



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

January 22, 2024

North Branch  
Regulatory Division

Subject: Department of the Army Jurisdictional Determination, File Number SAM-2023-01056-LML, U.S. Highway 78 Road Improvement Site, Calhoun County, Alabama

[REDACTED]

Transmitted electronically to: [REDACTED]

[REDACTED]:

This is in response to your request, submitted on your behalf by your agent, Spectrum Environmental, Inc., for a Department of the Army (DA) Jurisdictional Determination (JD) for a two-site project area, with the eastern site totaling 6.7 acres and western site totaling 3.0 acres. The request has been assigned file number SAM-2023-01056-LML, which should be referred to in all future correspondence with this office concerning this project. More specifically, the sites are located at U.S. Highway 78, within Section 27, Township 16 South, Range 8 East; with the eastern site centered at Latitude 33.620658° North and Longitude 85.751336° West, and the western site centered at Latitude 33.614725° North and Longitude 85.782996° West; in Oxford, Calhoun County, Alabama, as depicted on the attached figure.

Based on our review of the information and wetland determination data forms your agent furnished, and other desktop information available to our office, we have completed an Approved Jurisdictional Determination (AJD) for the site. Attached is an AJD Memorandum for Record (MFR) that describes the features identified on the site are not subject to the jurisdiction of the U.S. Army Corps of Engineers (USACE). Please be advised that this determination reflects current policy and regulation.

The features identified as S1 and S2, non-relatively permanent waters, as depicted on the attached exhibit entitled "Review Area", are not waters of the United States and therefore are not subject to DA jurisdiction. The attached AJD MFR further describes this area. Please be advised that this AJD MFR is based on current policy and regulation and is valid for a period of five (5) years from the date of this letter. If after the 5-year period this jurisdictional determination has not been specifically revalidated by the USACE, it shall automatically expire. If the information you have submitted, and

on which the USACE has based its determination is later found to be in error, this decision may be revoked.

This letter contains an AJD MFR. 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 Administrative Appeal (NAP) Options and Process and Request for Appeal (RFA) form. If you request to appeal this determination, you must submit a completed RFA for to the [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.

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.

The delineation included herein has been conducted to identify the location and extent of the aquatic resources for purposes of the Clean Water Act for the particular site identified in this request. This delineation may not be valid for the Wetland Conservation Provisions of the Food Security Act of 1985, as amended. If you or your tenant are USDA program participants, or anticipate participation in USDA programs, you should discuss the applicability of an NRCS Certified Wetland Determination with the local USDA service center, prior to starting work.

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).

We appreciate your cooperation with the Corps of Engineers' Regulatory Program. Please refer to file number **SAM-2023-01056-LML** in all future correspondence regarding this project or if you have any questions concerning this determination.

An electronic copy of this letter is being provided to your agent, Spectrum Environmental, Inc., Attention: [REDACTED].

We appreciate your cooperation with the USACE Regulatory Program. If the project location or scope of work changes, you are urged to contact this office for a verification of this determination. Please contact the project manager, Ms. Lacey Leaptrott, [REDACTED], should you have any questions concerning this matter. You can visit our website at

[www.sam.usace.army.mil/Missions/Regulatory.aspx](http://www.sam.usace.army.mil/Missions/Regulatory.aspx) for additional information about our Regulatory Program. 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.

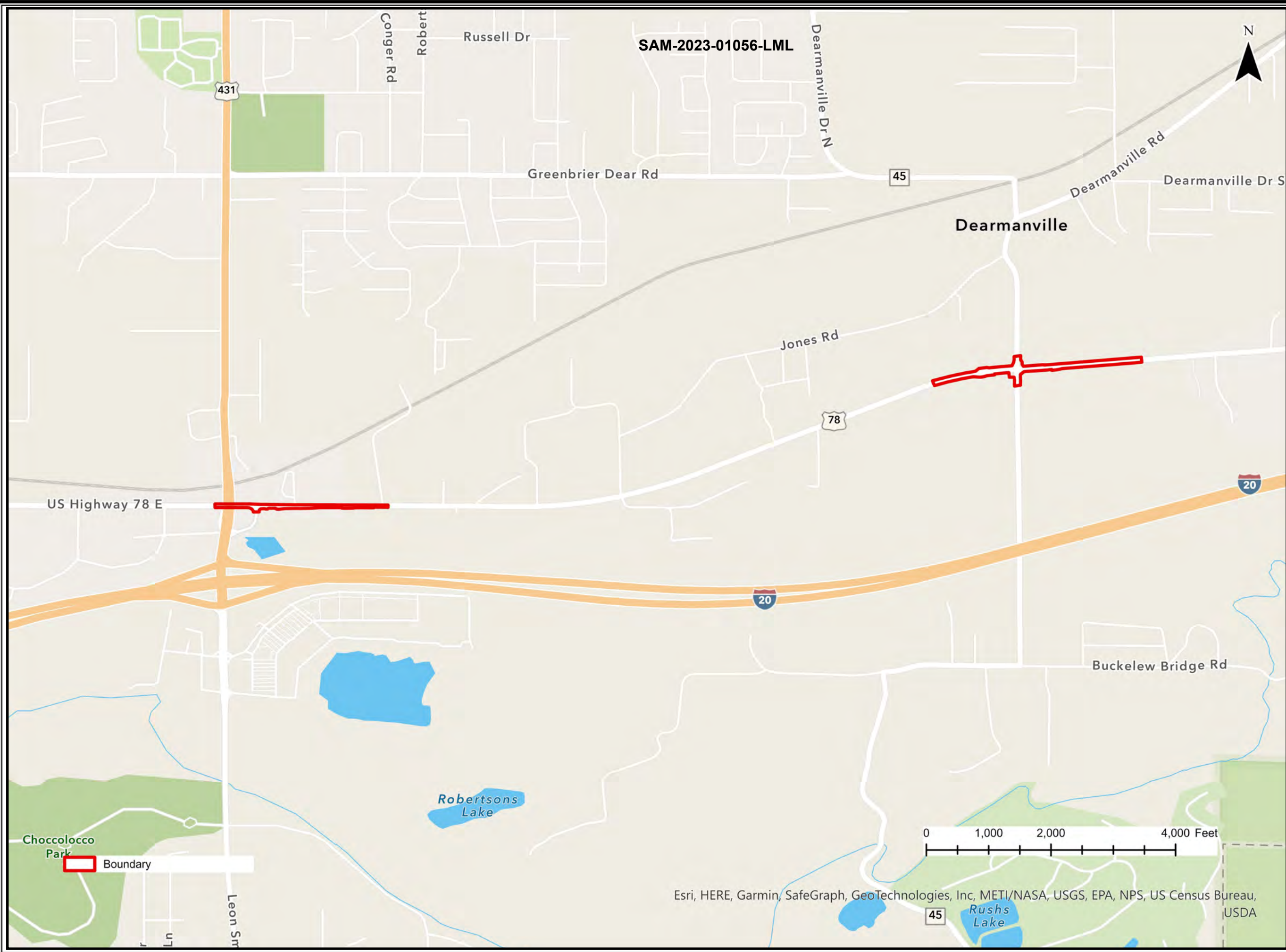
Sincerely,

**Courtney Shea**

Courtney Shea  
Team Leader

Digitally signed by Courtney  
Shea  
Date: 2024.01.22 06:47:08  
-06'00'

Attachments



SAM-2023-01056-LML



**TITLE**  
**Figure 1 — Site Location Map**  
 Approved Jurisdictional Determination  
 CDG  
 US-78 Road Improvements  
 ALDOT: ATRP2-08-22-389  
 Oxford, Calhoun County, AL

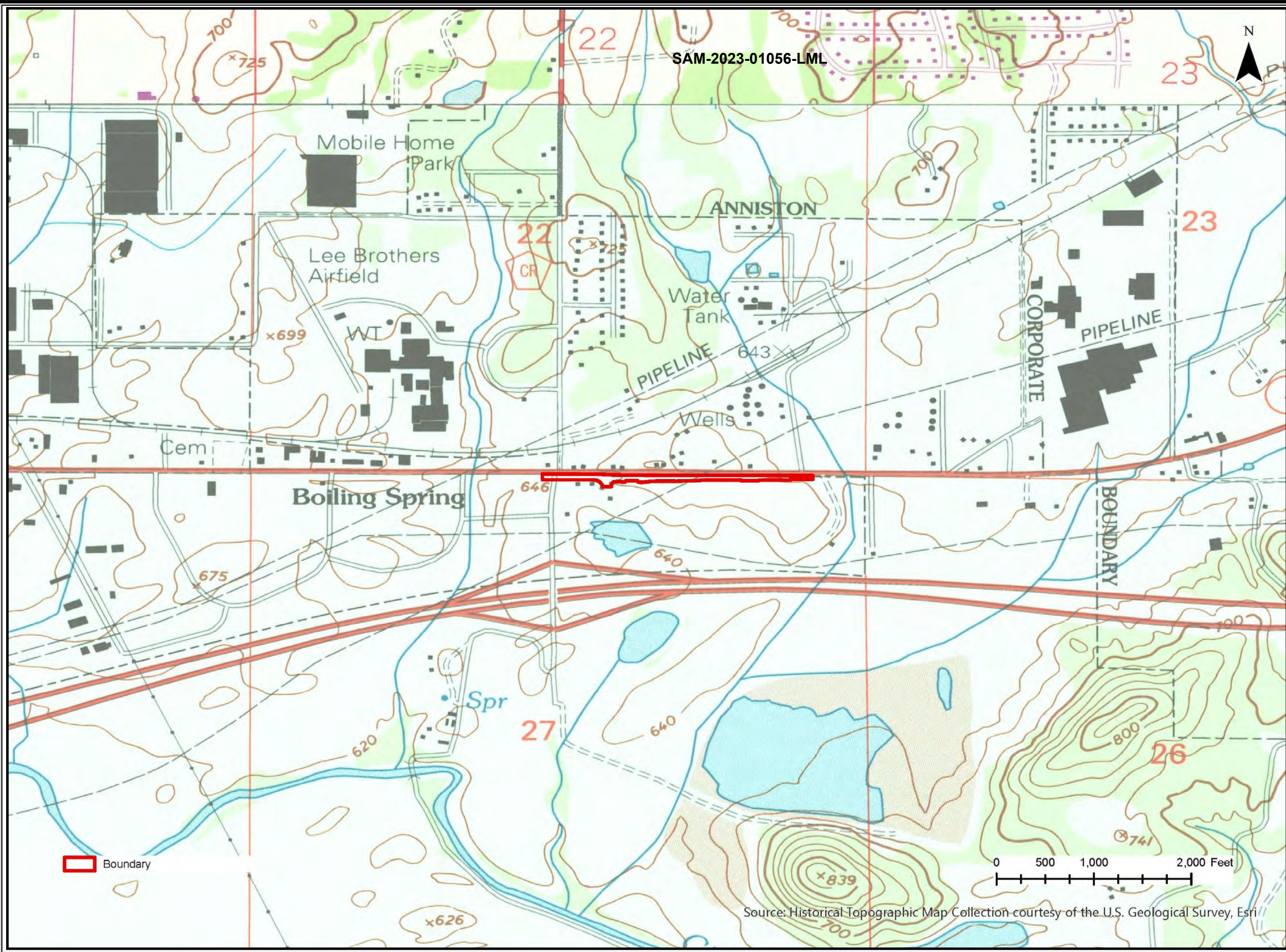


Drawn By:	Client #:
LP	1997
Checked By:	Date:
BS	10/17/2023
Project Mgr.:	Project #:
SF	1997-037-33

Source:  
 Image courtesy of ESRI.

DATE	REVISION NOTE	BY

Esri, HERE, Garmin, SafeGraph, GeoTechnologies, Inc, METI/NASA, USGS, EPA, NPS, US Census Bureau, USDA



SAM-2023-01056-LML

TITLE  
**Figure 2a — Site Topographic Map**  
 Approved Jurisdictional Determination  
 CDG  
 US-78 Road Improvements  
 ALDOT: ATRP2-08-22-389  
 Oxford, Calhoun County, AL

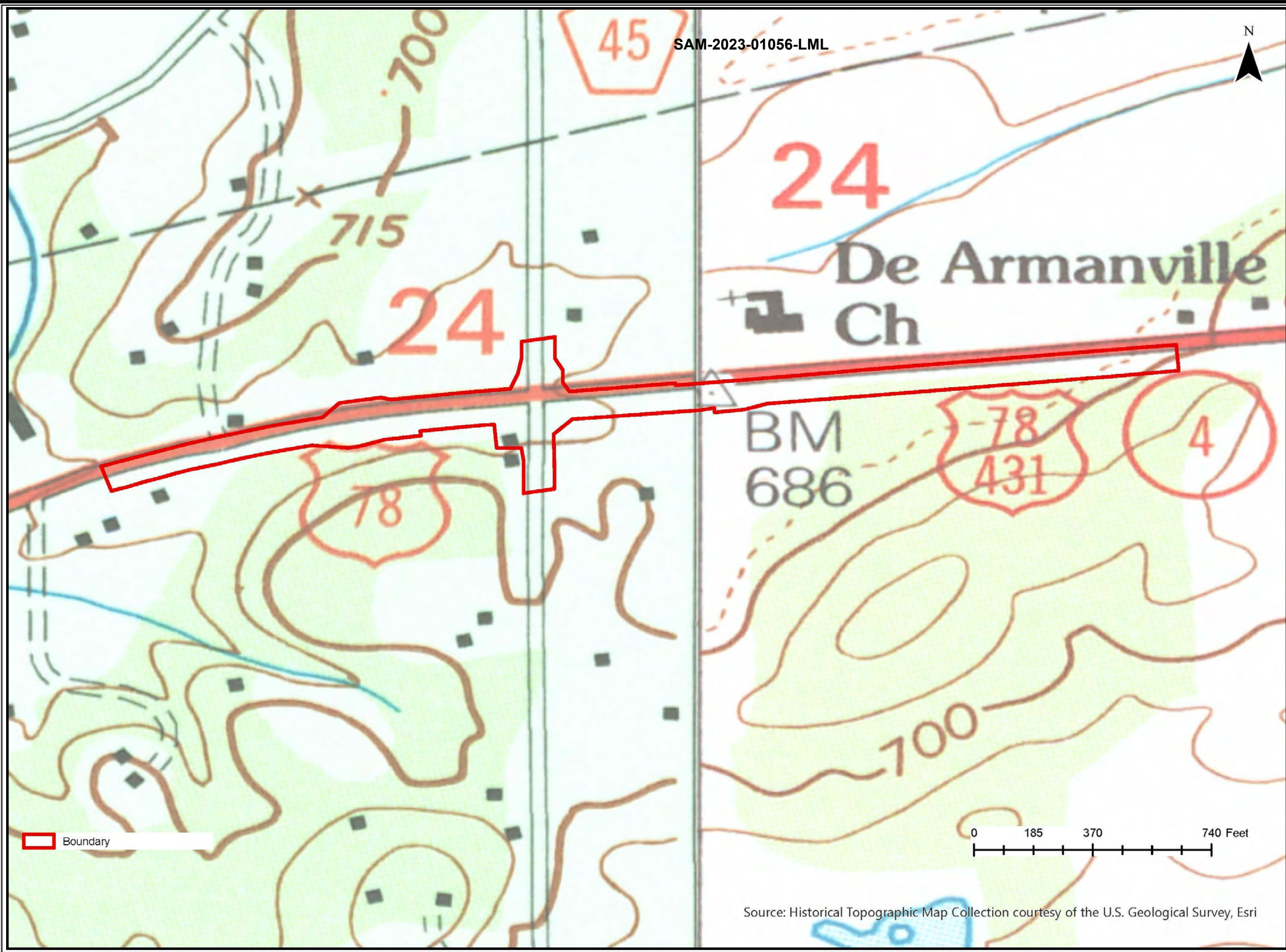


Drawn By:	Client #:
LP	1997
Checked By:	Date:
BS	10/17/2023
Project Mgr.:	Project #:
SF	1997-037-33

Source:  
 Image courtesy of ESRI and USGS  
 Oxford, Alabama 7.5 minute  
 quadrangle.

DATE	REVISION NOTE	BY

Source: Historical Topographic Map Collection courtesy of the U.S. Geological Survey, Esri



SAM-2023-01056-LML



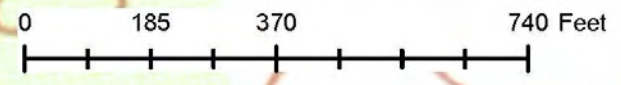
TITLE  
**Figure 2b — Site Topographic Map**  
 Approved Jurisdictional Determination  
 CDG  
 US-78 Road Improvements  
 ALDOT: ATRP2-08-22-389  
 Oxford, Calhoun County, AL



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Project Mgr.:	Project #:
SF	1997-037-33

Source:  
 Image courtesy of ESRI and USGS  
 Oxford, Alabama 7.5 minute  
 quadrangle.

Boundary



Source: Historical Topographic Map Collection courtesy of the U.S. Geological Survey, Esri

DATE	REVISION NOTE	BY

SAM-2023-01056-LML



 Site Boundary

0 155 310 620 Feet

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TITLE

**Figure 3a — Site Aerial Map**  
Approved Jurisdictional Determination  
CDG  
US-78 Road Improvements  
ALDOT: ATRP2-08-22-389  
Oxford, Calhoun County, AL




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 Boundary

0 185 370 740 Feet

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TITLE

**Figure 3b — Site Aerial Map**  
Approved Jurisdictional Determination  
CDG  
US-78 Road Improvements  
ALDOT: ATRP2-08-22-389  
Oxford, Calhoun County, AL



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Project Mgr.:	Project #:
SF	1997-037-33

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SAM-2023-01056-LML



**TITLE**

**Figure 8b2 — Site Delineation Overview**  
 Approved Jurisdictional Determination  
 CDG  
 US-78 Road Improvements  
 ALDOT: ATRP2-08-22-389  
 Oxford, Calhoun County, AL

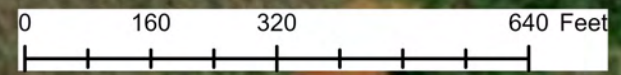


Drawn By:	Client #:
LP	1997
Checked By:	Date:
BS	10/17/2023
Project Mgr.:	Project #:
SF	1997-037-33

Source:

Image courtesy of ESRI.

	Boundary
	Ephemeral
	Pipe and Culvert



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