

copper, lead, and zinc. The facility artificially increased the influent concentrations of these five metals to simulate periodic peak raw waste conditions.

The second facility provided 30 days of influent and effluent sampling data from its wastewater treatment system. This system consists of two stages of chemical precipitation (with each stage followed by solid-liquid separation).

The third facility provided 30 days of influent and effluent sampling data from its wastewater treatment system. Its system consists of two stages of chemical precipitation (with each stage followed by solid-liquid separation).

Dated: May 7, 1999.

**J. Charles Fox,**

*Assistant Administrator for Water.*

[FR Doc. 99-12368 Filed 5-14-99; 8:45 am]

BILLING CODE 6560-50-P

**FEDERAL EMERGENCY MANAGEMENT AGENCY**

**44 CFR Part 67**

[Docket No. FEMA-7286]

**Proposed Flood Elevation Determinations**

**AGENCY:** Federal Emergency Management Agency (FEMA).

**ACTION:** Proposed rule.

**SUMMARY:** Technical information or comments are requested on the proposed base (1% annual chance) flood elevations and proposed base flood elevation modifications for the communities listed below. The base flood elevations and modified base flood elevations are the basis for the floodplain management measures that the 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 comment period is ninety (90) days following the second

publication of this proposed rule in a newspaper of local circulation in each community.

**ADDRESSES:** The proposed 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:** 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 proposes to make determinations of base flood elevations and modified base flood elevations for each community listed below, 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 base flood and modified base flood 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. These proposed elevations are used to meet the floodplain management requirements of the NFIP and are also used to calculate the appropriate flood insurance premium rates for new buildings built after these elevations are made final, and for the contents in these buildings.

**National Environmental Policy Act**

This proposed 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 for Mitigation certifies that this proposed rule is exempt from the requirements of the Regulatory Flexibility Act because proposed 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 proposed 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 proposed rule involves no policies that have federalism implications under Executive Order 12612, Federalism, dated October 26, 1987.

**Executive Order 12778, Civil Justice Reform**

This proposed 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 proposed to be 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.

**§ 67.4 [Amended]**

2. The tables published under the authority of § 67.4 are proposed to be amended as follows:

State	City/town/county	Source of flooding	Location	#Depth in feet above ground. *Elevation in feet (NGVD)	
				Existing	Modified
Colorado .....	El Paso County and Incorporated Areas.	Calhan Main Channel .....	Approximately 40 feet downstream of McClasky Road.	None	*6,485
			Approximately 3,740 feet upstream of Eighth Street.	None	*6,548
		Calhan East Tributary .....	At confluence of Calhan Main Channel ....	None	*6,525
			Approximately 3,140 feet upstream of confluence of Calhan Main Channel.	None	*6,565

State	City/town/county	Source of flooding	Location	#Depth in feet above ground. *Elevation in feet (NGVD)	
				Existing	Modified
		Calhan Fairground Tributary	Approximately 550 feet downstream of Denver Street.	None	*6,533
			Approximately 810 feet upstream of Boulder Street.	None	*6,561

Maps are available for inspection at the Regional Building, 101 West Costilla Avenue, Colorado Springs, Colorado.

Send comments to The Honorable Chuck Brown, Chairman, El Paso County Board of Commissioners, 27 East Vermijo Avenue, Colorado Springs, Colorado 80903.

Maps are available for inspection at the Town of Calhan Town Hall, 556 Colorado Avenue, Calhan, Colorado.

Send comments to The Honorable Albert Kobilan, Mayor, Town of Calhan, P.O. Box 236, Calhan, Colorado 80808-0236.

Missouri .....	Bull Creek (Village) Taney County.	Bull Creek .....	Approximately 4,100 feet downstream of State Highway F.	None	*725
			Approximately 450 feet downstream of State Highway F.	None	*728

Maps are available for inspection at the Village of Bull Creek Village Hall, 1886 State Highway F, Bull Creek, Missouri.

Send comments to The Honorable Al Skeen, Mayor, Village of Bull Creek, 1886 State Highway F, Bull Creek, Missouri 65616.

Missouri .....	Clark County (Unincorporated Areas).	Mississippi River .....	At County boundary 13,000 feet downstream of confluence of Fox River.	None	*496
			At confluence of Des Moines River and County boundary.	None	*500

Maps are available for inspection at the Clark County Courthouse, 111 East Cort Street, Kohoka, Missouri.

Send comments to The Honorable Eddie Brewer, Presiding Commissioner, Clark County, County Courthouse, 111 East Cort Street, Kohoka, Missouri 63445.

Missouri .....	Hollister (City) Taney County.	Turkey Creek .....	At confluence with White River .....	*716	*716
			Approximately 2,200 feet upstream of the Wastewater Treatment Plant Road, at corporate limits.	None	*748
		White River .....	At confluence of Coon Creek .....	*715	*715
			Approximately 1,050 feet (0.2 mile) upstream of U.S. Highway 65.	None	*718

Maps are available for inspection at the City of Hollister City Hall, 294 Esplanade Street, Hollister, Missouri.

Send comments to The Honorable David Tate, Mayor, City of Hollister, P.O. Box 638, Hollister, Missouri 65673.

North Dakota .....	McHenry County and Incorporated Areas.	Mouse River .....	Approximately 530 feet downstream from Dam 326.	None	*1,426
			Approximately 260 feet downstream from Schilling Bridge.	None	*1,520

Maps are available for inspection at the McHenry County Auditor's Office, 407 South Main, Towner, North Dakota.

Send comments to The Honorable Scott Mueller, Chairman, Board of McHenry County Commissioners, P.O. Box 147, Towner, North Dakota 58788.

Maps are available for inspection at 101 First Street West, Velva, North Dakota.

Send comments to The Honorable Loren Hammer, President, P.O. Box 475, Velva, North Dakota 58790.

Maps are available for inspection at 4725 19th Avenue North, Velva, North Dakota.

Send comments to The Honorable John Thomas, Chairman, Township of Velva, 4725 19th Avenue North, Velva, North Dakota 58790.

Maps are available for inspection at 570 82nd Street Northeast, Willow City, North Dakota.

Send comments to The Honorable Kenneth Klebe, Chairman, Township of Willow Creek, 570 82nd Street Northeast, Willow City, North Dakota 58384.

Maps are available for inspection at 750 61st Street Northeast, Towner, North Dakota.

Send comments to The Honorable David Haman, Chairman, Township of Newport, 750 61st Street Northeast, Towner, North Dakota 58788.

Maps are available for inspection at 5045 First Avenue Northwest, Karlsruhe, North Dakota.

Send comments to The Honorable Leo Heilman, Chairman, Township of Villard, 225 50th Street Northeast, Karlsruhe, North Dakota 58744.

Maps are available for inspection at 1326 47th Street North, Velva, North Dakota.

Send comments to The Honorable Donald Howe, Chairman, Township of Lebanon, 1326 47th Street North, Velva, North Dakota 58790.

North Dakota .....	McKinney (Township) Renville County.	Mouse River .....	Approximately 3,375 feet (.64 mile) downstream of Dam 41.	None	*1,601
			Approximately 1,265 feet (.24 mile) upstream of Swenson Bridge.	None	*1,607

State	City/town/county	Source of flooding	Location	#Depth in feet above ground. *Elevation in feet (NGVD)	
				Existing	Modified

Maps are available for inspection at City Hall, Main Street, Tolley, North Dakota.

Send comments to The Honorable Kenneth Johnson, Chairman, Township of McKinney, P.O. Box 97, Tolley, North Dakota 58787.

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

Dated: May 6, 1999.

**Michael J. Armstrong,**

*Associate Director for Mitigation.*

[FR Doc. 99-12348 Filed 5-14-99; 8:45 am]

BILLING CODE 6718-04-P

## FEDERAL COMMUNICATIONS COMMISSION

### 47 CFR Part 73

[MM Docket No. 99-147; RM-9555]

#### Radio Broadcasting Services; Congress, AZ

**AGENCY:** Federal Communications Commission.

**ACTION:** Proposed rule.

**SUMMARY:** This document requests comments on a petition for rule making filed on behalf of Mountain West Broadcasting, requesting the allotment of Channel 242A to Congress, Arizona, as a first local aural transmission service. As Congress is not incorporated or listed in the U.S. Census, information is requested regarding the attributes of that locality to determine whether it is a *bona fide* community for allotment purposes. Coordinates used for this proposal are 34-09-24 NL and 112-50-30 WL.

**DATES:** Comments must be filed on or before June 28, 1999, and reply comments on or before July 13, 1999.

**ADDRESSES:** Secretary, Federal Communications Commission, Washington, DC 20554. In addition to filing comments with the FCC, interested parties should serve the petitioner, as follows: Mountain West Broadcasting, c/o Victor A. Michael, Jr., President, 6807 Foxglove Drive, Cheyenne, Wyoming 82009.

**FOR FURTHER INFORMATION CONTACT:** Nancy Joyner, Mass Media Bureau, (202) 418-2180.

**SUPPLEMENTARY INFORMATION:** This is a synopsis of the Commission's Notice of Proposed Rule Making, MM Docket No. 99-147, adopted April 28, 1999, and released May 7, 1999. The full text of this Commission decision is available for inspection and copying during

normal business hours in the FCC's Information Center (Room CY-A257), 445 Twelfth Street, SW., Washington, DC. The complete text of this decision may also be purchased from the Commission's copy contractor, International Transcription Service, Inc., 1231 20th Street, NW., Washington, DC 20036, (202) 857-3800.

Provisions of the Regulatory Flexibility Act of 1980 do not apply to this proceeding.

Members of the public should note that from the time a Notice of Proposed Rule Making is issued until the matter is no longer subject to Commission consideration or court review, all *ex parte* contacts are prohibited in Commission proceedings, such as this one, which involve channel allotments. See 47 CFR 1.1204(b) for rules governing permissible *ex parte* contacts.

For information regarding proper filing procedures for comments, See 47 CFR 1.415 and 1.420.

#### List of Subjects in 47 CFR Part 73

Radio broadcasting.

Federal Communications Commission.

**John A. Karousos,**

*Chief, Allocations Branch, Policy and Rules Division, Mass Media Bureau.*

[FR Doc. 99-12300 Filed 5-14-99; 8:45 am]

BILLING CODE 6712-01-P

## FEDERAL COMMUNICATIONS COMMISSION

### 47 CFR Part 73

[MM Docket No. 99-152; RM-9560]

#### Radio Broadcasting Services; Captain Cook, HI

**AGENCY:** Federal Communications Commission.

**ACTION:** Proposed rule.

**SUMMARY:** This document requests comments on a petition for rule making filed on behalf of Mountain West Broadcasting, requesting the allotment of Channel 226C1 to Captain Cook, Hawaii, as that community's first local aural transmission service. Coordinates used for this proposal are 19-29-49 NL and 155-55-18 WL.

**DATES:** Comments must be filed on or before June 28, 1999, and reply comments on or before July 13, 1999.

**ADDRESSES:** Secretary, Federal Communications Commission, Washington, DC 20554. In addition to filing comments with the FCC, interested parties should serve the petitioner, as follows: Mountain West Broadcasting, c/o Victor A. Michael, Jr., President, 6807 Foxglove Drive, Cheyenne, Wyoming 82009.

**FOR FURTHER INFORMATION CONTACT:** Nancy Joyner, Mass Media Bureau, (202) 418-2180.

**SUPPLEMENTARY INFORMATION:** This is a synopsis of the Commission's Notice of Proposed Rule Making, MM Docket No. 99-152, adopted April 28, 1999, and released May 7, 1999. The full text of this Commission decision is available for inspection and copying during normal business hours in the FCC's Reference Information Center (Room CY-A257), 445 Twelfth Street, SW., Washington, DC. The complete text of this decision may also be purchased from the Commission's copy contractor, International Transcription Service, Inc., 1231 20th Street, NW., Washington, DC 20036, (202) 857-3800. Provisions of the Regulatory Flexibility Act of 1980 do not apply to this proceeding.

Members of the public should note that from the time a Notice of Proposed Rule Making is issued until the matter is no longer subject to Commission consideration or court review, all *ex parte* contacts are prohibited in Commission proceedings, such as this one, which involve channel allotments. See 47 CFR 1.1204(b) for rules governing permissible *ex parte* contacts.

For information regarding proper filing procedures for comments, See 47 CFR 1.415 and 1.420.

#### List of Subjects in 47 CFR Part 73

Radio broadcasting.

Federal Communications Commission.

**John A. Karousos,**

*Chief, Allocations Branch, Policy and Rules Division, Mass Media Bureau.*

[FR Doc. 99-12301 Filed 5-14-99; 8:45 am]

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