



**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): 3/26/2021

ORM Number: SAS-2018-00134

Associated JDs: N/a

Review Area Location¹: State/Territory: Georgia City: Brunswick County/Parish/Borough: Glynn

Center Coordinates of Review Area: Latitude 31.2310 Longitude -81.5036

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 D	0.161	acre(s)	(a)(4) Wetland separated from an (a)(1)-(a)(3)
			Wetland D is located north of Canal Road and drains through a culvert to the Brunswick Altamaha Canal an (a)(1) water immediately south of the road.

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 329.1 4 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
		water only by an artificial structure allowing a direct hydrologic surface connection between the wetland and the (a)(1)-(a)(3) water, in a typical year.	
Wetland D2	0.079	acre(s)	(a)(4) Wetland separated from an (a)(1)-(a)(3) water only by an artificial structure allowing a direct hydrologic surface connection between the wetland and the (a)(1)-(a)(3) water, in a typical year.
			Wetland D2 is located north of Canal Road and drains through a culvert to the Brunswick Altamaha Canal an (a)(1) water immediately south of the road.

D. Excluded Waters or Features

Excluded waters ((b)(1) – (b)(12)): ⁴			
Exclusion Name	Exclusion Size	Exclusion ⁵	Rationale for Exclusion Determination
Wetland A	8.066	acre(s)	(b)(1) Non-adjacent wetland.
			The wetland is not adjacent to any (a)(1)-(a)(3) waters, nor does it abut any (a)(1)-(a)(3) waters, and it is not inundated by any (a)(1)-(a)(3) waters in a typical year. It 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 B	0.404	acre(s)	(b)(1) Non-adjacent wetland.
			The wetland is not adjacent to any (a)(1)-(a)(3) waters, nor does it abut any (a)(1)-(a)(3) waters, and it is not inundated by any (a)(1)-(a)(3) waters in a typical year. It 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.

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
Wetland C	0.115	acre(s)	(b)(1) Non-adjacent wetland.	The wetland is not adjacent to any (a)(1)-(a)(3) waters, nor does it abut any (a)(1)-(a)(3) waters, and it is not inundated by any (a)(1)-(a)(3) waters in a typical year. It 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 E	0.252	acre(s)	(b)(1) Non-adjacent wetland.	The wetland is not adjacent to any (a)(1)-(a)(3) waters, nor does it abut any (a)(1)-(a)(3) waters, and it is not inundated by any (a)(1)-(a)(3) waters in a typical year. It 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 E2	0.017	acre(s)	(b)(1) Non-adjacent wetland.	The wetland is not adjacent to any (a)(1)-(a)(3) waters, nor does it abut any (a)(1)-(a)(3) waters, and it is not inundated by any (a)(1)-(a)(3) waters in a typical year. It 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 F	6.019	acre(s)	(b)(1) Non-adjacent wetland.	The wetland is not adjacent to any (a)(1)-(a)(3) waters, nor does it abut any (a)(1)-(a)(3) waters, and it is not inundated by any (a)(1)-(a)(3) waters in a typical year. It 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 G	0.043	acre(s)	(b)(1) Non-adjacent wetland.	The wetland is not adjacent to any (a)(1)-(a)(3) waters, nor does it abut any (a)(1)-(a)(3) waters, and it is not inundated by any (a)(1)-(a)(3) waters in a typical year. It 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.
Upland Dug Borrow Pit	14.939	acre(s)	(b)(9) Water-filled depression constructed/excavated in upland/non-jurisdictional water incidental to mining/construction or pit excavated in upland/non-jurisdictional	The borrow pit was constructed in uplands and is not adjacent to any (a)(1)-(a)(3) waters, nor does it abut any (a)(1)-(a)(3) waters, and it is not inundated by any (a)(1)-(a)(3) waters in a typical year. It 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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Excluded waters ((b)(1) – (b)(12)): ⁴			
Exclusion Name	Exclusion Size	Exclusion ⁵	Rationale for Exclusion Determination
		water to obtain fill/sand/gravel.	
Ditch (referred to as “Perennial Stream” on the survey)	0.480	acre(s)	(b)(10) Stormwater control feature constructed or excavated in upland or in a non-jurisdictional water to convey, treat, infiltrate, or store stormwater runoff.
			Ditch connects to tidally influenced area off property and contributes flow in a typical year. However, this ditch was not constructed within a tributary or adjacent wetland.

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 to Corps on 09/11/2020 and updated survey received February 18, 2021.](#)

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: [Other: Site photographs](#)
- Corps site visit(s) conducted on: [10/01/2020](#)
- 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:
- USFWS NWI maps: [Title\(s\) and/or date\(s\).](#)
- 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	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): [An aquatic resources delineation review was completed for the site and verified by Corps letter dated August 31, 2018. Resource Land Consultants indicate that they performed a review of this delineation of the project area on August 21, 2020. Using the Antecedent Precipitation Tool Version 1.0, which used rainfall data from area weather stations, we have determined the delineation was conducted during incipient wetness \(Drought Index \(PDSI\)\) and that “normal” rainfall conditions were](#)



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present for the nearest weather stations on the date of the delineation review. With regards to the Corps site visit on 10/01/2020, the Antecedent Precipitation Tool results, which used rainfall data from area weather stations, indicated that the site visit was conducted during the incipient drought (Drought Index (PDSI)) and that “normal” rainfall conditions were present for the nearest weather stations on the date of the site visit.

- C. Additional comments to support AJD:** Non-adjacent Wetlands A, is surrounded entirely by upland. There is no direct hydrologic surface connection between this wetland and any other jurisdictional wetlands. This wetland is greater than 1,975’ from the nearest TNW, the Brunswick Altamaha Canal.

Non-adjacent Wetlands C, G, E, and E2 are surrounded entirely by upland. There is no direct hydrologic surface connection between these wetlands and any other jurisdictional wetlands. These wetlands are greater than 1,030’ from the nearest TNW, the Brunswick Altamaha Canal.

Non-adjacent Wetlands F is surrounded entirely by upland except for a connection to an upland dug ditch that is not considered a tributary by definition. Because this wetland is otherwise isolated, it is by definition non-adjacent and non-jurisdictional. This wetland is greater than 2,300’ from the nearest TNW, the Brunswick Altamaha Canal.

Wetlands D and D2 are located immediately north of Canal Road and are connected to the Brunswick Altamaha Canal [an (a)(1) water] through a culvert.

The ditch (noted as “perennial stream” on the survey) conveys stormwater off property to a tidally influenced wetland (a)(1) water. However, this ditch is not a tributary by definition.

Borrow pit 1 was constructed entirely within upland.