

State and county	Location and case No.	Date and name of newspaper where notice was published	Chief executive officer of community	Effective date of modification	Community No.
Orange .....	Town of Chapel Hill (10-04-6903P).	November 23, 2011; November 30, 2011; <i>The Chapel Hill Herald</i> .	The Honorable Mark Kleinschmidt, Mayor, Town of Chapel Hill, 405 Martin Luther King Jr. Boulevard, Chapel Hill, NC 27514.	March 29, 2012 .....	370180
Stanly .....	City of Albemarle (11-04-3287P).	November 3, 2011; November 10, 2011; <i>The Stanly News &amp; Press</i> .	The Honorable Elbert L. Whitley, Jr., Mayor, City of Albemarle, 144 North 2nd Street, Albemarle, NC 28001.	March 9, 2012 .....	370223
Stanly .....	Unincorporated areas of Stanly County (11-04-3287P).	November 3, 2011; November 10, 2011; <i>The Stanly News &amp; Press</i> .	Mr. Andy Lucas, Stanly County Manager, 1000 North 1st Street, Suite 10, Albemarle, NC 28001.	March 9, 2012 .....	370361
Texas:					
Denton .....	City of Denton (11-06-3838P).	November 17, 2011; November 24, 2011; <i>The Denton Record-Chronicle</i> .	The Honorable Mark A. Burroughs, Mayor, City of Denton, 215 East McKinney Street, Denton, TX 76201.	November 10, 2011 .....	480194
Guadalupe .....	City of Schertz (11-06-1933P).	November 28, 2011; December 5, 2011; <i>The Daily Commercial Recorder</i> .	The Honorable Harold Baldwin, Mayor, City of Schertz, 1400 Schertz Parkway, Schertz, TX 78154.	April 3, 2012 .....	480269
Guadalupe .....	City of Selma (11-06-1933P).	November 28, 2011; December 5, 2011; <i>The Daily Commercial Recorder</i> .	The Honorable Tom Daly, Mayor, City of Selma, 9375 Corporate Drive, Selma, TX 78154.	April 3, 2012 .....	480046
Tarrant .....	City of Southlake (11-06-2709P).	November 10, 2011; November 17, 2011; <i>The Fort Worth Star-Telegram</i> .	The Honorable John Terrell, Mayor, City of Southlake, 1400 Main Street, Suite 270, Southlake, TX 76092.	March 16, 2012 .....	480612
Wichita .....	City of Wichita Falls (11-06-1179P).	November 29, 2011; December 6, 2011; <i>The Times Record News</i> .	The Honorable Glenn Barham, Mayor, City of Wichita Falls, 1300 7th Street, Wichita Falls, TX 76301.	April 4, 2012 .....	480662
Virginia:					
Loudoun .....	Unincorporated areas of Loudoun County (11-03-0738P).	November 30, 2011; December 7, 2011; <i>The Loudoun Times Mirror</i> .	The Honorable Scott K. York, Chairman, Loudoun County Board of Supervisors, 1 Harrison Street, Leesburg, VA 20175.	April 5, 2012 .....	510090

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

Dated: February 15, 2012.

**Sandra K. Knight,**

*Deputy Associate Administrator for Mitigation, Department of Homeland Security, Federal Emergency Management Agency.*

[FR Doc. 2012-4955 Filed 2-29-12; 8:45 am]

**BILLING CODE 9110-12-P**

## DEPARTMENT OF COMMERCE

### National Oceanic and Atmospheric Administration

#### 50 CFR Part 660

[Docket No. 100804324-1265-02]

RIN 0648-BB88

#### Magnuson-Stevens Act Provisions; Fisheries off West Coast States; Biennial Specifications and Management Measures; Inseason Adjustments

**AGENCY:** National Marine Fisheries Service (NMFS), National Oceanic and Atmospheric Administration (NOAA), Commerce.

**ACTION:** Final rule; inseason adjustments to biennial groundfish management measures; request for comments.

**SUMMARY:** This final rule announces inseason changes to management measures in the Pacific Coast groundfish

fisheries. These actions, which are authorized by the Pacific Coast Groundfish Fishery Management Plan (FMP), are intended to allow fisheries to access more abundant groundfish stocks while protecting overfished and depleted stocks.

**DATES:** Effective 0001 hours (local time) March 1, 2012. Comments on this final rule must be received no later than April 2, 2012.

**ADDRESSES:** You may submit comments, identified by FDMS docket number NOAA-NMFS-2010-0194 by any one of the following methods:

- **Electronic Submissions:** Submit all electronic public comments via the Federal eRulemaking Portal <http://www.regulations.gov>.

- **Fax:** 206-526-6736, Attn: Colby Brady

- **Mail:** William W. Stelle, Jr., Regional Administrator, Northwest Region, NMFS, 7600 Sand Point Way NE., Seattle, WA 98115-0070, Attn: Colby Brady.

**Instructions:** All comments received are a part of the public record and will generally be posted to <http://www.regulations.gov> without change. All Personal Identifying Information (for example, name, address, etc.) voluntarily submitted by the commenter may be publicly accessible. Do not submit Confidential Business Information or otherwise sensitive or protected information.

NMFS will accept anonymous comments (enter N/A in the required fields, if you wish to remain anonymous). You may submit attachments to electronic comments in Microsoft Word, Excel, WordPerfect, or Adobe PDF file formats only.

**FOR FURTHER INFORMATION CONTACT:** Colby Brady (Northwest Region, NMFS), phone: 206-526-6117, fax: 206-526-6736, [colby.brady@noaa.gov](mailto:colby.brady@noaa.gov).

#### SUPPLEMENTARY INFORMATION:

##### Electronic Access

This final rule is accessible via the Internet at the Office of the Federal Register's Web site at <http://www.gpo.gov/fdsys/search/home.action>. Background information and documents are available at the Pacific Fishery Management Council's Web site at <http://www.pcouncil.org/>.

##### Background

The Pacific Coast Groundfish FMP and its implementing regulations at title 50 in the Code of Federal Regulations (CFR), part 660, subparts C through G, regulate fishing for over 90 species of groundfish off the coasts of Washington, Oregon, and California. Groundfish specifications and management measures are developed by the Pacific Fishery Management Council (Council), and are implemented by NMFS.

On November 3, 2010, NMFS published a proposed rule to implement the 2011-2012 harvest specifications

and management measures for most species of the Pacific Coast groundfish fishery (75 FR 67810). The final rule to implement the 2011–12 harvest specifications and management measures for most species of the Pacific Coast Groundfish Fishery was published on May 11, 2011 (76 FR 27508). This final rule was subsequently amended by several inseason actions including the one that is referenced in this action, which published on December 21, 2011 (76 FR 79122).

This inseason action contains a modification to Washington state lingcod recreational management measures implemented in the December 21, 2011, final rule (76 FR 79122).

#### **Background and Need for Clarification of Washington State Lingcod Recreational Fishery Management Measures**

The Council recommended adjusting the biennial groundfish management measures for the remainder of the biennial period to respond to updated fishery information and other inseason management needs at its November 2–November 6 meeting in Costa Mesa, California. One of the changes included adoption of regulations that would create a lingcod recreational fishing closure off Washington to conform with state regulations. NMFS implemented this change by inseason action on December 21, 2011 (76 FR 79122). As published, the final regulations contained errors within § 660.360(c)(1)(i)(D)(2) of the Code of Federal Regulations (CFR) that may mislead the public and needs to be clarified. This clarification will establish the appropriate language in that paragraph.

In establishing the new closure for lingcod, regulations unintentionally allowed lingcod fishing between a boundary line approximating the 30-fm (55-m) depth contour and the new lingcod closure area from March 15 through June 15. This is inconsistent with the intent of the regulations, which was to close the areas both seaward of the 30-fm (50-m) boundary line and the area seaward of the new lingcod closure line. Those area restrictions would both apply on the dates that were outlined, except on days that the primary halibut fishery is open. As published, the regulations in this paragraph do not fully implement the Council's recommendation. This regulation would be confusing to the public if it is not clarified.

Therefore, as the Council recommended, NMFS is implementing a lingcod recreational fishery area closure as follows: Lingcod fishing is prohibited

year round, except in Marine Area 2 on days when the Pacific halibut fishery is open, in the area seaward (West) of a straight line connecting all of the following points in the order stated: 47°31.70' N. lat., 124°45.00' W. long.; 46°38.17' N. lat., 124°30.00' W. long.; 46°38.17' N. lat., 124°21.00' W. long.; and 46°25.00' N. lat., 124°21.00' W. long.

#### **Classification**

This final rule makes routine inseason adjustments to groundfish fishery management measures based on the best available information and is taken pursuant to the regulations implementing the Pacific Coast Groundfish FMP.

This action is taken under the authority of 50 CFR 660.60(c) and is exempt from review under Executive Order 12866.

This inseason adjustment is also taken under the authority of the Magnuson-Stevens Fishery Conservation and Management Act (Magnuson-Stevens Act), and is in accordance with 50 CFR part 660, the regulations implementing the FMP. This action is based on the most recent information available.

For the following reasons, NMFS finds good cause to waive prior public notice and comment on the revisions to groundfish management measures under 5 U.S.C. 553(b)(3)(B) because notice and comment would be impracticable and contrary to the public interest. Also, for the same reasons, NMFS finds good cause to waive the 30-day delay in effectiveness pursuant to 5 U.S.C. 553(d)(3), so that this final rule may become effective as quickly as possible.

The recently available information upon which the changes to the Washington recreational management measure changes are based was originally provided to the Council, and the Council made its recommendations, at its November 2–6, 2011, meeting in Costa Mesa, California. The Council recommended that these changes be implemented by January 1, 2012 or as quickly as possible thereafter. For the actions to be implemented in this final rule, affording the time necessary for prior notice and opportunity for public comment would prevent NMFS from managing fisheries using the best available science to approach, without exceeding, the ACLs for federally managed species in accordance with the FMP and applicable laws. The adjustments to management measures in this document affect recreational fisheries off Washington State.

These adjustments to management measures must be implemented in a timely manner: To conform federal

regulations to the new Washington State lingcod recreational fishing area closure prior to the March 17 opening of the recreational fishery. If this rule is not implemented immediately, the public will have incorrect information regarding boundaries used, and allowed fishing activities for groundfish fisheries management, which would cause confusion and be inconsistent with the intent of the December 21, 2011 inseason action. It would be contrary to the public interest to delay implementation of these changes until after public notice and comment, because making this regulatory change immediately allows harvest as intended by the Council in fisheries that are important to coastal communities in a manner that prevents ACLs of overfished species from being exceeded, preventing premature closure of the recreational fishery.

No aspect of this action is controversial and no change in operating practices in the fishery is required from those intended in this inseason adjustment, as state regulations are already in place to the effect of this conforming action.

Delaying these changes would also keep management measures in place that are not based on the best available information. Accordingly, for the reasons stated above, NMFS finds good cause to waive prior notice and comment and the delay in effectiveness.

#### **List of Subjects in 50 CFR Part 660**

Fisheries, Fishing, Indian fisheries.

Dated: February 27, 2012.

**James P. Burgess,**

*Acting Director, Office of Sustainable Fisheries, National Marine Fisheries Service.*

For the reasons set out in the preamble, 50 CFR part 660 is amended as follows:

#### **PART 660—FISHERIES OFF WEST COAST STATES**

- 1. The authority citation for part 660 continues to read as follows:

**Authority:** 16 U.S.C. 1801 *et seq.*, 16 U.S.C. 773 *et seq.*, and 16 U.S.C. 7001 *et seq.*

- 2. In § 660.360, paragraph (c)(1)(i)(D)(2) is revised to read as follows:

#### **§ 660.360 Recreational fishery—management measures.**

\* \* \* \* \*

(c) \* \* \*

(1) \* \* \*

(i) \* \* \*

(D) \* \* \*

(2) Between the Queets River (47°31.70' N. lat.) and Leadbetter Point

(46°38.17' N. lat.) (Washington state Marine Area 2), recreational fishing for groundfish, is prohibited seaward of a boundary line approximating the 30 fm (55 m) depth contour from March 15 through June 15 with the following exceptions: Recreational fishing for lingcod is permitted within the RCA on days that the primary halibut fishery is open; recreational fishing for rockfish is permitted within the RCA from March 15 through June 15; recreational fishing for sablefish and Pacific cod is permitted within the recreational RCA from May 1 through June 15. In addition to the RCA described above, between the Queets River (47°31.70' N. lat.) and Leadbetter Point (46°38.17' N. lat.) (Washington state Marine Area 2), recreational fishing for lingcod is prohibited year round seaward of a straight line connecting all of the following points in the order stated: 47°31.70' N. lat., 124°45.00' W. long.; 46°38.17' N. lat., 124°30.00' W. long. with the following exceptions: On days that the primary halibut fishery is open lingcod may be taken, retained and possessed within the lingcod area closure. Days open to Pacific halibut recreational fishing off Washington are announced on the NMFS hotline at (206) 526-6667 or (800) 662-9825. Retention of lingcod seaward of the boundary line approximating the 30 fm (55 m) depth contour south of 46°58' N. lat. is prohibited on Fridays and Saturdays from July 1 through August 31. For additional regulations regarding the Washington recreational lingcod fishery, see paragraph (c)(1)(iv) of this section. Coordinates for the boundary line approximating the 30 fm (55 m) depth contour are listed in § 660.71.

\* \* \* \* \*

[FR Doc. 2012-4989 Filed 2-29-12; 8:45 am]

**BILLING CODE 3510-22-P**

## DEPARTMENT OF COMMERCE

### National Oceanic and Atmospheric Administration

#### 50 CFR Part 679

[Docket No. 101126522-0640-02]

RIN 0648-XB049

#### Fisheries of the Exclusive Economic Zone Off Alaska; Pollock in Statistical Area 620 in the Gulf of Alaska

**AGENCY:** National Marine Fisheries Service (NMFS), National Oceanic and Atmospheric Administration (NOAA), Commerce.

**ACTION:** Temporary rule; closure.

**SUMMARY:** NMFS is prohibiting directed fishing for pollock in Statistical Area 620 in the Gulf of Alaska (GOA). This action is necessary to prevent exceeding the A season allowance of the 2012 total allowable catch of pollock for Statistical Area 620 in the GOA.

**DATES:** Effective 1200 hrs, Alaska local time (A.l.t.), February 27, 2012, through 1200 hrs, A.l.t., March 10, 2012.

**FOR FURTHER INFORMATION CONTACT:** Josh Keaton, 907-586-7228.

**SUPPLEMENTARY INFORMATION:** NMFS manages the groundfish fishery in the GOA exclusive economic zone according to the Fishery Management Plan for Groundfish of the Gulf of Alaska (FMP) prepared by the North Pacific Fishery Management Council under authority of the Magnuson-Stevens Fishery Conservation and Management Act. Regulations governing fishing by U.S. vessels in accordance with the FMP appear at subpart H of 50 CFR part 600 and 50 CFR part 679.

The A season allowance of the 2012 total allowable catch (TAC) of pollock in Statistical Area 620 of the GOA is 14,023 metric tons (mt) as established by the final 2011 and 2012 harvest specifications for groundfish of the GOA (76 FR 11111, March 1, 2011) and inseason adjustment (77 FR 438, January 5, 2012).

In accordance with § 679.20(d)(1)(i), the Regional Administrator has determined that the A season allowance of the 2012 TAC of pollock in Statistical Area 620 of the GOA will soon be

reached. Therefore, the Regional Administrator is establishing a directed fishing allowance of 13,773 mt and is setting aside the remaining 250 mt as bycatch to support other anticipated groundfish fisheries. In accordance with § 679.20(d)(1)(iii), the Regional Administrator finds that this directed fishing allowance has been reached. Consequently, NMFS is prohibiting directed fishing for pollock in Statistical Area 620 of the GOA.

After the effective date of this closure the maximum retainable amounts at § 679.20(e) and (f) apply at any time during a trip.

#### Classification

This action responds to the best available information recently obtained from the fishery. The Acting Assistant Administrator for Fisheries, NOAA (AA), finds good cause to waive the requirement to provide prior notice and opportunity for public comment pursuant to the authority set forth at 5 U.S.C. 553(b)(B) and § 679.25(c)(1)(ii) as such requirement is impracticable and contrary to the public interest. This requirement is impracticable and contrary to the public interest as it would prevent NMFS from responding to the most recent fisheries data in a timely fashion and would delay the closure of pollock in Statistical Area 620 of the GOA. NMFS was unable to publish a notice providing time for public comment because the most recent, relevant data only became available as of February 24, 2012.

The AA also finds good cause to waive the 30-day delay in the effective date of this action under 5 U.S.C. 553(d)(3). This finding is based upon the reasons provided above for waiver of prior notice and opportunity for public comment.

This action is required by § 679.20 and is exempt from review under Executive Order 12866.

**Authority:** 16 U.S.C. 1801 *et seq.*

Dated: February 27, 2012.

**James P. Burgess,**

*Acting Director, Office of Sustainable Fisheries, National Marine Fisheries Service.*

[FR Doc. 2012-4975 Filed 2-27-12; 4:15 pm]

**BILLING CODE 3510-22-P**