



**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): 2/2/2021

ORM Number: SAS-2020-00548

Associated JDs: N/A

Review Area Location¹: State/Territory: GA City: Richmond Hill County/Parish/Borough: Bryan

Center Coordinates of Review Area: Latitude 31.9153 Longitude -81.3538

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
- 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 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.

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 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.



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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
Non-Adjacent Wetlands A, B, C, D, & E	13.5 acre(s)	(b)(1) Non-adjacent wetland.	Wetlands A-E are not adjacent to any (a)(1)-(a)(3) waters as defined by the NWPR. These wetlands do not abut any (a)(1)-(a)(3) waters, are not inundated by any (a)(1)-(a)(3) waters, are physically separated from all (a)(1)-(a)(3) waters and do not have a direct hydrologic surface connection to any (a)(1)-(a)(3) waters in a typical year.
Non-Jurisdictional Ditch A & B	0.7 acre(s)	(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).	Ditches A and B are upland dug ditches that appear to have been constructed for stormwater drainage purposes.

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: [Approved Jurisdiction Determination request submitted to the Corps on 8/3/2020](#)

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: [Aerial: 2017 NAIP Ortho Aerial and 1999 Color-Infrared Imagery](#)

Corps site visit(s) conducted on: [1/27/2021](#)

Previous Jurisdictional Determinations (AJDs or PJDs): [ORM Number\(s\) and date\(s\)](#).

Antecedent Precipitation Tool: [provide detailed discussion in Section III.B.](#)

USDA NRCS Soil Survey: [See Figure 3](#)

USFWS NWI maps: [See Figure 4](#)

USGS topographic maps: [See Figure 2](#)

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.

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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Data Source (select)	Name and/or date and other relevant information
NOAA Sources	See Figure 7
USACE Sources	Antecedent Precipitation Tool
State/Local/Tribal Sources	See Figure 6, Color-Infrared Imagery
Other Sources	N/A.

B. Typical year assessment(s): The data forms provided by Resource Land Consultants, LLC indicate that they performed a wetland delineation of the project area on 7/21/2020. Based on the Antecedent Precipitation Tool Version 1.0, which used rainfall data from the Savannah International Airport weather station, we have determined that normal conditions were present for the nearest weather station on the date of the wetland delineation.

C. Additional comments to support AJD:

Wetland A is a depressional landform surrounded on all sides by upland.

Wetland B is surrounded on the west, north, and south by upland, and a road with no culvert to the east.

Wetland C is surrounded on the north and south by upland, a road with no culvert to the west, and a road to the east. The road to the east of Wetland C has roadside ditches that run north to south that would not meet any criteria to be considered as an aquatic resource. There is a culvert through this road, but it appears to have been constructed through uplands and did not exhibit flow sufficient to be considered as a tributary under the NWPR, nor would it provide a direct surface water connection to an a)(1)-(a)(3) water in a typical year.

Wetland D and E are surrounded by upland to the north, east, and west, and a roadside ditch to the south. The roadside ditch does not meet the flow requirements to be considered as a tributary under the NWPR, nor would it provide a direct surface water connection to an a)(1)-(a)(3) water in a typical year.

Ditches A and B are upland dug ditches constructed to convey stormwater. These ditches were not constructed within tributaries or adjacent wetlands and are therefore non-jurisdictional