

DRY LAND APPROVED JURISDICTIONAL DETERMINATION FORM¹
U.S. Army Corps of Engineers

This form should be completed by following the instructions provided in Section IV of the JD Form Instructional Guidebook.

SECTION I: BACKGROUND INFORMATION

- A. REPORT COMPLETION DATE FOR APPROVED JURISDICTIONAL DETERMINATION (JD): December 20, 2019**
- B. DISTRICT OFFICE, FILE NAME, AND NUMBER: CESAM-RD-N; City of Center – park renovations; SAM-2019-00564-TCW**
- C. PROJECT LOCATION AND BACKGROUND INFORMATION:** community park at 500 Park St., Centre, AL 35960

State: Alabama County/parish/borough: Cherokee City: Centre
Center coordinates of site (lat/long in degree decimal format): Lat. 34.156503 °, Long. -85.669294 °
Universal Transverse Mercator: [Click here to enter text.](#)

Name of nearest waterbody: UT to Big Nose Creek
Name of watershed or Hydrologic Unit Code (HUC): 12-digit HUC 031501051002, Weiss Lake, AL

- Check if map/diagram of review area is available upon request.
- Check if other sites (e.g., offsite mitigation sites, disposal sites, etc...) are associated with this action and are recorded on a different JD form.
- D. REVIEW PERFORMED FOR SITE EVALUATION (CHECK ALL THAT APPLY):**
- Office (Desk) Determination. Date: December 17, 2019
- Field Determination. Date(s): [Click here to enter a date.](#)

SECTION II: SUMMARY OF FINDINGS

A. RHA SECTION 10 DETERMINATION OF JURISDICTION.

There are **no** “navigable waters of the U.S.” within Rivers and Harbors Act (RHA) jurisdiction (as defined by 33 CFR part 329) in the review area.

B. CWA SECTION 404 DETERMINATION OF JURISDICTION.

There are **no** “waters of the U.S.” within Clean Water Act (CWA) jurisdiction (as defined by 33 CFR part 328) in the review area.

SECTION III: DATA SOURCES.

A. SUPPORTING DATA. Data reviewed for JD (check all that apply - checked items shall be included in case file and, where checked and requested, appropriately reference sources below):

- Maps, plans, plots or plat submitted by or on behalf of the applicant/consultant: [Click here to enter text.](#)
- Data sheets prepared/submitted by or on behalf of the applicant/consultant.
- Office concurs with data sheets/delineation report.
- Office does not concur with data sheets/delineation report.
- Data sheets prepared by the Corps: [Click here to enter text.](#)
- U.S. Geological Survey Hydrologic Atlas: [Click here to enter text.](#)
- USGS NHD data.
- USGS 8 and 12 digit HUC maps.
- U.S. Geological Survey map(s). Cite scale & quad name: 1:24,000 Centre, AL
- USDA Natural Resources Conservation Service Soil Survey. Citation: Soil Survey Staff, Natural Resources Conservation Service, United States Department of Agriculture. Web Soil Survey, National Cooperative Soil Survey Version 14, Sept. 16, 2019, Cherokee County, Alabama. Available online at <http://websoilsurvey.nrcs.usda.gov/>
- National wetlands inventory map(s). Cite name: <https://www.fws.gov/wetlands/Data/Mapper.html> Centre, AL
- State/Local wetland inventory map(s): [Click here to enter text.](#)
- FEMA/FIRM maps: Cherokee County, Alabama and Incorporated Areas, Map Nos. 01019C0241 and 01019C0245, Effective date: January 19, 2011
- 100-year Floodplain Elevation is: [Click here to enter text.](#) (National Geodetic Vertical Datum of 1929)
- Photographs: Aerial (Name & Date): Historic aerials (1950 – 1969) downloaded from <http://alabamamaps.ua.edu/aerials>
- or Other (Name & Date): [Click here to enter text.](#)
- Previous determination(s). File no. and date of response letter: [Click here to enter text.](#)
- Applicable/supporting case law: [Click here to enter text.](#)
- Applicable/supporting scientific literature: [Click here to enter text.](#)
- Other information (please specify): [Click here to enter text.](#)

¹ This form is for use only in recording approved JDs involving dry land. It extracts the relevant elements of the longer approved JD form in use since 2007 for aquatic areas and adds no new fields.

B. REQUIRED ADDITIONAL COMMENTS TO SUPPORT JD. EXPLAIN RATIONALE FOR DETERMINATION THAT THE REVIEW AREA ONLY INCLUDES DRY LAND: Based on review of available desktop resources including Web Soil Survey mapping, USGS topographic mapping, USFWS NWI Mapping, FEMA Flood Insurance Rate Maps, USGS National Hydrography Dataset information, and historic aerial photography, the project area consists of upland/non-wetland, dry lands. Although soil survey mapping indicates there could be marginally hydric soils on-site, review of historic aerial photography demonstrates the site was developed into a community park between 1950 and 1957, prior to establishment of the Clean Water Act (CWA), and has been continually maintained as a developed park since that time. Desktop review shows that pre-CWA clearing, grading, and development of the property established the park as an upland/dry land site that has been consistently maintained and utilized as an upland/dry land area since the 1950's.