

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 18, 2017

B. DISTRICT OFFICE, FILE NAME, AND NUMBER: POA-2008-264

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. 59.6442 °, Long. -151.5773 °
Universal Transverse Mercator: 5

Name of nearest waterbody: Kachemak Bay

Name of watershed or Hydrologic Unit Code (HUC): 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: [Click here to enter a date.](#)
- ☒ Field Determination. May 15, 2017
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: [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: Enclosed with MFR
- ☐ U.S. Geological Survey Hydrologic Atlas: [Click here to enter text.](#)
 - ☐ USGS NHD data.
 - ☐ USGS 8 and 12 digit HUC maps.

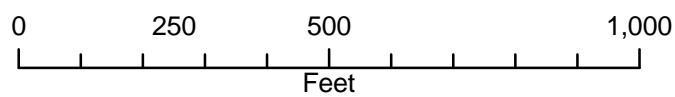
¹ This form is for use only in recording approved JDs involving dry land. It extracts the relevant elements of the longer approved JD form in use since 2007 for aquatic areas and adds no new fields.

- ☐ U.S. Geological Survey map(s). Cite scale & quad name: [Click here to enter text.](#)
- ☒ USDA Natural Resources Conservation Service Soil Survey. Citation: Lower Kenai Peninsula Area, 2002, USDA Web Soil Survey
- ☐ National wetlands inventory map(s). Cite name: [Click here to enter text.](#)
- ☐ State/Local wetland inventory map(s): [Click here to enter text.](#)
- ☐ FEMA/FIRM maps: [Click here to enter text.](#)
- ☐ 100-year Floodplain Elevation is: [Click here to enter text.](#) (National Geodetic Vertical Datum of 1929)
- ☒ Photographs: ☐ Aerial (Name & Date): [Click here to enter text.](#)
- ☐ or ☒ Other (Name & Date): Site visit photos, 15 May 17
- ☒ Previous determination(s). File no. and date of response letter: POA-2008-264 dated 4 Apr 2008
- ☐ Applicable/supporting case law: [Click here to enter text.](#)
- ☐ Applicable/supporting scientific literature: [Click here to enter text.](#)
- ☒ Other information (please specify): Site visit MFR

B. REQUIRED ADDITIONAL COMMENTS TO SUPPORT JD. EXPLAIN RATIONALE FOR DETERMINATION THAT THE REVIEW AREA ONLY INCLUDES DRY LAND: A test hole was dug in the portion of the property that was the most likely to be wetland. No hydric soils were found. The rest of the site contained more FACU vegetation and less hydrology than the test hole site. A previous JD (2008) found the site to be upland. There are no indications that the site has changed; it is still upland.



POA-2008-264



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