

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): July 22, 2022**
- B. DISTRICT OFFICE, FILE NAME, AND NUMBER: POA-2022-00244, Kachemak Bay, Jason Weisser, Eric Lane, Homer**
- C. PROJECT LOCATION AND BACKGROUND INFORMATION:**

State: Alaska County/parish/borough: Kenai Peninsula Borough (KPB) City: Homer
Center coordinates of site (lat/long in degree decimal format): Lat. 59.64694 °, Long. -151.57497 °
Universal Transverse Mercator: X: 580326.200696 Y: 6612954.823237

Name of nearest waterbody: Kachemak Bay
Name of watershed or Hydrologic Unit Code (HUC): Diamond Creek-Frontal Cook Inlet (190203010807)

- 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: July 22, 2022
- Field Determination. Date(s): June 6, 2013

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: Seldovia C-5 NE (1:25000)
- USDA Natural Resources Conservation Service Soil Survey. Citation: Accessed via web soil survey 7/22/2022
- National wetlands inventory map(s). Cite name: Accessed via KPB Mapper 7/22/2022
- State/Local wetland inventory map(s): Accessed via KPB Mapper 7/22/2022
- FEMA/FIRM maps: 02122C2015E
- 100-year Floodplain Elevation is: (National Geodetic Vertical Datum of 1929)
- Photographs: Aerial (Name & Date): Google Earth and Digital Globe
- or Other (Name & Date):
- Previous determination(s). File no. and date of response letter: POA-2016-00409
- Applicable/supporting case law:
- Applicable/supporting scientific literature:
- Other information (please specify):

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: A desktop survey was conducted for the parcel. While the parcel is mapped as a “wetland-upland complex” by the KPB Wetland Assessment, a survey conducted for the installation of Eric Road (POA-2016-00409) found no waters on the project parcel. Information from the previous project, combined with the hydrology, soils, and vegetation of the parcel, does not support the presence of wetland indicators. Therefore, the entirety of the 0.46-acre parcel is located in uplands.



Jennifer Mercer
Regulatory Specialist
SOUTH Section

July 22, 2022

Date



Legend

- Highways
- Major Roads
- Roads**
- Town Medium Volume
- Town Low/Seasonal; Other
- - - Proposed
- Parcels**
- National Wetlands Inventory**
- <all other values>
- Estuarine and Marine Wetland
- Freshwater Emergent Wetland
- Freshwater Forested/Shrub Wetland
- Estuarine and Marine Deepwater
- Freshwater Pond
- Lake
- Riverine
- Other
- Boundary**
- Footprint**
- Image**
- Red: Red
- Green: Green
- Blue: Blue
- Boundary**
- Footprint**
- Image**
- Red: Red
- Green: Green
- Blue: Blue



This map is a user generated static output from an Internet mapping site and is for reference only. Data layers that appear on this map may or may not be accurate, current, or otherwise reliable. This application was designed to provide information about landcover types on the Kenai Peninsula. It is intended for general informational purposes only and should not be used in place of any official information from an authoritative agency. All the datasets herein were mapped at a scale describing a much larger area than most parcels and therefore land cover boundaries may not match exactly with your property lines. Furthermore, land cover can change over time and the characteristics of a type may vary seasonally. The data displayed herein is neither a legally recorded map nor survey and should only be used for general reference purposes. It is not intended to be used for measurement. Kenai Peninsula Borough assumes no liability as to the accuracy of any data displayed herein. Original source documents should be consulted for accuracy verification.