



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): 3/30/2021

ORM Number: SAS-1999-08450

Associated JDs: N/A

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

State/Territory: GA City: Macon County/Parish/Borough: Bibb County

Center Coordinates of Review Area: Latitude 32.783822 Longitude -83.609875

**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
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

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

<b>(a)(4) Name</b>	<b>(a)(4) Size</b>	<b>(a)(4) Criteria</b>	<b>Rationale for (a)(4) Determination</b>
FI	0.06 acres	(a)(4) Wetland inundated by flooding from an (a)(1)-(a)(3) water in a typical year	Adjacent wetland is hydrologically connected to an Unnamed Tributary to Ocmulgee River.
FJ	0.15 acres	(a)(4) Wetland inundated by flooding from an (a)(1)-(a)(3) water in a typical year	Adjacent wetland is hydrologically connected to an Unnamed Tributary to Ocmulgee River.
MB	35.23 acres	(a)(4) Wetland inundated by flooding from an (a)(1)-(a)(3) water in a typical year	Adjacent wetland is hydrologically connected to an Unnamed Tributary to Ocmulgee River.
MD	7.02 acres	(a)(4) Wetland inundated by flooding from an (a)(1)-(a)(3) water in a typical year	Adjacent wetland is hydrologically connected to an Unnamed Tributary to Ocmulgee River.
ME	0.23 acres	(a)(4) Wetland inundated by flooding from an (a)(1)-(a)(3) water in a typical year	Adjacent wetland is hydrologically connected to an Unnamed Tributary to Ocmulgee River.

**D. Excluded Waters or Features**

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

<b>Exclusion Name</b>	<b>Exclusion Size</b>	<b>Exclusion<sup>5</sup></b>	<b>Rationale for Exclusion Determination</b>
MA	7.43 acres	(b)(9) Water-filled depression constructed/excavated in upland/non-jurisdictional water incidental to mining/construction or pit excavated in upland/non-jurisdictional water to obtain fill/sand/gravel	Wetland feature constructed as a result of ongoing mining activities occurring under Department of Army Permit SAS-1999-08450.
MC	0.09 acres	(b)(9) Water-filled depression constructed/excavated in upland/non-jurisdictional water incidental to mining/construction or pit excavated in upland/non-jurisdictional water to obtain fill/sand/gravel	Wetland feature constructed as a result of ongoing mining activities occurring under Department of Army Permit SAS-1999-08450.
SFA	1.92 acres	(b)(9) Water-filled depression constructed/excavated in upland/non-jurisdictional water incidental to mining/construction or pit excavated in upland/non-jurisdictional water to obtain fill/sand/gravel	Wetland feature constructed as a result of ongoing mining activities occurring under Department of Army Permit SAS-1999-08450.
SFB	0.24 acres	(b)(9) Water-filled depression constructed/excavated in upland/non-jurisdictional water incidental to mining/construction or pit excavated in upland/non-jurisdictional water to obtain fill/sand/gravel	Wetland feature constructed as a result of ongoing mining activities occurring under Department of Army Permit SAS-1999-08450.

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SFC	1.73 acres	(b)(9) Water-filled depression constructed/excavated in upland/non-jurisdictional water incidental to mining/construction or pit excavated in upland/non-jurisdictional water to obtain fill/sand/gravel	Wetland feature constructed as a result of ongoing mining activities occurring under Department of Army Permit SAS-1999-08450.
SFD	13.97 acres	(b)(9) Water-filled depression constructed/excavated in upland/non-jurisdictional water incidental to mining/construction or pit excavated in upland/non-jurisdictional water to obtain fill/sand/gravel	Wetland feature constructed as a result of ongoing mining activities occurring under Department of Army Permit SAS-1999-08450.
SFE	5.54 acres	(b)(9) Water-filled depression constructed/excavated in upland/non-jurisdictional water incidental to mining/construction or pit excavated in upland/non-jurisdictional water to obtain fill/sand/gravel	Wetland feature constructed as a result of ongoing mining activities occurring under Department of Army Permit SAS-1999-08450.

**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: *Figure 1-Vicinity map; Figure 5-FEMA Flood Map; Figure 6-Delineation Map; Figure 7-Photo Location Map; and EMP Regional Supplement Manual-Wetland Data Sheets.*

This information is 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 and Other: Aerials from Google Earth (11/19/2019). Digital photos from consultant's March 2020 delineation.*

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: *Appendix A, Figure 3, dated 10/14/2020.*

USFWS NWI maps: *Appendix A, Figure 4, dated 10/14/2020.*

USGS topographic maps: *Appendix A, Figure 2 - Macon West, GA, 10/14/2020.*

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**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	LiDAR (Bibb County); U.S. Drought Monitor; Google Earth Pro.

- B. Typical year assessment(s):** Site conditions (during the consultant's 3/24/2020 visit) were wetter than normal based on the Antecedent Precipitation Tool's capability to evaluate the normal range of precipitation in this delineation's geographic area within a rolling 30-year period.
- C. Additional comments to support AJD:** US Drought Monitor map identifies no abnormal weather/drought events occurring at the time of this inspection. Based on a review of all data compiled for our AJD evaluation, we have determined that the subject (b)(9) resources are excluded under NWPR based on the excavation of mining pits and the resulting water-filled depressional features occurring as a result of ongoing operations occurring at the mining facility.

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