

submit their comments to the State, rather than waiting to ask EPA not to authorize the State for the rule.

Dated: July 7, 2010.

H. Curtis Spalding,

Regional Administrator, EPA New England.

[FR Doc. 2010-18234 Filed 7-23-10; 8:45 am]

BILLING CODE 6560-50-P

DEPARTMENT OF HOMELAND SECURITY

Federal Emergency Management Agency

44 CFR Part 67

[Docket ID FEMA-2010-0003; Internal Agency Docket No. FEMA-B-1139]

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 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 October 25, 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-1139, to Kevin C. Long, Acting Chief, Engineering Management Branch, Federal Insurance and Mitigation Administration, Federal Emergency Management Agency, 500 C Street, SW., Washington, DC 20472, (202) 646-2820, or (e-mail) kevin.long@dhs.gov.

FOR FURTHER INFORMATION CONTACT:

Kevin C. Long, Acting Chief, Engineering Management Branch, Federal Insurance and Mitigation Administration, Federal Emergency Management Agency, 500 C Street, SW., Washington, DC 20472, (202) 646-2820, or (e-mail) 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 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:

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	
New London County, Connecticut (All Jurisdictions)				
Eightmile River	Approximately 100 feet upstream of Hamburg Road ..	None	+56	Town of Lyme.
	Approximately 700 feet upstream of Hamburg Road ..	None	+57	
Four Mile River	Just upstream of railroad	+9	+10	Town of Old Lyme.
	Approximately 1,200 feet downstream of the breached dam.	+9	+10	

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	
Little River	At the confluence with the Shetucket River	None	+64	Town of Lisbon.
	Approximately 2,400 feet upstream of Inland Road	None	+83	
Long Island Sound	Approximately 1,200 feet west of the intersection of Atlantic Avenue and Bridge Street.	+10	+12	Groton Long Point Association.
Susquetonscut Brook	At the confluence with the Yantic River	None	+119	City of Norwich, Town of Bozrah.
	Approximately 800 feet downstream of Lebanon Road	None	+119	

* 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, Federal Insurance and Mitigation Administration, Federal Emergency Management Agency, 500 C Street, SW., Washington, DC 20472.

ADDRESSES

City of Norwich

Maps are available for inspection at City Hall, 100 Broadway, Norwich, CT 06360.

Groton Long Point Association

Maps are available for inspection at the Town Hall, 44 Beach Road, Groton Long Point, CT 06340.

Town of Bozrah

Maps are available for inspection at the Town Hall, 1 River Road, Bozrah, CT 06334.

Town of Lisbon

Maps are available for inspection at the Town Hall, 1 Newent Road, Lisbon, CT 06351.

Town of Lyme

Maps are available for inspection at the Lyme Town Hall, 480 Hamburg Road, Old Lyme, CT 06371.

Town of Old Lyme

Maps are available for inspection at the Old Lyme Town Hall, 52 Lyme Street, Old Lyme, CT 06371.

Barnstable County, Massachusetts (All Jurisdictions)

Pleasant Bay	From State Route 28 to approximately 700 feet east of State Route 28 and from 350 feet north of Evelyns Drive to approximately 750 feet north of Evelyns Drive.	None	+11	Town of Brewster.
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* National Geodetic Vertical Datum.

+ North American Vertical Datum.

Depth in feet above ground.

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ADDRESSES

Town of Brewster

Maps are available for inspection at the Town Hall, 2198 Main Street, Brewster, MA 02631.

Essex County, Massachusetts (All Jurisdictions)

Argilla Brook (Backwater effects from Merrimack River).	At the confluence with Johnson Creek	+19	+21	Town of Groveland.
	Approximately 530 feet upstream of Main Street	+20	+21	
Backwater Effects from Harris Brook.	From I-93 to 300 feet west of I-93, and from Hampshire Road to 300 feet north of Hampshire Road at the corporate limits.	None	+111	City of Methuen.
Bartlett Brook	At the confluence with the Merrimack River	+52	+53	City of Methuen.
	Approximately 700 feet upstream of State Route 113	+52	+53	
Boston Brook	Approximately 2,000 feet downstream of Sharpners Pond Road.	None	+82	Town of Middleton.
	Approximately 180 feet downstream of Sharpners Pond Road.	None	+84	

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	
Castle Neck River (Backwater effects from Atlantic Ocean).	Approximately 1.6 mile upstream of the confluence with Ipswich Bay, at the confluence with Hog Island Channel.	None	+9	Town of Ipswich.
Ipswich River	Approximately 800 feet downstream of I-95	+40	+41	Town of Middleton.
	Approximately 1,250 feet upstream of I-95	+40	+41	
Jackman Brook (Backwater effects from Parker River).	Just upstream of Parish Road	+17	+18	Town of Georgetown.
	Approximately 50 feet upstream of Parish Road	+17	+18	Town of Groveland.
Johnson Creek (Backwater effects from Merrimack River).	At the confluence with the Merrimack River	+19	+21	
	Approximately 900 feet upstream of Main Street	+20	+21	Town of Groveland.
Merrimack River	Approximately 100 feet upstream of Groveland Street	+19	+20	
	Approximately 0.67 mile upstream of Groveland Street.	+19	+21	
Merrimack River	Immediately upstream of I-93	+51	+52	City of Methuen.
	Approximately 1.42 mile upstream of the confluence with Fish Brook.	+54	+56	
Nichols Brook (Backwater effects from Ipswich River).	At the confluence with the Ipswich River	+40	+41	Town of Middleton, Town of Topsfield.
World End Pond	Approximately 2,500 feet upstream of the confluence with the Ipswich River.	+40	+41	
	From approximately 1,000 feet north of the intersection of Hayes Street and Pond Street to 2,800 feet north of Hayes Street and Pond Street, and from the end of Argilla Road to 1,300 feet west of Argilla Road at the corporate limits.	None	+116	City of Methuen.

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+ North American Vertical Datum.

Depth in feet above ground.

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ADDRESSES

City of Methuen

Maps are available for inspection at the Searles Building, Room 306, 41 Pleasant Street, Methuen, MA 01844.

Town of Georgetown

Maps are available for inspection at the Town Hall, 1 Library Street, Georgetown, MA 01833.

Town of Groveland

Maps are available for inspection at the Town Hall, 183 Main Street, Groveland, MA 01834.

Town of Ipswich

Maps are available for inspection at the Town Hall, 25 Green Street, Ipswich, MA 01938.

Town of Middleton

Maps are available for inspection at the Town Hall, 48 South Main Street, Middleton, MA 01949.

Town of Topsfield

Maps are available for inspection at the Town Hall, 8 West Common Street, Topsfield, MA 01983.

Norfolk County, Massachusetts (All Jurisdictions)

Beaver Brook	Approximately 0.83 mile downstream of Plymouth Street.	None	+161	Town of Weymouth.
	Approximately 0.6 mile downstream of Plymouth Street.	None	+161	
Bubbling Brook	Approximately 1,000 feet upstream of Brook Street	+145	+144	Town of Walpole.
	Approximately 800 feet upstream of North Street	None	+228	
Backwater from the Farm River.	From the Farm River to approximately 1,600 feet upstream of West Street and immediately south of I-93.	None	+120	City of Quincy.
Germany Brook	Approximately 1,500 feet downstream of Winter Street.	None	+169	Town of Norwood.
Great Pond Tributary	At Winter Street	None	+175	Town of Weymouth.
	Just upstream of Randolph Street	None	+161	
	Approximately 400 feet upstream of Randolph Street	None	+161	

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	
Lake Mirimichi	Entire shoreline	None	+161	Town of Foxborough.
Neponset River	Approximately 1.07 mile downstream of Milton Street	None	+44	Town of Dedham.
	Approximately 0.75 mile downstream of Milton Street	None	+44	
Neponset River	Approximately 400 feet downstream of I-95	None	+48	Town of Sharon.
	Just downstream of I-95	None	+48	
New Pond (Backwater effects from Charles River).	Entire shoreline	None	+74	Town of Needham.
Rabbit Hill Pond	At the Rabbit Hill Pond Dam	None	+177	Town of Plainville.
	Approximately 750 feet upstream of the Rabbit Hill Pond Dam.	None	+178	
School Meadow Brook	Approximately 2,000 feet downstream of U.S. Route 1	None	+187	Town of Sharon.
	Approximately 350 feet upstream of U.S. Route 1	None	+188	
Stall Brook	Approximately 750 feet west of the intersection of Alder Street and Trotter Drive.	None	+246	Town of Medway.
	Approximately 350 feet east of the intersection of Route 109 and Green Street.	None	+246	
Walnut Hill Stream	Approximately 400 feet downstream of South Main Street.	+8	+10	Town of Cohasset.
	Approximately 80 feet downstream of South Main Street.	+9	+10	

* National Geodetic Vertical Datum.

+ North American Vertical Datum.

Depth in feet above ground.

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ADDRESSES

City of Quincy

Maps are available for inspection at City Hall, 1305 Hancock Street, Quincy, MA 02169.

Town of Cohasset

Maps are available for inspection at the Town Hall, 41 Highland Avenue, Cohasset, MA 02025.

Town of Dedham

Maps are available for inspection at the Town Administration Building, 26 Bryant Street, Dedham, MA 02026.

Town of Foxborough

Maps are available for inspection at the Town Hall, 40 South Street, Foxborough, MA 02035.

Town of Medway

Maps are available for inspection at the Town Hall, 155 Village Street, Medway, 02053.

Town of Needham

Maps are available for inspection at the Town Hall, 1471 Highland Avenue, Needham, MA 02492.

Town of Norwood

Maps are available for inspection at the Town Hall, 566 Washington Street, 2nd Floor, Norwood, MA 02062.

Town of Plainville

Maps are available for inspection at the Town Hall, 142 South Street, Plainville, MA 02762.

Town of Sharon

Maps are available for inspection at the Town Office Building, 90 South Main Street, Sharon, MA 02067.

Town of Walpole

Maps are available for inspection at the Town Hall, 135 School Street, Walpole, MA 02081.

Town of Weymouth

Maps are available for inspection at the Town Hall, 75 Middle Street, Weymouth, MA 02189.

Worcester County, Massachusetts (All Jurisdictions)

Leesville Pond	Entire shoreline	None	+486	City of Worcester.
Ramshorn Pond	Entire shoreline	None	+632	Town of Sutton.
Singletary Pond	Entire shoreline	None	+559	Town of Sutton.
Sudbury River	Approximately 1,200 feet downstream of Fruit Street	None	+264	Town of Westborough.
	Approximately 3,000 feet upstream of Fruit Street	None	+276	
Summet Brook (Backwater effects from Big Bummet Brook).	Approximately 2,800 feet upstream of the confluence with Big Bummet Brook, at the corporate limits.	None	+363	Town of Shrewsbury.
	Approximately 0.6 mile upstream of the confluence with Big Bummet Brook.	None	+363	

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		Effective	Modified	
Unnamed Tributary (Back-water effects from Cronin Brook).	Approximately 1,100 feet upstream of the confluence with Cronin Brook, at the corporate limits.	None	+331	Town of Millbury.
	Approximately 2,200 feet upstream of the confluence with Cronin Brook.	None	+331	

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ADDRESSES

City of Worcester

Maps are available for inspection at City Hall, 455 Main Street, Room 305, Worcester, MA 01608.

Town of Millbury

Maps are available for inspection at the Town Hall, 127 Elm Street, Millbury, MA 01527.

Town of Shrewsbury

Maps are available for inspection at 100 Maple Avenue, Shrewsbury, MA 01545.

Town of Sutton

Maps are available for inspection at the Town Hall, 4 Uxbridge Road, Sutton, MA 01590.

Town of Westborough

Maps are available for inspection at the Town Hall, 34 West Main Street, Westborough, MA 01581.

Chittenden County, Vermont (All Jurisdictions)

Winooski River	Approximately 0.7 mile upstream of the confluence with Lake Champlain.	+103	+102	City of Burlington, City of South Burlington, City of Winooski, Town of Colchester.
	Approximately 1,200 feet downstream of Main Street/ Colchester Avenue.	+117	+116	
Winooski River	Approximately 1,200 feet downstream of I-89	+166	+165	City of South Burlington, Town of Colchester.
	Approximately 1,100 feet upstream of I-89	+166	+167	

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ADDRESSES

City of Burlington

Maps are available for inspection at City Hall, 149 Church Street, Burlington, VT 05401.

City of South Burlington

Maps are available for inspection at the City Hall, 575 Dorset Street, South Burlington, VT 05403.

City of Winooski

Maps are available for inspection at 27 West Allen Street, Winooski, VT 05404.

Town of Colchester

Maps are available for inspection at 781 Blakely Road, Colchester, VT 05446.

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

Dated: July 19, 2010.

Sandra K. Knight,

*Deputy Federal Insurance and Mitigation
Administrator, Mitigation, Department of
Homeland Security, Federal Emergency
Management Agency.*

[FR Doc. 2010-18196 Filed 7-23-10; 8:45 am]

BILLING CODE 9110-12-P