



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: 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:

City of Lubbock, Texas				
Docket No.: FEMA-B-1221				
State	City/town/county	Source of flooding	Location	Modified
Texas	City of Lubbock	Playa System E1	At the intersection of Avenue T and 40th Street	*Elevation in feet (NGVD) +Elevation in feet (NAVD) #Depth in feet above ground ^Elevation in meters (MSL) +3206
			At the intersection of Slide Road and 58th Street	+3256

*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 Lubbock:

Maps are available for inspection at City Hall, 1625 13th Street, Lubbock, TX 79401

Magoffin County, Kentucky, and Incorporated Areas			
Docket No.: FEMA-B-1229			
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
Beetree Branch (backwater effects from Licking River)	At the Licking River confluence Approximately 885 feet upstream of the Licking River confluence	+956 +956	Unincorporated Areas of Magoffin County
Big Half Mountain Creek (backwater effects from Licking River)	At the Licking River confluence Approximately 355 feet upstream of Clyde Holliday Cemetery Road	+901 +901	Unincorporated Areas of Magoffin County
Brushy Fork (backwater effects from Licking River)	At the Licking River confluence Approximately 865 feet upstream of the Licking River confluence	+976 +976	Unincorporated Areas of Magoffin County
Buck Branch (backwater effects from Licking River)	At the Licking River confluence Approximately 1,615 feet upstream of the Licking River confluence	+932 +932	Unincorporated Areas of Magoffin County
Elk Creek (backwater effects from Licking River)	At the Licking River confluence Approximately 175 feet upstream of Combs Branch Road	+848 +848	Unincorporated Areas of Magoffin County
Gardner Branch (backwater effects from Licking River)	At the Licking River confluence Approximately 615 feet upstream of Connelly Farm Road	+849 +849	Unincorporated Areas of Magoffin County
Grape Creek (backwater effects from Licking River)	At the Licking River confluence Approximately 0.7 mile upstream of the Licking River confluence	+828 +828	Unincorporated Areas of Magoffin County
Gun Creek (backwater effects from Licking River)	At the Licking River confluence Approximately 700 feet upstream of State Highway 7	+890 +890	Unincorporated Areas of Magoffin County
Johnson Creek (backwater effects from Licking River)	At the Licking River confluence Approximately 870 feet upstream of State Highway 134	+829 +829	Unincorporated Areas of Magoffin County
Left Fork Licking River (backwater effects from Licking River)	Approximately 0.8 mile upstream of Bert T. Combs Mountain Parkway Approximately 1,505 feet upstream of State Highway 3337	+846 +846	Unincorporated Areas of Magoffin County
Lick Creek (backwater effects from Licking River)	At the Licking River confluence Approximately 120 feet downstream of Hensley Road	+814 +814	Unincorporated Areas of Magoffin County
Licking River	At the Morgan County boundary Approximately 800 feet upstream of Quicksand Fork Road	+806 +1014	City of Salyersville, Unincorporated Areas of Magoffin County

Licking River Arc 1	At the Licking River confluence At the Licking River divergence	+849 +849	Unincorporated Areas of Magoffin County
Licking River Arc 2	At the Licking River confluence Approximately 1,935 feet downstream of Main Street	+852 +852	City of Salyersville, Unincorporated Areas of Magoffin County
Middle Fork Licking River (backwater effects from Licking River)	At the Licking River confluence Approximately 0.8 mile upstream of Bert T. Combs Mountain Parkway	+846 +846	Unincorporated Areas of Magoffin County
Oakley Creek (backwater effects from Licking River)	At the Licking River confluence Approximately 1,140 feet upstream of State Highway 1635	+883 +883	Unincorporated Areas of Magoffin County
Pricy Creek (backwater effects from Licking River)	At the Licking River confluence Approximately 670 feet upstream of State Highway 3333	+808 +808	Unincorporated Areas of Magoffin County
Quicksand Fork (backwater effects from Licking River)	At the Licking River confluence Approximately 360 feet upstream of Quicksand Fork Road	+1012 +1012	Unincorporated Areas of Magoffin County
Right Fork Buck Branch (backwater effects from Licking River)	At the Buck Branch confluence Approximately 95 feet downstream of Buck Creek Road	+932 +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 Approximately 1,670 feet upstream of Ghost Branch Road	+846 +846	Unincorporated Areas of Magoffin County
Salt Lick Branch (backwater effects from Licking River)	At the Licking River confluence Approximately 0.6 mile upstream of State Highway 7	+924 +924	Unincorporated Areas of Magoffin County
Trace Fork (backwater effects from Licking River)	At the Licking River confluence Approximately 1,410 feet upstream of the Licking River confluence	+943 +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.

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

**Cass County, Missouri, and Incorporated Areas
Docket No. FEMA B-1193**

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 Winnebago	Entire shoreline	+923	City of Lake Winnebago
Unnamed Tributary to Lumpkins Fork (backwater effects from Lumpkins Fork)	From approximately 275 feet upstream of the Lumpkins Fork confluence to approximately 850 feet upstream of the Lumpkins Fork confluence	+962	City of Raymore
Unnamed Tributary to Mill Creek (backwater effects from Mill Creek)	From approximately 50 feet upstream of the Mill Creek confluence to approximately 850 feet upstream of the Mill Creek confluence	+893	Village of Loch Lloyd
Unnamed Tributary to Poney Creek (backwater effects from Poney Creek)	From approximately 1,300 feet upstream of the Poney Creek confluence to approximately 1.0 mile upstream of the Poney Creek confluence	+845	Unincorporated Areas of Cass County
Unnamed Tributary to South Grand River (backwater effects from South Grand River)	From approximately 1,850 feet upstream of South Lake Annette Road to approximately 0.49 mile upstream of South Lake Annette Road	+849	Unincorporated Areas of Cass County

*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 Lake Winnebago:

Maps are available for inspection at City Hall, 10 East Winnebago Drive, Lake Winnebago, MO 64034

City of Raymore:

Maps are available for inspection at City Hall, 100 Municipal Circle, Raymore, MO 64083

Unincorporated Areas of Cass County:

Maps are available for inspection at the Cass County Courthouse, 102 East Wall Street, Harrisonville, MO 64701

Village of Loch Lloyd:

Maps are available for inspection at Cass County Codes and Zoning Office, 30508 Southwest Outer Road, Harrisonville, MO 64701

Kiowa County, Oklahoma, and Incorporated Areas Docket Nos.: FEMA-B-1158 and FEMA-B-1229			
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 Altus	Entire shoreline within community	+1555	Unincorporated Areas of Kiowa County
Tributary 1	Approximately 1,200 feet downstream of A Street	+1347	City of Snyder, Unincorporated Areas of Kiowa County
	Approximately 70 feet downstream of the railroad	+1356	Unincorporated Areas of Kiowa County
Tributary 2	Approximately 950 feet downstream of B Street	+1353	City of Snyder, Unincorporated Areas of Kiowa County
	Approximately 600 feet downstream of the railroad	+1360	Unincorporated Areas of Kiowa County

*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 Snyder:

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

Unincorporated Areas of Kiowa County:

Maps are available for inspection at the Kiowa County Courthouse, 316 South Main Street, Hobart, OK 73651

Wayne County, West Virginia, and Incorporated Areas Docket No.: FEMA-B-1229			
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
Big Sandy River	At the Ohio River confluence	+550	Town of Fort Gay, Unincorporated Areas of Wayne County
	At the Tug Fork confluence	+575	
Mill Creek (backwater effects from Tug Fork)	From the Tug Fork confluence to approximately 1.1 miles upstream of the Tug Fork confluence	+575	Town of Fort Gay

Tug Fork	At the Big Sandy River confluence Approximately 0.5 mile upstream of the Big Sandy River confluence	+575 +575	Town of Fort Gay
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*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 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

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

James A. Walke,

Acting Deputy Associate Administrator for Mitigation,

Department of Homeland Security,

Federal Emergency Management Agency.

[FR Doc. 2012-31289 Filed 12/27/2012 at 8:45 am; Publication Date: 12/28/2012]