DEPARTMENT OF HOMELAND SECURITY

Federal Emergency Management Agency

44 CFR Part 67


Proposed Flood Elevation Determinations

AGENCY: Federal Emergency Management Agency, DHS.

ACTION: Proposed rule; correction.

SUMMARY: On May 21, 2010, FEMA published in the Federal Register a proposed rule that contained an erroneous table. This notice provides corrections to that table, to be used in lieu of the information published at 75 FR 28511. The table provided here represents the flooding sources, location of referenced elevations, effective and modified elevations, and communities affected for Muhlenberg County, Kentucky, and Incorporated Areas. Specifically, it addresses the following flooding sources: Brier Creek (backwater effects from Green River), Caney Creek, Caney Creek Tributary 27.1 (backwater effects from Caney Creek), Canfield Branch (backwater effects from Green River), Cypress Creek (backwater effects from Green River), Cypress Creek Tributary 1 (backwater effects from Green River), Green River, Irwin Creek (backwater effects from Green River), Isaacs Creek (backwater effects from Green River), Jacobs Creek (backwater effects from Green River), Jacobs Creek Tributary 7 (backwater effects from Green River), Little Cypress Creek, Little Cypress Creek Tributary 16 (backwater effects from Little Cypress Creek), Little Cypress Creek Tributary 8 (backwater effects from Little Cypress Creek), Log Creek (backwater effects from Green River), Mud River (backwater effects from Green River), Muddy Fork (backwater effects from Green River), Nelson Creek (backwater effects from Green River), Opossum Run (backwater effects from Sandlick Creek), Plum Creek (backwater effects from Green River), Plum Creek Tributary 5 (backwater effects from Green River), Pond Creek (backwater effects from Green River), Pond Creek (backwater effects from Sandlick Creek), Pond Creek Tributary 29 (backwater effects from Green River), Pond Creek Tributary 30 (backwater effects from Green River), Pond River (backwater effects from Green River) and Sandlick Creek Tributary 2 (backwater effects from Sandlick Creek).

DATES: Comments are to be submitted on or before December 17, 2012.


SUPPLEMENTARY INFORMATION: The Federal Emergency Management Agency (FEMA) publishes proposed determinations of Base (1% annual-chance) Flood Elevations (BFEs) and modified BFEs for communities participating in the National Flood Insurance Program (NFIP), in accordance with section 110 of the Flood Disaster Protection Act of 1973, 42 U.S.C. 4104, and 44 CFR 67.4(a). These proposed BFEs and modified BFEs, together with the floodplain management criteria required by 44 CFR 60.3, are minimum requirements. 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 proposed elevations are used to meet the floodplain management requirements of the NFIP and also are used to calculate the appropriate flood insurance premium rates for new buildings built after these elevations are made final, and for the contents in those buildings.

Corrections

In the proposed rule published at 75 FR 28511, in the May 21, 2010, issue of the Federal Register, FEMA published a table under the authority of 44 CFR 67.4. The table, entitled “Muhlenberg County, Kentucky, and Incorporated Areas” addressed the following flooding sources: Brier Creek (backwater effects from Green River), Caney Creek, Caney Creek Tributary 27.1 (backwater effects from Caney Creek), Caney Creek Tributary 31 (backwater effects from Caney Creek), Canfield Branch (backwater effects from Green River), Cypress Creek (backwater effects from Green River), Cypress Creek Tributary 1 (backwater effects from Green River), Green River, Irwin Creek (backwater effects from Green River), Isaacs Creek (backwater effects from Green River), Jacobs Creek (backwater effects from Green River), Jacobs Creek Tributary 7 (backwater effects from Green River), Little Cypress Creek, Little Cypress Creek Tributary 16 (backwater effects from Little Cypress Creek), Little Cypress Creek Tributary 8 (backwater effects from Little Cypress Creek), Log Creek (backwater effects from Green River), Mud River (backwater effects from Green River), Muddy Fork (backwater effects from Green River), Nelson Creek (backwater effects from Green River), Opossum Run (backwater effects from Sandlick Creek), Plum Creek (backwater effects from Green River), Plum Creek Tributary 5 (backwater effects from Green River), Pond Creek (backwater effects from Green River), Pond Creek (backwater effects from Sandlick Creek), Pond Creek Tributary 29 (backwater effects from Green River), Pond Creek Tributary 30 (backwater effects from Green River), Pond River (backwater effects from Green River) and Sandlick Creek Tributary 2 (backwater effects from Sandlick Creek).

The table, entitled “Muhlenberg County, Kentucky, and Incorporated Areas,” was modified in accordance with section 110 of the Flood Disaster Protection Act of 1973, 42 U.S.C. 4104, and 44 CFR 67.4(a). This notice provides corrections to that table, to be used in lieu of the information published at 75 FR 28511. The table provided here represents the flooding sources, location of referenced elevations, effective and modified elevations, and communities affected for Muhlenberg County, Kentucky, and Incorporated Areas. Specifically, it addresses the following flooding sources: Brier Creek (backwater effects from Green River), Caney Creek, Caney Creek Tributary 27.1 (backwater effects from Caney Creek), Canfield Branch (backwater effects from Green River), Cypress Creek (backwater effects from Green River), Cypress Creek Tributary 1 (backwater effects from Green River), Green River, Irwin Creek (backwater effects from Green River), Isaacs Creek (backwater effects from Green River), Jacobs Creek (backwater effects from Green River), Jacobs Creek Tributary 7 (backwater effects from Green River), Little Cypress Creek, Little Cypress Creek Tributary 16 (backwater effects from Little Cypress Creek), Little Cypress Creek Tributary 8 (backwater effects from Little Cypress Creek), Log Creek (backwater effects from Green River), Mud River (backwater effects from Green River), Muddy Fork (backwater effects from Green River), Nelson Creek (backwater effects from Green River), Opossum Run (backwater effects from Sandlick Creek), Plum Creek (backwater effects from Green River), Plum Creek Tributary 5 (backwater effects from Green River), Pond Creek (backwater effects from Green River), Pond Creek (backwater effects from Sandlick Creek), Pond Creek Tributary 29 (backwater effects from Green River), Pond Creek Tributary 30 (backwater effects from Green River),
FEMA is publishing a table containing inaccurate information as to the communities affected for the flooding source the Green River. In this notice, FEMA is publishing a table containing the accurate information, to address these prior errors. The information provided below should be used in lieu of that previously published.

<table>
<thead>
<tr>
<th>Flooding source(s)</th>
<th>Location of referenced elevation**</th>
<th>Effective</th>
<th>Modified</th>
</tr>
</thead>
<tbody>
<tr>
<td>Brier Creek (backwater effects from Green River). Caney Creek ........................................</td>
<td>From the confluence with Pond River to approximately 1,390 feet downstream of Phillips Town Road. Approximately 0.5 mile upstream of North Main Street.</td>
<td>None +401</td>
<td>Unincorporated Areas of Muhlenberg County, City of Drakesboro, Unincorporated Areas of Muhlenberg County.</td>
</tr>
<tr>
<td>Caney Creek Tributary 27.1 (backwater effects from Caney Creek).</td>
<td>At the Caney Creek Tributary 27 confluence. From the Caney Creek confluence to approximately 0.7 mile upstream of the Caney Creek confluence.</td>
<td>None +423</td>
<td>City of Greenville, Unincorporated Areas of Muhlenberg County.</td>
</tr>
<tr>
<td>Caney Creek Tributary 31 (backwater effects from Caney Creek).</td>
<td>From the Caney Creek confluence to approximately 0.6 mile upstream of the Caney Creek confluence.</td>
<td>None +413</td>
<td>Unincorporated Areas of Muhlenberg County.</td>
</tr>
<tr>
<td>Canfield Branch (backwater effects from Green River).</td>
<td>From the Mud River confluence to approximately 340 feet upstream of Forest Oak Church Road. From approximately 0.6 mile downstream of KY–175 to approximately 0.7 mile upstream of KY–81.</td>
<td>None +404</td>
<td>Unincorporated Areas of Muhlenberg County.</td>
</tr>
<tr>
<td>Cypress Creek (backwater effects from Green River). Cypress Creek Tributary 1 (backwater effects from Green River).</td>
<td>From the Cypress Creek confluence to approximately 0.8 mile upstream of Coffman Schoolhouse Road.</td>
<td>None +403</td>
<td>Unincorporated Areas of Muhlenberg County.</td>
</tr>
<tr>
<td>Green River ........................................</td>
<td>At the confluence with Mud River.</td>
<td>None +394</td>
<td>Unincorporated Areas of Muhlenberg County, City of South Carrollton, Unincorporated Areas of Muhlenberg County.</td>
</tr>
<tr>
<td>Irwin Creek (backwater effects from Green River). Isaacs Creek (backwater effects from Green River). Jacobs Creek (backwater effects from Green River). Jacobs Creek Tributary 7 (backwater effects from Green River). Little Cypress Creek ............</td>
<td>Approximately 2.6 miles upstream of CSX Railroad. From the Isaacs Creek confluence to approximately 1,035 feet upstream of the Irwin Creek confluence. From the Green River confluence to approximately 2.0 miles upstream of Riverside Road. From the Jacobs Creek confluence to approximately 370 feet upstream of Riverside Road.</td>
<td>None +389</td>
<td>Unincorporated Areas of Muhlenberg County, Unincorporated Areas of Muhlenberg County, Unincorporated Areas of Muhlenberg County, Unincorporated Areas of Muhlenberg County.</td>
</tr>
<tr>
<td>Little Cypress Creek Tributary 16 (backwater effects from Little Cypress Creek). Little Cypress Creek Tributary 8 (backwater effects from Little Cypress Creek). Log Creek (backwater effects from Green River). Mud River (backwater effects from Green River). Muddy Fork (backwater effects from Green River). Nelson Creek (backwater effects from Green River). Opossum Run (backwater effects from Sandlick Creek). Plum Creek (backwater effects from Green River). Plum Creek Tributary 5 (backwater effects from Green River).</td>
<td>Just upstream of Front Street. From the Little Cypress Creek confluence to approximately 2,507 feet upstream of the Little Cypress Creek confluence. From the Little Cypress Creek confluence to approximately 1,100 feet upstream of the Little Cypress Creek confluence. From the Pond River confluence to approximately 3,900 feet upstream of Millport Sacramento Road. From the Green River confluence to approximately 535 feet upstream of the Canfield Branch confluence. From the Cypress Creek confluence to approximately 0.8 mile upstream of the Cypress Creek confluence. From the Green River confluence to approximately 0.4 mile upstream of Green River Haul Road. From the Sandlick Creek confluence to approximately 1,175 feet upstream of Opossum Lane. From the Pond Creek confluence to approximately 300 feet downstream of the Plum Creek Tributary 4 confluence. From the Plum Creek confluence to approximately 0.65 mile upstream of the Plum Creek confluence.</td>
<td>None +405</td>
<td>City of Central City, Unincorporated Areas of Muhlenberg County.</td>
</tr>
</tbody>
</table>

** Communities affected:
- None +389 Unincorporated Areas of Muhlenberg County
- None +413 Unincorporated Areas of Muhlenberg County
- None +423 City of Greenville, Unincorporated Areas of Muhlenberg County
- None +404 Unincorporated Areas of Muhlenberg County
- None +389 Unincorporated Areas of Muhlenberg County
- None +403 Unincorporated Areas of Muhlenberg County
- None +404 Unincorporated Areas of Muhlenberg County
- None +422 Unincorporated Areas of Muhlenberg County
- None +389 Unincorporated Areas of Muhlenberg County
- None +405 Unincorporated Areas of Muhlenberg County
- None +408 City of Central City, Unincorporated Areas of Muhlenberg County
- None +405 City of Central City, Unincorporated Areas of Muhlenberg County
- None +422 Unincorporated Areas of Muhlenberg County
- None +389 Unincorporated Areas of Muhlenberg County
- None +404 Unincorporated Areas of Muhlenberg County
- None +393 Unincorporated Areas of Muhlenberg County
- None +389 Unincorporated Areas of Muhlenberg County
- None +398 Unincorporated Areas of Muhlenberg County
- None +430 Unincorporated Areas of Muhlenberg County
- None +401 City of Drakesboro, Unincorporated Areas of Muhlenberg County
- None +401 Unincorporated Areas of Muhlenberg County
<table>
<thead>
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<th>Flooding source(s)</th>
<th>Location of referenced elevation**</th>
<th>Communities affected</th>
</tr>
</thead>
<tbody>
<tr>
<td>Pond Creek (backwater effects from Green River). Pond Creek Tributary 29 (backwater effects from Green River).</td>
<td>From the Green River confluence to approximately 1,280 feet upstream of I–431. From the Sandlick Creek confluence to just downstream of Johnson Road.</td>
<td>None +401 Unincorporated Areas of Muhlenberg County.</td>
</tr>
<tr>
<td>Pond Creek Tributary 30 (backwater effects from Green River).</td>
<td>From the Pond Creek confluence to approximately 1,000 feet upstream of KY–2107.</td>
<td>None +401 Unincorporated Areas of Muhlenberg County.</td>
</tr>
<tr>
<td>Pond River (backwater effects from Green River). Sandlick Creek Tributary 2 (backwater effects from Sandlick Creek).</td>
<td>From the Green River confluence to approximately 1.4 miles upstream of the Pond Creek confluence. From the Sandlick Creek confluence to approximately 1,600 feet upstream of the Sandlick Creek confluence.</td>
<td>None +422 Unincorporated Areas of Muhlenberg County.</td>
</tr>
</tbody>
</table>

* National Geodetic Vertical Datum. + North American Vertical Datum. # Depth in feet above ground. ▲ Mean Sea Level, rounded to the nearest 0.1 meter. ** BFEs to be changed include the listed downstream and upstream BFEs, and include BFEs located on the stream reach between the referenced locations above. Please refer to the revised Flood Insurance Rate Map located at the community map repository (see below) for exact locations of all BFEs to be changed.


** ADDRESSES **

City of Central City
Maps are available for inspection at City Hall, 214 North 1st Street, Central City, KY 42330.

City of Drakesboro
Maps are available for inspection at City Hall, 212 West Mose Rager Boulevard, Drakesboro, KY 42337.

City of Greenville
Maps are available for inspection at City Hall, 118 Court Street, Greenville, KY 42345.

City of South Carrollton
Maps are available for inspection at City Hall, 10515 U.S. Route 431, South Carrollton, KY 42374.

Unincorporated Areas of Muhlenberg County
Maps are available for inspection at the Muhlenberg County Judicial Building, 136 South Main Street, Greenville, KY 42345.


Sandra K. Knight,

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