

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): March 27, 2017

B. DISTRICT OFFICE, FILE NAME, AND NUMBER: CEPOA-RD, POA-2017-147

C. PROJECT LOCATION AND BACKGROUND INFORMATION:

State: Alaska County/parish/borough: Kenai Peninsula Borough City: Homer
Center coordinates of site (lat/long in degree decimal format): Lat. 59.6483°N, Long. 151.6114°W
Name of nearest waterbody: Libby Creek
Name of watershed or Hydrologic Unit Code (HUC): 190203010807 Diamond 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: March 27, 2017
 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: Plans/plat submitted by applicant March 23, 2017
 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
 USDA Natural Resources Conservation Service Soil Survey. Citation: Western Kenai Peninsula Soil Survey, 2005, USDA Web Soil Survey
 National wetlands inventory map(s). Cite name: Seldovia C-5
 State/Local wetland inventory map(s): Wetland Mapping and Classification of the Kenai Lowland, Alaska. 21 March 2008. Gracz, Mike, Noyes, K., North, P., and Tande, G.; cookinletwetlands.info
 FEMA/FIRM maps:
 100-year Floodplain Elevation is: (National Geodetic Vertical Datum of 1929)
 Photographs: Aerial (Name & Date): GoogleEarth Pro 9/1/96, 5/12/11, 8/18/15
 or Other (Name & Date): Photographs submitted by applicant, dated March 23, 2017
 Previous determination(s). File no. and date of response letter: [Click here to enter text.](#)
 Applicable/supporting case law:
 Applicable/supporting scientific literature:
 Other information (please specify): POA-2014-302, Libby Creek (two lots immediately north, both determined uplands).

B. REQUIRED ADDITIONAL COMMENTS TO SUPPORT JD. EXPLAIN RATIONALE FOR DETERMINATION THAT THE REVIEW AREA ONLY INCLUDES DRY LAND: The entirety of the 0.45-acre parcel is located in uplands.

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.