

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): October 18, 2018

B. DISTRICT OFFICE, FILE NAME, AND NUMBER: SAC-2018-01628 Grande Dunes Lake Tract 2

C. PROJECT LOCATION AND BACKGROUND INFORMATION:

State: South Carolina County/parish/borough: **Horry County** City: Myrtle Beach
Center coordinates of site (lat/long in degree decimal format): Lat. **33.7565** °, Long. **-78.8104** °
Universal Transverse Mercator:
Name of nearest waterbody: Atlantic Intracoastal Waterway
Name of watershed or Hydrologic Unit Code (HUC): 03040208

- 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:
 Field Determination. Date(s): **October 16, 2018**

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: Report and maps submitted by S&ME/ Plat entitled "WETLAND MAP OF / PARCEL A-3 & A-4 LAKE TRACT 12 / ±21.43 ACRES / CITY OF MYRTLE BEACH, HORRY COUNTY, SOUTH CAROLINA / PREPARED FOR: / GDMB LAKE LLC" and dated September 26, 2018, prepared by Castles Engineering.
- 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: Hand Quad: Quad depicts forested uplands
- USDA Natural Resources Conservation Service Soil Survey. Citation: Horry County Soil Survey depicts the soil types of Centenary, Leon, Echaw, and Lakeland
- National wetlands inventory map(s). Cite name: Horry NWI depicts the project area as uplands (U14, U42P) and a portion as wetland (PFO4/1B) The area depicted as wetland was not evaluated due to being a protected area. This area is comprised of 5.33 acres and preserved under a previously issued DA permit. SAC 2003-04737-3NI
- State/Local wetland inventory map(s):
- FEMA/FIRM maps:
- 100-year Floodplain Elevation is: (National Geodectic Vertical Datum of 1929)
- Photographs: Aerial (Name & Date): 2006 SCDNR & 2017 Google Earth
 Other (Name & Date): Site photo provided by S&ME taken August 16, 2018.
- Previous determination(s). File no. and date of response letter: DA permit SAC 2003-04737-3NI
- 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: The Project Area contains 15.77 acres of uplands. In addition, the project area contains 5.66 acres (depicted as “Protected Areas ” on the associated plat) that were not reviewed under this determination due to the fact that these wetlands were previously placed under Restrictive Covenants under Department of the Army permit SAC 2003-04737-3NI. In conclusion, the 21.43 acre parcel contains a 5.66 acres protected by restrictive covenants that were not reviewed. Therefore, this Jurisdictional Determination is for the remaining 15.77 acres located within the parcel.