



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):

ORM Number: SAS-2020-00376

Associated JDs: N/A

Review Area Location<sup>1</sup>:

State/Territory: GA City: Griffin County/Parish/Borough: Spalding County

Center Coordinates of Review Area: Latitude 33.274652 Longitude -84.306631

**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)<sup>2</sup>**

§ 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)<sup>3</sup>

(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
Intermittent Stream	150 feet	(a)(2) Intermittent tributary contributes surface water flow directly or indirectly to an (a)(1) water in a typical year	See Section III.B. below.

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):

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

<sup>2</sup> If the navigable water is not subject to the ebb and flow of the tide or 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.

<sup>3</sup> 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.

<sup>4</sup> 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.

<sup>5</sup> 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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(a)(4) Name	(a)(4) Size	(a)(4) Criteria	Rationale for (a)(4) Determination
N/A	N/A	N/A	N/A

**D. Excluded Waters or Features**

Excluded waters ((b)(1) – (b)(12))<sup>4</sup>:

Exclusion Name	Exclusion Size	Exclusion <sup>5</sup>	Rationale for Exclusion Determination
Ephemeral Feature	410 feet	(b)(4) Diffuse stormwater run-off over upland or directional sheet flow over upland	See Section III.C. below.

**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: This information is sufficient for purposes of this AJD. Jurisdictional Determination Submittal for Request for Delineation Review of Aquatic Resources Spalding Assisted Living Site, Griffin, Spalding County, Georgia, Figure 1 – Site Location Map, Figure 2 – Site Aerial Map, Figure 3 – Site Soils Map, Figure 4 – National Wetland Inventory (NWI) Map, Figure 6 – Aquatic Resources Map, Site Photographs (6).

Data sheets prepared by the Corps: Appendix B – Wetland Delineation Data Forms, dated May 12, 2020 and Appendix C – NCDWQ Stream Forms dated May 12, 2020.

Photographs: *(NA, aerial, other, aerial and other) Title(s) and/or date(s)*. Jurisdictional Determination Submittal for Request for Delineation Review of Aquatic Resources Spalding Assisted Living Site, Griffin, Spalding County, Georgia Photograph No. 1: Representative photo of ephemeral drainage near DP1, Photograph No. 2: Representative photo of substrate of ephemeral drainage near DP1, Facing down-gradient, Photograph No. 3: Representative photo of ephemeral drainage near DP2, facing up-gradient, Photograph No. 4: Representative photo of ephemeral drainage near DP3, facing down-gradient, Photograph No. 5: Representative photo of substrate of ephemeral drainage near DP3, and Photograph No. 6: Representative photo of intermittent stream Str1, facing downstream, near northwestern property corner.

Corps Site visit(s) conducted on: *Date(s)*. *N/A*

Previous Jurisdictional Determinations (AJDs or PJDs): *N/A*

Antecedent Precipitation Tool: *provide detailed discussion in Section III.B.*

USDA NRCS Soil Survey: *Title(s) and/or date(s)* Jurisdictional Determination Submittal for Request for Delineation Review of Aquatic Resources Spalding Assisted Living Site, Griffin, Spalding County, Georgia, Figure 3 – Site Soils Map, dated May 12, 2020.

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

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- X USFWS NWI maps: *Title(s) and/or date(s)*. PCN Submittal for Request for Delineation Review of Aquatic Resources Spalding Assisted Living Site, Griffin, Spalding County, Georgia, Figure 4 – National Wetland Inventory (NWI) Map,  
 \_\_\_ USGS topographic maps: *Title(s) and/or date(s)*.

**Other data sources used to aid in this determination:**

Data Source (select)	Name and/or date and other relevant information
USGS Sources	StreamStats: <a href="https://streamstats.usgs.gov/ss/">https://streamstats.usgs.gov/ss/</a>
USDA Sources	N/A.
NOAA Sources	N/A.
USACE Sources	N/A.
State/Local/Tribal Sources	N/A.
Other Sources	Georgia Drought Data, May 2020; <a href="https://streamstats.usgs.gov/ss/">https://streamstats.usgs.gov/ss/</a> .

- B. Typical year assessment(s):** According to the APT, which used data available from GA Weather Stations within proximity of the review area, on May 12, 2020, the date of the delineation performed by Corblu Ecology staff, the conditions in Spalding County were normal. These data are based on a projected 30-day rolling average of precipitation documented within the 30<sup>th</sup> and 70<sup>th</sup> percentile of the 30-year record for average precipitation. Therefore, there is a high level of confidence that excluded features are not jurisdictional. The unnamed tributary on-site labeled as I1, a stream with intermittent flow and an ordinary high-water mark, per RGL-05-05, flows into an unnamed tributary of Heads Creek, up-gradient of Heads Creek Reservoir. The stream originates in the northwestern corner of the site and continues west several hundred feet onsite. The nearest navigable water is the Flint River. The on-site intermittent stream flows to Heads Creek, which flows to Wildcat Creek. Wildcat Creek Flows to the Flint River.
- C. Additional comments to support AJD:** Excluded waters include an ephemeral drainage which does not have an Ordinary High-Water Mark (OHWM) per the physical characteristics in RGL 05-05. This feature does not meet the three parameters for a wetland per the 1987 Corps of Engineers Wetland Delineation Manual and/or the Eastern Mountains and Piedmont Regional Supplement to this manual. The ephemeral drainage appears to be diffuse stormwater run-off or directional sheet flow over uplands and is best characterized as (b)(4) feature, per C33 CFR 328.3 Definitions.

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