



**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): 7/8/2021

ORM Number: SAS-2021-00080

Associated JDs: N/a

Review Area Location<sup>1</sup>: State/Territory: Georgia City: Brunswick County/Parish/Borough: Glynn

Center Coordinates of Review Area: Latitude 31.2907 Longitude -81.5041

**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.

Adjacent wetlands ((a)(4) waters):			
(a)(4) Name	(a)(4) Size	(a)(4) Criteria	Rationale for (a)(4) Determination
Wetland A	9.666	acre(s)	(a)(4) Wetland abuts an (a)(1)-(a)(3) water.
			Wetland A is part of a large contiguous wetland system that abuts an (a)(1)-(a)(3) water southwest of the review area.

<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 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)): <sup>4</sup>			
Exclusion Name	Exclusion Size	Exclusion <sup>5</sup>	Rationale for Exclusion Determination
Wetland B	2.307 acre(s)	(b)(1) Non-adjacent wetland.	Wetland B 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 C	0.866 acre(s)	(b)(1) Non-adjacent wetland.	Wetland C 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 D	0.981 acre(s)	(b)(1) Non-adjacent wetland.	Wetland D 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.

**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 6/28/2021 by Sligh Environmental Consultants, Inc.](#)

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 and Other: Corps site visit photos from March 31, 2021 and agent follow up site visit June 25, 2021. Aerial Photograph dated January 19, 2021.](#)

Corps site visit(s) conducted on: [March 31, 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: [dated January 19, 2021](#)

USFWS NWI maps: [dated January 19, 2021 and June 24, 2021](#)

USGS topographic maps: [dated January 19, 2021](#)

<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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**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	LiDAR from 2010
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 indicate that they performed a wetland delineation of the project area on 09/08/2020. Using the Antecedent Precipitation Tool Version 1.0, which used rainfall data from area weather stations, we have determined the delineation was conducted during the incipient drought (Drought Index (PDSI)) and that “normal” rainfall conditions were present for the nearest weather station (Brunswick 8.7 N) on the date of the wetland delineation. The Corps performed a site visit of the project area on 03/31/2021, during incipient wetness (Drought Index (PDSI)) and “normal” rainfall conditions were present.

**C. Additional comments to support AJD:** Wetland A is part of a larger contiguous wetland system that abuts an (a)(1)-(a)(3) water (Burnett Creek) southwest of the review area.

Wetland B is a depressional feature surrounded by undeveloped uplands historically used for agriculture. There is no direct hydrologic surface connection between Wetland B and other jurisdictional waters in a typical year. This wetland is approximately 3.6 miles from the nearest (a)(1) water, Burnett Creek.

Wetland C is a depressional feature surrounded by undeveloped uplands historically used for agriculture. There is no direct hydrologic surface connection between Wetland C and other jurisdictional waters in a typical year. This wetland is approximately 3.55 miles from the nearest (a)(1) water, Burnett Creek.

Wetland D is a depressional feature surrounded by undeveloped uplands historically used for agriculture. Though there is a ditch between Wetland D and Wetland A it was completely dug in uplands and didn't show any signs of flow during site visits. There is no direct hydrologic surface connection between Wetland D and other jurisdictional waters in a typical year. This wetland is approximately 3.45 miles from the nearest (a)(1) water, Burnett Creek.