

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 31, 2019

B. DISTRICT OFFICE, FILE NAME, AND NUMBER: POA-2018-00358

C. PROJECT LOCATION AND BACKGROUND INFORMATION:

State: AK County/parish/borough: Kenai Peninsula City: Homer
Center coordinates of site (lat/long in degree decimal format): Lat. 59.6400 °, Long. -151.5415 °
Universal Transverse Mercator: Zone 5

Name of nearest waterbody: Beluga Slough

Name of watershed or Hydrologic Unit Code (HUC): 1902030108 Stariski Creek-Frontal Cook Inlet

- 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: May 31, 2019
 Field Determination. Date(s):

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:
 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:
 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:
 USDA Natural Resources Conservation Service Soil Survey. Citation: Western Kenai Peninsula Soil Survey, Version 14, Sep 27, 2015, USDA Web Soil Survey
 National wetlands inventory map(s). Cite name:
 State/Local wetland inventory map(s): Kenai Peninsula Borough terrain viewer website accessed May 31, 2019 (<https://gis.kpb.us/map/index.html?viewer=terrain>)
 FEMA/FIRM maps:
 100-year Floodplain Elevation is: (National Geodetic Vertical Datum of 1929)
 Photographs: Aerial (Name & Date): Google Earth, May 12, 2011; September 8, 2012; August 23, 2015
 or Other (Name & Date): Applicant Supplied, May 30, 2019
 Previous determination(s). File no. and date of response letter:
 Applicable/supporting case law:
 Applicable/supporting scientific literature:
 Other information (please specify): MFR, May 31, 2019

B. REQUIRED ADDITIONAL COMMENTS TO SUPPORT JD. EXPLAIN RATIONALE FOR DETERMINATION THAT THE REVIEW AREA ONLY INCLUDES DRY LAND: The vegetation within the review area is not indicative of wetlands. Noticeable changes in

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.

the vegetation exist at similar elevations around the property. The uplands end at approximately 37-39 feet elevation. Changes in elevation indicate the subject site is above the water table.



Ben Polley
Regulatory Specialist
Southeast Section

31 May 2019

Date