



REPLY TO
ATTENTION OF:

DEPARTMENT OF THE ARMY
U.S. ARMY CORPS OF ENGINEERS, MOBILE DISTRICT
600 VESTAVIA PARKWAY, SUITE 203
THE SHELBY BUILDING
VESTAVIA HILLS, AL 35216

November 27, 2023

North Branch
Regulatory Division

SUBJECT: No Permit Required – File Number SAM-2023-00939-MH9, City of West Point -
electric vehicle charging station, Clay County, Mississippi



Transmitted electronically to [REDACTED]

Dear [REDACTED]:

This letter is in response to your September 25, 2023 letter regarding the proposed City of West Point's electric vehicle charging station project. The property is located in West Point, Clay County, Mississippi and situated within Section 10, Township 17 S, Range 6 E, with center coordinates of 33.607345°, -88.651604°.

Based on our desktop review of the information furnished in your letter and our review of the Clay County Soil Survey, USGS topographic maps, aerial photographs, and National Wetland Inventory maps, it appears that Federally-regulated wetlands or other waters of the United States do not occur within the review area. Therefore, no permit, pursuant to our regulations, is required for your project. You should note that this determination is primarily based upon the information submitted by you (as agent) and that you are ultimately responsible for its accuracy.

This property was reviewed pursuant to Section 404 of the Clean Water Act, which requires that a Department of the Army (DA) permit be obtained for the placement or discharge of dredged and/or fill material into waters of the U.S., including wetlands, prior to conducting the work (33 U.S.C. § 1344). For regulatory purposes, the U.S. Army Corps of Engineers (USACE) defines wetlands as those areas that are inundated or saturated by surface or groundwater at a frequency and duration sufficient to support, and under normal circumstances do support, a prevalence of vegetation typically adapted for life in saturated soil conditions.

This letter contains an approved jurisdictional determination (JD) for your subject site. If you object to this determination, you may request an administrative appeal under USACE Regulations at 33 CFR Part 331. Attached you will find a Notification of Appeal Process (NAP) fact sheet and Request for Appeal (RFA) form. If you request to appeal this

determination you must submit a completed RFA for to the USACE, South Atlantic Division Office at the following mailing address and e-mail address: [REDACTED]

In order for an RFA to be accepted, the USACE must determine that it is complete, that it meets the criteria for appeal under 33 CFR Part 331.5, and that it has been received by the Division Office within 60 days of the date of the NAP. It is not necessary to submit an RFA form to the Division Office if you do not object to the determination in this letter.

Please be advised that this JD reflects current policy and regulation and is valid for a period of 5 years from the date of this letter. If after the 5-year period this JD has not been specifically revalidated by the USACE, it shall automatically expire. If the scope of work or project location changes, you are urged to contact this office for a verification of this determination.

The statements contained herein do not convey any property rights or any exclusive privileges, and do not authorize any injury to property nor shall it be construed as excusing you from compliance with other Federal, State, or local statutes, ordinances, or regulations that may affect proposed work at this site.

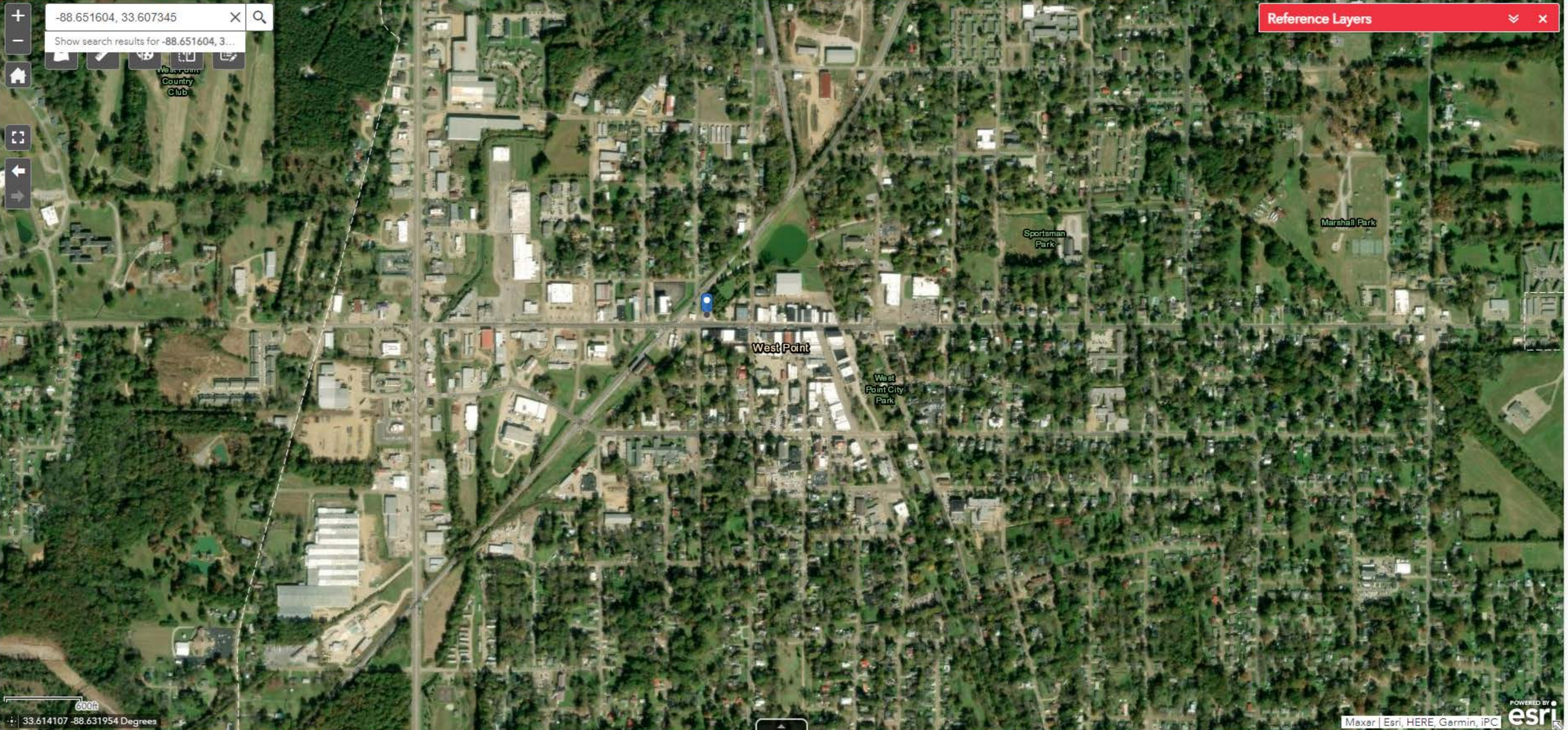
If you intend to sell property that is part of a project that requires DA authorization, it may be subject to the Interstate Land Sales Full Disclosure Act. The Property Report, required by Housing and Urban Development Regulation, must state whether or not a permit for the development has been applied for, issued or denied by the USACE, (Part 320.3(h) of Title 33 of the Code of Federal Regulations).

Thank you for your cooperation with our permit program. If you have any questions concerning this matter, please contact me at [REDACTED] or [REDACTED] and refer to file number SAM-2023-00939-MH9.

For additional information about our Regulatory Program, visit our web site at <http://www.sam.usace.army.mil/Missions/Regulatory.aspx>. Also, please take a moment to complete our customer satisfaction survey located under the menu header on the right side of the webpage. Your responses are appreciated and will allow us to improve our services.

[REDACTED]

Attachments



Alabama

Florida

Georgia

Mississippi

North Carolina

Puerto Rico and U.S. Virgin Islands

South Carolina

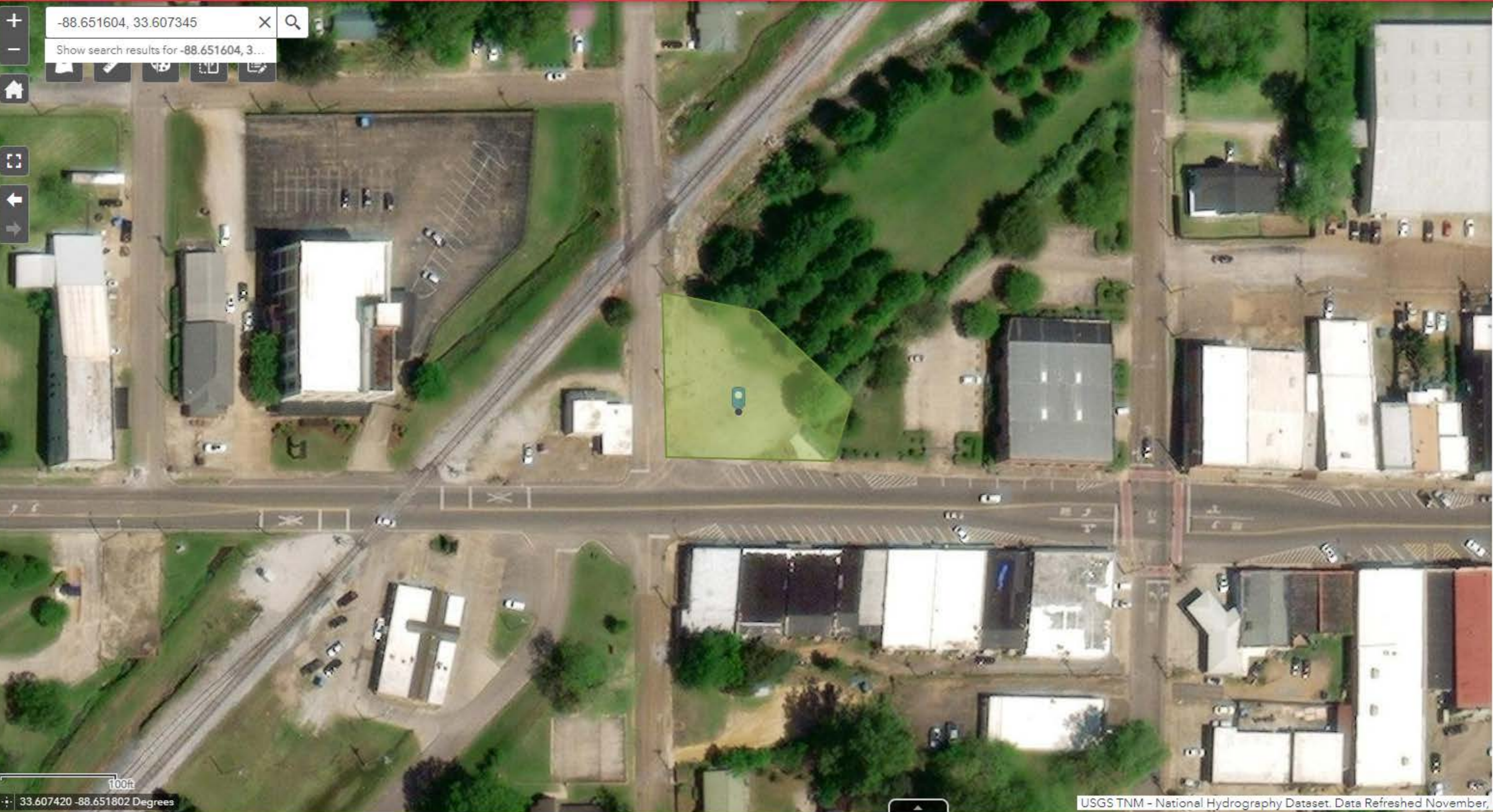
Tools

Alabama Regulatory Viewer

IPaC DigitalGlobe USGS Stream Stats

-88.651604, 33.607345

Show search results for -88.651604, 3...



Alabama

Florida

Georgia

Mississippi

North Carolina

Puerto Rico and U.S. Virgin Islands

South Carolina

Tools

Help

SAD

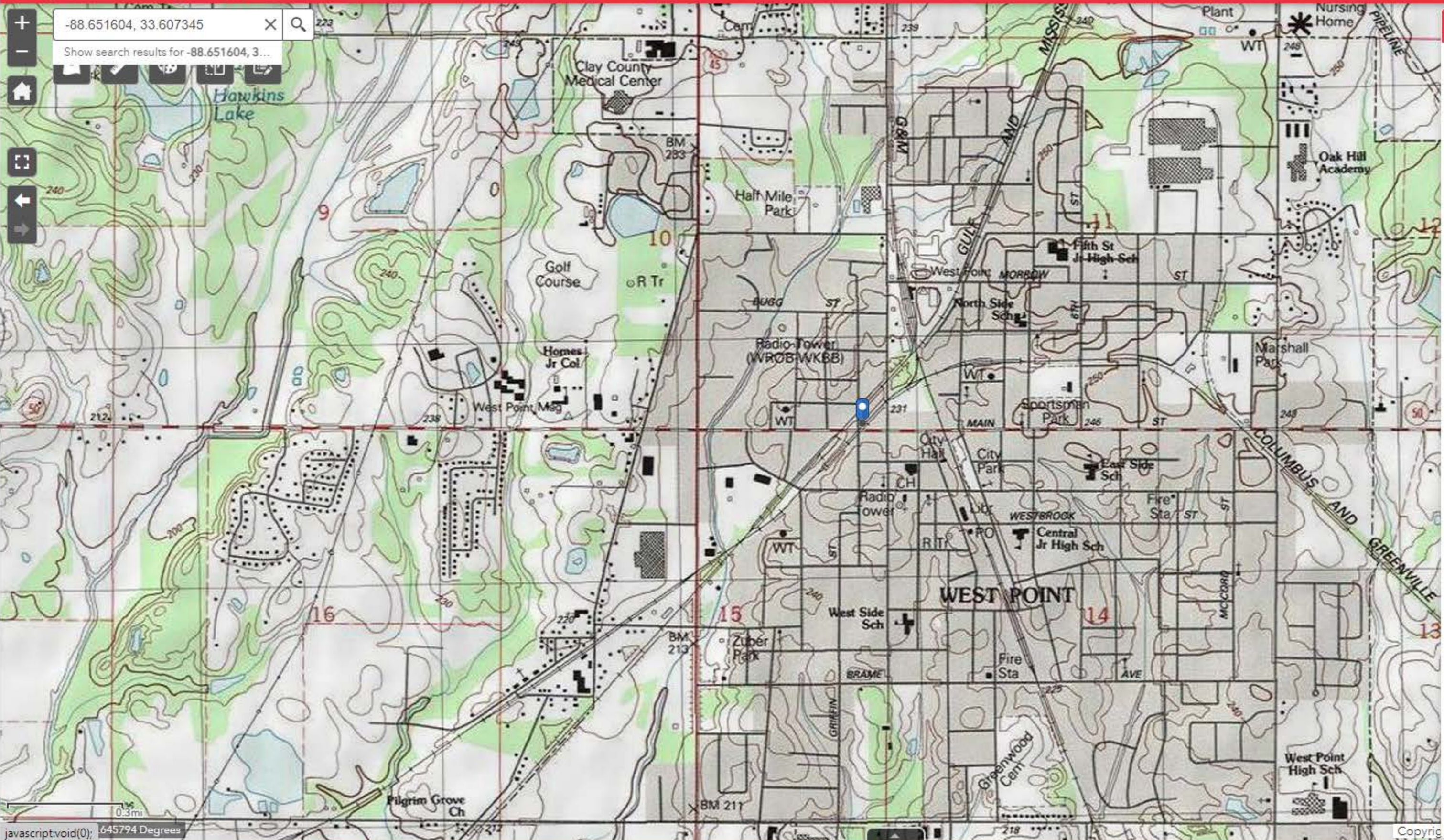
Alabama Regulatory Viewer

IPaC DigitalGlobe USGS Stream Stats

408

-88.651604, 33.607345

Show search results for -88.651604, 3...



Basemap Gallery



OpenStreetMap Dark Gray Canvas Imagery



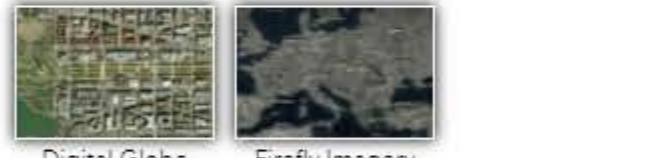
Light Gray Canvas National Geographic Oceans



Streets Terrain with Labels Topographic



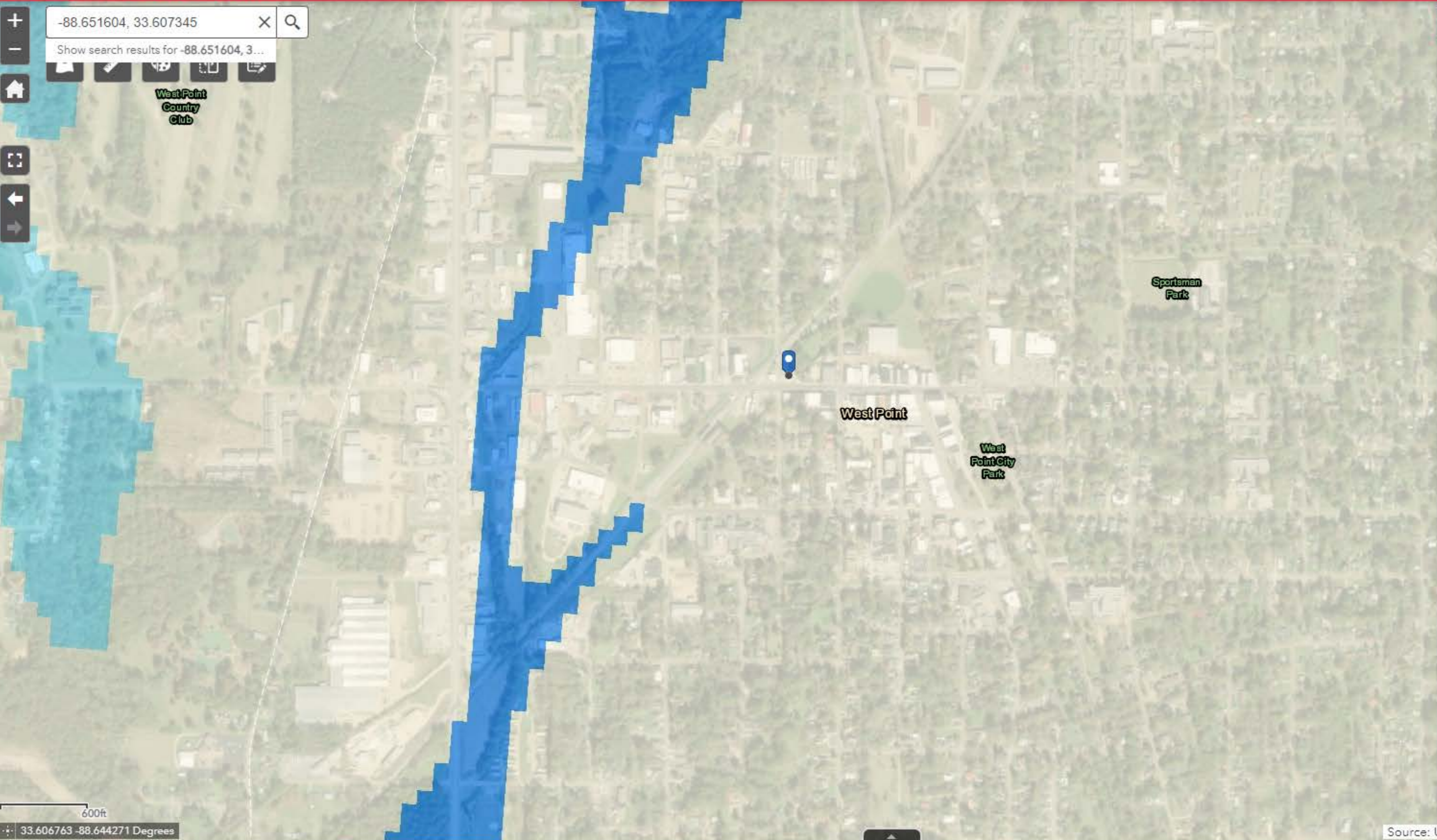
Imagery with Labels USGS Topo Map NOAA ENC



Digital Globe Tiled Imagery Firefly Imagery

+ -88.651604, 33.607345 X Q
Show search results for -88.651604, 3...

West Point County Club
Sportsman Park
West Point
West Point City Park



Reference Layers

National Layers

- EPA Ecoregions Level III and IV ...
- USA Soils Map Units ...
- USA Soils Map Units ...
- USA Soils Hydric Class ...
 - Not Hydric
 - Partially Hydric (1 - 25%)
 - Partially Hydric (26 - 50%)
 - Mostly Hydric (51 - 75%)
 - Mostly Hydric (76 - 95%)
 - All Hydric
- USA Landcover GAP ...
- 303(d) Listed Impaired Waters ...

USACE Regulatory

State Layers

- Layers
- Mobile Alabama Parcels - Parcels ...
 - Mississippi Parcels - Land Parcels ...
 - SAM Dauphin Island Owned Water Bottoms ...
 - SAM 2020 Baldwin County Alabama Parcels ...

Alabama Regulatory Viewer

IPaC DigitalGlobe USGS Stream Stats

408 [Layers Icon] [Map Icon] [Layers Icon] [Layers Icon] [Layers Icon] [Layers Icon] [Layers Icon] [Layers Icon] [Layers Icon] [Layers Icon]

+ -88.651604, 33.607345 X Q
Show search results for -88.651604, 3...
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[Full Screen Icon] [Home Icon] [Previous View Icon] [Next View Icon]



Reference Layers

National Layers

- USA Soils Map Units
- Alfisols
- Andisols
- Aridisols
- Entisols
- Gelisols
- Histosols
- Inceptisols
- Mollisols
- Oxisols
- Spodosols
- Ultisols
- Vertisols
- Bodies of Water

USACE Regulatory

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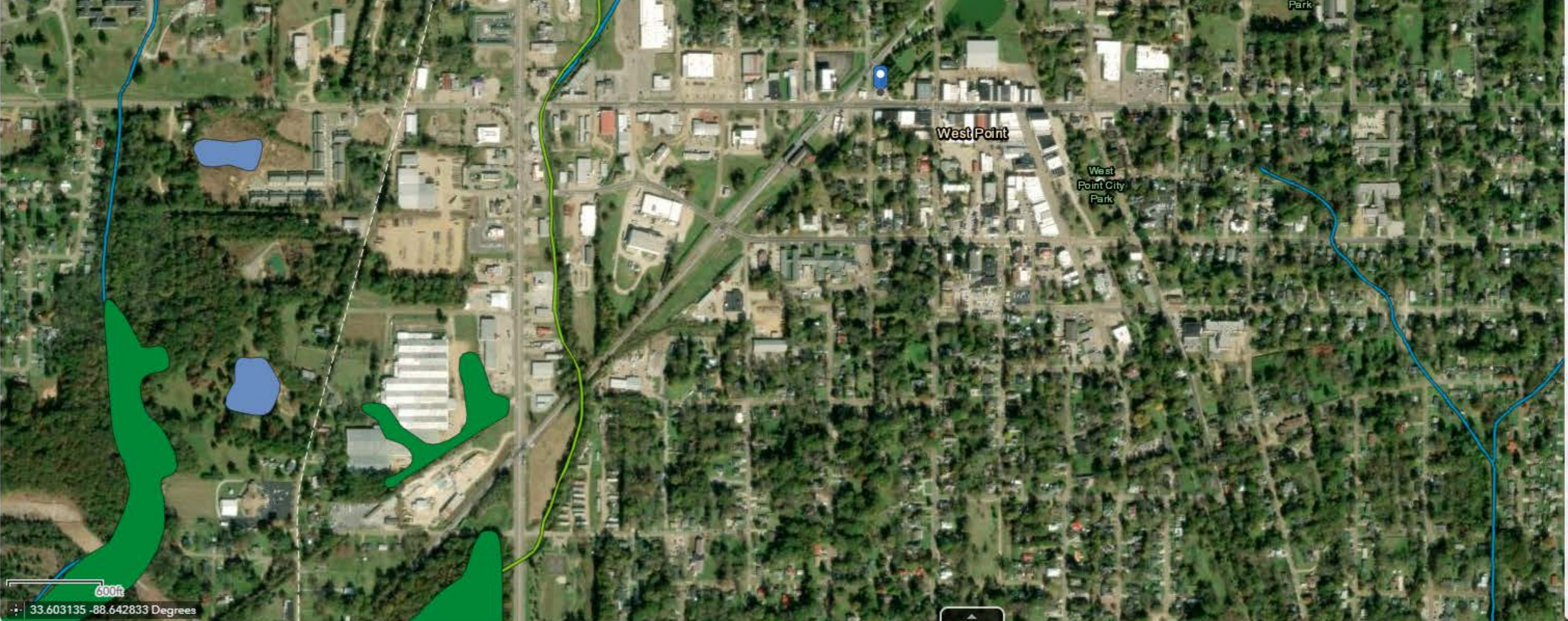
Alabama Regulatory Viewer

IPaC DigitalGlobe USGS Stream Stats

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+ -88.651604, 33.607345 X Q
Show search results for -88.651604, 3...

Country Club [Map Tools: Home, Full Screen, Previous, Next]



Reference Layers

National Layers

- Layers
- USA Federal Lands
 - National Wetland Inventory (NWI)
 - Estuarine and Marine Deepwater
 - Estuarine and Marine Wetland
 - Freshwater Emergent Wetland
 - Freshwater Forested/Shrub Wetland
 - Freshwater Pond
 - Lake
 - Other
 - Riverine

USACE Regulatory

State Layers

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