

**DRY LAND APPROVED JURISDICTIONAL DETERMINATION FORM<sup>1</sup>**  
**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): January 30, 2020**

**B. DISTRICT OFFICE, FILE NAME, AND NUMBER: CESAM-RD-N, Gateway Development Corporation - Haleyville Apartments, SAM-2019-01092-JLB**

**C. PROJECT LOCATION AND BACKGROUND INFORMATION:** The project site is an approximately 5.7-acre parcel north of 21<sup>st</sup> Street, Haleyville, AL

State: AL County/parish/borough: Winston City: Haleyville

Center coordinates of site (lat/long in degree decimal format): Lat. 34.2298 °, Long. -87.6134 °

Universal Transverse Mercator: UTM X: 443506.434169 (Easting), UTM Y: 3787806.33434 (Northing)

Name of nearest waterbody: Clear Creek

Name of watershed or Hydrologic Unit Code (HUC): HUC 8: 03160110; HUC 12: 031601100302 Upper Clear Creek

- 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 31, 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: Maps, drawings and jurisdictional determination report dated December 5, 2019, submitted by Wildland Services, LLC
- 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:
- USGS NHD data.
- USGS 8 and 12 digit HUC maps.
- U.S. Geological Survey map(s). Cite scale & quad name: 1:24,000 Haleyville East, 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 11 Sept. 16, 2018, Winston County, Alabama. Available online at <http://websoilsurvey.nrcs.usda.gov/>
- National wetlands inventory map(s). Cite name: [Click here to enter text.](#)
- State/Local wetland inventory map(s): [fws.gov/wetland/data/Mapper.html](http://fws.gov/wetland/data/Mapper.html)
- FEMA/FIRM maps: [Click here to enter text.](#)
- 100-year Floodplain Elevation is: [Click here to enter text.](#) (National Geodetic Vertical Datum of 1929)
- Photographs:  Aerial (Name & Date): Color aerial photos downloaded from Google Earth Pro dated 03/05/2019
- or  Other (Name & Date): Site specific color digital photographs taken November 2019 and submitted by Wildland Services
- 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.](#)

<sup>1</sup> 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, aerial photography, and current site-specific photos, the JD review area consists of upland/non-wetland, dry lands. Aerial photography shows the identified 5.7-acre review parcel to consist of a dry land area composed of a grassed area along the 21<sup>st</sup> Street road frontage that was previously developed and an area of undeveloped, forested land on the north side of the parcel. Desktop resources evaluated also indicate the JD review area lacks any streams or tributary features.