Stormwater, Management Department, 4200 South John Young Parkway, Orlando, Florida 32839.	July 17, 1997	120179 D
Illinois: Cook and Lake.	Village of Barrington.	September 10, 1998, September 17, 1998, <i>Barrington Courier-Review</i> .	Mr. Ronald Hamelberg, Village of Barrington President, 206 South Hough Street, Barrington, Illinois 60010.	December 16, 1998.	170057 F
Maine: Knox	Town of South Thomaston.	May 21, 1998, May 28, 1998, <i>The Courier Gazette</i> .	Mr. John Spear, First Selectman, Town of South Thomaston, P.O. Box 147, South Thomaston, Maine 04858.	May 13, 1998	230078 B
Minnesota: Hennepin	City of Maple Grove.	March 25, 1998, April 1, 1998, <i>Osseo-Maple Grove Press</i> .	The Honorable Robert A. Burlingame, Mayor of the City of Maple Grove, P.O. Box 1180, 9401 Fernbrook Lane, Maple Grove, Minnesota 55311-6180.	March 18, 1998	270169 B
Olmsted	Unincorporated Areas.	March 6, 1998, March 13, 1998, <i>Post-Bulletin</i> .	Mr. Richard Devlin, Olmsted County Administrator, 151 4th Street, S.E., Rochester, Minnesota 55904.	February 27, 1998	270626 D
Olmsted	City of Rochester	March 6, 1998, March 13, 1998, <i>Post-Bulletin</i> .	The Honorable Chuck Caufield, Mayor of the City of Rochester, 201 4th Street, S.E., Rochester, Minnesota 55904-3782.	February 27, 1998	275246
New Jersey: Hunterdon.	Township of Tewksbury.	March 12, 1998, March 19, 1998, <i>Hunterdon County Democrat</i> .	Mr. Ralph E. Blakeslee, III, Township Administrator for the Township of Tewksbury, 169 Old Turnpike Road, Califon, New Jersey 07830.	June 17, 1998	340516 B
Ohio: Lorain	City of Avon	October 14, 1998, October 21, 1998, <i>The Morning Journal</i> .	The Honorable James A. Smith, Mayor of the City of Avon, 36080 Chester Road, Avon, Ohio 44011-1588.	October 6, 1998 ...	390348 C
Franklin	City of Grove City	October 7, 1998, October 14, 1998, <i>Grove City Record</i> .	The Honorable Cheryl L. Grossman, Mayor of the City of Grove City, P.O. Box 427, Grove City, Ohio 43123-0427.	September 28, 1998.	390173 G
Lorain	City of North Ridgeville.	March 18, 1998, March 25, 1998, <i>The Press & Light</i> .	The Honorable Deanna C. Hill, Mayor of the City of North Ridgeville, 7307 Avon Belden Road, North Ridgeville, Ohio 44039.	March 9, 1998	390352 C
Tennessee: Shelby	City of Bartlett	October 2, 1998, October 9, 1998, <i>The Commercial Appeal</i> .	The Honorable Bobby K. Flaherty, Mayor of the City of Bartlett, 6400 Stage Road, Bartlett, Tennessee 38134.	September 25, 1998.	470175 E
Haywood	City of Brownsville	August 6, 1998, August 13, 1998, <i>Brownsville States-Graphic</i> .	The Honorable F. Webb Banks, Mayor of the City of Brownsville, 111 North Washington Street, Brownsville, Tennessee 38012.	July 30, 1998	470087 C
Shelby	Unincorporated Areas.	October 2, 1998, October 9, 1998, <i>The Commercial Appeal</i> .	Mr. Jim Kelley, Shelby County Chief Administrative Officer, 160 North Main Street, Suite 850, Memphis, Tennessee 38103.	September 25, 1998.	470214 E

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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