

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

Issued: October 9, 1997.

Michael J. Armstrong,

Associate Director for Mitigation.

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FEDERAL EMERGENCY MANAGEMENT AGENCY

44 CFR Part 65

[Docket No. FEMA-7233]

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: Frederick H. Sharrocks, Jr., Chief, Hazard Identification Branch, Mitigation

Directorate, 500 C Street SW., Washington, DC 20472, (202) 646-2796.

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: Fairfield.	Town of New Canaan.	June 26, 1997, July 3, 1997, <i>New Canaan Advertiser</i> .	Mr. Richard P. Bond, First Selectman of the Town of New Canaan, 77 Main Street, New Canaan, Connecticut 06840.	October 1, 1997 ...	090010 B
Florida: Duval	City of Jacksonville.	July 8, 1997, July 15, 1997, <i>The Florida Times-Union</i> .	The Honorable John A. Delaney, Mayor of the City of Jacksonville, City Hall, 220 East Bay Street, 14th Floor, Jacksonville, Florida 32202.	July 1, 1997	120077 E

State and county	Location	Dates and name of newspaper where notice was published	Chief executive officer of community	Effective date of modification	Community No.
Orange	Unincorporated Areas.	August 18, 1997, August 25, 1997, <i>The Orlando Sentinel</i> .	Mr. Ajit Lalchandani, P.E., Director, Orange County Public Works Division, 4200 South John Young Parkway, Orlando, Florida 32829-9205.	August 11, 1997 ..	120179 C
Georgia: Gwinnett	Unincorporated Areas.	July 21, 1997, July 28, 1997, <i>Gwinnett Daily Post</i> .	Mr. Wayne Hill, Chairman of the Gwinnett County Board of Commissioners, 75 Langley Drive, Lawrenceville, Georgia 30245-6900.	October 26, 1997	130322 C
Illinois: Cook	Village of Chicago Ridge.	August 30, 1996, September 5, 1996, <i>The Chicago Ridge Citizen</i> .	The Honorable Eugene Siegel, Mayor of the Village of Chicago Ridge, 10655 South Oak Avenue, Chicago Ridge, Illinois 60415.	August 23, 1996 ..	170076 B
DuPage and Cook.	Village of Bensenville.	September 3, 1997, September 10, 1997, <i>Press Publications</i> .	Mr. John C. Geils, President of the Village of Bensenville, 700 West Irving Park Road, Bensenville, Illinois 60106.	August 27, 1997 ..	170200 C
Illinois: DuPage	City of Darien	August 21, 1997, August 28, 1997, <i>Darien Progress</i> .	The Honorable Carmen D. Soldato, Mayor of the City of Darien, 1702 Plainfield Road, Darien, Illinois 60561.	November 26, 1997.	170750 A
DuPage County.	Village of Lisle	July 25, 1997, August 1, 1997, <i>The Lisle Sun</i> .	The Honorable Ronald F. Ghilardi, Mayor of the Village of Lisle, 1040 Burlington Avenue, Lisle, Illinois 60532.	July 18, 1997	170211 B
Stephenson	Unincorporated Areas.	June 11, 1997, June 18, 1997, <i>The Journal Standard</i> .	Mr. Dean Danner, Chairman of the Stephenson County Board of Commissioners, 15 North Galena Avenue, Freeport, Illinois 61032.	June 6, 1997	170639 B
Will and DuPage.	City of Naperville	September 10, 1997, September 17, 1997, <i>Naperville Sun</i> .	The Honorable A. George Pradel, Mayor of the City of Naperville, 400 South Eagle Street, Naperville, Illinois 60566.	December 16, 1997.	170213 C
Winnebago	Unincorporated Areas.	June 11, 1997, June 18, 1997, <i>Rockford Register Star</i> .	Ms. Christine Cohn, Chairman of the Winnebago County Board of Commissioners, 404 Elm Street, Room 504, Rockford, Illinois 61101.	June 6, 1997	170720 B
Michigan: Wayne ..	Township of Canton.	August 14, 1997, August 21, 1997, <i>Canton Observer</i> .	Mr. Thomas Yack, Canton Township Supervisor, 1150 South Canton Center Road, Canton, Michigan 48188.	November 19, 1997.	260219 B
Maine: York	Town of Kittery	June 3, 1997, June 10, 1997, <i>Portsmouth Herald</i> .	Mr. Phil McCarthy, Kittery Town, Manager, P.O. Box 808, Kittery, Maine 03904.	May 23, 1997	230171 D
Mississippi: Madison.	City of Ridgeland	July 24, 1997, July 31, 1997, <i>Madison County Journal</i> .	The Honorable Gene McGee, Mayor of the City of Ridgeland, P.O. Box 217, Ridgeland, Mississippi 39158.	October 29, 1997	280110 D
New Hampshire: Grafton.	Town of Bridgewater.	June 11, 1997, June 18, 1997, <i>Record Enterprise</i> .	Mr. Terrance Murphy, Head Selectman, Town of Bridgewater, 297 Mayhew Turnpike, Bristol, New Hampshire 03222.	December 5, 1997	33046 C
New Jersey: Ocean	Borough of Island Heights.	July 16, 1997, July 23, 1997, <i>Ocean County Observer</i> .	The Honorable David Siddons, Mayor of the Borough of Island Heights, P.O. Box AH, Island Heights, New Jersey 08732.	January 7, 1998 ...	340374 C
Passaic	Borough of West Paterson.	March 5, 1997, March 12, 1997, <i>North Jersey Herald and News</i> .	The Honorable Matthew T. Capano, Mayor of the Borough of West Paterson, 5 Brophy Lane, West Paterson, New Jersey 07424.	June 10, 1997	340412 B
North Carolina: Dare.	Unincorporated Areas.	August 28, 1997, September 4, 1997, <i>Coastland Times</i> .	Mr. Robert Z. Owens, Jr., Chairman of the Dare County, Board of Commissioners, P.O. Box 1000, Manteo, North Carolina 17954.	August 21, 1997 ..	375348 D
Ohio: Cuyahoga	City of Beachwood	June 30, 1997, July 7, 1997, <i>The Plain Dealer</i> .	The Honorable Merle S. Gorden, Mayor of the City of Beachwood, 2700 Richmond Road, Beachwood, Ohio 44122.	December 19, 1997.	390094 A

State and county	Location	Dates and name of newspaper where notice was published	Chief executive officer of community	Effective date of modification	Community No.
Cuyahoga	City of North Olmsted.	August 28, 1997, September 4, 1997, <i>Sun Herald</i> .	The Honorable Edward J. Boyle, Mayor of the City of North Olmsted, 5200 Dover Center Road, North Olmsted, Ohio 44070.	December 3, 1997	390120 C
Franklin & Fairfield.	City of Columbus	August 12, 1997, August 19, 1997, <i>The Columbus Dispatch</i> .	The Honorable Gregory Lashutka, Mayor of the City of Columbus, 90 West Broad Street, Columbus, Ohio 43215.	August 5, 1997	390170 G
Lake	Unincorporated Areas.	June 18, 1997, June 25, 1997, <i>The News Herald</i> .	Ms. Mildred Teuscher, President of the Lake County Board of Commissioners, P.O. Box 490, 105 Main Street, Painesville, Ohio 44077.	June 11, 1997	390771 C
Pennsylvania: Blair	Township of Blair	July 8, 1997, July 15, 1997, <i>Altoona Mirror</i> .	Mr. George Harley, Secretary/Treasurer of the Township of Blair, 575 Cedarcrest Drive, Duncansville, Pennsylvania 166635.	June 30, 1997	421386 A
Bucks	Borough of Chalfont.	August 19, 1997, August 26, 1997, <i>Intelligencer/Record</i> .	The Honorable Marilyn J. Becker, Mayor of the Borough of Chalfont, P.O. Box 80, Chalfont, Pennsylvania 18914.	November 24, 1997.	420184 B
Cambria	City of Johnstown	June 13, 1997, June 20, 1997, <i>Tribune-Democrat</i> .	The Honorable Linda Weaver, Mayor of the City of Johnstown, 401 Main Street, Johnstown, Pennsylvania 15901.	June 6, 1997	420231 C
South Carolina: Horry	Unincorporated Areas.	July 10, 1997, July 17, 1997, <i>The Sun News</i> .	Ms. Linda Angus, Horry County Administrator, 103 Elm Street, Conway, South Carolina 29526.	October 15, 1997	450104 E
Virginia: (Independent City).	City of Harrisonburg.	August 15, 1997, August 22, 1997, <i>Daily News-Record</i> .	The Honorable Rodney L. Eagle, Mayor of the City of Harrisonburg, City Hall, Harrisonburg, Virginia 22801.	August 5, 1997	510076 B
Wisconsin: Washington.	Village of Germantown.	June 5, 1997, June 12, 1997, <i>Germantown Banner-Press</i> .	Mr. Paul Brandenburg, Village of Germantown Administrator, P.O. Box 337, Germantown, Wisconsin 53022-0337.	September 10, 1997.	550472 B

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Dated: October 9, 1997.

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FEDERAL EMERGENCY MANAGEMENT AGENCY

44 CFR Part 65

Changes in Flood Elevation Determinations

AGENCY: Federal Emergency Management Agency, FEMA.

ACTION: Final rule.

SUMMARY: Modified base (1% annual chance) flood elevations are finalized for the communities listed below. These modified elevations will be used to calculate flood insurance premium rates for new buildings and their contents.

EFFECTIVE DATES: The effective dates for these modified base flood elevations are indicated on the following table and revise the Flood Insurance Rate Map(s)

(FIRMs) in effect for each listed community prior to this date.

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:

Frederick H. Sharrocks, Jr., Chief, Hazard Identification Branch, Mitigation Directorate, 500 C Street SW., Washington, DC 20472, (202) 646-2796.

SUPPLEMENTARY INFORMATION: The Federal Emergency Management Agency makes the final determinations listed below of modified base flood elevations 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 Associate Director has resolved any appeals resulting from this notification.

The modified base flood elevations are not listed for each community in this notice. However, this rule includes the address of the Chief Executive Officer of the community where the

modified base flood elevation determinations are available for inspection.

The modifications are made pursuant to section 206 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