

State and county	Location	Dates and name of newspaper where notice was published	Chief executive officer of community	Effective date of modification	Community No.
Virginia: Arlington	Unincorporated Areas.	November 10, 2000, November 17, 2000, <i>The Journal Newspaper</i> .	Mr. William Donahue, Arlington County Manager, 2100 Clarendon Boulevard, Room 302, Arlington, Virginia 22201.	May 3, 1982	515520
Independent City.	City of Falls Church.	November 10, 2000, November 17, 2000, <i>The Journal Newspaper</i> .	The Honorable Daniel Gardner, Mayor of the City of Falls Church, 300 Park Avenue, Falls Church, Virginia 22046.	Feb. 3, 1982	510054
Henrico	Unincorporated Areas.	December 1, 2000, December 8, 2000, <i>The Richmond Times</i> .	Mr. Frank Thornton, Chairman of the Henrico County, Board of Supervisors, P.O. Box 27032, Richmond Virginia 23273.	Feb. 20, 2001	510077 B

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

Dated: January 30, 2001.

Margaret E. Lawless,

Acting Executive Associate Director for Mitigation.

[FR Doc. 01-3919 Filed 2-15-01; 8:45 am]

BILLING CODE 6718-04-P

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 DATES: 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 maps are available for inspection as indicated on 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: 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 (e-mail) matt.miller@fema.gov.

SUPPLEMENTARY INFORMATION: The Federal Emergency Management Agency (FEMA or 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.

The Agency 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 Flood Insurance Rate Map 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, Mitigation

Directorate, 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 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)	Source of flooding and location	#Depth in feet above ground. *Elevation in feet (NGVD)	Source of flooding and location	#Depth in feet above ground. *Elevation in feet (NGVD)
ILLINOIS		<p>Maps available for inspection at the Holbrook Town Hall, 50 North Franklin Street, Holbrook, Massachusetts.</p>		<p>Maps available for inspection at the Plymouth Town Hall, 6 Post Office Square, Plymouth, New Hampshire.</p>	
Phoenix (Village), Cook County (FEMA Docket No. D-7502)		MINNESOTA		NEW JERSEY	
<p><i>Little Calumet River:</i> At intersection of 9th Avenue and 153rd Street *597 Approximately 200 feet south-east of intersection of 153rd Street and 7th Avenue *597</p>		<p>Houston County (Unincorporated Areas) (FEMA Docket No. D-7500)</p> <p><i>Root River:</i> Approximately 2.8 miles downstream of State Route 76 *676 Approximately 2.2 miles upstream of State Route 76 ... *690</p>		<p>Alexandria (Township), Hunterdon County (FEMA Docket No. D-7500)</p> <p><i>Delaware River:</i> At downstream corporate limits *127 At a point approximately 1,000 feet downstream of the upstream corporate limits *135</p> <p><i>Harihokake Creek:</i> At confluence with Delaware River *131 At a point approximately 0.64 mile upstream of confluence with Delaware River 132</p>	
<p>Maps available for inspection at the Phoenix Village Hall, 15240 Vincenes Road, Phoenix, Illinois.</p>		<p>Maps available for inspection at the Houston County Courthouse, Zoning Office, 304 South Marshall, Caledonia, Minnesota.</p>		<p>Maps available for inspection at the Alexandria Township Hall, 21 Hog Hollow Road, Pittstown, New Jersey.</p>	
Robbins (Village), Cook County (FEMA Docket No. D-7502)		NEW HAMPSHIRE		East Hanover (Township), Morris County (FEMA Docket No. 7303)	
<p><i>Midlothian Creek:</i> Approximately 1,350 feet downstream of 137th Street *596 Approximately 0.61 mile upstream of Kedzie Avenue ... *604</p>		<p>Holderness (Town), Grafton County (FEMA Docket No. 7307)</p> <p><i>Pemigewasset River:</i> At downstream corporate limits *483 At upstream corporate limits .. *489</p>		<p><i>Passaic River:</i> Approximately 1,125 feet downstream of Eagle Rock Avenue *174 Approximately 275 feet upstream of Mount Pleasant Avenue *176</p>	
<p>Maps available for inspection at the Robbins Village Hall, 3327 West 137th Street, Robbins, Illinois.</p>		<p>Maps available for inspection at the Holderness Town Office, Route 3, Holderness, New Hampshire.</p>		<p>Maps available for inspection at the East Hanover Township Hall, Engineering Department, 411 Ridgedale Avenue, East Hanover, New Jersey.</p>	
Winnebago County (Unincorporated Areas) (FEMA Docket No. 7307)		<p>New Boston (Town), Hillsborough County (FEMA Docket No. 7303)</p>		Ewing (Township), Mercer County (FEMA Docket No. D-7500)	
<p><i>Manning Creek:</i> At confluence with Kishwaukee River *729 Approximately 0.52 mile upstream of Lyford Road *857</p>		<p><i>South Branch Piscataquog River:</i> Approximately 10 feet upstream of Merrimack Farmers Exchange Dam *418 Approximately 0.51 mile upstream of Butterfield Mill Road *532</p>		<p><i>Delaware River:</i> At downstream corporate limits *40 Approximately 1,300 feet downstream of confluence of Jacobs Creek *47</p>	
<p><i>Unnamed Tributary to South Kent Creek:</i> Just downstream of U.S. Route 20 *765 Approximately 1,600 feet upstream of Frontage Road ... *782</p>		<p>Maps available for inspection at the New Boston Town Hall, 7 Meetinghouse Hill Road, New Boston, New Hampshire.</p>		<p>Maps available for inspection at the Clerk's Office, 2 Jake Garzio Drive, Ewing, New Jersey.</p>	
<p><i>Kishwaukee River:</i> Just upstream of Interstate 90 *729 Approximately 1,400 feet upstream of Interstate 90 *729</p>		Plymouth (Town), Grafton County (FEMA Docket No. 7307)		Florham Park (Borough), Morris County (FEMA Docket No. 7303)	
<p>Maps available for inspection at the Winnebago County Highway Department, 424 North Springfield Road, Rockford, Illinois.</p>		<p><i>Pemigewasset River:</i> Approximately 1.2 miles downstream of the confluence with Glove Hollow Brook *481 Approximately 1.3 miles upstream of Interstate 93 *489</p>		<p><i>Passaic River:</i> At Columbia Turnpike *176 Approximately 0.39 mile downstream of Passaic Avenue *176</p>	
MASSACHUSETTS		MASSACHUSETTS		<i>Fish's Brook:</i>	
Holbrook (Town), Norfolk County (FEMA Docket No. 7299)		Holbrook (Town), Norfolk County (FEMA Docket No. 7299)		<p>At the confluence with Passaic River *176 Approximately 50 feet upstream of Brooklake Road *176</p>	
<p><i>Cochato River:</i> Randolph/Holbrook corporate limits *119 Approximately 50 feet downstream of North Shore Road *127</p>					

Source of flooding and location	#Depth in feet above ground. *Elevation in feet (NGVD)	Source of flooding and location	#Depth in feet above ground. *Elevation in feet (NGVD)	Source of flooding and location	#Depth in feet above ground. *Elevation in feet (NGVD)
Maps available for inspection at the Borough of Florham Park Engineering Office, 111 Ridgedale Avenue, Florham Park, New Jersey.		At upstream corporate limits ..	*65	Approximately 0.54 mile upstream of Bridge Street	*87
Hanover (Township), Morris County (FEMA Docket No. 7307)		Maps available for inspection at the Hopewell Township Hall, 201 Washington Crossing, Pennington Road, Titusville, New Jersey.		<i>Wickecheoke Creek:</i> At the confluence with Delaware and Raritan Canal	*87
<i>Whippany River:</i> At Troy Road	*178	Livingston (Township), Essex County (FEMA Docket No. 7303)		Approximately 860 feet upstream of State Route 29 ...	*87
At confluence of Black Brook	*182	<i>Passaic River:</i> Approximately 2.1 miles downstream of State Route 10	*175	Maps available for inspection at the Stockton Borough Hall, 2 Main Street, Stockton, New Jersey.	
<i>Black Brook:</i> At confluence with Whippany River	*182	Approximately 1.7 miles upstream of the confluence of Passaic River Tributary	*176	NEW YORK	
Approximately 0.85 mile upstream of the confluence of Pinch Brook	*182	<i>Passaic River Tributary:</i> At the confluence with Passaic River Tributary	*176	Holland Patent (Village), Oneida County (FEMA Docket No. D-7500)	
Maps available for inspection at the Township of Hanover Engineering Department, 1000 Route 10, Whippany, New Jersey.		Approximately 0.25 mile downstream of South Orange Avenue	*176	<i>Diversion Channel:</i> Approximately 100 feet upstream of the confluence with Willow Creek	*653
Harmony (Township), Warren County (FEMA Docket No. D-7500)		Maps available for inspection at the Livingston Town Hall, Engineering Department, 357 South Livingston Avenue, Livingston, New Jersey.		Approximately 590 feet upstream of Steuben Street ...	*671
<i>Delaware River:</i> At downstream corporate limits	*201	Stafford (Township), Ocean County (FEMA Docket No. 7279)		<i>Ninemile Creek:</i> Approximately 830 feet downstream of the confluence of Thompson's Creek	*573
A point approximately 260 feet upstream of the upstream corporate limits	*232	<i>Manahawkin Mill Creek:</i> Approximately 1.2 miles downstream of State Route 72	*9	Approximately 420 feet upstream of the confluence of Thompson's Creek	*580
<i>Buckhorn Creek:</i> At confluence with Delaware River	*225	Approximately 1,000 feet downstream of State Route 72	*19	<i>Thompson's Creek:</i> Approximately 350 feet upstream of the confluence with Ninemile Creek	*585
A point approximately 1,800 feet upstream of confluence with Delaware River	*225	<i>Manahawkin Lake:</i> Entire shoreline within community	*28	Approximately 980 feet upstream of East Main Street	*669
Maps available for inspection at the Harmony Township Hall, 3003 Belvidere Road, Phillipsburg, New Jersey.		<i>Holiday Lake:</i> Entire shoreline within community	*57	Maps available for inspection at the Holland Patent Village Hall, 9531 Center Street, Holland Patent, New York.	
Holland (Township), Hunterdon County (FEMA Docket No. D-7500)		<i>Barneget Bay:</i> At corporate limits	*9	Oswego (Town), Oswego County (FEMA Docket No. D-7500)	
<i>Delaware River:</i> A point approximately 1,800 feet upstream of downstream corporate limit	*141	Approximately 1,200 feet northwest of confluence of Crooked Creek and Corrigan's Straight Ditch	*10	<i>Lake Ontario:</i> Entire shoreline within community	*250
Approximately 1.2 miles downstream of upstream corporate limit	*155	<i>Manahawkin Bay:</i> At Turtle Cove, Big Cove, and North Pond	*12	Maps available for inspection at the Oswego Town Hall, 2320 County Route 7, Oswego, New York.	
<i>Tributary No. 1 to Delaware River:</i> At confluence with Delaware River	*147	At the intersection of East Bay Avenue and Hilliard Boulevard	*8	Putnam Valley (Town), Putnam County (FEMA Docket No. D-7504)	
Approximately 1,500 feet upstream of confluence with Delaware River	*147	Maps available for inspection at the Township Hall, 260 East Bay Avenue, Manahawkin, New Jersey.		<i>Peekskill Hollow Creek:</i> At approximately 0.5 mile downstream of the most upstream crossing of Peekskill Hollow Road	*248
Maps available for inspection at the Holland Township Municipal Building, 61 Church Road, Milford, New Jersey.		Stockton (Borough), Hunterdon County (FEMA Docket No. D-7500)		At approximately 2.2 miles upstream of Taconic State Parkway	*457
Hopewell (Township), Mercer County (FEMA Docket No. D-7504)		<i>Brookville Creek:</i> At the confluence with Delaware and Raritan Canal	*82	<i>Barger Brook:</i> At approximately 1.04 mile downstream of Finnerty Road	*492
<i>Delaware River:</i> Approximately 2,560 feet downstream of Washington Crossing Pennington Road	*50	Approximately 305 feet upstream of State Route 29 ...	*82	At approximately 0.54 mile upstream of Finnerty Road	*649
		<i>Delaware River:</i> At downstream corporate limits	*82	<i>Oscawana Brook:</i> At confluence with Peekskill Hollow Creek	*113

Source of flooding and location	#Depth in feet above ground. *Elevation in feet (NGVD)	Source of flooding and location	#Depth in feet above ground. *Elevation in feet (NGVD)	Source of flooding and location	#Depth in feet above ground. *Elevation in feet (NGVD)	
At approximately 1,400 feet upstream of Oscawana Lake Road	*511	Maps available for inspection at the Warren County Planning and Zoning Office, 720 West Ridgeway Street, Warrenton, North Carolina. OHIO Fort Recovery (Mercer County) (FEMA Docket No. D-7502) <i>Buck Creek:</i> Approximately 925 feet downstream of West Butler Street		From a point approximately 60 feet downstream of Water Street	*336	
<i>Oscawana Brook (West Branch):</i> At approximately 720 feet downstream of Oscawana Lake Road	*449			At a point approximately 400 feet downstream of U.S. Route 422	*357	
At approximately 840 feet upstream of Oscawana Lake Road	*511			Maps available for inspection at the Heidelberg Municipal Building, 11 Tulpehocken Forge, Robesonia, Pennsylvania.		
<i>Shallow Flooding Area:</i> West side of Canopus Creek approximately 1,400 feet southwest of Sunken Mine and Clear Lake Roads intersection	#3			Marion (Township), Berks County (FEMA Docket No. D-7500) <i>Tulpehocken Creek:</i> Approximately 60 feet downstream of Water Street	*336	
<i>Canopus Creek:</i> At approximately 60 feet upstream of dam	*320			A point approximately 125 feet downstream of Main Street	*374	
At approximately 1.66 mile (8,750 feet) upstream of Bell Hollow Road	*508			Maps available for inspection at the Marion Township Building, 20 South Water Street, Stouchsburg, Pennsylvania.		
Maps available for inspection at the Putnam Valley Town Hall, 265 Oscawana Lake Road, Putnam Valley, New York.			Mercer County (Unincorporated Areas) (FEMA Docket No. D-7502) <i>Buck Creek:</i> Approximately 300 feet downstream of Sharpsburg Road	*918	Muhlenberg (Township), Berks County (FEMA Docket No. D-7500) <i>Bernhart Creek:</i> At the intersection of Raymond Street and Park Avenue	*290
Schuyler (Town), Herkimer County (FEMA Docket No. D-7504)			Approximately 375 feet upstream of Sharpsburg Road	*952	Approximately 260 feet west of the intersection of Jefferson Street and Park Avenue	*290
<i>Mohawk River:</i> At the downstream corporate limits	*395		Maps available for inspection at the Mercer County Engineer's Office, 321 Riley Street, Celina, Ohio.		Maps available for inspection at the Muhlenberg Township Hall, 555 Raymond Street, Reading, Pennsylvania.	
Approximately 1.34 miles upstream of Newport Road	*407				Perkasie (Borough), Bucks County (FEMA Docket No. 7307) <i>East Branch Perkiomen Creek:</i> Approximately 3,550 feet upstream of North Main Street	*307
Maps available for inspection at the Schuyler Town Clerk's Office, 2090 State Route 5, Utica, New York.		PENNSYLVANIA		Approximately 620 feet upstream of East Callowhill Road	*317	
Scriba (Town), Oswego County (FEMA Docket No. D-7500)		Buffalo (Township), Butler County (FEMA Docket No. D-7500) <i>Buffalo Creek:</i> Approximately 300 feet downstream of CONRAIL	*768	Maps available for inspection at the Perkasie Borough Office, 311 South 9th Street, Perkasie, Pennsylvania.		
<i>Lake Ontario:</i> Entire shoreline within community	*250	Approximately 720 feet upstream of CONRAIL	*768	Sellersville (Borough), Bucks County (FEMA Docket No. 7307) <i>East Branch Perkiomen Creek:</i> Approximately 150 feet downstream of CONRAIL bridge	*303	
<i>Wine Creek:</i> At downstream corporate limits	*329	Maps available for inspection at the Buffalo Township Hall, 109 Bear Creek Road, Sarver, Pennsylvania.		Approximately 3,550 feet upstream of North Main Street	*307	
Approximately 600 feet upstream of downstream corporate limits	*334	East Rockhill (Township), Bucks County (FEMA Docket No. D-7500) <i>East Branch Perkiomen Creek:</i> A point approximately 50 feet upstream of East Callowhill Road	*315			
Maps available for inspection at the Scriba Town Clerk's Office, 42 Creamery Road, Oswego, New York.		Approximately 620 feet upstream of East Callowhill Road	*317			
NORTH CAROLINA		Maps available for inspection at the East Rockhill Township Office, 1622 Ridge Road, Perkasie, Pennsylvania.				
Warren County (Unincorporated Areas) (FEMA Docket No. D-7504)		Heidelberg (Township), Berks County (FEMA Docket No. D-7500) <i>Tulpehocken Creek:</i>				
<i>Lake Gaston:</i> Along the entire shoreline of Lake Gaston downstream of State Route 1344	*204					

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Maps available for inspection at the Sellersville Borough Hall, 140 East Church Street, Sellersville, Pennsylvania.		Approximately 1,375 feet upstream of County Home Road	*390	Approximately 0.5 mile upstream of State Route 625	*300
West Rockhill (Township), Bucks County (FEMA Docket No. 7307)		Maps available for inspection at the Henry County Courthouse Annex Building, 213 West Washington Street, Paris, Tennessee.		<i>Cabin Branch No. 1:</i> At confluence with Broad Run	*266
<i>East Branch Perkiomen Creek:</i> At the upstream side of County Line Road	*276	Paris (City), Henry County (FEMA Docket No. D-7500)		Approximately 1,260 feet upstream of confluence with Broad Run	*266
Approximately 550 feet downstream of CONRAIL bridge	*301	Smallwood Branch: At the confluence with Bailey Fork Creek	*389	<i>Cabin Branch No. 2:</i> At confluence with Broad Run	*221
Maps available for inspection at the West Rockhill Township Hall, 1028 Ridge Road, Sellersville, Pennsylvania.		Approximately 1,250 feet upstream of U.S. Highway 79	*398	Approximately 1,550 feet upstream of Blossom Drive	*258
Womelsdorf (Borough), Berks County (FEMA Docket No. D-7500)		<i>Bailey Fork Creek:</i> Approximately 45 feet upstream of County Home Road	*389	<i>Horsepen Run:</i> At the confluence with Broad Run	*234
<i>Tulpehocken Creek:</i> Approximately 400 feet downstream of U.S. Route 422 ..	*357	Approximately 1,375 feet upstream of County Home Road	*390	Approximately 1,575 feet upstream of Dulles Toll Road	*280
At a point approximately 1,550 feet upstream of U.S. Route 422	*360	Maps available for inspection at the Paris City Hall, 100 North Caldwell Avenue, Paris, Tennessee.		<i>Indian Creek:</i> From confluence with Horsepen Run	*260
Maps available for inspection at the Womelsdorf Borough Hall, 101 West High Street, Womelsdorf, Pennsylvania.				Approximately 2.2 miles upstream of the confluence with Horsepen Run	*282
VERMONT					
Montgomery (Town), Franklin County (FEMA Docket No. D-7504)					
		<i>Trout River:</i> Approximately 0.57 mile downstream of the downstream corporate limits	*431	<i>Lenah Run:</i> At confluence with North Fork Broad Run	*280
		Approximately 1,280 feet downstream of Comstock Bridge Road	*464	Approximately 75 feet upstream of U.S. Route 50	*323
		Maps available for inspection at the Montgomery Town Clerk's Office, 98 Main Street, Montgomery Center, Vermont.		<i>North Fork Broad Run:</i> At confluence with South Fork Broad Run	*268
VIRGINIA					
		Hillsboro (Town), Loudoun County (FEMA Docket No. D-7502)		Approximately 0.58 mile upstream of confluence of Tributary to North Fork Broad Run	*306
		<i>North Fork Catoctin Creek:</i> At the upstream side of State Route 718	*504	<i>Russell Branch:</i> At the confluence with Beaverdam Run	*219
		Approximately 300 feet upstream of State Route 719	*533	Approximately 1.2 miles upstream of the confluence with Beaverdam Run	*225
		Maps available for inspection at the Hillsboro Town Hall, 36991 Charlestown Pike, Hillsboro, Virginia.		<i>South Fork Broad Run:</i> Approximately 1,175 feet upstream from the confluence with Broad Run	*268
		Loudoun County (Unincorporated Areas) (FEMA Docket No. D-7502)		Approximately 0.88 mile upstream of State Route 616	*335
		<i>Broad Run:</i> At the confluence with the Potomac River	*210	<i>Stallion Branch:</i> At the confluence with Horsepen Run	*260
		Approximately 800 feet downstream of the confluence of South Fork Broad Run	*268	Approximately 2.3 miles upstream of the confluence with Horsepen Run	*270
		<i>Beaverdam Run:</i> At the confluence with Broad Run	*219	<i>Tributary B to Beaverdam Run:</i> At the confluence with Tributary D to Beaverdam Run ..	*251
				Approximately 0.71 mile upstream of Claiborne Parkway	*316
				<i>Tributary D to Beaverdam Run:</i> At the confluence with Beaverdam Run	*251
				Approximately 1,900 feet upstream of State Route 642 (Hay Road)	*262
				<i>Tributary No. 1 to Broad Run:</i> At confluence with Broad Run	*244
				Approximately 400 feet upstream of the confluence with Broad Run	*244
				<i>Tributary No. 2 to Broad Run:</i> At the confluence with Broad Run	*251
				Approximately 0.57 mile upstream of the confluence with Broad Run	*265
				<i>Tributary No. 3 to Broad Run:</i> At the confluence with Broad Run	*264
RHODE ISLAND					
Coventry (Town), Kent County (FEMA Docket No. 7307)					
<i>Tributary A1:</i> Approximately 400 feet upstream of the confluence with South Branch Pawtuxet River	*239				
Approximately 55 feet upstream of Flat River Road ..	*246				
<i>Tributary A2:</i> A point approximately 37 feet upstream of Bike Path	*241				
A point approximately 85 feet upstream of Bike Path	*241				
Maps available for inspection at the Coventry Town Hall, 1670 Flat River Road, Coventry, Rhode Island.					
TENNESSEE					
Henry County (Unincorporated Areas) (FEMA Docket No. D-7500)					
<i>Tennessee River (Kentucky Lake):</i> Entire shoreline within Henry County	*370				
<i>Smallwood Branch:</i> At the confluence with Bailey Fork Creek	*389				
Approximately 0.38 mile upstream of India Road	*405				
<i>Bailey Fork Creek:</i> Approximately 45 feet upstream of County Home Road	*389				

Source of flooding and location	#Depth in feet above ground. *Elevation in feet (NGVD)
Approximately 0.57 mile upstream of the confluence with Broad Run	*266
<i>Tributary No. 1 to Beaverdam Run:</i>	
At the confluence with Beaverdam Run	*228
Approximately 0.47 mile upstream of the confluence of Beaverdam Run	*234
<i>Tributary to Horsepen Run:</i>	
At confluence with Horsepen Run	*273
Approximately 0.71 mile upstream of the confluence with Horsepen Run	*321
<i>Tributary to North Fork Broad Run:</i>	
At confluence with North Fork Broad Run	*297
Approximately 1,770 feet upstream of confluence with North Fork Broad Run	*304
<i>Tributary to Stallion Branch:</i>	
At the confluence with Stallion Branch	*260
Approximately 0.44 mile upstream of the confluence with Stallion Branch	*260
Maps available for inspection at the Loudoun County Building, Building & Development Department, 1 Harrison Street, S.E., Leesburg, Virginia.	

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

Dated: January 30, 2001.

Margaret E. Lawless,

Acting Executive Associate Director for Mitigation.

[FR Doc. 01-3922 Filed 2-15-01; 8:45 am]

BILLING CODE 6718-04-P

FEDERAL COMMUNICATIONS COMMISSION

47 CFR Parts 1, 2 and 25

[ET Docket No. 98-206; FCC 00-418]

Fixed Satellite Service and Terrestrial System in the Ku-Band

AGENCY: Federal Communications Commission.

ACTION: Final rule.

SUMMARY: This document permits non-geostationary satellite orbit ("NGSO") fixed-satellite service ("FSS") providers to operate in certain segments of the Ku-band, and adopts rules and policies to govern such operations. NGSO FSS can provide a variety of new services to the public, such as high speed Internet access, plus other types of high speed data, video and telephony services. NGSO FSS can bring advanced services

to rural areas. This document also concludes that a new terrestrial fixed Multichannel Video Distribution and Data Service can share the 12.2-12.7 GHz band with satellite operations without causing harmful interference.

DATES: Effective March 19, 2001.

FOR FURTHER INFORMATION CONTACT: Tom Derenge, Office of Engineering and Technology, (202) 418-2451 and Jennifer Gilsean, International Bureau, (202) 418-0757.

SUPPLEMENTARY INFORMATION: This is a summary of the Commission's Order, ET Docket 98-206, FCC 00-418, adopted November 29, 2000, and released December 8, 2000. The full text of this Commission decision is available for inspection and copying during normal business hours in the FCC Reference Information Center, Room CY-A257, 445 12th Street, S.W., Washington, DC, and also may be purchased from the Commission's duplication contractor, International Transcription Service, (202) 857-3800, 1231 20th Street, N.W. Washington, DC 20036.

Summary of the Report and Order

1. The First Report and Order ("First R&O"), permits non-geostationary satellite orbit ("NGSO") fixed-satellite service ("FSS") providers to operate in certain segments of the Ku-band, and adopt rules and policies to govern such operations. It also adopts technical criteria so that NGSO FSS operations can share spectrum with incumbent services without causing unacceptable interference to them and without unduly constraining future growth of incumbent services or NGSO FSS system flexibility. Finally, the Commission concludes that a new terrestrial fixed Multichannel Video Distribution and Data Service ("MVDDS") can operate in the 12.2-12.7 GHz band on a non-harmful interference basis with incumbent Broadcast Satellite Services ("BSS"), and on a co-primary basis with the NGSO FSS. By these actions, we provide for the introduction of new advanced services to the public, consistent with our obligations under Section 706 of the 1996 Telecommunications Act, and promote increased competition among satellite and terrestrial services.

NGSO FSS Gateway Bands

2. We find that we can permit deployment of NGSO FSS gateway earth stations and also protect the continued use and growth by terrestrial operations in the proposed bands. To accomplish this, we are limiting gateway use of the 12.75-13.25 GHz band to the 12.75-

13.15 GHz and 13.2125-13.25 GHz band segments. Further, we are permitting gateway use of the 13.75-13.8 GHz band. Finally, we will permit service link, as well as gateway, use of the 14.4-14.5 GHz band. We recognize, however, that deployment of service links in the 10.7-11.7 GHz, 12.75-13.15 GHz, 13.2125-13.25 GHz, and 13.75-14.0 GHz bands could hinder future terrestrial service deployment in those bands. Therefore, to avoid the ubiquitous deployment of earth stations, we find it appropriate to allow only gateway earth station operations for NGSO FSS in those four bands. Further, because gateway earth stations will be located at sites readily identified to other users of the bands, this action increases the potential for co-frequency operation. We define NGSO FSS gateway earth stations as those earth stations that do not originate or terminate traffic, but interconnect multiple non-located user earth stations operating in frequency bands other than designated gateway bands, through a satellite with other primary networks, such as the public switched telephone network and Internet networks. That is, gateway earth stations will be required to operate in a manner that supports the switching and routing functions of the NGSO FSS system as a whole, as do feeder links for mobile-satellite systems or hub operations for very small aperture terminal ("VSAT") networks.

3. Thus, we are adopting a functional definition for earth station use of this band, which should provide for various NGSO FSS system designs, regardless of what terminology is used by an applicant to describe the facility. Moreover, each NGSO gateway antenna will be required to meet an antenna performance standard of 29-25 log theta (θ) dBi in all directions, where theta (θ) is the earth station antenna off-axis angle relative to the main lobe of the antenna. We find that adopting this antenna performance standard will ensure that NGSO gateway antennas focus their signals in the desired direction without the need for minimum antenna size requirements, which could hinder innovation and flexibility. Additionally, to facilitate coordination with terrestrial facilities, we adopt our proposal requiring a single gateway complex to be located within an area of one second latitude by one second longitude. This requirement, which also applies to GSO FSS earth station sitings, facilitates earth station and terrestrial coordination in shared bands by specifying very limited areas for gateway antennas. Gateway antennas