



**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): 2/8/2021
 ORM Number: SAS-2020-00292
 Associated JDs: N/A
 Review Area Location¹: State/Territory: GA City: Hinesville County/Parish/Borough: Liberty
 Center Coordinates of Review Area: Latitude 31.838621 Longitude -81.566146

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
Wetland 2	0.38	acre(s)	(a)(4) Wetland abuts an (a)(1)-(a)(3) water. Wetland 2 is part of a large contiguous wetland system that directly abuts Peacock Canal /Peacock

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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Adjacent wetlands ((a)(4) waters):			
(a)(4) Name	(a)(4) Size	(a)(4) Criteria	Rationale for (a)(4) Determination
			Creek which is an (a)(2) tributary of the North Newport River located south of the AJD review area.
Wetland 3	0.04	acre(s)	(a)(4) Wetland abuts an (a)(1)-(a)(3) water. Wetland 3 is part of a large contiguous wetland system that directly abuts Peacock Canal /Peacock Creek which is an (a)(2) tributary of the North Newport River located south of the AJD review area.
Wetland 4	0.98	acre(s)	(a)(4) Wetland abuts an (a)(1)-(a)(3) water. Wetland 4 is part of a large contiguous wetland system that directly abuts Peacock Canal /Peacock Creek which is an (a)(2) tributary of the North Newport River located south of the AJD review area.
Wetland 6	0.17	acre(s)	(a)(4) Wetland abuts an (a)(1)-(a)(3) water. Wetland 6 is part of a large contiguous wetland system that directly abuts Peacock Canal /Peacock Creek which is an (a)(2) tributary of the North Newport River located south of the AJD review area.
Wetland 7	1.56	acre(s)	(a)(4) Wetland abuts an (a)(1)-(a)(3) water. Wetland 7 is part of a large contiguous wetland system that directly abuts Peacock Canal /Peacock Creek which is an (a)(2) tributary of the North Newport River located south of the AJD review area.
Wetland 8	22.02	acre(s)	(a)(4) Wetland abuts an (a)(1)-(a)(3) water. Wetland 8 is part of a large contiguous wetland system that directly abuts Peacock Canal /Peacock Creek which is an (a)(2) tributary of the North Newport River located south of the AJD review area.
Wetland 9	2.32	acre(s)	(a)(4) Wetland abuts an (a)(1)-(a)(3) water. Wetland 9 is part of a large contiguous wetland system that directly abuts Peacock Canal /Peacock Creek which is an (a)(2) tributary of the North Newport River located south of the AJD review area.
Wetland 12	1.79	acre(s)	(a)(4) Wetland abuts an (a)(1)-(a)(3) water. Wetland 12 is part of a large contiguous wetland system that directly abuts Peacock Canal /Peacock Creek which is an (a)(2) tributary of the North Newport River located south of the AJD review area.
Wetland 13	1.10	acre(s)	(a)(4) Wetland abuts an (a)(1)-(a)(3) water. Wetland 13 is part of a large contiguous wetland system that directly abuts Peacock Canal /Peacock Creek which is an (a)(2) tributary of the North Newport River located south of the AJD review area.
Wetland 14	8.11	acre(s)	(a)(4) Wetland abuts an (a)(1)-(a)(3) water. Wetland 14 is part of a large contiguous wetland system that directly abuts Peacock Canal /Peacock Creek which is an (a)(2) tributary of the North Newport River located south of the AJD review area.

D. Excluded Waters or Features



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Excluded waters ((b)(1) – (b)(12)): ⁴				
Exclusion Name	Exclusion Size	Exclusion ⁵	Rationale for Exclusion Determination	
Wetland 18	0.04	acre(s)	(b)(1) Non-adjacent wetland.	Wetland 18 is not adjacent to any (a)(1)-(a)(3) waters as defined by the NWPR. The wetland does not abut any (a)(1)-(a)(3) waters, is not inundated by any (a)(1)-(a)(3) waters in a typical year, 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.
Wetland 5	0.77	acre(s)	(b)(1) Non-adjacent wetland.	Wetland 5 is not adjacent to any (a)(1)-(a)(3) waters as defined by the NWPR. The wetland does not abut any (a)(1)-(a)(3) waters, is not inundated by any (a)(1)-(a)(3) waters in a typical year, 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.
Wetland 10	1.50	acre(s)	(b)(1) Non-adjacent wetland.	Wetland 10 is not adjacent to any (a)(1)-(a)(3) waters as defined by the NWPR. The wetland does not abut any (a)(1)-(a)(3) waters, is not inundated by any (a)(1)-(a)(3) waters in a typical year, 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.
Wetland 11	2.13	acre(s)	(b)(1) Non-adjacent wetland.	Wetland 11 is not adjacent to any (a)(1)-(a)(3) waters as defined by the NWPR. The wetland does not abut any (a)(1)-(a)(3) waters, is not inundated by any (a)(1)-(a)(3) waters in a typical year, 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.
Wetland 15	1.02	acre(s)	(b)(1) Non-adjacent wetland.	Wetland 15 is not adjacent to any (a)(1)-(a)(3) waters as defined by the NWPR. The wetland does not abut any (a)(1)-(a)(3) waters, is not inundated by any (a)(1)-(a)(3) waters in a typical year, 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.
Wetland 16	1.21	acre(s)	(b)(1) Non-adjacent wetland.	Wetland 16 is not adjacent to any (a)(1)-(a)(3) waters as defined by the NWPR. The wetland does not abut any (a)(1)-(a)(3) waters, is not

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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Excluded waters ((b)(1) – (b)(12)): ⁴			
Exclusion Name	Exclusion Size	Exclusion ⁵	Rationale for Exclusion Determination
			inundated by any (a)(1)-(a)(3) waters in a typical year, 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.

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: [Jeffrey P. Williams, Sligh Environmental Consultants, Inc.](#)

This information [Select.](#) sufficient for purposes of this AJD.

Rationale: [N/A or describe rationale for insufficiency \(including partial insufficiency\).](#)

Data sheets prepared by the Corps: [Title\(s\) and/or date\(s\).](#)

Photographs: [Aerial: Waters Location Exhibit – 02/03/2021](#)

Corps site visit(s) conducted on: [Date\(s\).](#)

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: [NRCS Liberty County, 2/10/2020](#)

USFWS NWI maps: [NWI - Hinesville Quadrangle, 2/10/2020](#)

USGS topographic maps: [USGS - Hinesville Quadrangle, 2/10/2020](#)

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	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): The data forms provided by [Sligh Environmental Consultants, Inc.](#) indicate that the wetland delineation of the property was performed on [1/6/2020](#). Using the Antecedent Precipitation Tool Version 1.0, which used rainfall data from a nearby weather station, we have determined the delineation was conducted during the wet season ([WebWIMP H2O Balance](#)) and that “wetter than normal” rainfall conditions were present for the nearby weather station on the date of the wetland delineation.

C. Additional comments to support AJD: The adjacent wetlands on-site are all part of a forested wetland system that continues off-site and is directly abutting [Peacock Canal/Peacock Creek](#) which is located just south of the project area. The non-adjacent wetlands within the project area are depressional wetlands that are surrounded by uplands with no evidence of a direct surface hydrologic connection to any downstream jurisdictional waters. Further, there was no evidence that these features were inundated in a typical year from any downstream jd waters.