

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): May 1, 2020

B. DISTRICT OFFICE, FILE NAME, AND NUMBER: CESAM-RD-N, Pathway Pediatrics, SAM-2019-01094-JDC

C. PROJECT LOCATION AND BACKGROUND INFORMATION: 40860 U.S. Highway 280 Sylacauga, AL; 1.38-acre tract of land south of U.S. Highway 280. Proposed renovation and 704-square foot expansion of an existing 4,089-square foot building, renovation of an existing 1,244-square foot building, and repair existing asphalt parking lot. The existing structures were formerly a restaurant and an apartment, neither is currently in use.

State: Alabama County/parish/borough: Talladega City: Sylacauga
Center coordinates of site (lat/long in degree decimal format): Lat. 33.1750 °, Long. -86.2922 °

Universal Transverse Mercator: [Click here to enter text.](#)

Name of nearest waterbody: UT to Tar Water Branch

Name of watershed or Hydrologic Unit Code (HUC): 12-Digit HUC 031501070104 Shirtee 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: April 16, 2020
- Field Determination. Date(s): March 6, 2020 (Agent)

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 and work plans submitted by the applicant and received by USACE on 19 December 2019. Maps and work plans resubmitted by the agent, Wildland Services, LLC, on 18 March 2020.
- 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 Sleeping Giants 7.5 Minute Quadrangle
- 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 13 Sept. 16, 2019, Talladega County, Alabama. Available online at <http://websoilsurvey.nrcs.usda.gov/>
- National wetlands inventory map(s). Cite name: NWI map downloaded from USFWS NWI Mapper <https://www.fws.gov/wetlands/data/mapper.html>.
- State/Local wetland inventory map(s): [Click here to enter text.](#)
- FEMA/FIRM maps: [Click here to enter text.](#)
- 100-year Floodplain Elevation is: [Click here to enter text.](#) (National Geodectic Vertical Datum of 1929)
- Photographs: Aerial (Name & Date): Color aerial photographs provided by the agent.
- or Other (Name & Date): Site-specific photographs provided by the agent dated March 2020.
- 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 a review of available desktop resources including Web Soil Survey mapping, USGS topographic mapping, USFWS NWI mapping, aerial photography, site plan drawings, and Wildland Services, LLC delineation report, the JD review area consists of a 1.38-acre previously developed upland/non-wetland, dry land parcel. Evaluated desktop resources, and information provided by Wildland Services, on behalf of Pathway Pediatrics, indicate no wetlands, streams, or tributary features exist in the review area.