

Pub. L. 107–295, 116 Stat. 2064; Department of Homeland Security Delegation No. 0170.1.

■ 2. Add § 165.T09–0497 to read as follows:

**§ 165.T04–0497 Safety Zone; Mackinac Island 4th of July Fireworks, Lake Huron, Mackinac Island, MI.**

(a) *Location.* The following area is a temporary safety zone: all waters of Lake Huron within a 500-foot radius from the fireworks launch site, centered approximately 460 yards south of Biddle Point, at position 45°50'32.82" N, 084°37'03.18" W: [DATUM: NAD 83].

(b) *Enforcement Period.* This regulation will be enforced on July 4, 2010, from 9 p.m. until 11 p.m., with a rain date of July 5, 2010, from 9 p.m. until 11 p.m.

(1) The Captain of the Port, Sector Sault Sainte Marie may suspend at any time the enforcement of the safety zone established under this section.

(2) The Captain of the Port, Sector Sault Sainte Marie, will notify the public of the enforcement and suspension of enforcement of the safety zone established by this section via any means that will provide as much notice as possible to the public. These means might include some or all of those listed in 33 CFR 165.7(a). The primary method of notification, however, will be through Broadcast Notice to Mariners and local Notice to Mariners.

(c) *Regulations.* (1) In accordance with the general regulations in section 165.23 of this part, entry into, transiting, or anchoring within an enforced safety zone established by this section is prohibited unless authorized by the Captain of the Port, Sector Sault Sainte Marie, or his on-scene representative.

(2) This safety zone is closed to all vessel traffic, except as may be permitted by the Captain of the Port, Sector Sault Sainte Marie, or his on-scene representative.

(3) The “on-scene representative” of the Captain of the Port, Sector Sault Sainte Marie, is any Coast Guard commissioned, warrant or petty officer who has been designated by the Captain of the Port, Sector Sault Sainte Marie, to act on his behalf. The on-scene representative of the Captain of the Port, Sector Sault Sainte Marie, will be aboard either a Coast Guard or Coast Guard Auxiliary vessel.

(4) Vessel operators desiring to enter or operate within an enforced safety zone shall contact the Captain of the Port, Sector Sault Sainte Marie, or his on-scene representative to obtain permission to do so. The Captain of the Port, Sector Sault Sainte Marie, or his

on-scene representative may be contacted via VHF Channel 16.

Dated: June 2, 2010.

**M.J. Huebschman,**

*Captain, U.S. Coast Guard, Captain of the Port Sault Sainte Marie.*

[FR Doc. 2010–14586 Filed 6–16–10; 8:45 am]

**BILLING CODE 9110–04–P**

## DEPARTMENT OF HOMELAND SECURITY

### Federal Emergency Management Agency

#### 44 CFR Part 67

[Docket ID FEMA–2010–0003]

#### 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:** 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) 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 Federal Insurance and Mitigation Administrator 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:

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
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**Mississippi County, Arkansas, and Incorporated Areas  
Docket No.: FEMA-B-1045**

Mississippi River .....	Approximately at River Mile 755 .....	+238	City of Luxora, Unincorporated Areas of Mississippi County.
	Approximately at River Mile 818 .....	+268	

\* 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 Luxora**

Maps are available for inspection at 204 North Main Street, Luxora, AR 72358.

**Unincorporated Areas of Mississippi County**

Maps are available for inspection at 200 West Walnut Street, Blytheville, AR 72315.

**Yolo County, California, and Incorporated Areas  
Docket No.: FEMA-B-1035**

Ponding Area .....	Area northwest of intersection of Interstate 505/County Road 90 and Russell Boulevard/Grant Avenue.	#2	Unincorporated Areas of Yolo County.
	Area north of Moody Slough Road, west of County Road 89, and east of County Road 88.	#2	
	Area north of an unnamed road, west of County Road 89, and east of County Road 88.	#2	
Zone AE Area .....	Area north of King Road, south of Mills Road, and east of County Road 104.	+23	Unincorporated Areas of Yolo 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**

**Unincorporated Areas of Yolo County**

Maps are available for inspection at the Yolo County Planning and Public Works Department, 292 West Beamer Street, Woodland, CA 95695.

**Fairfield County, Connecticut (All Jurisdictions)  
Docket No.: FEMA-B-1040**

East Swamp Brook Farmill River.	Entire reach within City of Danbury .....	+293	City of Danbury, Town of Stratford.
	Approximately 175 feet downstream of State Route 110 ...	+14	
	Approximately 2,400 feet downstream of Beard Saw Mill Road.	+70	
Five Mile River .....	At the upstream side of Old Rock Lane .....	+139	City of Norwalk.
	Approximately 750 feet upstream of Old Rock Lane .....	+139	
Horse Tavern Brook .....	At the upstream side of Park Avenue .....	+132	City of Bridgeport, Town of Trumbull.
	Approximately 670 feet upstream of Park Avenue .....	+132	
	Approximately 470 feet upstream of Old Town Road .....	+238	
	Approximately 1,070 feet upstream of Old Town Road .....	+239	
	Approximately 1,580 feet upstream of Old Town Road .....	+239	
	Approximately 1,820 feet upstream of Old Town Road .....	+240	
Housatonic River .....	Approximately 2,775 feet upstream of Merritt Parkway .....	+14	Town of Newtown, Town of Stratford.
	Approximately 3,650 feet upstream of Merritt Parkway .....	+14	
	At the confluence with the Halfway River .....	+108	
	Approximately 15,800 feet upstream of the confluence with the Halfway River.	+108	
Laurel Brook .....	Approximately 320 feet upstream of the confluence with Rippowam River (Upper Reach).	+245	City of Stamford.
	Approximately 40 feet upstream of Laurel Road .....	+274	
Mianus River .....	At the upstream side of Valley Road .....	+73	Town of Greenwich.
	Approximately 270 feet upstream of Valley Road .....	+73	

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
Noroton River .....	Approximately 1,860 feet downstream of State Route 15 ..	+117	City of Stamford, Town of Darien.
	Approximately 1,040 feet downstream of State Route 15 ..	+117	
Norwalk River .....	Entire reach within Town of Weston .....	+302	Town of Ridgefield, Town of Weston.
	Approximately 2,740 feet upstream of U.S. Route 7 .....	+367	
Rippowam River (Upper Reach)	Approximately 3,500 feet upstream of U.S. Route 7 .....	+373	Town of New Canaan.
	Approximately 290 feet downstream of Cascade Road .....	+228	
Rooster River .....	Approximately 3,360 feet upstream of Cascade Road .....	+243	Town of Fairfield.
	At the upstream side of the railroad .....	+14	
Terehaute Brook .....	At the downstream side of Brooklawn Avenue .....	+19	City of Danbury.
	Approximately 1,720 feet downstream of Reservoir Street	+367	
Tributary O at Intervale Road ...	At the upstream side of Reservoir Street .....	+373	Town of Stratford.
	Entire reach within Town of Stratford .....	+140	

\* 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 Bridgeport**

Maps are available for inspection at the Engineering Department, 45 Lyon Terrace, Room 216, Bridgeport, CT 06604.

**City of Danbury**

Maps are available for inspection at City Hall, Engineering Department, 155 Deer Hill Avenue, Danbury, CT 06810.

**City of Norwalk**

Maps are available for inspection at City Hall, Planning and Zoning Department, 125 East Avenue, Room 223, Norwalk, CT 06856.

**City of Stamford**

Maps are available for inspection at the Environmental Protection Board, 888 Washington Boulevard, 7th Floor, Stamford, CT 06904.

**Town of Darien**

Maps are available for inspection at the Town Hall, 2 Renshaw Road, Darien, CT 06820.

**Town of Fairfield**

Maps are available for inspection at the Fairfield Engineering Department, Sullivan Independence Hall, 725 Old Post Road, Fairfield, CT 06824.

**Town of Greenwich**

Maps are available for inspection at the Town Hall, Planning and Zoning Department, 101 Field Point Road, Greenwich, CT 06830.

**Town of New Canaan**

Maps are available for inspection at the Town Hall, Office of the Town Clerk, 77 Main Street, New Canaan, CT 06840.

**Town of Newtown**

Maps are available for inspection at the Town Offices, Land Use Agency, 31 Pecks Lane, Newtown, CT 06470.

**Town of Ridgefield**

Maps are available for inspection at the Town Hall Annex, Planning and Zoning Department, 66 Prospect Street, Ridgefield, CT 06877.

**Town of Stratford**

Maps are available for inspection at the Town Hall, Planning and Zoning Department, 2725 Main Street, Stratford, CT 06615.

**Town of Trumbull**

Maps are available for inspection at the Town Hall, Engineering Department, 5866 Main Street, Trumbull, CT 06611.

**Town of Weston**

Maps are available for inspection at the Town Hall, Office of the Town Clerk, 56 Norfield Road, Weston, CT 06883.

**Cobb County, Georgia, and Incorporated Areas**  
**Docket No.: FEMA-B-1049**

Chattahoochee River .....	Just upstream of the Morgan Falls Dam .....	+854	Unincorporated Areas of Cobb County.
	Approximately 1,000 feet downstream of the confluence with Willeo Creek.	+862	

\* National Geodetic Vertical Datum.  
 + North American Vertical Datum.  
 # Depth in feet above ground.  
 ^ Mean Sea Level, rounded to the nearest 0.1 meter.

**ADDRESSES**

**Unincorporated Areas of Cobb County**

Maps are available for inspection at 100 Cherokee Street, Marietta, GA 30090.

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
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**Forsyth County, Georgia, and Incorporated Areas  
Docket No.: FEMA-B-1049**

Chattahoochee River .....	Just upstream of McGinnis Ferry Road .....	+908	Unincorporated Areas of Forsyth County.
Dick Creek .....	Just downstream of the Buford Dam .....	+921	
James Creek .....	At the confluence with the Chattahoochee River (back-water effects).	+909	Unincorporated Areas of Forsyth County.
	At the confluence with the Chattahoochee River (back-water effects).	+916	Unincorporated Areas of Forsyth 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  
Unincorporated Areas of Forsyth County**

Maps are available for inspection at 110 East Main Street, Cumming, GA 30040.

**Fulton County, Georgia, and Incorporated Areas  
Docket No.: FEMA-B-1049**

Autry Mill Creek .....	At the confluence with the Chattahoochee River (back-water effects).	*889	City of Johns Creek.
Chattahoochee River .....	Just upstream of the Morgan Falls Dam .....	*854	City of Johns Creek, City of Roswell, City of Sandy Springs, Unincorporated Areas of Fulton County.
Johns Creek .....	Just downstream of McGinnis Ferry Road .....	*907	
	At the confluence with the Chattahoochee River (back-water effects).	*890	City of Johns Creek.

\* 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 Johns Creek**

Maps are available for inspection at 1200 Findley Road, Suite 400, Johns Creek, GA 30097.

**City of Roswell**

Maps are available for inspection at 38 Hill Street, Roswell, GA 30075.

**City of Sandy Springs**

Maps are available for inspection at 7840 Roswell Road, Sandy Springs, GA 30350.

**Unincorporated Areas of Fulton County**

Maps are available for inspection at 141 Pryor Street, Suite 10044, Atlanta, GA 30303.

**Gwinnett County, Georgia, and Incorporated Areas  
Docket No.: FEMA-B-1049**

Brushy Creek .....	At the confluence with the Chattahoochee River .....	+906	Unincorporated Areas of Gwinnett County.
Chattahoochee River .....	Just above Holcomb Bridge Road .....	+884	City of Berkeley Lake, City of Duluth, City of Sugar Hill, City of Suwanee, Unincorporated Areas of Gwinnett County.
	Approximately 4,000 feet downstream from the Buford Dam.	+920	
Level Creek .....	At the confluence with the Chattahoochee River (back-water effects).	+911	Unincorporated Areas of Gwinnett County.
Mill Creek (Stream 6) .....	At the confluence with the Chattahoochee River (back-water effects).	+895	City of Berkeley Lake, Unincorporated Areas of Gwinnett County.
Richland Creek .....	At the confluence with the Chattahoochee River (back-water effects).	+917	Unincorporated Areas of Gwinnett County.



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
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**Pike County, Mississippi, and Incorporated Areas  
Docket No.: FEMA-B-1047**

Tangipahoa River .....	Approximately 0.68 mile downstream of State Highway 575. Approximately 1,100 feet downstream of State Highway 575.	+233 +236	Town of Osyka.
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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 Osyka**

Maps are available for inspection at 215 West Liberty Street, Osyka, MS 39648.

**Gage County, Nebraska, and Incorporated Areas  
Docket No.: FEMA-B-1024**

Big Blue River .....	Approximately 900 feet upstream of State Highway 8 .....	+1,195	Unincorporated Areas of Gage County.
Big Blue River Tributary 44 .....	Approximately 0.5 mile upstream of State Highway 8 .....	+1,196	City of Beatrice.
Big Blue River backwater on Bills Creek.	Upstream of South 25th Street .....	+1,259	City of Wymore.
	Downstream of Scott Street .....	+1,273	
	Approximately 1,200 feet downstream of South A Street ..	+1,217	
	Approximately 600 feet downstream of South A Street .....	+1,217	

\* 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 Beatrice**

Maps are available for inspection at City Hall, 400 Ella Street, Beatrice, NE 68310.

**City of Wymore**

Maps are available for inspection at the City Office, 115 West East Street, Wymore, NE 68466.

**Unincorporated Areas of Gage County**

Maps are available for inspection at the County Highway Department, 823 South 8th Street, Beatrice, NE 68310.

**Madison County, Ohio, and Incorporated Areas  
Docket No.: FEMA-B-1040**

Little Darby Creek .....	Approximately 30,610 feet upstream of the confluence with Darby Creek.	+881	Village of West Jefferson.
	Approximately 38,850 feet upstream of the confluence with Darby Creek.	+894	

\* National Geodetic Vertical Datum.  
+ North American Vertical Datum.  
# Depth in feet above ground.  
^ Mean Sea Level, rounded to the nearest 0.1 meter.

**ADDRESSES**

**Village of West Jefferson**

Maps are available for inspection at 28 East Main Street, West Jefferson, OH 43612.

**Trumbull County, Ohio, and Incorporated Areas  
Docket No.: FEMA-B-1035**

Duck Creek .....	At the mouth of the Mahoning River .....	+891	City of Warren.
	Approximately 600 feet downstream of Risher Street .....	+891	
Mahoning River .....	Approximately 8,500 feet upstream of I-80 .....	+855	Village of McDonald.
	Approximately 17,600 feet upstream of I-80 .....	+858	

\* National Geodetic Vertical Datum.  
+ North American Vertical Datum.  
# Depth in feet above ground.

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
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^ Mean Sea Level, rounded to the nearest 0.1 meter.

**ADDRESSES**

**Village of McDonald**

Maps are available for inspection at 451 Ohio Avenue, McDonald, OH 44437.

**City of Warren**

Maps are available for inspection at 540 Laird Avenue Southeast, Warren, OH 44484.

**Nelson County, Virginia, and Incorporated Areas  
Docket No.: FEMA-B-1040**

Davis Creek .....	Approximately 983 feet upstream of the confluence with the Rockfish River.	+538	Unincorporated Areas of Nelson County.
East Branch Hat Creek .....	Approximately 150 feet downstream of Perry Lane ..... Approximately 215 feet upstream of the confluence with Hat Creek.	+862 +674	Unincorporated Areas of Nelson County.
Hat Creek .....	At the intersection of Shaeffers Hollow Lane ..... Approximately 730 feet upstream of the confluence with the Tye River.	+802 +648	Unincorporated Areas of Nelson County.
Muddy Creek .....	Approximately 610 feet downstream of East Branch Loop Approximately 544 feet upstream of the confluence with Davis Creek.	+790 +550	Unincorporated Areas of Nelson County.
Rockfish River .....	Approximately 160 feet downstream of Anderson Lane ..... Approximately 400 feet downstream of the confluence with Ivy Creek.	+689 +399	Unincorporated Areas of Nelson County.
Tye River .....	Approximately 2,200 feet downstream of Laurel Road ..... Approximately 1,186 feet downstream of Rock Spring Road.	+458 +477	
	Approximately 477 feet downstream of the confluence with South Fork Rockfish River.	+588	
	At Tye Brook Highway .....	+604	Unincorporated Areas of Nelson County.
	Approximately 2,300 feet downstream of the confluence with Hat Creek.	+641	
	Approximately 1,200 feet upstream of the confluence with Unnamed Tributary No. 6 to Tye River.	+734	
	Approximately 1,941 feet downstream of Carter Hill Road	+821	
	Approximately 2,100 feet upstream of State Route 682 ..... At the confluence with North Fork Tye River .....	+892 +1,141	

\* National Geodetic Vertical Datum.

+ North American Vertical Datum.

# Depth in feet above ground.

^ Mean Sea Level, rounded to the nearest 0.1 meter.

**ADDRESSES**

**Unincorporated Areas of Nelson County**

Maps are available for inspection at 80 Front Street, Lovingson, VA 22949.

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

**Sandra K. Knight,**

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

[FR Doc. 2010-14636 Filed 6-16-10; 8:45 am]

**BILLING CODE 9110-12-P**