



Billing Code 9110-12-P

DEPARTMENT OF HOMELAND SECURITY

Federal Emergency Management Agency

44 CFR Part 67

Docket ID FEMA-2012-0003

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: *Effective 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 in 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: Luis Rodriguez, Chief, Engineering Management Branch, Federal Insurance and Mitigation Administration, Federal Emergency Management Agency, 500 C Street SW., Washington, DC 20472, (202) 646-4064, or (e-mail)

Luis.Rodriguez3@fema.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 Associate Administrator for Mitigation 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:

Gilmer County, Georgia, and Incorporated Areas			
Docket No.: FEMA-B-1155			
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
Cartecay River	Approximately 1.12 miles upstream of Holt Bridge Road	+1290	Unincorporated Areas of Gilmer County
	Approximately 0.24 mile upstream of the Owltown Creek confluence	+1519	

*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 Gilmer County:**

Maps are available for inspection at the Gilmer County Courthouse, 1 Broad Street, Ellijay, GA 30540

Chisago County, Minnesota, and Incorporated Areas			
Docket No.: FEMA-B-1134			
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
Lake Ellen	Entire shoreline	+895	City of Chisago City Unincorporated Areas of Chisago County
Skogman Lake	Entire shoreline within Chisago County	+950	

*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 Chisago City:**

Maps are available for inspection at City Hall, 10625 Railroad Avenue, Chisago City, MN 55013

Unincorporated Areas of Chisago County:

Maps are available for inspection at the Chisago County Government Center, 313 North Main Street, Center City, MN 55012

Clay County, Minnesota, and Incorporated Areas			
Docket No.: FEMA-B-1078			
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
Buffalo River	At the confluence with the Red River of the North	+883	City of Georgetown, Unincorporated Areas of Clay County Unincorporated Areas of Clay County
	Just downstream of U.S. Route 10 (1st crossing)	+948	
Oakport Coulee	At the convergence with the Red River of the North	+893	
	Approximately 2,500 feet downstream of Wall Street Avenue North/County Highway 22	+896	

County Ditch No. 20 (Lower Reach)	At the convergence with the Red River of the North	+888	Unincorporated Areas of Clay County
	At the divergence from County Ditch No. 20 (Connecting Reach/Upper Reach)	+893	
County Ditch No. 41	Approximately 5,645 feet downstream of Main Street South/County Highway 78	+908	City of Moorhead, Unincorporated Areas of Clay County
	At the divergence of County Ditch No. 41 Lateral No. 1	+910	
County Ditch No. 41 Lateral No. 1	At 34th Street North	+906	City of Dilworth, Unincorporated Areas of Clay County
	At the divergence of County Ditch No. 41	+910	
County Ditch No. 50	At 34th Street North	+905	City of Dilworth
	Approximately 1,700 feet upstream of U.S. Route 10/Center Avenue East	+910	
County Drain No. 51	At the confluence with the Buffalo River	+891	Unincorporated Areas of Clay County
	Approximately 3,900 feet upstream of 90th Avenue North/County Highway 26	+902	
Glyndon Tributary	Approximately 1,700 feet downstream of U.S. Route 10/State Street	+916	City of Glyndon, Unincorporated Areas of Clay County
	At 110th Street South/County Highway 71	+926	
Red River of the North	At the Norman County boundary	+879	City of Georgetown, City of Moorhead, Unincorporated Areas of Clay County
	At the Wilkin County boundary	+919	
South Branch Buffalo River	At the confluence with the Buffalo River	+915	Unincorporated Areas of Clay County
	Approximately 200 feet downstream of 180th Avenue South	+942	
South Branch Wild Rice River	Backwater area approximately 1,450 feet downstream of Burlington Northern & Santa Fe Railway/State Highway 32	+1119	City of Ulen
Stony Creek	At the confluence with South Branch Buffalo River	+924	Unincorporated Areas of Clay County
	Approximately 100 feet upstream of the confluence with South Branch Buffalo River	+924	
Unnamed Tributary to Whisky Creek	At 165th Avenue South	+993	Unincorporated Areas of Clay County
	Approximately 3,110 feet upstream of Front Street South/County Highway 52	+1030	

*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 Dilworth:

Maps are available for inspection at 21st Avenue Southeast, Dilworth, MN 56529

City of Georgetown:

Maps are available for inspection at 127 Main Street, Georgetown, MN 56546

City of Glyndon:

Maps are available for inspection at 36 3rd Street Southeast, Glyndon, MN 56547

City of Moorhead:

Maps are available for inspection at 500 Center Avenue, Moorhead, MN 56561

City of Ulen:

Maps are available for inspection at 201 1st Street Northwest, Ulen, MN 56585

Unincorporated Areas of Clay County:

Maps are available for inspection at 807 11th Street North, Moorhead, MN 56560

Tioga County, New York (All Jurisdictions)			
Docket No.: FEMA-B-1089			
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
Apalachin Creek	At the confluence with the Susquehanna River	+826	Town of Owego
	Approximately 1,729 feet upstream of Main Street	+826	
Owego Creek	At the confluence with the Susquehanna River	+813	Town of Tioga, Village of Owego
	Approximately 3,529 feet upstream of Waverly Road/West Main Street	+813	
Susquehanna River	Approximately 2.3 miles upstream of State Route 17	+781	Town of Barton, Town of Nichols, Town of Owego, Town of Tioga, Village of Nichols, Village of Owego
	Approximately 2.4 miles upstream of Valley View Drive	+829	
West Branch Owego Creek	Approximately 2.86 miles upstream of West Newark Cross Road	+1028	Town of Berkshire
	Approximately 2.95 miles upstream of West Newark Cross Road	+1029	

*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 Barton:

Maps are available for inspection at the Barton Town Hall, 304 State Route 17C, Waverly, NY 14892

Town of Berkshire:

Maps are available for inspection at the Town Hall, 18 Railroad Avenue, Berkshire, NY 13736

Town of Nichols:

Maps are available for inspection at the Nichols Town Hall, 54 East River Road, Nichols, NY 13812

Town of Owego:

Maps are available for inspection at the Owego Town Hall, 2354 State Route 434, Apalachin, NY 13812

Town of Tioga:

Maps are available for inspection at the Tioga Town Hall, 54 5th Avenue, Tioga Center, NY 13845

Village of Nichols:

Maps are available for inspection at the Nichols Town Hall, 54 East River Road, Nichols, NY 13812

Village of Owego:

Maps are available for inspection at the Owego Village Municipal Building, Old Jail, 178 Main Street, Owego, NY 13827

Wagoner County, Oklahoma, and Incorporated Areas Docket Nos.: FEMA-B-1022 and FEMA-B-1112			
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
Adams Creek	Approximately 717 feet downstream of the confluence with School Creek	+600	Town of Fair Oaks
	Approximately 0.61 mile upstream of the confluence with School Creek	+605	
Arkansas River	Approximately 6,809 feet from U.S. Route 69 upstream to the limit of detailed study	+516	Unincorporated Areas of Wagoner County
	Approximately 15,526 feet from U.S. Route 69 downstream to the limit of detailed study	+523	
Arkansas River (Corp of Engineers)	Approximately 10,354 feet from State Highway 104 downstream to the limit of detailed study	+551	Unincorporated Areas of Wagoner County
	Limit of detailed study at Tulsa County boundary	+582	
East Coal Creek	Approximately 386 feet upstream from River Park Avenue	+561	City of Wagoner
	Approximately 213 feet upstream of Railroad Culvert	+570	
Salt Creek	Approximately 0.60 mile downstream of 305th Avenue	+557	Town of Fair Oaks
	Approximately 365 feet upstream of 257th Avenue	+607	

Verdigris River	Approximately 245 feet downstream of 72nd Street	+516	Town of Okay
	Approximately 0.45 mile upstream of 72nd Street	+516	

*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 Fair Oaks:

Maps are available for inspection at the Rogers County Commissioners Office, 219 South Missouri Street, Claremore, OK 74017

Town of Okay:

Maps are available for inspection at the Wagoner County Commissioners Office, 306 East Cherokee Street, Wagoner, OK 74107

City of Wagoner:

Maps are available for inspection at the Wagoner County Commissioners Office, 306 East Cherokee Street, Wagoner, OK 74107

Unincorporated Areas of Wagoner County:

Maps are available for inspection at the Wagoner County Commissioners Office, 306 East Cherokee Street, Wagoner, OK 74107

Lawrence County, South Dakota, and Incorporated Areas Docket No.: FEMA-B-1069			
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
Hungry Hollow Gulch	Approximately 350 feet downstream of Ames Avenue	+3632	City of Spearfish
	Approximately 645 feet upstream of Saint Joe Street	+3699	
Ice House Creek	Approximately 25 feet upstream of Grant Street	+3658	City of Spearfish
	Approximately 50 feet upstream of State Street	+3686	
Ice House Creek Tributary A	Approximately 73 feet downstream of 8th Street	+3663	City of Spearfish
	Approximately 150 feet downstream of State Street	+3671	
Riggs Gulch	Approximately 200 feet downstream of U.S. Route 14A	+3764	City of Spearfish
	Approximately 920 feet upstream of Colorado Boulevard	+3843	
Spearfish Creek	Just downstream of Utah Boulevard	+3570	City of Spearfish, Unincorporated
	Approximately 1,300 feet upstream of	+3726	

Unnamed Tributary to Higgins Gulch	Winterville Drive		Areas of Lawrence County
	Approximately 4,430 feet downstream of the I-90 West ramp	+3440	City of Spearfish
	Approximately 1,500 feet downstream of the I-90 West ramp	+3491	

*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 Spearfish:

Maps are available for inspection at 625 5th Street, Spearfish, SD 57783

Unincorporated Areas of Lawrence County:

Maps are available for inspection at 90 Sherman Street, Deadwood, SD 57732

Sumner County, Tennessee, and Incorporated Areas Docket No.: FEMA-B-1185			
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
East Camp Creek	Approximately 1,110 feet downstream of U.S. Route 31	+453	City of Gallatin
	At the downstream side of State Route 25	+486	
North Donoho Branch	At the upstream side of the railroad	+794	City of Portland
	Approximately 0.6 mile upstream of the railroad	+794	
Sink Hole Creek	At the downstream side of Newton Lane	+475	City of Gallatin, Unincorporated Areas of Sumner County
	Approximately 0.4 mile upstream of Airport Driveway	+571	
Sink Hole Creek Tributary	Approximately 320 feet upstream of the Sink Hole Creek confluence	+498	City of Gallatin, Unincorporated Areas of Sumner County
	Approximately 580 feet upstream of Airport Road	+547	
Station Camp Creek	At the upstream side of Lower Station Camp Road	+452	City of Gallatin, City of Hendersonville, Unincorporated Areas of Sumner County
	Approximately 0.8 mile downstream of the Strother Branch confluence	+554	

*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 Gallatin:

Maps are available for inspection at City Hall, 132 West Main Street, Gallatin, TN 37066

City of Hendersonville:

Maps are available for inspection at City Hall, Planning and Zoning, 1 Executive Park Drive, Hendersonville, TN 37075

City of Portland:

Maps are available for inspection at City Hall, 100 South Russell Street, Portland, TN 37148

Unincorporated Areas of Sumner County:

Maps are available for inspection at the Sumner County Building Department, 355 North Belvedere Drive, Room 202, Gallatin, TN 37066

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

Dated: March 22, 2012

Sandra K. Knight,

Deputy Associate Administrator for Mitigation,

Department of Homeland Security,

Federal Emergency Management Agency.

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