

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 3, 2022

B. DISTRICT OFFICE, FILE NAME, AND NUMBER: Alaska District, POA-2013-00354

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. 59.6466 °, Long. -151.5546 °
Universal Transverse Mercator: X: 581477.318931, Y: 6612947.183143

Name of nearest waterbody: Woodard 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: May 3, 2022
 Field Determination. Date(s): [Click here to enter a date.](#)

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.

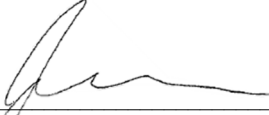
SECTION III: DATA SOURCES.

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: [Click here to enter text.](#)
 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: [Click here to enter text.](#)
 U.S. Geological Survey Hydrologic Atlas: [Click here to enter text.](#)
 USGS NHD data.
 USGS 8 and 12 digit HUC maps.
 U.S. Geological Survey map(s). Cite scale & quad name: Seldovia C-5 NE (2018); Scale 1:25000, accessed May 2, 2022
 USDA Natural Resources Conservation Service Soil Survey. Citation: Soil Survey of Homer-Ninilchik Area, Alaska (1971)
 National wetlands inventory map(s). Cite name: Web viewer, accessed May 2, 2022
 State/Local wetland inventory map(s): KWF Wetlands Assessment
 FEMA/FIRM maps:
 100-year Floodplain Elevation is: [Click here to enter text.](#)
 Photographs: Aerial (Name & Date): Google Earth Pro, MAXAR (11/18/2021, 04/21/2021)
 or Other (Name & Date): [Click here to enter text.](#)
 Previous determination(s). File no. and date of response letter: POA-2013-00354; September 5, 2013
 Applicable/supporting case law: [Click here to enter text.](#)
 Applicable/supporting scientific literature: [Click here to enter text.](#)
 Other information (please specify): [Click here to enter text.](#)

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: Vegetation on the parcel was previously documented as predominantly FACU species. Elevation profiles of the parcel indicate that water likely drains to the southeast and does not collect on the parcel. A portion of the parcel is mapped as a slope wetland by the KWF Wetlands Assessment; however, a site visit in 2013 concluded that the parcel consisted entirely of uplands. While the vegetation has been cleared since the 2013 site visit, it is unlikely that the soils and hydrology have changed. Based on these observations, the vegetation, soils, and hydrology of the parcel do not support the presence of wetland indicators. Therefore, the entirety of the 0.23-acre parcel is located in uplands.



Jennifer Mercer
Regulatory Specialist
South Section

May 3, 2022

Date



POA-2013-00354 Location



Legend

- Major Roads
- └┘ Township Lines
- Section Lines
- ▭ Parcels

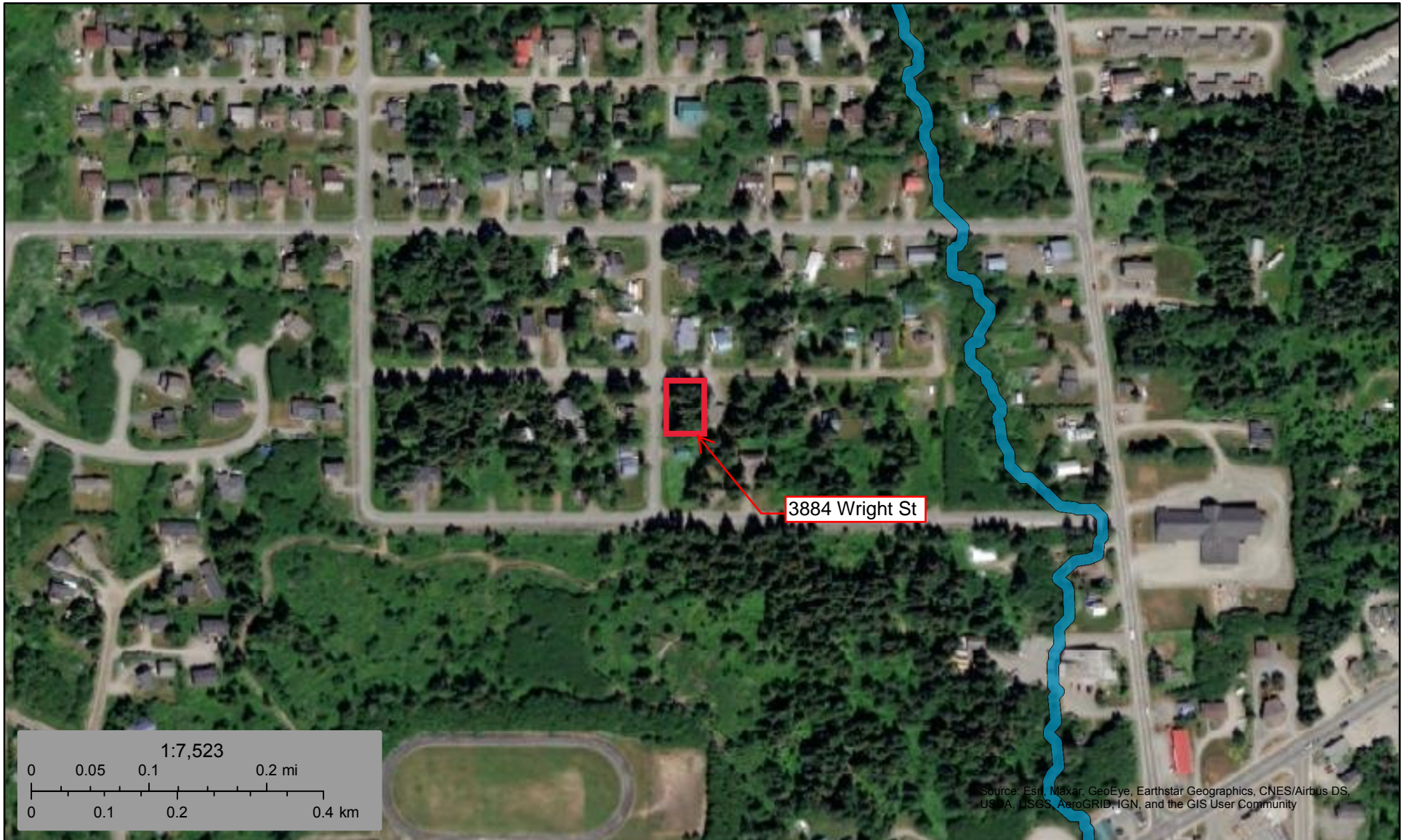


Notes

POA-2013-00354, Woodard Creek
Figure Created 05/04/2022 by JAM
Sheet 1 of 2

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. Do not use for navigation.


DATE PRINTED: 5/4/2022



Source: Esri, Maxar, GeoEye, Earthstar Geographics, CNES/Airbus DS, USDA, USGS, AeroGRID, IGN, and the GIS User Community

May 2, 2022

Wetlands

- | | | | | | |
|---|--------------------------------|---|-----------------------------------|---|----------|
|  | Estuarine and Marine Deepwater |  | Freshwater Emergent Wetland |  | Lake |
|  | Estuarine and Marine Wetland |  | Freshwater Forested/Shrub Wetland |  | Other |
| | |  | Freshwater Pond |  | Riverine |

This map is for general reference only. The US Fish and Wildlife Service is not responsible for the accuracy or currentness of the base data shown on this map. All wetlands related data should be used in accordance with the layer metadata found on the Wetlands Mapper web site.

POA-2013-00354, Woodard Creek
Figure Created 05/04/2022 by JAM
Sheet 2 of 2