



**Billing Code 9110-12-P**

**DEPARTMENT OF HOMELAND SECURITY**

**Federal Emergency Management Agency**

**44 CFR Part 67**

**Docket ID FEMA-2011-0002**

**[Internal Agency Docket No. FEMA-B-1229]**

**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 proposed rule 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 to 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 [INSERT DATE 90 DAYS AFTER DATE OF PUBLICATION IN THE FEDERAL REGISTER].

**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-1229, to 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](mailto:Luis.Rodriguez3@fema.dhs.gov).

**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](mailto:Luis.Rodriguez3@fema.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 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.

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:

City of Snyder, Oklahoma					
State	City/town/county	Source of flooding	Location**	Elevation	
				Existing	Modified
Oklahoma	City of Snyder	Tributary 1	Approximately 1,200 feet downstream of A Street	None	+1347
			Approximately 160 feet downstream of A Street	None	+1348
Oklahoma	City of Snyder	Tributary 2	Approximately 950 feet downstream of B Street to approximately 850 feet downstream of B Street	None	+1353

\*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 Luis Rodriguez, Chief, Engineering Management Branch, Federal Insurance and Mitigation Administration, Federal Emergency Management Agency, 500 C Street SW., Washington, DC 20472.

**ADDRESSES:**

**City of Snyder:**

Maps are available for inspection at City Hall, 721 E Street, Snyder, OK 73566

<b>Cass County, Indiana, and Incorporated Areas</b>				
Flooding Source(s)	Location of Referenced Elevation**	*Elevation in feet (NGVD)		Communities Affected
		Effective	Modified	
Crooked Creek	Approximately 0.44 mile upstream of the Wabash River confluence	None	+569	Unincorporated Areas of Cass County
	Approximately 0.39 mile upstream of West County Road 100 North	None	+636	
Goose Creek	At the upstream side of Cliff Drive	None	+591	City of Logansport, Unincorporated Areas of Cass County
	Approximately 200 feet upstream of Humphrey Boulevard	None	+598	

\*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 Luis Rodriguez, Chief, Engineering Management Branch, Federal Insurance and Mitigation Administration, Federal Emergency Management Agency, 500 C Street SW., Washington, DC 20472.

**ADDRESSES:**

**City of Logansport:**

Maps are available for inspection at City Hall, 601 East Broadway Street, Room 303, Logansport, IN 46947

**Unincorporated Areas of Cass County:**

Maps are available for inspection at the Cass County Government Building, 200 Court Park, Logansport, IN 46947

<b>Harrison County, Indiana, and Incorporated Areas</b>				
Flooding Source(s)	Location of Referenced Elevation**	*Elevation in feet (NGVD)		Communities Affected
		Effective	Modified	
Blue River (backwater effects)	At the Ohio River confluence	None	+431	Unincorporated Areas of Harrison County
	Approximately 530 feet downstream of	None	+431	

from Ohio River)	State Route 462			
Blue River	Approximately 1.7 miles downstream of Main Street	None	+540	Unincorporated Areas of Harrison County
	Approximately 0.5 mile downstream of Main Street	None	+545	
Blue River	Approximately 1,150 feet upstream of Norfolk Southern Railway	None	+551	Unincorporated Areas of Harrison County
	Approximately 0.77 mile upstream of Norfolk Southern Railway	None	+554	
Indian Creek Tributary 27	Approximately 1,940 feet downstream of State Route 64	None	+645	Unincorporated Areas of Harrison County
	Approximately 0.41 mile upstream of Private Drive #5755	None	+699	
Ohio River	At the Meade County boundary	None	+431	Town of Mauckport,
	At the Jefferson County boundary	None	+446	Town of New Amsterdam, Unincorporated Areas of Harrison County

- \*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 Luis Rodriguez, Chief, Engineering Management Branch, Federal Insurance and Mitigation Administration, Federal Emergency Management Agency, 500 C Street SW., Washington, DC 20472.

**ADDRESSES:**

**Town of Mauckport:**

Maps are available for inspection at the Harrison County Plan Commission, 245 Atwood Street Northeast, Suite 215, Corydon, IN 47112

**Town of New Amsterdam:**

Maps are available for inspection at the Harrison County Plan Commission, 245 Atwood Street Northeast, Suite 215, Corydon, IN 47112

**Unincorporated Areas of Harrison County:**

Maps are available for inspection at the Harrison County Plan Commission, 245 Atwood Street Northeast, Suite 215, Corydon, IN 47112

<b>Magoffin County, Kentucky, and Incorporated Areas</b>				
Flooding Source(s)	Location of Referenced Elevation**	*Elevation in feet (NGVD)		Communities Affected
		+Elevation in feet (NAVD)	#Depth in feet above ground	
		^Elevation in meters (MSL)	Effective Modified	
Beetree Branch (backwater effects from Licking River)	At the Licking River confluence Approximately 885 feet upstream of the Licking River confluence	None	+956	Unincorporated Areas of Magoffin County
		None	+956	
Big Half Mountain Creek (backwater effects from Licking River)	At the Licking River confluence Approximately 355 feet upstream of Clyde Holliday Cemetery Road	None	+901	Unincorporated Areas of Magoffin County
		None	+901	
Brushy Fork (backwater effects from Licking River)	At the Licking River confluence Approximately 865 feet upstream of the Licking River confluence	None	+976	Unincorporated Areas of Magoffin County
		None	+976	
Buck Branch (backwater effects from Licking River)	At the Licking River confluence Approximately 1,615 feet upstream of the Licking River confluence	None	+932	Unincorporated Areas of Magoffin County
		None	+932	
Elk Creek (backwater effects from Licking River)	At the Licking River confluence Approximately 175 feet upstream of Combs Branch Road	+846	+848	Unincorporated Areas of Magoffin County
		+846	+848	
Gardner Branch (backwater effects from Licking River)	At the Licking River confluence Approximately 615 feet upstream of Connelly Farm Road	+847	+849	Unincorporated Areas of Magoffin County
		+847	+849	
Grape Creek (backwater effects from Licking River)	At the Licking River confluence Approximately 0.7 mile upstream of the Licking River confluence	None	+828	Unincorporated Areas of Magoffin County
		None	+828	
Gun Creek (backwater effects from Licking River)	At the Licking River confluence Approximately 700 feet upstream of State Highway 7	None	+890	Unincorporated Areas of Magoffin County
		None	+890	
Johnson Creek (backwater effects from Licking River)	At the Licking River confluence Approximately 870 feet upstream of State Highway 134	None	+829	Unincorporated Areas of Magoffin County
		None	+829	
Left Fork Licking River (backwater effects from Licking River)	Approximately 0.8 mile upstream of Bert T. Combs Mountain Parkway	+844	+846	Unincorporated Areas of Magoffin County
	Approximately 1,505 feet upstream of State Highway 3337	+844	+846	
Lick Creek	At the Licking River confluence	None	+814	Unincorporated Areas

(backwater effects from Licking River)	Approximately 120 feet downstream of Hensley Road	None	+814	of Magoffin County
Licking River	At the Morgan County boundary	None	+806	City of Salyersville,
	Approximately 800 feet upstream of Quicksand Fork Road	None	+1014	Unincorporated Areas of Magoffin County
Licking River Arc 1	At the Licking River confluence	+847	+849	Unincorporated Areas of Magoffin County
	At the Licking River divergence	+848	+849	Unincorporated Areas of Magoffin County
Licking River Arc 2	At the Licking River confluence	+850	+852	City of Salyersville,
	Approximately 1,935 feet downstream of Main Street	+851	+852	Unincorporated Areas of Magoffin County
Middle Fork Licking River	At the Licking River confluence	+844	+846	Unincorporated Areas of Magoffin County
(backwater effects from Licking River)	Approximately 0.8 mile upstream of Bert T. Combs Mountain Parkway	+844	+846	Unincorporated Areas of Magoffin County
Oakley Creek (backwater effects from Licking River)	At the Licking River confluence	None	+883	Unincorporated Areas of Magoffin County
	Approximately 1,140 feet upstream of State Highway 1635	None	+883	Unincorporated Areas of Magoffin County
Pricy Creek (backwater effects from Licking River)	At the Licking River confluence	None	+808	Unincorporated Areas of Magoffin County
	Approximately 670 feet upstream of State Highway 3333	None	+808	Unincorporated Areas of Magoffin County
Quicksand Fork (backwater effects from Licking River)	At the Licking River confluence	None	+1012	Unincorporated Areas of Magoffin County
	Approximately 360 feet upstream of Quicksand Fork Road	None	+1012	Unincorporated Areas of Magoffin County
Right Fork Buck Branch (backwater effects from Licking River)	At the Buck Branch confluence	None	+932	Unincorporated Areas of Magoffin County
	Approximately 95 feet downstream of Buck Creek Road	None	+932	Unincorporated Areas of Magoffin County
Right Fork Licking River (backwater effects from Licking River)	Approximately 0.8 mile upstream of Bert T. Combs Mountain Parkway	+844	+846	Unincorporated Areas of Magoffin County
	Approximately 1,670 feet upstream of Ghost Branch Road	+844	+846	Unincorporated Areas of Magoffin County
Salt Lick Branch (backwater effects from Licking River)	At the Licking River confluence	None	+924	Unincorporated Areas of Magoffin County
	Approximately 0.6 mile upstream of State Highway 7	None	+924	Unincorporated Areas of Magoffin County
Trace Fork (backwater effects from Licking River)	At the Licking River confluence	None	+943	Unincorporated Areas of Magoffin County
	Approximately 1,410 feet upstream of the Licking River confluence	None	+943	Unincorporated Areas of Magoffin County

\*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 Luis Rodriguez, Chief, Engineering Management Branch, Federal Insurance and Mitigation Administration, Federal Emergency Management Agency, 500 C Street SW., Washington, DC 20472.

**ADDRESSES:**

**City of Salyersville:**

Maps are available for inspection at City Hall, 315 East Maple Street, Salyersville, KY 41465

**Unincorporated Areas of Magoffin County:**

Maps are available for inspection at the Magoffin County Courthouse, Judge’s Office, 457 Parkway Drive, Salyersville, KY 41465

<b>Wayne County, West Virginia, and Incorporated Areas</b>				
Flooding Source(s)	Location of Referenced Elevation**	*Elevation in feet (NGVD)		Communities Affected
		+Elevation in feet (NAVD)	#Depth in feet above ground	
		^Elevation in meters (MSL)		
		Effective	Modified	
Big Sandy River	At the Ohio River confluence	+549	+550	Town of Fort Gay, Unincorporated Areas of Wayne County
	At the Tug Fork confluence	+576	+575	
Mill Creek (backwater effects from Tug Fork)	From the Tug Fork confluence to approximately 1.1 miles upstream of the Tug Fork confluence	+577	+575	Town of Fort Gay
Tug Fork	At the Big Sandy River confluence	+576	+575	Town of Fort Gay
	Approximately 0.5 mile upstream of the Big Sandy River confluence	+577	+575	

\*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 Luis Rodriguez, Chief, Engineering Management Branch, Federal Insurance and Mitigation Administration, Federal Emergency Management Agency, 500 C Street SW., Washington, DC 20472.

**ADDRESSES:**

**Town of Fort Gay:**

Maps are available for inspection at the Town Hall, 3407 Wayne Street, Fort Gay, WV 25514

**Unincorporated Areas of Wayne County:**

Maps are available for inspection at the Wayne County Courthouse, 700 Hendricks Street, Wayne, WV 25570

<b>Marquette County, Wisconsin, and Incorporated Areas</b>					
Flooding Source(s)	Location of Referenced Elevation**	*Elevation in feet (NGVD)	+Elevation in feet (NAVD)	#Depth in feet above ground	Communities Affected
		Effective	Modified	^Elevation in meters (MSL)	
Fox River	Approximately 1.8 miles downstream of State Highway 22	+771	+770		City of Montello, Unincorporated Areas of Marquette County, Village of Endeavor
	At the Columbia County boundary	+782	+779		
Montello River	Approximately 292 feet downstream of the State Highway 22 bridge	+774	+771		City of Montello
	At Montello Granite Company Dam	+787	+774		
Neenah Creek	At the most downstream Columbia County boundary	+783	+782		Unincorporated Areas of Marquette County
	At the most upstream Columbia County boundary	+788	+789		

\*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 Luis Rodriguez, Chief, Engineering Management Branch, Federal Insurance and Mitigation Administration, Federal Emergency Management Agency, 500 C Street SW., Washington, DC 20472.

#### **ADDRESSES:**

##### **City of Montello:**

Maps are available for inspection at 20 Underwood Avenue, Montello, WI 53949

##### **Unincorporated Areas of Marquette County:**

Maps are available for inspection at 77 West Park Street, Montello, WI 53949

##### **Village of Endeavor:**

Maps are available for inspection at 400 Church Street, Endeavor, WI 53930

<b>Sauk County, Wisconsin, and Incorporated Areas</b>					
Flooding Source(s)	Location of Referenced Elevation**	*Elevation in feet (NGVD)	+Elevation in feet (NAVD)	#Depth in feet above ground	Communities Affected
		^Elevation in meters (MSL)	Effective	Modified	
Baraboo River	At the Columbia County boundary	+802	+804		City of Baraboo, City of Reedsburg, Unincorporated Areas of Sauk County, Village of La Valle, Village of North Freedom, Village of Rock Springs City of Baraboo
	At the Juneau County boundary	+910	+912		
Devil's Lake Tributary (backwater effects from Baraboo River)	At the Baraboo River confluence	+819	+820		City of Reedsburg, Unincorporated Areas of Sauk County
	Approximately 780 feet downstream of Old Lake Road	+819	+820		
Hay Creek (backwater effects from Baraboo River)	Approximately 75 feet downstream of County Highway V	+881	+882		City of Reedsburg, Unincorporated Areas of Sauk County
	Approximately 1,860 feet upstream of County Highway V	+881	+882		
Little Baraboo River (backwater effects from Baraboo River)	At the Baraboo River confluence	+892	+895		Unincorporated Areas of Sauk County, Village of La Valle
	Approximately 70 feet downstream of State Highway 58	+892	+895		
Narrows Creek (backwater effects from Baraboo River)	At the Baraboo River confluence	+870	+872		Unincorporated Areas of Sauk County, Village of Rock Springs
	At the downstream side of State Highway 154	+870	+872		
Plum Creek (backwater effects from Baraboo River)	At the Baraboo River confluence	+909	+912		Unincorporated Areas of Sauk County
	Approximately 0.78 mile upstream of confluence with Baraboo River	+911	+912		
Seeley Creek (backwater effects from Baraboo River)	At the Baraboo River confluence	+864	+865		Unincorporated Areas of Sauk County
	Approximately 1,450 feet downstream of Freedom Road	+864	+865		

\*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 Luis Rodriguez, Chief, Engineering Management Branch, Federal Insurance and Mitigation Administration, Federal Emergency Management Agency, 500 C Street SW., Washington, DC 20472.

**ADDRESSES:**

**City of Baraboo:**

Maps are available for inspection at City Hall, 135 4th Street, Baraboo, WI 53913

**City of Reedsburg:**

Maps are available for inspection at City Hall, 134 South Locust Street, Reedsburg, WI 53959

**Unincorporated Areas of Sauk County:**

Maps are available for inspection at the West Square Building, 505 Broadway, Baraboo, WI 53913

**Village of La Valle:**

Maps are available for inspection at the Village Hall, 103 West Main Street, La Valle, WI 53941

**Village of North Freedom:**

Maps are available for inspection at the Village Hall, 103 North Maple Street, North Freedom, WI 53951

**Village of Rock Springs:**

Maps are available for inspection at the Village Hall, 101 1st Street, Rock Springs, WI 53961

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

Dated: October 28, 2011

---

**David L. Miller,**

Associate Administrator,

Federal Insurance and Mitigation Administration,

Department of Homeland Security,

Federal Emergency Management Agency.

[FR Doc. 2011-29337 Filed 11/10/2011 at 8:45 am; Publication Date: 11/14/2011]