



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): 1/8/2021

ORM Number: SAS-2020-00553

Associated JDs: SAS-2019-00718 (Delineation Concurrence issued on 2/5/2020 and NWP 39 issued on 8/31/2020), SAS-2019-00720 (Delineation Concurrence issued on 2/4/2020) and SAS-2019-00721 (Delineation Concurrence issued on 2/5/2020)

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

State/Territory: GA City: Pooler County/Parish/Borough: Chatham County

Center Coordinates of Review Area: Latitude 32.098845 Longitude -81.305744

**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
JurDitch1	0.11 acres	(a)(2) Intermittent tributary contributes surface water flow directly or indirectly to an (a)(1) water in a typical year	This ditch was constructed in an adjacent wetland and meets the flow requirements to be considered as an intermittent tributary.
JurDitch2	0.06 acres	(a)(2) Intermittent tributary contributes surface water flow directly or indirectly to an (a)(1) water in a typical year	This ditch was constructed in an adjacent wetland and meets the flow requirements to be considered as an intermittent tributary.

<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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 REGULATORY PROGRAM  
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 NAVIGABLE WATERS PROTECTION RULE**

**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
JurPond1	7.2 acres	(a)(3) Lake/pond or impoundment of a jurisdictional water contributes surface water flow directly or indirectly to an (a)(1) water in a typical year	This feature was dug, at least partially, within an adjacent wetland and is contiguous to the wetlands that exist around the pond. Based on a site visit conducted on 9/4/2020, it appears that water flows freely between the adjacent wetlands and this pond.

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

(a)(4) Name	(a)(4) Size	(a)(4) Criteria	Rationale for (a)(4) Determination
JurWetland1	36.88 acres	(a)(4) Wetland abuts an (a)(1)-(a)(3) water	This wetland is part of a large forested wetland system that is directly abutting the Little Ogeechee River, an (a)(1) water.
JurWetland2	13.09 acres	(a)(4) Wetland abuts an (a)(1)-(a)(3) water	This wetland is part of a large forested wetland system that is directly abutting the Little Ogeechee River, an (a)(1) water.
JurWetland3	0.11 acres	(a)(4) Wetland abuts an (a)(1)-(a)(3) water	This wetland is part of a large forested wetland system that is directly abutting the Little Ogeechee River, an (a)(1) water.
JurWetland4	0.58 acres	(a)(4) Wetland abuts an (a)(1)-(a)(3) water	This wetland is part of a large forested wetland system that is directly abutting the Little Ogeechee River, an (a)(1) water.
JurWetland5	216.6698 acres	(a)(4) Wetland abuts an (a)(1)-(a)(3) water	This wetland is part of a large forested wetland system that is directly abutting the Little Ogeechee River, an (a)(1) water.
JurWetland6	0.16 acres	(a)(4) Wetland abuts an (a)(1)-(a)(3) water	This wetland is part of a large forested wetland system that is directly abutting the Little Ogeechee River, an (a)(1) water.
JurWetland7	16.43 acres	(a)(4) Wetland abuts an (a)(1)-(a)(3) water	This wetland is part of a large forested wetland system that is directly abutting the Little Ogeechee River, an (a)(1) water.
JurWetland8	4.99 acres	(a)(4) Wetland abuts an (a)(1)-(a)(3) water	This wetland is part of a large forested wetland system that is directly abutting the Little Ogeechee River, an (a)(1) water.
JurWetland9	1.01 acres	(a)(4) Wetland abuts an (a)(1)-(a)(3) water	This wetland is part of a large forested wetland system that is directly abutting the Little Ogeechee River, an (a)(1) water.
JurWetland10	11.23 acres	(a)(4) Wetland abuts an (a)(1)-(a)(3) water	This wetland is part of a large forested wetland system that is directly abutting the Little Ogeechee River, an (a)(1) water.
JurWetland11	0.29 acres	(a)(4) Wetland abuts an (a)(1)-(a)(3) water	This wetland is part of a large forested wetland system that is directly abutting the Little Ogeechee River, an (a)(1) water.

**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
NJDD1	0.25 acres	(b)(5) Ditch that is not an (a)(1) or (a)(2) water, and those portions of a ditch constructed in an (a)(4) water that do not satisfy the conditions of (c)(1)	This feature is a ditch constructed through upland areas that drains only upland areas and appeared to only experience flow or pool water in response to precipitation events.
NJDP1	19.57 acres	(b)(8) Artificial lake/pond constructed or excavated in upland or a non-jurisdictional water, so long as the artificial lake or pond is not an impoundment of a jurisdictional water that meets (c)(6)	This feature is an upland dug pond that appears to be a borrow pit likely dug to gather material for construction of nearby developments. The feature is surrounded by uplands and is on top of a sand hill based on field observations and USGS Topographic maps.
NJDP2	7.46 acres	(b)(8) Artificial lake/pond constructed or excavated in upland	This feature is an upland dug pond that appears to be a borrow pit likely dug to gather material for construction

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<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.

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

		or a non-jurisdictional water, so long as the artificial lake or pond is not an impoundment of a jurisdictional water that meets (c)(6)	of nearby developments. The feature is surrounded by uplands and is on top of a sand hill based on field observations and USGS Topographic maps.
NJDP3	5.64 acres	(b)(8) Artificial lake/pond constructed or excavated in upland or a non-jurisdictional water, so long as the artificial lake or pond is not an impoundment of a jurisdictional water that meets (c)(6)	This feature is an upland dug pond that appears to be a borrow pit likely dug to gather material for construction of nearby developments. The feature is surrounded by uplands and is on top of a sand hill based on field observations and USGS Topographic maps.
NJDP4	2.38 acres	(b)(8) Artificial lake/pond constructed or excavated in upland or a non-jurisdictional water, so long as the artificial lake or pond is not an impoundment of a jurisdictional water that meets (c)(6)	This feature is an upland dug pond that appears to be a borrow pit likely dug to gather material for construction of nearby developments. The feature is surrounded by uplands and is on top of a sand hill based on field observations and USGS Topographic maps.
NJDP5	22.34 acres	(b)(8) Artificial lake/pond constructed or excavated in upland or a non-jurisdictional water, so long as the artificial lake or pond is not an impoundment of a jurisdictional water that meets (c)(6)	This feature is an upland dug pond that appears to be a borrow pit likely dug to gather material for construction of nearby developments. The feature is surrounded by uplands and is on top of a sand hill based on field observations and USGS Topographic maps.
NJDP6	2.06 acres	(b)(8) Artificial lake/pond constructed or excavated in upland or a non-jurisdictional water, so long as the artificial lake or pond is not an impoundment of a jurisdictional water that meets (c)(6)	This feature is an upland dug pond that appears to be a borrow pit likely dug to gather material for construction of nearby developments. The feature is surrounded by uplands and is on top of a sand hill based on field observations and USGS Topographic maps.
NonJurWetland1	11.05 acres	(b)(1) Non-adjacent wetland	This feature is not adjacent to any (a)(1)-(a)(3) waters as defined by the NWPR. This wetland does not abut any (a)(1)-(a)(3) waters, is not inundated by any (a)(1)-(a)(3) waters, is physically separated from all (a)(1)-(a)(3) waters and does not have a direct hydrologic surface connection to any (a)(1)-(a)(3) waters in a typical year.
NonJurWetland2	0.62 acres	(b)(1) Non-adjacent wetland	This feature is not adjacent to any (a)(1)-(a)(3) waters as defined by the NWPR. This wetland does not abut any (a)(1)-(a)(3) waters, is not inundated by any (a)(1)-(a)(3) waters, is physically separated from all (a)(1)-(a)(3) waters and does not have a direct hydrologic surface connection to any (a)(1)-(a)(3) waters in a typical year.
NonJurWetland3	5.87 acres	(b)(1) Non-adjacent wetland	This feature is not adjacent to any (a)(1)-(a)(3) waters as defined by the NWPR. This wetland does not abut any (a)(1)-(a)(3) waters, is not inundated by any (a)(1)-(a)(3) waters, is physically separated from all (a)(1)-(a)(3) waters and does not have a direct hydrologic surface connection to any (a)(1)-(a)(3) waters in a typical year.
NonJurWetland4	0.05 acres	(b)(1) Non-adjacent wetland	This feature is not adjacent to any (a)(1)-(a)(3) waters as defined by the NWPR. This wetland does not abut any (a)(1)-(a)(3) waters, is not inundated by any (a)(1)-

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

			(a)(3) waters, is physically separated from all (a)(1)-(a)(3) waters and does not have a direct hydrologic surface connection to any (a)(1)-(a)(3) waters in a typical year.
NonJurWetland5	0.1 acres	(b)(1) Non-adjacent wetland	This feature is not adjacent to any (a)(1)-(a)(3) waters as defined by the NWPR. This wetland does not abut any (a)(1)-(a)(3) waters, is not inundated by any (a)(1)-(a)(3) waters, is physically separated from all (a)(1)-(a)(3) waters and does not have a direct hydrologic surface connection to any (a)(1)-(a)(3) waters in a typical year.
NonJurWetland6	0.58 acres	(b)(1) Non-adjacent wetland	This feature is not adjacent to any (a)(1)-(a)(3) waters as defined by the NWPR. This wetland does not abut any (a)(1)-(a)(3) waters, is not inundated by any (a)(1)-(a)(3) waters, is physically separated from all (a)(1)-(a)(3) waters and does not have a direct hydrologic surface connection to any (a)(1)-(a)(3) waters in a typical year.
NonJurWetland7	2.22 acres	(b)(1) Non-adjacent wetland	This feature is not adjacent to any (a)(1)-(a)(3) waters as defined by the NWPR. This wetland does not abut any (a)(1)-(a)(3) waters, is not inundated by any (a)(1)-(a)(3) waters, is physically separated from all (a)(1)-(a)(3) waters and does not have a direct hydrologic surface connection to any (a)(1)-(a)(3) waters in a typical year.
NonJurWetland8	2.1 acres	(b)(1) Non-adjacent wetland	This feature is not adjacent to any (a)(1)-(a)(3) waters as defined by the NWPR. This wetland does not abut any (a)(1)-(a)(3) waters, is not inundated by any (a)(1)-(a)(3) waters, is physically separated from all (a)(1)-(a)(3) waters and does not have a direct hydrologic surface connection to any (a)(1)-(a)(3) waters in a typical year.
NonJurWetland9	2.89 acres	(b)(1) Non-adjacent wetland	This feature is not adjacent to any (a)(1)-(a)(3) waters as defined by the NWPR. This wetland does not abut any (a)(1)-(a)(3) waters, is not inundated by any (a)(1)-(a)(3) waters, is physically separated from all (a)(1)-(a)(3) waters and does not have a direct hydrologic surface connection to any (a)(1)-(a)(3) waters in a typical year.
NonJurWetland10	1.29 acres	(b)(1) Non-adjacent wetland	This feature is not adjacent to any (a)(1)-(a)(3) waters as defined by the NWPR. This wetland does not abut any (a)(1)-(a)(3) waters, is not inundated by any (a)(1)-(a)(3) waters, is physically separated from all (a)(1)-(a)(3) waters and does not have a direct hydrologic surface connection to any (a)(1)-(a)(3) waters in a typical year.
NonJurWetland11	1.07 acres	(b)(1) Non-adjacent wetland	This feature is not adjacent to any (a)(1)-(a)(3) waters as defined by the NWPR. This wetland does not abut any (a)(1)-(a)(3) waters, is not inundated by any (a)(1)-(a)(3) waters, is physically separated from all (a)(1)-(a)(3) waters and does not have a direct hydrologic surface connection to any (a)(1)-(a)(3) waters in a typical year.

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U.S. ARMY CORPS OF ENGINEERS  
REGULATORY PROGRAM  
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NAVIGABLE WATERS PROTECTION RULE

NonJurWetland12	0.09 acres	(b)(1) Non-adjacent wetland	This feature is not adjacent to any (a)(1)-(a)(3) waters as defined by the NWPR. This wetland does not abut any (a)(1)-(a)(3) waters, is not inundated by any (a)(1)-(a)(3) waters, is physically separated from all (a)(1)-(a)(3) waters and does not have a direct hydrologic surface connection to any (a)(1)-(a)(3) waters in a typical year.
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**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: *AJD request submitted on 7/15/2020 and supplemental information submitted on 9/30/2020.*

This information is sufficient for purposes of this AJD.

Rationale: *N/A.*

Data sheets prepared by the Corps: *Title(s) and/or date(s).*

Photographs: *(NA, aerial, other, aerial and other) Title(s) and/or date(s).*

Corps Site visit(s) conducted on: *9/4/2020.*

Previous Jurisdictional Determinations (AJDs or PJDs): *SAS-2019-00718 (Delineation Concurrence issued on 2/5/2020 and NWP 39 issued on 8/31/2020), SAS-2019-00720 (Delineation Concurrence issued on 2/4/2020) and SAS-2019-00721 (Delineation Concurrence issued on 2/5/2020)*

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

USDA NRCS Soil Survey: *NRCS Soil Survey maps submitted with AJD requests.*

USFWS NWI maps: *National Wetland Inventory maps submitted with AJD requests.*

USGS topographic maps: *USGS Topographic maps submitted with AJD requests.*

**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	N/A.
NOAA Sources	N/A.
USACE Sources	N/A.
State/Local/Tribal Sources	N/A.
Other Sources	N/A.

**B. Typical year assessment(s):** A site visit with the Corps was conducted on September 4, 2020 and the APT results for that date indicate that the site visit was conducted during the “wet season” under “Normal” conditions.

**C. Additional comments to support AJD:** *N/A.*

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