

Flooding source(s)	Location of referenced elevation**	*Elevation in feet (NGVD) + Elevation in feet (NAVD) # Depth in feet above ground ^ Elevation in meters (MSL)		Communities affected
		Effective	Modified	
	Just downstream of County Highway 3404 .....	None	+860	

\* 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.

Send comments to Kevin C. Long, Acting Chief, Engineering Management Branch, Mitigation Directorate, Federal Emergency Management Agency, 500 C Street, SW., Washington, DC 20472.

**ADDRESSES**

**City of Sunrise Beach Village**

Maps are available for inspection at 124 Sunrise Drive, Sunrise Beach Village, TX 78643.

**Unincorporated Areas of Llano County**

Maps are available for inspection at 801 Ford Street, Llano, TX 78643.

**Maverick County, Texas, and Incorporated Areas**

Tributary to Seco Creek .....	Approximately 115 feet downstream of U.S. Highway 277.	+736	+737	City of Eagle Pass, Unincorporated Areas of Maverick County.
	Approximately 200 feet upstream of U.S. Highway 277.	+739	+740	
Unnamed Tributary of Rio Grande.	Approximately 200 feet upstream of Laura Street .....	+736	+737	Unincorporated Areas of Maverick County.
	Just downstream of Montemayor Street .....	None	+749	

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Send comments to Kevin C. Long, Acting Chief, Engineering Management Branch, Mitigation Directorate, Federal Emergency Management Agency, 500 C Street, SW., Washington, DC 20472.

**ADDRESSES**

**City of Eagle Pass**

Maps are available for inspection at 500 Quarry Street, Suite 3, Eagle Pass, TX 78852.

**Unincorporated Areas of Maverick County**

Maps are available for inspection at 100 South Monroe Street, Eagle Pass, TX 78852.

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

**Sandra K. Knight,**

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

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**BILLING CODE 9110-12-P**

**DEPARTMENT OF HOMELAND SECURITY**

**Federal Emergency Management Agency**

**44 CFR Part 67**

**[Docket ID FEMA-2010-0003; Internal Agency Docket No. FEMA-B-1091]**

**Proposed Flood Elevation Determinations**

**AGENCY:** Federal Emergency Management Agency, DHS.

**ACTION:** Proposed rule.

**SUMMARY:** Comments are requested on the proposed Base (1% annual-chance)

Flood Elevations (BFEs) and proposed BFE modifications for the communities listed in the table below. The purpose of this notice is to seek general information and comment regarding the proposed regulatory flood elevations for the reach described by the downstream and upstream locations in the table below. The BFEs and modified BFEs are a part of the floodplain management measures that the community is required either to adopt or show evidence of having in effect in order to qualify or remain qualified for participation in the National Flood Insurance Program (NFIP). In addition, these elevations, once finalized, will be used by insurance agents, and others to

calculate appropriate flood insurance premium rates for new buildings and the contents in those buildings.

**DATES:** Comments are to be submitted on or before May 6, 2010.

**ADDRESSES:** The corresponding preliminary Flood Insurance Rate Map (FIRM) for the proposed BFEs for each community is available for inspection at the community's map repository. The respective addresses are listed in the table below.

You may submit comments, identified by Docket No. FEMA-B-1091, to Kevin C. Long, Acting Chief, Engineering Management Branch, Mitigation Directorate, Federal Emergency Management Agency, 500 C Street, SW., Washington, DC 20472, (202) 646-2820, or (e-mail) [kevin.long@dhs.gov](mailto:kevin.long@dhs.gov).

**FOR FURTHER INFORMATION CONTACT:**

Kevin C. Long, Acting Chief, Engineering Management Branch, Mitigation Directorate, Federal Emergency Management Agency, 500 C Street, SW., Washington, DC 20472, (202) 646-2820, or (e-mail) [kevin.long@dhs.gov](mailto:kevin.long@dhs.gov).

**SUPPLEMENTARY INFORMATION:** The Federal Emergency Management Agency (FEMA) proposes to make determinations of BFEs and modified BFEs 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 BFEs and modified BFEs, 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.

Comments on any aspect of the Flood Insurance Study and FIRM, other than the proposed BFEs, will be considered. A letter acknowledging receipt of any comments will not be sent.

*National Environmental Policy Act.* This proposed 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.

*Executive Order 12866, Regulatory Planning and Review.* This proposed rule is not a significant regulatory action under the criteria of section 3(f) of Executive Order 12866, as amended.

*Executive Order 13132, Federalism.* This proposed rule involves no policies that have federalism implications under Executive Order 13132.

*Executive Order 12988, Civil Justice Reform.* This proposed 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 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:

Flooding source(s)	Location of referenced elevation **	* Elevation in feet (NGVD) + Elevation in feet (NAVD) # Depth in feet above ground ^ Elevation in meters (MSL)		Communities affected
		Effective	Modified	
<b>Hot Spring County, Arkansas, and Incorporated Areas</b>				
Chatman Creek .....	Approximately 900 feet downstream of Grigsby Ford Road.	None	+254	Unincorporated Areas of Hot Spring County.
	Just upstream of State Highway 9 .....	None	+307	
Rockport Creek .....	Approximately 2,300 feet downstream of Martin Luther King Boulevard.	None	+260	Unincorporated Areas of Hot Spring County.
	Approximately 1,300 feet downstream of Martin Luther King Boulevard.	None	+263	
Town Creek .....	Approximately 2,300 feet downstream of Walco Road.	None	+253	Unincorporated Areas of Hot Spring County.
	Just downstream of Mount Willow Road .....	None	+298	

\* National Geodetic Vertical Datum.

+ North American Vertical Datum.

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\*\* 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.

Send comments to Kevin C. Long, Acting Chief, Engineering Management Branch, Mitigation Directorate, Federal Emergency Management Agency, 500 C Street, SW., Washington, DC 20472.

Flooding source(s)	Location of referenced elevation**	* Elevation in feet (NGVD) + Elevation in feet (NAVD) # Depth in feet above ground ^ Elevation in meters (MSL)		Communities affected
		Effective	Modified	

**ADDRESSES**

**Unincorporated Areas of Hot Spring County**

Maps are available for inspection at 210 Locust Street, Malvern, AR 72104.

**Logan County, Arkansas, and Incorporated Areas**

Arkansas River .....	Just upstream of State Highway 109 .....	None	+351	Town of Morrison Bluff.
Booneville Creek .....	Approximately 0.75 mile upstream of confluence with Petit Jean River.	None	+443	City of Booneville.
Booneville Creek Tributary No. 1.	Just upstream of the City of Booneville/Logan County southeast boundary.	None	+446	City of Booneville.
Cane Creek .....	Flooding effects near 5th Street and the Tributary of Cane Creek.	None	+352	Town of Scranton.
	Flooding effects just southeast of 5th and Cherry Streets, near the Town of Scranton's southeast boundary.	None	+355	
Petit Jean River .....	Just upstream of the City of Booneville/Logan County southeast boundary.	None	+443	City of Booneville.
Short Mountain Creek Tributary.	Just upstream of confluence with Short Mountain Creek.	None	+375	Unincorporated Areas of Logan County.
	Just upstream of Cherry Street .....	None	+425	
	Approximately 1,800 feet upstream of Cherry Street	None	+432	

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+ North American Vertical Datum.

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Send comments to Kevin C. Long, Acting Chief, Engineering Management Branch, Mitigation Directorate, Federal Emergency Management Agency, 500 C Street, SW., Washington, DC 20472.

**ADDRESSES**

**City of Booneville**

Maps are available for inspection at 497 East Main Street, Suite A, Booneville, AR 72927.

**Town of Morrison Bluff**

Maps are available for inspection at 22189 North Highway 109, Scranton, AR 72863.

**Town of Scranton**

Maps are available for inspection at 203 Park Avenue, Scranton, AR 72863.

**Unincorporated Areas of Logan County**

Maps are available for inspection at the OEM Training Center, 205 East Maple Street, Paris, AR 72855.

**St. James Parish, Louisiana, and Incorporated Areas**

Mississippi River .....	Approximately 0.9 mile downstream of State Highway 3213.	None	+27	Unincorporated Areas of St. James Parish, Town of Gramercy, Town of Lutcher.
	Approximately 1.2 mile upstream of State Highway 3213.	None	+28	
Storage Areas from the Gulf (D2G model).	Approximately 1,079 feet south of State Highway 643.	None	+1	Unincorporated Areas of St. James Parish.
	Approximately 60 feet south of the intersection of Sidney Road and Missouri Pacific Railroad, along the east side of the rail line.	None	+14	

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Send comments to Kevin C. Long, Acting Chief, Engineering Management Branch, Mitigation Directorate, Federal Emergency Management Agency, 500 C Street, SW., Washington, DC 20472.

Flooding source(s)	Location of referenced elevation**	* Elevation in feet (NGVD) + Elevation in feet (NAVD) # Depth in feet above ground ^ Elevation in meters (MSL)		Communities affected
		Effective	Modified	

**ADDRESSES**

**Town of Gramercy**

Maps are available for inspection at 120 North Montz Avenue, Gramercy, LA 70052.

**Town of Lutcher**

Maps are available for inspection at 2500 Louisiana Avenue, Lutcher, LA 70071.

**Unincorporated Areas of St. James Parish**

Maps are available for inspection at 5800 Highway 44, Convent, LA 70723.

**Caddo County, Oklahoma, and Incorporated Areas**

Flooding source(s)	Location of referenced elevation**	Effective	Modified	Communities affected
Deer Creek East Tributary ..	Approximately 250 feet upstream of N2480 Road ...	+1,486	+1,484	Unincorporated Areas of Caddo County.
	Approximately 1,700 feet upstream of N2480 Road	+1,501	+1,503	

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\*\* 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.

Send comments to Kevin C. Long, Acting Chief, Engineering Management Branch, Mitigation Directorate, Federal Emergency Management Agency, 500 C Street, SW., Washington, DC 20472.

**ADDRESSES**

**Unincorporated Areas of Caddo County**

Maps are available for inspection at the County Courthouse, 201 West Oklahoma Avenue, Room 11, Anadarko, OK 73005.

**Hopkins County, Texas, and Incorporated Areas**

Flooding source(s)	Location of referenced elevation**	Effective	Modified	Communities affected
Coleman Creek .....	Approximately 0.56 mile upstream of State Highway 19.	None	+437	Unincorporated Areas of Hopkins County.
	Approximately 600 feet upstream of State Highway 19.	None	+445	
Gena Creek .....	Just upstream of FM Road 1870 .....	None	+440	Unincorporated Areas of Hopkins County.
	Approximately 1.04 mile upstream of FM Road 1870.	None	+457	
Rock Creek .....	Just downstream of unnamed railroad .....	None	+421	Unincorporated Areas of Hopkins County.
Turtle Creek .....	Approximately 500 feet upstream of Holiday Drive	None	+476	Unincorporated Areas of Hopkins County.
	Just upstream of State Highway 11 .....	None	+481	
	Just upstream of unnamed railroad .....	None	+494	

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Send comments to Kevin C. Long, Acting Chief, Engineering Management Branch, Mitigation Directorate, Federal Emergency Management Agency, 500 C Street, SW., Washington, DC 20472.

**ADDRESSES**

**Unincorporated Areas of Hopkins County**

Maps are available for inspection at the County Courthouse, 118 Church Street, Sulphur Springs, TX 75483.

**Robertson County, Texas, and Incorporated Areas**

Flooding source(s)	Location of referenced elevation**	Effective	Modified	Communities affected
Little Brazos River .....	At the confluence with Lost Creek .....	None	+268	Unincorporated Areas of Robertson County.
Lost Creek .....	Just downstream of Gifford Hill Road .....	None	+276	Unincorporated Areas of Robertson County.
	At the confluence with the Little Brazos River .....	None	+268	
	Just downstream of Union Pacific Railroad .....	None	+272	

Flooding source(s)	Location of referenced elevation **	* Elevation in feet (NGVD) + Elevation in feet (NAVD) # Depth in feet above ground ^ Elevation in meters (MSL)		Communities affected
		Effective	Modified	
Sandy Creek .....	Approximately 1,900 feet downstream of Black Jack Road.	None	+305	Unincorporated Areas of Robertson County.
	Approximately 800 feet upstream of Old Henry Prairie Road.	None	+338	
	At the confluence with the Little Brazos River .....	None	+274	
	Just downstream of Vaughn Lane .....	None	+287	
	Just upstream of the Union Pacific Railroad .....	None	+302	
Sandy Creek Tributary 2 ....	Approximately 1,970 feet upstream of the confluence with Sandy Creek Tributary 3.	None	+320	Unincorporated Areas of Robertson County.
	At the confluence with Sandy Creek .....	None	+312	
	Approximately 1,400 feet upstream of the confluence with Sandy Creek.	None	+314	

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Send comments to Kevin C. Long, Acting Chief, Engineering Management Branch, Mitigation Directorate, Federal Emergency Management Agency, 500 C Street, SW., Washington, DC 20472.

**ADDRESSES**

**Unincorporated Areas of Robertson County**

Maps are available for inspection at P.O. Box 427, Franklin, TX 77856.

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

**Sandra K. Knight,**

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

[FR Doc. 2010-2493 Filed 2-4-10; 8:45 am]

**BILLING CODE 9110-12-P**

**DEPARTMENT OF HOMELAND SECURITY**

**Federal Emergency Management Agency**

**44 CFR Part 67**

**[Docket ID FEMA-2010-0003; Internal Agency Docket No. FEMA-B-1066]**

**Proposed Flood Elevation Determinations**

**AGENCY:** Federal Emergency Management Agency, DHS.

**ACTION:** Proposed rule; correction.

**SUMMARY:** FEMA is correcting a table for Carroll County, Arkansas, and Incorporated Areas.

**FOR FURTHER INFORMATION CONTACT:**

Kevin C. Long, Acting Chief, Engineering Management Branch, Mitigation Directorate, Federal Emergency Management Agency, 500 C Street, SW., Washington, DC 20472, (202) 646-2820 or (e-mail) [kevin.long@dhs.gov](mailto:kevin.long@dhs.gov).

**SUPPLEMENTARY INFORMATION:**

The Federal Emergency Management Agency (FEMA) proposes 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 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.

**Correction**

FEMA is correcting a table in a proposed rule which published on September 8, 2009, at 74 FR 46047. The table for Carroll County, Arkansas, and Incorporated Areas contained incorrect information for the flooding source "Leatherwood Creek."

The September 8, 2009, proposed rule contained a table entitled "Carroll County, Arkansas, and Incorporated Areas," which contained errors. For flooding source "Leatherwood Creek," the table contained inaccurate information as to the communities affected. FEMA is now publishing a revised table for Carroll County, Arkansas, and Incorporated Areas, containing the accurate information, to address these prior errors. The information provided in the table below should be used in lieu of the table published on September 8, 2009.