

DRY LAND APPROVED JURISDICTIONAL DETERMINATION FORM¹
U.S. Army Corps of Engineers

This form should be completed by following the instructions provided in Section IV of the JD Form Instructional Guidebook.

SECTION I: BACKGROUND INFORMATION

A. REPORT COMPLETION DATE FOR APPROVED JURISDICTIONAL DETERMINATION (JD): May 26, 2020

B. DISTRICT OFFICE, FILE NAME, AND NUMBER: Savannah District, Avant Mine, SAS-2020-00149

C. PROJECT LOCATION AND BACKGROUND INFORMATION:

State: Georgia County/parish/borough: Washington County City: Sandersville
Center coordinates of site (lat/long in degree decimal format): Lat. 32.949991°, Long. -83.060241°
Universal Transverse Mercator: 17

Name of nearest waterbody: Gumm Creek
Name of watershed or Hydrologic Unit Code (HUC): 03070102

- Check if map/diagram of review area is available upon request.
 Check if other sites (e.g., offsite mitigation sites, disposal sites, etc...) are associated with this action and are recorded on a different JD form.

D. REVIEW PERFORMED FOR SITE EVALUATION (CHECK ALL THAT APPLY):

- Office (Desk) Determination. Date: May 26, 2020
 Field Determination. Date(s):

SECTION II: SUMMARY OF FINDINGS

A. RHA SECTION 10 DETERMINATION OF JURISDICTION.

There are no “navigable waters of the U.S.” within Rivers and Harbors Act (RHA) jurisdiction (as defined by 33 CFR part 329) in the review area.

B. CWA SECTION 404 DETERMINATION OF JURISDICTION.

There are no “waters of the U.S.” within Clean Water Act (CWA) jurisdiction (as defined by 33 CFR part 328) in the review area.

SECTION III: DATA SOURCES.

A. SUPPORTING DATA. Data reviewed for JD (check all that apply - checked items shall be included in case file and, where checked and requested, appropriately reference sources below):

- Maps, plans, plots or plat submitted by or on behalf of the applicant/consultant: RLC Exhibits
 Data sheets prepared/submitted by or on behalf of the applicant/consultant.
 Office concurs with data sheets/delineation report.
 Office does not concur with data sheets/delineation report.
 Data sheets prepared by the Corps: [Click here to enter text.](#)
 U.S. Geological Survey Hydrologic Atlas:
 USGS NHD data.
 USGS 8 and 12 digit HUC maps.
 U.S. Geological Survey map(s). Cite scale & quad name: Gumm Creek Quad (1:24k)
 USDA Natural Resources Conservation Service Soil Survey. Citation: RLC Exhibit
 National wetlands inventory map(s). Cite name: RLC Exhibit
 State/Local wetland inventory map(s): [Click here to enter text.](#)
 FEMA/FIRM maps: [Click here to enter text.](#)
 100-year Floodplain Elevation is: [Click here to enter text.](#) (National Geodetic Vertical Datum of 1929)
 Photographs: Aerial (Name & Date): 1999 Coor-Infrared and
 or Other (Name & Date): [Click here to enter text.](#)
 Previous determination(s). File no. and date of response letter: [Click here to enter text.](#)
 Applicable/supporting case law: [Click here to enter text.](#)
 Applicable/supporting scientific literature: [Click here to enter text.](#)
 Other information (please specify): See below

B. REQUIRED ADDITIONAL COMMENTS TO SUPPORT JD. EXPLAIN RATIONALE FOR DETERMINATION THAT THE REVIEW AREA ONLY INCLUDES DRY LAND: The review area consists of mine facilities and drainage ways associated with the Thiele Avant Mine NPDES wastewater pollution prevention plan and is monitored as part of the active industrial Wastewater NPDES Permit No. GA0002453. The drainage ways appear to be part of a ditch network that was constructed through upland areas as a part of the mining operations. The ditches were constructed through uplands and drained only uplands. Further the ditches appear to only hold water after storm water events and do not exhibit an OHWM. Further, these areas are associated with an existing mining facility which predates the early 1990's and the mine facility is under an active Section 402 Permit of the CWA. As the ditches are upland ditches constructed through and draining only uplands, the current project area is not subject to Section 404 of the CWA.

¹ This form is for use only in recording approved JDs involving dry land. It extracts the relevant elements of the longer approved JD form in use since 2007 for aquatic areas and adds no new fields.