

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

Dated: February 19, 1998.

Michael J. Armstrong,

Associate Director for Mitigation.

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BILLING CODE 6718-04-P

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: Frederick H. Sharrocks, Jr., Chief, Hazard Identification Branch, Mitigation Directorate, 500 C Street SW., Washington, DC 20472, (202) 646-2796.

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	Dates and name of newspaper where notice was published	Chief executive officer of community	Effective date of modification	Community No.
Arizona:					
Maricopa (FEMA Docket No. 7228).	City of Avondale ..	August 12, 1997, August 19, 1997, <i>The Arizona Republic</i> .	The Honorable Thomas S. Morales, Jr., Mayor, City of Avondale, 525 North Central Avenue, Avondale, Arizona 85323.	August 5, 1997	040038
Maricopa (FEMA Docket No. 7228).	Town of Cave Creek.	August 12, 1997, August 19, 1997 <i>The Arizona Republic</i> .	The Honorable Tom Aukerton, Mayor, Town of Cave Creek, 37622 North Cave Creek Road, Cave Creek, Arizona 85331.	August 5, 1997	040129

State and county	Location	Dates and name of newspaper where notice was published	Chief executive officer of community	Effective date of modification	Community No.
Maricopa (FEMA Docket No. 7228).	City of El Mirage	August 12, 1997, August 19, 1997, <i>The Arizona Republic</i> .	The Honorable Maggie Reese, Mayor, City of El Mirage, P.O. Box 26, El Mirage, Arizona 85335.	August 5, 1997	040041
Maricopa (FEMA Docket No. 7228).	City of Glendale ..	August 12, 1997, August 19, 1997, <i>The Arizona Republic</i> .	The Honorable Elaine Scruggs, Mayor, City of Glendale, 5850 West Glendale Avenue, Glendale, Arizona 85301.	August 5, 1997	040045
Maricopa (FEMA Docket No. 7228).	City of Goodyear	August 12, 1997, August 19, 1997, <i>The Arizona Republic</i> .	The Honorable William Arnold, Mayor, City of Goodyear, 119 North Litchfield Road, Goodyear, Arizona 85338.	August 5, 1997	040046
Maricopa (FEMA Docket No. 7228).	Unincorporated Areas.	August 12, 1997, August 19, 1997, <i>The Arizona Republic</i> .	The Honorable Don Stapley, Chairperson, Maricopa County, Board of Supervisors, 301 West Jefferson Street, Phoenix, Arizona 85003.	August 5, 1997	040037
Maricopa (FEMA Docket No. 7228).	Unincorporated Areas.	August 12, 1997, August 19, 1997, <i>The Arizona Republic</i> .	The Honorable Don Stapley, Chairperson, Maricopa County, Board of Supervisors, 301 West Jefferson Street, Phoenix, Arizona 85003.	August 5, 1997	040037
Maricopa (FEMA Docket No. 7228).	City of Peoria	August 12, 1997, August 19, 1997, <i>The Arizona Republic</i> .	The Honorable John Keegan, Mayor, City of Peoria, 8401 West Monroe, Peoria, Arizona 85345.	August 5, 1997	040050
Maricopa (FEMA Docket No. 7228).	City of Phoenix	August 22, 1997, August 29, 1997, <i>The Arizona Republic</i> .	The Honorable Skip Rimsza, Mayor, City of Phoenix, 200 West Washington Street, Phoenix, Arizona 85003.	August 7, 1997	040051
Maricopa (FEMA Docket No. 7228).	City of Phoenix	August 12, 1997, August 19, 1997, <i>The Arizona Republic</i> .	The Honorable Skip Rimsza, Mayor, City of Phoenix, 200 West Washington Street, Phoenix, Arizona 85003.	August 5, 1997	040051
Maricopa (FEMA Docket No. 7228).	City of Phoenix	August 12, 1997, August 19, 1997, <i>The Arizona Republic</i> .	The Honorable Skip Rimsza, Mayor, City of Phoenix, 200 West Washington Street, Phoenix, Arizona 85003.	August 5, 1997	040051
Maricopa (FEMA Docket No. 7228).	City of Surprise ...	August 12, 1997, August 19, 1997, <i>The Arizona Republic</i> .	The Honorable Joan Shafer, Mayor, City of Surprise, 12425 West Bell Road, Suite D-100, Surprise, Arizona 85374.	August 5, 1997	040053
Pima (FEMA Docket No. 7228).	City of Tucson	July 22, 1997, July 29, 1997, <i>The Arizona Daily Star</i> .	The Honorable George Miller, Mayor, City of Tucson, P.O. Box 27210, Tucson, Arizona 85726.	June 23, 1997	040076
Pima (FEMA Docket No. 7228).	City of Tucson	August 21, 1997, August 28, 1997, <i>The Arizona Daily Star</i> .	The Honorable George Miller, Mayor, City of Tucson, P.O. Box 27210, Tucson, Arizona 85726.	August 1, 1997	040076
Maricopa (FEMA Docket No. 7228).	Town of Youngtown.	August 12, 1997, August 19, 1997, <i>The Arizona Republic</i> .	The Honorable William Kosanovich, Mayor, Town of Youngtown, 12030 Clubhouse Square, Youngtown, Arizona 85363.	August 5, 1997	040057
California:					
Alameda (FEMA Docket No. 7228).	City of Livermore	August 20, 1997, August 27, 1997, <i>The Independent</i> .	The Honorable Cathie Brown, Mayor, City of Livermore, 1052 South Livermore Avenue, Livermore, California 94550.	August 4, 1997	060008
San Diego (FEMA Docket No. 7228).	City of Poway	August 7, 1997, August 14, 1997, <i>Poway News Chieftain</i> .	The Honorable Don Higginson, Mayor, City of Poway, 13325 Civic Center Drive, Poway, California 92074-0789.	November 13, 1997.	060702
Riverside (FEMA Docket No. 7228).	Unincorporated Areas.	August 14, 1997, August 21, 1997, <i>Press-Enterprise</i> .	The Honorable Kay Cenicerros, Chairperson, Riverside County, Board of Supervisors, P.O. Box 1359, Riverside, California 92502-1359.	July 18, 1997	060245
Sacramento (FEMA Docket No. 7228).	Unincorporated Areas.	August 20, 1997, August 27, 1997, <i>The Sacramento-Bee</i> .	The Honorable Don Nottoli, Chairman, Board of Supervisors, Sacramento County, 700 H Street, Room 2450, Sacramento, California 95814.	August 14, 1997 ..	060262
San Bernardino (FEMA Docket No. 7228).	Unincorporated Areas.	August 20, 1997, August 27, 1997, <i>The Sun</i> .	The Honorable Jon D. Mikels, Chair, San Bernardino County, Board of Supervisors, 385 North Arrowhead Avenue, San Bernardino, California 92415-0110.	August 8, 1997	060270

State and county	Location	Dates and name of newspaper where notice was published	Chief executive officer of community	Effective date of modification	Community No.
Guam (FEMA Docket No. 7228).	Territory of Guam	August 26, 1997, September 2, 1997, <i>Pacific Daily News</i> .	The Honorable Carl T.C. Gutierrez, Governor, Territory of Guam, Agana, Guam 96910.	August 8, 1997	660001
Idaho:					
Bingham (FEMA Docket No. 7228).	Unincorporated Areas.	July 24, 1997, July 31, 1997, <i>The Morning News</i> .	The Honorable Dale Arave, Chairman, Bingham County Commissioners, P.O. Box 1028, Blackfoot, Idaho 83221.	October 30, 1997	160018
Bingham (FEMA Docket No. 7228).	City of Blackfoot ..	July 24, 1997, July 31, 1997, <i>The Morning News</i> .	The Honorable R. Scott Reese, Mayor, City of Blackfoot, 157 North Broadway, Blackfoot, Idaho 83221.	October 30, 1997	160019
New Mexico:					
Bernalillo (FEMA Docket No. 7228).	City of Albuquerque.	August 20, 1997, August 27, 1997, <i>The Albuquerque Journal</i> .	The Honorable Martin J. Chavez, Mayor, City of Albuquerque, P.O. Box 1293, Albuquerque, New Mexico 87103.	August 1, 1997	350002
Bernalillo (FEMA Docket No. 7228).	City of Albuquerque.	August 5, 1997, August 12, 1997, <i>Albuquerque Journal</i> .	The Honorable Martin J. Chavez, Mayor, City of Albuquerque, P.O. Box 1293, Albuquerque, New Mexico 87103-1293,.	July 16, 1997	350002
Bernalillo (FEMA Docket No. 7228).	City of Albuquerque.	July 24, 1997, July 31, 1997, <i>Albuquerque Journal</i> .	The Honorable Martin J. Chavez, Mayor, City of Albuquerque, P.O. Box 1293, Albuquerque, New Mexico 87103-1293.	July 1, 1997	350002
North Dakota: Burleigh (FEMA Docket No. 7228).	City of Bismarck ..	August 15, 1997, August 22, 1997, <i>Bismarck Tribune</i> .	The Honorable Bill Sorenson, Mayor, City of Bismarck, P.O. Box 5503, Bismarck, North Dakota 58502-5503.	November 21, 1997.	380149
Oklahoma:					
Tulsa (FEMA Docket No. 7228).	City of Glenpool ..	August 22, 1997, August 29, 1997, <i>Tulsa World</i> .	The Honorable Curtis Killian, Mayor, City of Glenpool, P.O. Box 70, Glenpool, Oklahoma 74033.	August 6, 1997	400208
Oklahoma: (FEMA Docket No. 7228).	City of Oklahoma City.	August 22, 1997, August 29, 1997, <i>The Daily Oklahoman</i> .	The Honorable Ronald J. Norick, Mayor, City of Oklahoma City, 200 North Walker Avenue, Oklahoma City, Oklahoma 73102.	August 1, 1997	405378
Texas:					
Collin (FEMA Docket No. 7228).	City of Allen	August 13, 1997, August 20, 1997, <i>The Allen American</i> .	The Honorable Kevin Lilly, Mayor, City of Allen, One Butler Circle, Allen, Texas 75013.	July 23, 1997	480131
Tarrant (FEMA Docket No. 7228).	City of Benbrook	July 22, 1997, July 29, 1997, <i>Fort Worth Star-Telegram</i> .	The Honorable Jerry Dunn, Mayor, City of Benbrook, P.O. Box 26569, Benbrook, Texas 76126.	July 1, 1997	480586
Dallas, Denton, and Collin (FEMA Docket No. 7228).	City of Carrollton	July 18, 1997, July 25, 1997, <i>Metrocrest News</i> .	The Honorable Milburn Gravley, Mayor, City of Carrollton, P.O. Box 110535, Carrollton, Texas 75011-0535.	July 2, 1997	480167
Tarrant (FEMA Docket No. 7228).	City of Fort Worth	July 22, 1997, July 29, 1997, <i>Fort Worth Star-Telegram</i> .	The Honorable Kenneth Barr, Mayor, City of Fort Worth, 1000 Throckmorton Street, Fort Worth, Texas 76102-6311.	July 1, 1997	480596
Tarrant (FEMA Docket No. 7228).	City of Haltom City.	August 5, 1997, August 12, 1997, <i>Fort Worth Star-Telegram</i> .	The Honorable Gary Larson, Mayor, City of Haltom City, P.O. Box 14246, Haltom City, Texas 76117-0246.	July 8, 1997	480599
Cameron (FEMA Docket No. 7228).	Town of South Padre Island.	July 24, 1997, July 31, 1997, <i>Brownsville Herald</i> .	The Honorable Edmund Cyganiewicz, Mayor, Town of South Padre Island, 4501 Padre Boulevard, South Padre Island, Texas 78597.	June 20, 1997	480115
Bexar (FEMA Docket No. 7228).	City of Universal City.	July 23, 1997, July 30, 1997, <i>San Antonio Express-News</i> .	The Honorable Wesley D. Becken, Mayor, City of Universal City, P.O. Box 3008, Universal City, Texas 78148.	June 23, 1997	480049

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

Dated: February 19, 1998.

Michael J. Armstrong,

Associate Director for Mitigation.

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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 National Flood Insurance Program (NFIP).

EFFECTIVE DATE: 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 FIRM is available for inspection as indicated in 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: Frederick H. Sharrocks, Jr., Chief, Hazard Identification Branch, Mitigation Directorate, 500 C Street SW., Washington, DC 20472, (202) 646-2796.

SUPPLEMENTARY INFORMATION: The Federal Emergency Management 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.

FEMA 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 FIRM 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 for Mitigation 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 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 67

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

Accordingly, 44 CFR part 67 is amended to read 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)
ARIZONA	
Yavapai County (Unincorporated Areas) (FEMA Docket No. 7230)	
<i>Wet Beaver Creek:</i>	
Approximately 8,800 feet downstream of Montezuma Avenue	*3,360
Approximately 5,000 feet downstream of Montezuma Avenue	*3,392
Approximately 2,350 feet downstream of Montezuma Avenue	*3,414
<i>Russell Wash:</i>	
At confluence with Wet Beaver Creek	*3,388
Just downstream of Lake Shore Drive	*3,412
Approximately 1,600 feet upstream of Montezuma Avenue	*3,466
Maps are available for inspection at the Yavapai County Flood Control District, 255 East Gurley Street, Prescott, Arizona.	
CALIFORNIA	
Butte County (and Incorporated Areas) (FEMA Docket No. 7226)	
<i>Big Chico Creek:</i>	
At Bidwell Avenue extended, approximately 6,400 feet downstream of Rose Avenue	*158
At diversion structure footbridge, approximately 1,700 feet upstream of Manzanita Avenue	*266
<i>Lindo Channel:</i>	
Approximately 2,000 feet downstream of Nord Avenue	*168
Just upstream of Manzanita Avenue	*254
Just upstream of diversion weir dividing flow from creek diversion channel	*269
<i>Mud Creek:</i>	
At Nord Highway	*163
At confluence with Sycamore Creek, approximately 150 feet upstream of Highway 99 northbound	*175
<i>Mud Creek Diversion Channel:</i>	
At confluence with Sycamore Creek, approximately 1,400 feet upstream of Cohasset Road	*192
Approximately 2,850 feet upstream of Wildwood Avenue	*272
<i>Sycamore Creek:</i>	