



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-1089]

Proposed Flood Elevation Determinations

AGENCY: Federal Emergency Management Agency, DHS.

ACTION: Proposed rule; correction.

SUMMARY: On May 25, 2010, FEMA published in the Federal Register a proposed rule that contained an erroneous table. This notice provides corrections to that table, to be used in lieu of the information published at 75 FR 29219. The table provided here represents the flooding sources, location of referenced elevations, effective and modified elevations, and communities affected for Butler County, Kentucky, and Incorporated Areas. Specifically, it addresses the following flooding sources: Barren River (backwater effects from Green River), Big Bull Creek (backwater effects from Green River), Big Reedy Creek (backwater effects from Green River), Deerlick Creek (backwater effects from Green River), Deerlick Creek Tributary 6 (backwater effects from Green River), East Prong Indian Camp Creek (backwater effects from Green River), Gary Creek (backwater effects from Green River), Grassy Lick Creek (backwater effects from Green River), Green River, Hickory Camp Creek (backwater effects from Green River), Hickory Camp Creek Tributary 1 (backwater effects from Green River), Indian Camp Creek (backwater effects from Green River), Lindsey Creek (backwater effects

from Green River), Little Bull Creek (backwater effects from Green River), Little Reedy Creek (backwater effects from Green River), Meffords Branch (backwater effects from Green River), Meffords Branch Tributary 4 (backwater effects from Green River), Mud River (backwater effects from Green River), Mud River Tributary 17 (backwater effects from Green River), Mud River Tributary 17.2 (backwater effects from Green River), Muddy Creek (backwater effects from Green River), Muddy Creek Tributary 18 (backwater effects from Green River), Muddy Creek Tributary 27 (backwater effects from Green River), Muddy Creek Tributary 39.1 (backwater effects from Green River), Panther Creek (backwater effects from Green River), Pipe Spring Hollow (backwater effects from Green River), Pitman Creek (backwater effects from Green River), Pitman Creek Tributary 3 (backwater effects from Green River), Renfrow Creek (backwater effects from Green River), Renfrow Creek Tributary 6 (backwater effects from Green River), Renfrow Creek Tributary 7 (backwater effects from Green River), Renfrow Creek Tributary 8 (backwater effects from Green River), Renfrow Creek Tributary 9 (backwater effects from Green River), Rosy Creek (backwater effects from Green River), Sandy Creek (backwater effects from Green River), Sandy Creek Tributary 5 (backwater effects from Green River), Tallow Branch (backwater effects from Green River), Welch Creek (backwater effects from Green River), West Prong Indian Camp Creek (backwater effects from Green River), and Wolfpen Hollow (backwater effects from Green River).

DATES: Comments are to be submitted on or before [INSERT DATE 90 DAYS AFTER DATE OF PUBLICATION IN THE FEDERAL REGISTER].

ADDRESSES: You may submit comments, identified by Docket No. FEMA-B-1089, 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.rodriquez3@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.rodriquez3@dhs.gov.

SUPPLEMENTARY INFORMATION: The Federal Emergency Management Agency (FEMA) publishes proposed 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 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.

Corrections

In the proposed rule published at 75 FR 29219, in the May 25, 2010, issue of the Federal Register, FEMA published a table under the authority of 44 CFR 67.4. The table,

entitled “Butler County, Kentucky, and Incorporated Areas” addressed the following flooding sources: Barren River (backwater effects from Green River), Big Bull Creek (backwater effects from Green River), Big Reedy Creek (backwater effects from Green River), Deerlick Creek (backwater effects from Green River), Deerlick Creek Tributary 6 (backwater effects from Green River), East Prong Indian Camp Creek (backwater effects from Green River), Gary Creek (backwater effects from Green River), Grassy Lick Creek (backwater effects from Green River), Green River, Hickory Camp Creek (backwater effects from Green River), Hickory Camp Creek Tributary 1 (backwater effects from Green River), Indian Camp Creek (backwater effects from Green River), Lindsey Creek (backwater effects from Green River), Little Bull Creek (backwater effects from Green River), Little Reedy Creek (backwater effects from Green River), Meffords Branch (backwater effects from Green River), Meffords Branch Tributary 4 (backwater effects from Green River), Mud River (backwater effects from Green River), Mud River Tributary 17 (backwater effects from Green River), Mud River Tributary 17.2 (backwater effects from Green River), Muddy Creek (backwater effects from Green River), Muddy Creek Tributary 18 (backwater effects from Green River), Muddy Creek Tributary 27 (backwater effects from Green River), Muddy Creek Tributary 39.1 (backwater effects from Green River), Panther Creek (backwater effects from Green River), Pipe Spring Hollow (backwater effects from Green River), Pitman Creek (backwater effects from Green River), Pitman Creek Tributary 3 (backwater effects from Green River), Renfrow Creek (backwater effects from Green River), Renfrow Creek Tributary 6 (backwater effects from Green River), Renfrow Creek Tributary 7 (backwater effects from Green River), Renfrow Creek Tributary 8 (backwater effects from Green

River), Renfrow Creek Tributary 9 (backwater effects from Green River), Rosy Creek (backwater effects from Green River), Sandy Creek (backwater effects from Green River), Sandy Creek Tributary 5 (backwater effects from Green River), Tallow Branch (backwater effects from Green River), Welch Creek (backwater effects from Green River), West Prong Indian Camp Creek (backwater effects from Green River), and Wolfpen Hollow (backwater effects from Green River). That table contained inaccurate information as to the communities affected for the flooding source Green River. In this notice, FEMA is publishing a table containing the accurate information to address these prior errors. The information provided below should be used in lieu of that previously published.

Butler County, Kentucky, and Incorporated Areas				
Flooding Source(s)	Location of Referenced Elevation	*Elevation in feet (NGVD)		Communities Affected
		Effective	Modified	
Barren River (backwater effects from Green River)	From the confluence with the Green River to approximately 0.6 mile upstream of the confluence with Little Muddy Creek	+423	+424	Unincorporated Areas of Butler County
Big Bull Creek (backwater effects from Green River)	From the confluence with the Green River to approximately 0.5 mile upstream of Johnson Cemetery Road	None	+428	Unincorporated Areas of Butler County
Big Reedy Creek (backwater effects from Green River)	From the confluence with the Green River to approximately 1,202 feet downstream of the confluence with Big Reedy Creek Tributary 4	None	+433	Unincorporated Areas of Butler County
Deerlick Creek (backwater effects from Green River)	From the confluence with the Mud River to approximately 935 feet upstream of Penrod Road	None	+404	Unincorporated Areas of Butler County
Deerlick Creek Tributary 6 (backwater effects from Green River)	From the confluence with Deerlick Creek to approximately 765 feet upstream of the confluence with Deerlick Creek	None	+404	Unincorporated Areas of Butler County
East Prong Indian Camp Creek	From the confluence with Indian Camp Creek to approximately 1,179 feet	None	+415	Unincorporated Areas of Butler County

(backwater effects from Green River)	downstream of the confluence with East Prong Indian Camp Creek				
Gary Creek (backwater effects from Green River)	From the confluence with Little Reedy Creek to approximately 0.9 mile upstream of the confluence with Little Reedy Creek	None	+429		Unincorporated Areas of Butler County
Grassy Lick Creek (backwater effects from Green River)	From the confluence with Muddy Creek to approximately 1.1 mile downstream of Sandy Creek Road	None	+407		Unincorporated Areas of Butler County
Green River	At the confluence with the Mud River	+403	+404		City of Morgantown, City of Rochester, City of Woodbury, Unincorporated Areas of Butler County
	At approximately 1.7 mile upstream of Reedyville Road	+437	+438		
Hickory Camp Creek (backwater effects from Green River)	From the confluence with Panther Creek to approximately 478 feet upstream of the confluence with Hickory Camp Creek Tributary 1	+403	+405		Unincorporated Areas of Butler County
Hickory Camp Creek Tributary 1 (backwater effects from Green River)	From the confluence with Hickory Camp Creek to approximately 676 feet upstream of the confluence with Hickory Camp Creek	None	+405		Unincorporated Areas of Butler County
Indian Camp Creek (backwater effects from Green River)	From the confluence with the Green River to approximately 1.1 mile downstream of Dexterville-Gilstrap Road	None	+415		Unincorporated Areas of Butler County
Lindsey Creek (backwater effects from Green River)	From the confluence with East Prong Indian Camp Creek to approximately 0.4 mile downstream of Brownsville Road	None	+415		Unincorporated Areas of Butler County
Little Bull Creek (backwater effects from Green River)	From the confluence with the Green River to approximately 0.6 mile upstream of the confluence with Tallow Branch	None	+425		Unincorporated Areas of Butler County
Little Reedy Creek (backwater effects from Green River)	From the confluence with the Green River to approximately 0.9 mile upstream of the confluence with Rosy Creek	None	+429		Unincorporated Areas of Butler County
Meffords Branch (backwater effects from Green River)	From the confluence with the Mud River to approximately 1,425 feet upstream of Perry Harper Road	None	+404		Unincorporated Areas of Butler County
Meffords Branch Tributary 4 (backwater effects from Green River)	From the confluence with Meffords Branch to approximately 0.6 mile upstream of the confluence with Meffords Branch	None	+404		Unincorporated Areas of Butler County
Mud River (backwater effects from Green River)	From the confluence with the Green River to approximately 2.2 miles upstream of the confluence with Deerlick Creek	+403	+404		Unincorporated Areas of Butler County, City of Rochester
Mud River Tributary 17 (backwater effects from Green River)	From the confluence with the Green River to approximately 314 feet upstream of Rochester Road	+403	+404		Unincorporated Areas of Butler County, City of Rochester
Mud River Tributary 17.2	From the confluence with Mud River Tributary 17 to approximately 312 feet	None	+404		Unincorporated Areas of Butler County

(backwater effects from Green River)	upstream of Rochester Road			
Muddy Creek (backwater effects from Green River)	From the confluence with the Green River to approximately 877 feet upstream of the confluence with Muddy Creek Tributary 18	None	+407	Unincorporated Areas of Butler County
Muddy Creek Tributary 18 (backwater effects from Green River)	From the confluence with Muddy Creek to approximately 1,306 feet upstream of the confluence with Muddy Creek	None	+407	Unincorporated Areas of Butler County
Muddy Creek Tributary 27 (backwater effects from Green River)	From the confluence with Muddy Creek to approximately 1,421 feet downstream of Muddy Creek Tributary 27.2	None	+407	Unincorporated Areas of Butler County
Muddy Creek Tributary 39.1 (backwater effects from Green River)	From the confluence with Muddy Creek to approximately 669 feet downstream of Muddy Creek Tributary 39.1	None	+407	Unincorporated Areas of Butler County
Panther Creek (backwater effects from Green River)	From the confluence with the Green River to approximately 1,550 feet downstream of G. Southerland Road	+403	+405	Unincorporated Areas of Butler County
Pipe Spring Hollow (backwater effects from Green River)	From the confluence with the Green River to just downstream of William H. Natcher Parkway	+409	+408	Unincorporated Areas of Butler County
Pitman Creek (backwater effects from Green River)	From the confluence with Welch Creek to approximately 554 feet upstream of the confluence with Pitman Creek Tributary 3	None	+419	Unincorporated Areas of Butler County
Pitman Creek Tributary 3 (backwater effects from Green River)	From the confluence with Pitman Creek to approximately 280 feet upstream of the confluence with Pitman Creek	None	+419	Unincorporated Areas of Butler County
Renfrow Creek (backwater effects from Green River)	From the confluence with the Green River to approximately 177 feet downstream of Bowling Green Road	None	+419	Unincorporated Areas of Butler County
Renfrow Creek Tributary 6 (backwater effects from Green River)	From the confluence with Renfrow Creek to approximately 1,236 feet downstream of Embry Way	None	+419	Unincorporated Areas of Butler County
Renfrow Creek Tributary 7 (backwater effects from Green River)	From the confluence with Renfrow Creek to just downstream of South Main Street	None	+419	Unincorporated Areas of Butler County
Renfrow Creek Tributary 8 (backwater effects from Green River)	From the confluence with Renfrow Creek to approximately 0.5 mile upstream of the confluence with Renfrow Creek	None	+419	Unincorporated Areas of Butler County
Renfrow Creek Tributary 9 (backwater effects from Green River)	From the confluence with Renfrow Creek to just upstream of East Whalen Road	None	+419	Unincorporated Areas of Butler County
Rosy Creek (backwater effects from Green River)	From the confluence with Little Reedy Creek to approximately 0.7 mile upstream of the confluence with Little Reedy Creek	None	+429	Unincorporated Areas of Butler County

Sandy Creek (backwater effects from Green River)	From the confluence with Muddy Creek to approximately 494 feet downstream of Martin Road	None	+407	Unincorporated Areas of Butler County
Sandy Creek Tributary 5 (backwater effects from Green River)	From the confluence with Sandy Creek to just upstream of Dunbar-Leetown Road	None	+407	Unincorporated Areas of Butler County
Tallow Branch (backwater effects from Green River)	From the confluence with Little Bull Creek to approximately 0.5 mile upstream of the confluence with Little Bull Creek	None	+426	Unincorporated Areas of Butler County
Welch Creek (backwater effects from Green River)	From the confluence with the Green River to just downstream of Brownsville Road	None	+419	Unincorporated Areas of Butler County
West Prong Indian Camp Creek (backwater effects from Green River)	From the confluence with Indian Camp Creek to approximately 3.7 miles upstream of the confluence with Indian Camp Creek	None	+414	Unincorporated Areas of Butler County
Wolfpen Hollow (backwater effects from Green River)	From the confluence with East Prong Indian Camp Creek to approximately 1,205 feet downstream of McKendree Chapel Road	None	+415	Unincorporated Areas of Butler 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 Woodbury:

Maps are available for inspection at 1 Lock 4 Road, Woodbury, KY 42288

City of Morgantown:

Maps are available for inspection at City Hall, 117 North Main Street, Morgantown, KY 42261

City of Rochester:

Maps are available for inspection at City Hall, 672 Russellville Street, Rochester, KY 42273

Unincorporated Areas of Butler County:

Maps are available for inspection at the County Courthouse, 110 North Main Street, Morgantown, KY 42261

(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.

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