

FEDERAL EMERGENCY MANAGEMENT AGENCY

44 CFR Part 65

[Docket No. FEMA-7301]

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, Federal Emergency Management Agency, 500 C Street SW., Washington, DC 20472, (202) 646-3461, or (email) matt.miller@fema.gov.

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	Town of Berlin	September 7, 1999, September 14, 1999, <i>New Britain Herald</i> .	Ms. Bonnie Therrien, Town of Berlin Manager, Berlin Town Hall, 240 Kensington Road, Berlin, Connecticut 06037.	December 13, 1999.	090022 D
Hartford	Town of West Hartford.	August 11, 1999, August 18, 1999, <i>Hartford News</i> .	Mr. Barry Feldman, West Hartford Town Manager, West Hartford Town Hall, 50 South Main Street, West Hartford, Connecticut 06107.	November 16, 1999.	095082
Hartford	Town of West Hartford.	August 26, 1999, <i>West Hartford News</i> .	Mr. Barry Feldman, Town of West Hartford Manager, West Hartford Town Hall, 50 South Main Street, West Hartford, Connecticut 06107.	September 17, 1999.	095082 C

State and County	Location	Dates and name of newspaper where notice was published	Chief executive officer of community	Effective date of modification	Community No.
Hartford	Town of Wethersfield.	July 15, 1999, July 27, 1999, <i>The Hartford Courant</i> .	Mr. Lee Erdmann, Town of Wethersfield Manager, 505 Silas Deane Highway, Wethersfield, Connecticut 06109.	October 18, 1999	090040
Florida:					
Alachua	City of Alachua	August 16, 1999, August 23 1999, <i>The Gainesville Sun</i> .	The Honorable James Lewis, Mayor of the City of Alachua, P.O. Box 9, Alachua, Florida 32616.	February 9, 2000	120001 C
Hillsborough ..	Unincorporated Areas.	August 5, 1999, August 12, 1999, <i>Tampa Tribune</i> .	Mr. Daniel A. Kleman, Hillsborough County Administrator, Hillsborough County Center, 26th Floor, P.O. Box 1110, Tampa, Florida 33601.	July 28, 1999	120112 D
Sarasota	Unincorporated Areas.	July 15, 1999, July 22, 1999, <i>Sarasota Herald-Tribune</i> .	Mr. Jim Ley, Sarasota County Administrator, 1660 Ringling Boulevard, Sarasota, Florida 34236.	July 8, 1999	125144 D
Illinois:					
Cook	City of Elgin	September 10, 1999, September 17, 1999, <i>The Courier News</i> .	The Honorable Ed Schock, Mayor of the City of Elgin, 150 Dexter Court, Elgin, Illinois 60120-5555.	September 3, 1999.	170087 D
DuPage	City of Elmhurst ...	June 4, 1999, June 11, 1999, <i>The Elmhurst Press</i> .	The Honorable Thomas D. Marcucci, Mayor of the City of Elmhurst, 209 North York Street, Elmhurst, Illinois 60126-2892.	May 26, 1999	170205 C
Cook	Village of Midlothian.	August 12, 1999, August 19, 1999, <i>Midlothian Bremen Messenger</i> .	Mr. Thomas J. Murawski, Village of Midlothian President, 14801 South Pulaski Road, Midlothian, Illinois 60445.	August 3, 1999	170127 C
Cook	Village of Orland Park.	July 28, 1999, August 4, 1999, <i>The Daily Southtown</i> .	The Honorable David J. McLaughlin, Mayor of the Village of Orland Park, Village Hall, 14700 South Ravinia Avenue, Orland Park, Illinois 60642.	November 2, 1999	170140 D
Cook	Village of Palatine	June 21, 1999, June 28, 1999, <i>Daily Herald</i> .	Mr. Michael Cassady, Village of Palatine Manager, 200 East Wood Street, Palatine, Illinois 60067-5339.	September 26, 1999.	175170
Will	Village of Shorewood.	August 20, 1999, August 27, 1999, <i>The Herald-News</i> .	Mrs. Bertha J. Hofer, Village of Shorewood President, 903 West Jefferson Street, Shorewood, Illinois 60431.	August 12, 1999 ..	170712 E
Kentucky:					
Daviess	City of Owensboro	June 1, 1999, June 8, 1999, <i>Messenger-Inquirer</i> .	The Honorable Reid Haire, Daviess County Judge/Executive, Daviess County Courthouse, P.O. Box 1716, Owensboro, Kentucky 42302.	May 24, 1999	210062 C
Maine:					
Lincoln	Town of Boothbay Harbor.	October 7, 1999, October 14, 1999, <i>Boothbay Register</i> .	Mr. Dabney A. Lewis, Code Enforcement Officer, 11 Howard Street, Boothbay Harbor, Maine 04538.	September 28, 1999.	230213 B
Massachusetts:					
Barnstable	Town of Falmouth	June 29, 1999, July 6, 1999, <i>Enterprise</i> .	Mr. Peter Bayer, Falmouth Town Administrator, 59 Town Hall Square, Falmouth, Massachusetts 02540.	June 22, 1999	255211 G
Michigan:					
Macomb	Township of Macomb.	July 22, 1999, July 29, 1999, <i>The Macomb Daily</i> .	Mr. John D. Brennan, Macomb Township Supervisor, 19925 Twenty-Three Mile Road, Macomb, Michigan 48042.	July 16, 1999	260445 B
New Hampshire:					
Rockingham ..	City of Portsmouth	October 14, 1999, October 21, 1999, <i>Portsmouth Herald</i> .	The Honorable Evelyn Sirrell, Mayor of the City of Portsmouth, Municipal Complex, P.O. Box 628, Portsmouth, New Hampshire 03801.	October 6, 1999 ...	330139 B
New Jersey:					
Union	Borough of Roselle.	August 19, 1999, August 26, 1999, <i>Spectator Leader</i> .	The Honorable Joseph L. Picaro, Mayor of the Borough of Roselle, 210 Chestnut Street, Roselle, New Jersey 07203.	August 10, 1999 ..	340472 A
New York:					
Herkimer	Town of Winfield ..	October 27, 1999, November 3, 1999, <i>The West Winfield Star</i> .	Mr. Adelbert Hall, Town of Winfield Supervisor, 152 Rose Road, West Winfield, New York 13491.	April 20, 2000	360323 B

State and County	Location	Dates and name of newspaper where notice was published	Chief executive officer of community	Effective date of modification	Community No.
North Carolina: Buncombe	City of Asheville	August 24, 1999, August 31, 1999, <i>Asheville Citizen-Times</i> .	The Honorable Leni Stinick, Mayor of the City of Asheville, P.O. Box 7148, Asheville, North Carolina 28802.	August 16, 1999 ..	370032 D
Mitchell	Town of Bakersville.	May 26, 1999, June 2, 1999, <i>Mitchell News-Journal</i> .	The Honorable Charles Vines, Mayor of the Town of Bakersville, P.O. Box 53, Bakersville, North Carolina 28705.	November 22, 1999.	370162 C
Mitchell	Unincorporated Areas.	May 26, 1999, June 2, 1999, <i>Mitchell News-Journal</i> .	Mr. Mike Robinson, Mitchell County Manager, P.O. Box 409, Bakersville, North Carolina 28705.	November 22, 1999.	370161 C
Ohio: Montgomery ..	Unincorporated Areas.	September 3, 1999, September 10, 1999, <i>Dayton Daily News</i> .	Ms. Deborah Feldman, Montgomery County Administrator, 451 West Third Street, Dayton, Ohio 45422.	December 9, 1999	390775 C
Richland	City of Shelby	June 8, 1999, June 15, 1999, <i>Daily Globe</i> .	The Honorable Doris Payne-Biglin, Mayor of the City of Shelby, 23 West Main Street, Shelby, Ohio 44875.	June 1, 1999	390479 B
Cuyahoga	City of Westlake ...	October 27, 1999, November 3, 1999, <i>Westlake</i> .	The Honorable Dennis M. Clough, Mayor of the City of Westlake, 27216 Hilliard Boulevard, Westlake, Ohio 44145.	February 1, 2000	390136 C
Pennsylvania: Lackawanna ..	Borough of Old Forge.	July 21, 1999, July 28, 1999, <i>The Scranton Times</i> .	The Honorable Phillip Tagliaterra, Mayor of the Borough of Old Forge, Town Hall, 310 South Main Street, Old Forge, Pennsylvania 18518.	October 26, 1999	42535 B
Cumberland ..	Township of Silver Spring.	August 23, 1999, August 30, 1999, <i>Patriot News</i> .	Mr. William S. Cook, Manager of the Township of Silver Spring, 6475 Carlisle Pike, Mechanicsburg, Pennsylvania 17055.	November 28, 1999.	420370 B
South Carolina: Richland	Unincorporated Areas.	August 6, 1999, August 13, 1999, <i>The State</i> .	Mr. T. Cary McSwain, Richland County Administrator, 2020 Hampton Street, Columbia, South Carolina 29202.	July 30, 1999	450170 H
Tennessee: Rutherford	City of Murfreesboro.	August 20, 1999, August 27, 1999, <i>Daily News Journal</i> .	The Honorable Richard Reeves, Mayor of the City of Murfreesboro, P.O. Box 1139, Murfreesboro, Tennessee 37133.	November 25, 1999.	470168 D
Rutherford	Unincorporated Areas.	August 20, 1999, August 27, 1999, <i>Daily News Journal</i> .	Ms. Nancy R. Allen, Rutherford County Executive, County Courthouse, Public Square, Room 101, Murfreesboro, Tennessee 37130.	November 25, 1999.	470165 D
Shelby	Unincorporated Areas.	September 8, 1999, September 15, 1999, <i>The Commercial Appeal</i> .	The Honorable Jim Rout, Mayor of Shelby County, 160 North Main Street, Suite 850, Memphis, Tennessee 38103.	September 2, 1999.	470214 D

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

Dated: November 30, 1999.

Michael J. Armstrong,

Associate Director for Mitigation.

[FR Doc. 99-32359 Filed 12-13-99; 8:45 am]

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FEDERAL EMERGENCY MANAGEMENT AGENCY

44 CFR Part 65

[Docket No. FEMA-7308]

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