



U.S. ARMY CORPS OF ENGINEERS
REGULATORY PROGRAM
APPROVED JURISDICTIONAL DETERMINATION FORM (INTERIM)
NAVIGABLE WATERS PROTECTION RULE

I. ADMINISTRATIVE INFORMATION

Completion Date of Approved Jurisdictional Determination (AJD): 10-NOV-2020

ORM Number: SAS-2017-00496

Associated JDs: N/A

Review Area Location¹:

State/Territory: Georgia City: Covington County/Parish/Borough: Newton County
Center Coordinates of Review Area: Latitude 33.579948 Longitude -83.82535

II. FINDINGS

A. Summary: Check all that apply. At least one box from the following list **MUST** be selected. Complete the corresponding sections/tables and summarize data sources.

- The review area is comprised entirely of dry land (i.e., there are no waters or water features, including wetlands, of any kind in the entire review area). Rationale: N/A or describe rationale.
- There are “navigable waters of the United States” within Rivers and Harbors Act jurisdiction within the review area (complete table in section II.B).
- There are “waters of the United States” within Clean Water Act jurisdiction within the review area (complete appropriate tables in section II.C).
- There are waters or water features excluded from Clean Water Act jurisdiction within the review area (complete table in section II.D).

B. Rivers and Harbors Act of 1899 Section 10 (§ 10)²

§ 10 Name	§ 10 Size	§ 10 Criteria	Rationale for § 10 Determination
N/A	N/A	N/A	N/A

C. Clean Water Act Section 404

Territorial Seas and Traditional Navigable Waters ((a)(1) waters)³

(a)(1) Name	(a)(1) Size	(a)(1) Criteria	Rationale for (a)(1) Determination
N/A	N/A	N/A	N/A

Tributaries ((a)(2) waters):

(a)(2) Name	(a)(2) Size	(a)(2) Criteria	Rationale for (a)(2) Determination
N/A	N/A	N/A	N/A

Lakes and ponds, and impoundments of jurisdictional waters ((a)(3) waters):

(a)(3) Name	(a)(3) Size	(a)(3) Criteria	Rationale for (a)(3) Determination
N/A	N/A	N/A	N/A

Adjacent wetlands ((a)(4) waters):

(a)(4) Name	(a)(4) Size	(a)(4) Criteria	Rationale for (a)(4) Determination
N/A	N/A	N/A	N/A

¹ Map(s)/Figure(s) are attached to the AJD provided to the requestor.

² If the navigable water is not subject to the ebb and flow of the tide and included on the District's list of Rivers and Harbors Act Section 10 navigable waters list, do NOT use this document to make the determination. The District must continue to follow the procedure outlined in 33 CFR part 329.14 to make a Rivers and Harbors Act Section 10 navigability determination.

³ A stand-alone TNW determination is completed independently of a request for an AJD. A stand-alone TNW determination is conducted for a specific segment of river or stream or other type of waterbody, such as a lake, where independent upstream or downstream limits or lake borders are established. A stand-alone TNW determination should be completed following applicable guidance and should NOT be documented on the AJD form.

⁴ Some excluded waters, such as (b)(2) and (b)(4), may not be specifically identified on the AJD form unless a requestor specifically asks a Corps district to do so. Corps Districts may, in case-by-case instances, choose to identify some or all of these waters within the review area.

⁵ Because of the broad nature of the (b)(1) exclusion and in an effort to collect data on specific types of waters that would be covered by the (b)(1) exclusion, four sub-categories of (b)(1) exclusions were administratively created for the purposes of the AJD Form. These four sub-categories are not new exclusions, but are simply administrative distinctions and remain (b)(1) exclusions as defined by the NWPR.



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D. Excluded Waters or Features

Excluded waters ((b)(1) – (b)(12))⁴:

Exclusion Name	Exclusion Size	Exclusion ⁵	Rationale for Exclusion Determination
Isolated Wetland	0.59 acres	(b)(1) Non-adjacent wetland	475 feet of uplands separate the easternmost end of the wetland from the nearest downstream resource. No evidence of surface water connection or bed-and-bank features exist between resources.

III. SUPPORTING INFORMATION

A. Select/enter all resources that were used to aid in this determination and attach data/maps to this document and/or references/citations in the administrative record, as appropriate.

- Information submitted by, or on behalf of, the applicant/consultant: *Location Map*, . This information (*is/is not/is and is not*) sufficient for purposes of this AJD. Rationale: *N/A or describe rationale for insufficiency (including partial insufficiency)*.
- Data sheets prepared by the Corps:
- Photographs: *Digital photographs of isolated wetland, dated Jun. 26, 2020 and Aug. 18, 2020.*
- Corps Site visit(s) conducted on:
- Previous Jurisdictional Determinations (AJDs or PJDs): *SAS-2017-00496 (previous ARDR for same project), dated July 24, 2017.*
- Antecedent Precipitation Tool: *provide detailed discussion in Section III.B.*
- USDA NRCS Soil Survey: *Via USDA Google Earth .kmz data layer, dated Feb. 12, 1988.*
- USFWS NWI maps: *Via USFWS Google Earth .kmz data layer, dated Sept. 22, 2019.*
- USGS topographic maps: *Via USGS, prepared by consultant on Sept. 4, 2020.*

Other data sources used to aid in this determination:

Data Source (select)	Name and/or date and other relevant information
USGS Sources	N/A.
USDA Sources	Covington, GA Station.
NOAA Sources	N/A.
USACE Sources	N/A.
State/Local/Tribal Sources	N/A.
Other Sources	COVINGTON 2.4 SW, GA (CoCoRaHS) weather station, via National Weather Service.

B. Typical year assessment(s): At the time of the applicant’s field delineation on June 26, 2020, the weather was sunny and approximately 85 degrees Fahrenheit. Antecedent precipitation was reviewed to evaluate whether a normal periodic range occurred for the geographical area of this aquatic resource, based on the evaluation of a rolling thirty-year period. The study area as a result was normal for the three month period prior to this delineation. According to the National Drought Monitor, the study area was also not suffering from any level of drought.

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- C. Additional comments to support AJD:** The natural valley (down-valley of the isolated wetland) becomes less apparent as the surrounding slope is less than one percent. No evidence of surface water or bed-and-bank could be identified. Approximately 475 feet of uplands exist between this feature and the nearest aquatic resource. Soils appear to be well-drained and non-hydric, and the predominant vegetation coverage in the down-valley area is Chinese privet (*Ligustrum sinense*) and loblolly pine (*Pinus taeda*). Additional support, provided by the consultant on November 5, 2020, specified that the tails (straightened features) at each end of the wetland exhibit ditch characteristics indicative of linear wetlands (with the presence of hydric soils, saturation and hydrophytic vegetation). These 'tails' have naturalized into the landscape and enter the isolated wetland from both sides.

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