

(Catalog of Federal Domestic Assistance No. 97.022, "Flood Insurance.")

Dated: April 27, 2010.

**Sandra K. Knight,**

*Deputy Federal Insurance and Mitigation Administrator, Mitigation, Department of Homeland Security, Federal Emergency Management Agency.*

[FR Doc. 2010-10340 Filed 5-3-10; 8:45 am]

BILLING CODE 9110-12-P

**DEPARTMENT OF HOMELAND SECURITY**

**Federal Emergency Management Agency**

**44 CFR Part 67**

[Docket ID FEMA-2010-0003]

**Final Flood Elevation Determinations**

**AGENCY:** Federal Emergency Management Agency, DHS.

**ACTION:** Final rule.

**SUMMARY:** Base (1% annual-chance) Flood Elevations (BFEs) and modified BFEs are made final for the communities listed below. The BFEs and modified BFEs 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).

**DATES:** The date of issuance of the Flood Insurance Rate Map (FIRM) showing BFEs and modified BFEs 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 BFEs 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:**

Kevin C. Long, Acting Chief, Engineering Management Branch, Mitigation Directorate, Federal Emergency Management Agency, 500 C Street, SW., Washington, DC 20472, (202) 646-2820, or (email) [kevin.long@dhs.gov](mailto:kevin.long@dhs.gov).

**SUPPLEMENTARY INFORMATION:** The Federal Emergency Management Agency (FEMA) makes the final determinations listed below for the modified BFEs 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 Deputy Federal Insurance and Mitigation Administrator has resolved any appeals resulting from this notification.

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 BFEs and modified BFEs are made final in the communities listed below. Elevations at selected locations in each community are shown.

*National Environmental Policy Act.* This final rule is categorically excluded from the requirements of 44 CFR part

10, Environmental Consideration. An environmental impact assessment has not been prepared.

*Regulatory Flexibility Act.* As flood elevation determinations are not within the scope of the Regulatory Flexibility Act, 5 U.S.C. 601-612, a regulatory flexibility analysis is not required.

*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 13132, Federalism.* This final rule involves no policies that have federalism implications under Executive Order 13132.

*Executive Order 12988, Civil Justice Reform.* This final rule meets the applicable standards of Executive Order 12988.

**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:

Flooding source(s)	Location of referenced elevation	* Elevation in feet (NGVD) + Elevation in feet (NAVD) # Depth in feet above ground ^ Elevation in meters (MSL) Modified	Communities affected
<b>Crittenden County, Arkansas, and Incorporated Areas</b> <b>Docket No.: FEMA-B-1045</b>			
Mississippi River .....	Approximately at River Mile 700 .....	+212	Unincorporated Areas of Crittenden County.
	Approximately at River Mile 727 .....	+226	
	Approximately at River Mile 741 .....	+234	
	Approximately at River Mile 750 .....	+237	

\* National Geodetic Vertical Datum.

+ North American Vertical Datum.

# Depth in feet above ground.

^ Mean Sea Level, rounded to the nearest 0.1 meter.

**ADDRESSES**

**Unincorporated Areas of Crittenden County**

Flooding source(s)	Location of referenced elevation	* Elevation in feet (NGVD) + Elevation in feet (NAVD) # Depth in feet above ground ^ Elevation in meters (MSL) Modified	Communities affected
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Maps are available for inspection at the County Courthouse, 85 Jackson Street, Marion, AR 72482.

**Mesa County, Colorado, and Incorporated Areas  
Docket No.: FEMA-B-1049**

Gold Star Canyon .....	Just above the confluence with the Colorado River .....	+4518	Unincorporated Areas of Mesa County, City of Grand Junction.
Kannah Creek .....	Just upstream of South Broadway ..... Just above the confluence with Indian Creek .....	+4805 +4766	Unincorporated Areas of Mesa County.
Kannah Creek Lower Split Flow	Approximately 320 feet upstream of Upper Kannah Creek Road. Just above the confluence with Kannah Creek .....	+6093 +4806	Unincorporated Areas of Mesa County.
Kannah Creek Upper Split Flow	Just below the divergence from Kannah Creek ..... Just above the confluence with Kannah Creek .....	+4826 +4894	Unincorporated Areas of Mesa County.
Red Canyon .....	Just below the divergence from Kannah Creek ..... Just above the confluence with the Colorado River .....	+4935 +4546	Unincorporated Areas of Mesa County, City of Grand Junction.
	Approximately 5,670 feet above South Camp Road .....	+5020	

\* National Geodetic Vertical Datum.  
+ North American Vertical Datum.  
# Depth in feet above ground.  
^ Mean Sea Level, rounded to the nearest 0.1 meter.

**ADDRESSES**

**City of Grand Junction**

Maps are available for inspection at 250 North 5th Street, Grand Junction, CO 81501.

**Unincorporated Areas of Mesa County**

Maps are available for inspection at 544 Rood Avenue, Grand Junction, CO 81502.

**Dukes County, Massachusetts (All Jurisdictions)  
Docket No.: FEMA-B-1047**

Atlantic Ocean .....	Between Gilberts Cove and Quenames Cove .....	+11	Town of Chilmark, Town of Edgartown, Town of West Tisbury.
Vineyard Sound .....	Between Paqua Pond and Jobs Neck Pond ..... Between Long Cove and Homer Road ..... Approximately 300 feet east of the intersection of Lobsterville Road and West Basin Road.	+9 +9 +9	Town of Aquinnah, Town of Oak Bluffs, Town of Tisbury.
	Between Farm Pond and Hamlin Pond .....	+12	
	Between Algonquin Avenue and Yacht Club Lane .....	+12	

\* National Geodetic Vertical Datum.  
+ North American Vertical Datum.  
# Depth in feet above ground.  
^ Mean Sea Level, rounded to the nearest 0.1 meter.

**ADDRESSES**

**Town of Aquinnah**

Maps are available for inspection at the Town Hall, 65 State Road, Aquinnah, MA 02535.

**Town of Chilmark**

Maps are available for inspection at the Town Hall, 401 Middle Road, Chilmark, MA 02535.

**Town of Edgartown**

Maps are available for inspection at the Town Hall, 70 Main Street, Edgartown, MA 02539.

**Town of Oak Bluffs**

Maps are available for inspection at the Town Hall, 56 School Street, Oak Bluffs, MA 02557.

**Town of Tisbury**

Maps are available for inspection at the Tisbury Town Hall, 51 Spring Street, Vineyard Haven, MA 02568.

**Town of West Tisbury**

Maps are available for inspection at the Town Hall, 1059 State Road, West Tisbury, MA 02575.

Flooding source(s)	Location of referenced elevation	* Elevation in feet (NGVD) + Elevation in feet (NAVD) # Depth in feet above ground ^ Elevation in meters (MSL) Modified	Communities affected
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**Walthall County, Mississippi, and Incorporated Areas  
Docket No.: FEMA-B-1060**

Magees Creek .....	Approximately 4,050 feet downstream of State Highway 198. Approximately 2,300 feet upstream of State Highway 198	+258 +264	Unincorporated Areas of Walthall County.
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\* National Geodetic Vertical Datum.

+ North American Vertical Datum.

# Depth in feet above ground.

^ Mean Sea Level, rounded to the nearest 0.1 meter.

**ADDRESSES**

**Unincorporated Areas of Walthall County**

Maps are available for inspection at 200 Ball Avenue, Tylertown, MS 39667.

**Middlesex County, New Jersey (All Jurisdictions)  
Docket No.: FEMA-B-1017**

Ambrose Brook .....	Approximately 1,820 feet upstream of Stelton Road (Route 529).	+78	Township of Edison.
Bonygutt Brook .....	Approximately 1,875 feet upstream of Stelton Road (Route 529). Approximately 700 feet downstream of Bound Brook Road	+78 +46	Borough of Dunellen, Township of Piscataway.
Bound Brook .....	Approximately 0.4 mile upstream of South Washington Avenue (Route 529). Upstream side of South Avenue .....	+54 +47	Township of Piscataway.
Boundary Branch Mill Brook No. 1.	Approximately 750 feet upstream of South Avenue .....	+48	Borough of Highland Park, Township of Edison.
Coppermine Brook .....	At the confluence with Mill Brook No. 1 .....	+45	Borough of Highland Park, Township of Edison.
Coppermine Brook .....	Approximately 25 feet downstream of Brookhill Avenue .... At the confluence with South Branch Rahway River .....	+74 +40	Township of Edison, Township of Woodbridge.
Green Brook .....	Approximately 1,870 feet upstream of Lincoln Highway (Route 27). At the confluence with the Raritan River .....	+59 +34	Borough of Middlesex.
Lake Lefferts .....	At the downstream side of New Jersey Central Railroad ...	+34	Township of Old Bridge.
Lawrence Brook .....	Entire shoreline within Middlesex County .....	+17	Township of East Brunswick.
Matawan Creek .....	At the confluence with the Raritan River .....	+11	Township of East Brunswick.
Mill Brook No. 1 .....	At the downstream side of Westons Mill Dam 1 .....	+11	Township of Old Bridge.
Rahway River .....	At the downstream side of Old Bridge-Matawan Road .... Approximately 0.8 mile upstream of Old Bridge-Matawan Road.	+17 +25	Township of Old Bridge.
Rahway River .....	At the confluence with the Raritan River .....	+16	Borough of Highland Park.
Raritan River .....	Approximately 955 feet upstream of Harrison Avenue .....	+45	Borough of Carteret, Township of Woodbridge.
Raritan River .....	At the confluence with Arthur Kill .....	+7	Borough of Carteret, Township of Woodbridge.
Raritan River .....	At the county boundary .....	+7	Township of East Brunswick, Borough of Highland Park, Borough of Middlesex, City of New Brunswick, Township of Edison, Township of Piscataway.
South Branch Rahway River ....	Approximately 1.4 mile downstream of the New Jersey Turnpike.	+10	Township of East Brunswick, Borough of Highland Park, Borough of Middlesex, City of New Brunswick, Township of Edison, Township of Piscataway.
South Branch Rahway River ....	At the confluence with Green Brook .....	+34	Township of Edison, Township of Woodbridge.
West Branch Mill Brook No. 1 ..	At the upstream side of Wood Avenue .....	+40	Township of Edison, Township of Woodbridge.
West Branch Mill Brook No. 1 ..	Approximately 450 feet upstream of County Route 657 ....	+44	Borough of Highland Park.
West Branch Mill Brook No. 1 ..	At the confluence with Mill Brook No. 1 .....	+31	Borough of Highland Park.
West Branch Mill Brook No. 1 ..	Approximately 760 feet upstream of Bartle Court .....	+51	Borough of Highland Park.

\* National Geodetic Vertical Datum.

+ North American Vertical Datum.

# Depth in feet above ground.

^ Mean Sea Level, rounded to the nearest 0.1 meter.

**ADDRESSES**

**Borough of Carteret**

Flooding source(s)	Location of referenced elevation	* Elevation in feet (NGVD) + Elevation in feet (NAVD) # Depth in feet above ground ^ Elevation in meters (MSL) Modified	Communities affected
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Maps are available for inspection at the Carteret Memorial Municipal Building, 61 Cooke Avenue, Carteret, NJ 07008.

**Borough of Dunellen**

Maps are available for inspection at 355 North Avenue, Dunellen, NJ 08812.

**Borough of Highland Park**

Maps are available for inspection at 3141 Bordertown Avenue, Parlin, NJ 08859.

**Borough of Middlesex**

Maps are available for inspection at 1200 Mountain Avenue, Middlesex, NJ 08846.

**City of New Brunswick**

Maps are available for inspection at 78 Bayard Street, New Brunswick, NJ 08901.

**Township of East Brunswick**

Maps are available for inspection at 1 Jean Walling Civic Center Drive, East Brunswick, NJ 08816.

**Township of Edison**

Maps are available for inspection at 100 Municipal Boulevard, Edison, NJ 08817.

**Township of Old Bridge**

Maps are available for inspection at 1 Old Bridge Plaza, Old Bridge, NJ 08857.

**Township of Piscataway**

Maps are available for inspection at 455 Hoes Lane, Piscataway, NJ 08854.

**Township of Woodbridge**

Maps are available for inspection at 1 Main Street, Woodbridge, NJ 07095.

**Rolette County, North Dakota, and Incorporated Areas  
Docket No.: FEMA-B-1049**

Ox Creek .....	Approximately 501 feet upstream of the southern corporate limit of Belcourt.	+1903	Chippewa Indian Reservation (Turtle Mountain Band).
Ox Creek Breakout .....	Approximately 27 feet downstream of Belcourt Lake ..... Approximately 100 feet upstream of 99th Street Northeast	+2015 +1971	Chippewa Indian Reservation (Turtle Mountain Band).
	Approximately 2,154 feet upstream of 99th Street Northeast.	+1972	

\* National Geodetic Vertical Datum.

+ North American Vertical Datum.

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**ADDRESSES**

**Chippewa Indian Reservation (Turtle Mountain Band)**

Maps are available for inspection at Highway 5 West, Belcourt, ND 58316.

**Muskingum County, Ohio, and Incorporated Areas  
Docket No.: FEMA-B-1047**

Moxahala Creek .....	Approximately 1,300 feet downstream of Ransbottom Road.	+734	Unincorporated Areas of Muskingum County.
Muskingum River .....	Approximately 500 feet downstream of East 1st Street ..... Approximately 0.4 mile downstream of East Muskingum Avenue (State Route 208).	+735 +718	Village of Dresden.
Muskingum River .....	At the confluence with Wakatomika Creek ..... Approximately 0.6 mile downstream of the confluence with Salt Creek.	+720 +683	Village of Philo.
Wakatomika Creek .....	Approximately 0.5 mile upstream of the confluence with Salt Creek.	+685	
Wakatomika Creek .....	Approximately 0.5 mile downstream of Main Street .....	+720	Unincorporated Areas of Muskingum County, Village of Dresden.
Wakatomika Creek .....	Approximately 1,400 feet downstream of Frazeyburg Road.	+725	
Wakatomika Creek .....	Approximately 0.6 mile downstream of Shannon Road ..... Just downstream of Canal Road .....	+745 +751	Unincorporated Areas of Muskingum County, Village of Frazeyburg.

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#### ADDRESSES

##### Unincorporated Areas of Muskingum County

Maps are available for inspection at 401 Main Street, Zanesville, OH 43701.

##### Village of Dresden

Maps are available for inspection at 904 Chestnut Street, Dresden, OH 43821.

##### Village of Frazeyburg

Maps are available for inspection at 7 West Second Street, Frazeyburg, OH 43822.

##### Village of Philo

Maps are available for inspection at 300 Main Street, Philo, OH 43771.

#### Yankton County, South Dakota, and Incorporated Areas

##### Docket No.: FEMA-B-1050

James River .....	Just upstream of the confluence with the Missouri River ... Approximately 600 feet upstream of County Highway 213 (431st Avenue).	+1167  +1188	Unincorporated Areas of Yankton County.
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#### ADDRESSES

##### Unincorporated Areas of Yankton County

Maps are available for inspection at 321 West 3rd Street, Yankton, SD 57078.

#### Spokane County, Washington, and Incorporated Areas

##### FEMA Docket Number: B-1009

Argonne Creek .....	Approximately 1,300 feet downstream of North Maringo Drive. Approximately 600 feet upstream of North Boeing Road ... Approximately at North Progress Road .....	+1922  +1987 +2065	Unincorporated Areas of Spokane County.  City of Spokane Valley, Unincorporated Areas of Spokane County.
Forker Draw .....	Approximately 70 feet downstream of East Bigelow Gulch Road.	+2336	

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#### ADDRESSES

##### City of Spokane Valley

Maps are available for inspection at 11707 East Sprague Avenue, Suite 106, Spokane Valley, WA 99206.

##### Unincorporated Areas of Spokane County

Maps are available for inspection at 808 West Spokane Falls Boulevard, Spokane, WA 99201.

Black River .....	Approximately 4,460 feet downstream of County Highway G. Approximately 4,960 feet upstream of County Highway G	+1113  +1126	City of Greenwood.
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#### ADDRESSES

##### City of Greenwood

Maps are available for inspection at City Hall, 102 North Main Street, Greenwood, WI 54437.

(Catalog of Federal Domestic Assistance No. 97.022, "Flood Insurance.")

Dated: April 27, 2010.

**Sandra K. Knight,**

*Deputy Federal Insurance and Mitigation Administrator, Mitigation, Department of Homeland Security, Federal Emergency Management Agency.*

[FR Doc. 2010-10337 Filed 5-3-10; 8:45 am]

BILLING CODE 9110-12-P

**DEPARTMENT OF HOMELAND SECURITY**

**Federal Emergency Management Agency**

**44 CFR Part 67**

[Docket ID FEMA-2010-0003]

**Final Flood Elevation Determinations**

**AGENCY:** Federal Emergency Management Agency, DHS.

**ACTION:** Final rule.

**SUMMARY:** Base (1% annual-chance) Flood Elevations (BFEs) and modified BFEs are made final for the communities listed below. The BFEs and modified BFEs 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).

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**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:

State	City/town/county	Source of flooding	Location	* Elevation in feet (NGVD) + Elevation in feet (NAVD) # Depth in feet above ground ^ Elevation in meters (MSL) Modified
<b>City of Burnside, Kentucky Docket No.: FEMA-B-1040</b>				
Kentucky .....	City of Burnside .....	Lake Cumberland .....	Entire shoreline .....	+749

\* National Geodetic Vertical Datum.

+ North American Vertical Datum.

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^ Mean Sea Level, rounded to the nearest 0.1 meter.

**ADDRESSES**

**City of Burnside**

Maps are available for inspection at 7929 South Highway 27, Burnside, KY 42519.