

**List of Subjects in 33 CFR Part 165**

Harbors, Marine safety, Navigation (water), Reporting and recordkeeping requirements, Security measures, Waterways.

For the reasons discussed in the preamble, the Coast Guard amends 33 CFR part 165 as follows:

**PART 165—REGULATED NAVIGATION AREAS AND LIMITED ACCESS AREAS**

■ 1. The authority citation for part 165 continues to read as follows:

**Authority:** 33 U.S.C. 1231; 50 U.S.C. 191; and 33 CFR 1.05–1(g), 6.04–1, 6.04–6, and 160.5; Department of Homeland Security Delegation No. 0170.

■ 2. Add a new § 165.T11–036 to read as follows:

**§ 165.T11–036 Safety Zone; Colorado River, Between Laughlin Bridge and Harrah's Hotel and Casino.**

(a) *Location.* The area described as follows is a safety zone: from that portion of the Colorado River, starting at Laughlin Bridge to Harrah's Hotel and Casino.

(b) *Effective dates.* This safety zone will be in effect from 8:30 a.m. (PDT) on May 9, 2003 until 4:30 p.m. (PDT) on May 10, 2003. If the event concludes prior to the scheduled termination time, the Captain of the Port will cease enforcement of this safety zone and will announce that fact via Broadcast Notice to Mariners.

(c) *Regulations.* In accordance with the general regulations in § 165.23 of this part, entry into, transit through, or anchoring within this zone by all vessels is prohibited, unless authorized by the Captain of the Port, or his designated representative. Mariners requesting permission to transit through the safety zone may request authorization to do so from the Patrol Commander, who will be Chief Petty Officer Rich Dann. The Patrol Commander may be contacted via VHF–FM channel 16.

Dated: April 23, 2003.

**Stephen P. Metruck,**

*Commander, U.S. Coast Guard, Captain of the Port, San Diego.*

[FR Doc. 03–11163 Filed 5–5–03; 8:45 am]

**BILLING CODE 4910–15–P**

**ENVIRONMENTAL PROTECTION AGENCY****40 CFR Part 63****National Emission Standards for Hazardous Air Pollutants for Source Categories***CFR Correction*

In Title 40 of the Code of Federal Regulations, part 63 (§§ 63.1 to 63.599), revised as of July 1, 2002, on page 44 at the top of the first column, § 63.8 is corrected by adding paragraph designation (f) and its heading to read as follows:

**§ 63.8 Monitoring requirements.**

\* \* \* \* \*

(f) *Use of an alternative monitoring method—(1)*\* \* \*

\* \* \* \* \*

[FR Doc. 03–55514 Filed 5–5–03; 8:45 am]

**BILLING CODE 1505–01–D**

**DEPARTMENT OF HOMELAND SECURITY****Federal Emergency Management Agency****44 CFR Part 67****Final Flood Elevation Determinations**

**AGENCY:** Federal Emergency Management Agency, Emergency Preparedness and Response Directorate, Department of Homeland Security.

**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).

**EFFECTIVE DATE:** 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 FIRM is 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:**

Mary Jean Pajak, Federal Emergency Management Agency, 500 C Street SW., Washington, DC 20472, (202) 646–2831.

**SUPPLEMENTARY INFORMATION:** The Federal Emergency Management Agency makes the final determinations listed below of BFEs and modified BFEs for each community listed. The proposed BFEs and proposed modified BFEs were published in newspapers of local circulation and an opportunity for the community or individuals to appeal the proposed determinations to or through the community was provided for a period of ninety (90) days. The proposed BFEs and proposed modified BFEs were also published in the **Federal Register**.

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 rule is categorically excluded from the requirements of 44 CFR part 10, Environmental Consideration. No environmental impact assessment has been prepared.

*Regulatory Flexibility Act.* The Mitigation Division Director of the Emergency Preparedness and Response Directorate certifies that this rule is exempt from the requirements of the Regulatory Flexibility Act because final or modified BFEs are required by the Flood Disaster Protection Act of 1973, 42 U.S.C. 4104, and are required to establish and maintain community eligibility in the NFIP. No regulatory flexibility analysis has been prepared.

*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 12612, Federalism.* This rule involves no policies that have federalism implications under Executive Order 12612, Federalism, dated October 26, 1987.

*Executive Order 12778, Civil Justice Reform.* This proposed rule meets the applicable standards of section 2(b)(2) of Executive Order 12778.

**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 to read 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:

Source of flooding and location	# Depth in feet above ground. * Elevation in feet (NGVD)
<b>CALIFORNIA</b>	
<b>Colusa County and Incorporated Areas, (FEMA Docket No. # B-7430)</b>	
<i>Elk Creek:</i> At confluence with Salt Creek Approximately 1,250 feet downstream of Reddington Road .....	* 138
<i>Salt Creek:</i> Just upstream of Interstate 5 southbound .....	* 125
Approximately 1,250 feet up- stream of Hillgate Road ...	* 172
<i>Stone Corral Creek:</i> Right overbank overflow at landing strip in NW corner of Section 34, Township 17N, Range 3W .....	* 87
Approximately 350 feet up- stream of Cemetery Road	* 102
<i>Stone Corral Creek, Right Overbank:</i> Right overbank overflow at landing strip in NW corner of Section 34, Township 17N, Range 3W .....	* 87
Approximately 350 feet up- stream of Cemetery Road	* 102
<i>Stone Corral Creek, Left Overbank:</i> Approximately 2,200 feet downstream of Interstate 99 .....	* 90
Approximately 350 feet of Cemetery Road .....	* 102
<i>Salt Creek, Right Overbank:</i> Approximately 300 feet west of the intersection of Bailey Road and Southern Pacific Road .....	* 128

Source of flooding and location	# Depth in feet above ground. * Elevation in feet (NGVD)
Approximately 2,500 feet southwest of intersection of Hillgate Road and Almond Avenue .....	#1
<i>Salt Creek, Left Overbank:</i> Approximately 1,700 feet north of confluence of Salt Creek and Elk Creek .....	#1
Approximately 1,700 feet west of intersection of Hillgate Road and Almond Avenue .....	#1
<i>Local Ponding:</i> Approximately 1,000 feet southwest of Maxwell Sites Road and Interstate 5 .....	#1
Approximately 1,500 feet northwest of Maxwell Sites Road and Interstate 5 .....	* 87
Approximately 1,700 feet west of interstate of E Street and Venice Boule- vard .....	* 89
Approximately 1,100 feet east of confluence of Salt Creek and Spring Creek ...	* 90
Just upstream of intersection of Maxwell Sites Road and Southern Pacific Railroad ..	* 88
At intersection of Finks Road and Cemetery Road .....	#2
Approximately 1,000 feet northeast of Hillgate Road and Interstate 5 .....	#1
Approximately 1,200 feet southwest of Hillgate Road and Interstate 5 .....	#1
Approximately 2,300 feet east of Hillgate Road and Southern Pacific Railroad ..	#1
Approximately 1,200 feet east of Hillgate Road and Southern Pacific Railroad ..	#2
Approximately 1,500 feet west of Hillgate Road and Southern Pacific Railroad ..	#1
<b>Maps are available for in- spection</b> at the Colusa County Courthouse Office of County Clerk, 547 Market Street, or the Colusa County Department of Public Works, 1215 Market Street, Colusa, California.	
<b>Lake Elsinore (City), River- side County, (FEMA Docket No. # B-7433)</b>	
<i>Lake Elsinore:</i> At Lake Elsinore	* 1,263
<i>San Jacinto River:</i> Approximately 1,400 feet downstream of Lakeshore Drive .....	* 1,274
Just above U.S. Route 15 ...	* 1,274
Approximately 1.6 miles up- stream of Summerhill Drive	* 1,309
<i>Tenesca Wash:</i> Just downstream of Riverside Drive .....	* 1,258

Source of flooding and location	# Depth in feet above ground. * Elevation in feet (NGVD)
At Tenth Street .....	* 1,259
Just downstream of Chaney Street .....	* 1,262
<b>Maps are available for in- spection</b> at the City Hall City Engineers Office, c/o Mr. Richard A. Hess, 130 South Main Street, Lake Elsinore, California.	
<b>Riverside County and Inco- rporated Areas, (FEMA Docket No. # B-7433)</b>	
<i>Lakeland Village Channel:</i> Approximately 460 feet downstream of Grand Ave- nue .....	* 1,265
Just upstream of Ralley Ave- nue .....	* 1,293
At Nelson Avenue .....	* 1,351
<i>Lake Elsinore:</i> At Lake Elsinore	* 1,263
<b>Maps are available for in- spection</b> at the Riverside County Flood Control and Water Conservation District, 1995 Market Street, River- side, California.	
<b>WASHINGTON</b>	
<b>Anacortes (City), Skagit County, (FEMA Docket No. # B-7425)</b>	
<i>Burrows Bay:</i> Along shoreline to Fidalgo Head including Burrows Pass .....	* 7
<i>Guemes Channel:</i> Along shore- line from Shannon Point to Fidalgo Bay .....	* 9
<i>Fidalgo Bay:</i> Along shoreline to Guemes Channel .....	* 7
<i>Rosario Strait:</i> Along shoreline form Fidalgo Head to Shan- non Point .....	* 9
<b>Maps are available for in- spection</b> at City Hall, 904 6th Street, Anacortes, Wash- ington.	
<b>WYOMING</b>	
<b>Lincoln County, (FEMA Docket No. # B-7430)</b>	
Approximately 2,500 feet downstream of McCox Road .....	* 5,623
Just upstream of Secondary Highway 239 .....	* 5,775
Approximately 9,000 feet up- stream of U.S. Highway 89	* 5,987
<b>Maps are available for in- spection</b> at the Emergency Management Office, 520 Topaz Street, Kemmerer, Wyoming 83101.	

Source of flooding and location	# Depth in feet above ground. * Elevation in feet (NGVD)	Communities affected
<b>COLORADO</b>		
<b>Jefferson County and Incorporated Areas, (FEMA Docket No. # B-7427)</b>		
<i>North Branch Airport Creek:</i>		Jefferson County (Uninc. Areas).
Approximately 1,800 feet downstream of Wadsworth Avenue .....	* 5,440	
Approximately 700 feet upstream of Wadsworth Avenue .....	* 5,534	
<i>Bear Creek:</i>		City of Lakewood.
Approximately 4,000 feet downstream of South Wadsworth Boulevard .....	* 5,357	
Approximately 1,200 feet downstream of South Wadsworth Boulevard .....	* 5,373	
<i>Bear Creek Tributary No. 3:</i>		Jefferson County (Uninc. Areas).
Approximately 400 feet downstream of Dedisse Park Road .....	* 7,174	
Approximately 1,300 feet upstream of Dedisse Park Road .....	* 7,260	
<i>Lena Gulch:</i>		City of Golden.
Approximately 600 feet upstream of Orion Street .....	* 5,828	
Approximately 1,500 feet downstream of U.S. Highway 6 .....	* 5,885	
Approximately 300 feet downstream of U.S. Highway 6 .....	* 5,913	
<i>Little Dry Creek:</i> Just downstream of Lowell Boulevard .....	* 5,267	City of Westminster.
<i>Sanderson Gulch:</i> Approximately 50 feet upstream of Sheridan Boulevard .....	* 5,415	City of Lakewood.
<i>Ralston Creek:</i>		Jefferson County (Uninc. Areas).
Approximately 1,050 feet upstream of Ward Street .....	* 5,458	
Approximately 700 feet downstream of Beech Street .....	* 5,472	
Approximately 3,050 feet downstream of Indian Street .....	* 5,514	
Approximately 100 feet downstream of Indian Street .....	* 5,534	
<i>Van Bibber Creek:</i>		Jefferson County (Uninc. Areas).
Just downstream of Miller Street .....	* 5,374	
Just upstream of Ward Road Bridge .....	* 5,438	
<i>Walnut Creek:</i> Approximately 1,800 feet upstream of the confluence with Countryside Creek.	* 5,360	Jefferson County (Uninc. Areas).
<i>Weir Gulch:</i>		City of Lakewood.
Approximately 1,700 feet downstream of Ohio Avenue .....	* 5,374	
Just upstream of Sheridan Boulevard .....	* 5,365	

**Addresses:**

*Jefferson County (Unincorporated Areas):* Maps are available for inspection at City Hall, 100 Jefferson County Parkway, Suite 3, Golden, Colorado.

*City of Golden:* Maps are available for inspection at the Planning Department, 1445 10th Street, Golden, Colorado.

*City of Lakewood:* Maps are available for inspection at the Engineering Division, 445 South Allison Parkway, Lakewood, Colorado.

*City of Westminster:* Maps are available for inspection at City Hall, 4800 West 92nd Avenue, Westminster, Colorado.

(Catalog of Federal Domestic Assistance No. 83.100, "Flood Insurance.")

Dated: April 30, 2003.

**Anthony S. Lowe,**

*Mitigation Division Director, Emergency Preparedness and Response Directorate.*

[FR Doc. 03-11105 Filed 5-5-03; 8:45 am]

**BILLING CODE 6718-04-P**

**FEDERAL COMMUNICATIONS COMMISSION**

**47 CFR Part 73**

[DA 03-1147, MB Docket No. 02-90, RM-10409]

**Digital Television Broadcast Service; Odessa, TX**

**AGENCY:** Federal Communications Commission.

**ACTION:** Final rule.

**SUMMARY:** The Commission, at the request of Midessa Television Company,

substitutes DTV channel 13 for DTV channel 15 at Odessa, Texas. See 67 FR 31170, May 9, 2002. DTV channel 13 can be allotted to Odessa, Texas, in compliance with the principal community coverage requirements of section 73.625(a) at reference coordinates 31-59-17 N. and 102-52-41 W. with a power of 25.1, HAAT of 397 meters and with a DTV service population of 337 thousand. Since the community of Odessa is located within 275 kilometers of the U.S.-Mexican border, concurrence from the Mexican government has been obtained for this allotment. With this action, this proceeding is terminated.

**DATES:** Effective June 9, 2003.

**FOR FURTHER INFORMATION CONTACT:** Pam Blumenthal, Media Bureau, (202) 418-1600.

**SUPPLEMENTARY INFORMATION:** This is a synopsis of the Commission's Report and Order, MB Docket No. 02-90, adopted April 14, 2003, and released April 23, 2003. The full text of this

document is available for public inspection and copying during regular business hours in the FCC Reference Information Center, Portals II, 445 12th Street, SW., Room CY-A257, Washington, DC. This document may also be purchased from the Commission's duplicating contractor, Qualex International, Portals II, 445 12th Street, SW., CY-B402, Washington, DC, 20554, telephone 202-863-2893, facsimile 202-863-2898, or via e-mail [qualexint@aol.com](mailto:qualexint@aol.com).

**List of Subjects in 47 CFR Part 73**

Digital television broadcasting, Television.

■ Part 73 of title 47 of the Code of Federal Regulations is amended as follows:

**PART 73—[AMENDED]**

■ 1. The authority citation for part 73 continues to read as follows:

**Authority:** 47 U.S.C. 154, 303, 334 and 336.