

**DRY LAND APPROVED JURISDICTIONAL DETERMINATION FORM<sup>1</sup>**

**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): January 22, 2020**

**B. DISTRICT OFFICE, FILE NAME, AND NUMBER: SAC-2019-01298 Apple Valley Phase III**

**C. PROJECT LOCATION AND BACKGROUND INFORMATION:**

State: South Carolina County/parish/borough: Spartanburg City: Spartanburg

Center coordinates of site (lat/long in degree decimal format): Lat. 34.8769°, Long. -82.1407°

Universal Transverse Mercator: **NAD 83**

Name of nearest waterbody: Brushy Creek

Name of watershed or Hydrologic Unit Code (HUC): 03050107-03 South Tyger River

- 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:  
22-January-2020
- 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: EPC
- Data sheets prepared/submitted by or on behalf of the applicant/consultant.
  - Office concurs with data sheets/delineation report. This office agrees with the conclusions of the submitted data sheets and report.
  - Office does not concur with data sheets/delineation report.
- Data sheets prepared by the Corps:
- U.S. Geological Survey Hydrologic Atlas: HA 730-G, 1990
  - USGS NHD data.
  - USGS 8 and 12 digit HUC maps. 03050107-03 South Tyger River
- U.S. Geological Survey map(s). Cite scale & quad name: 1:24,000 Greer
- USDA Natural Resources Conservation Service Soil Survey. Citation: SSURGO, accessed 8/15/2018
- National wetlands inventory map(s). Cite name: National Wetland inventory, last updated 5/1/2018
- State/Local wetland inventory map(s):
- FEMA/FIRM maps:
- 100-year Floodplain Elevation is: (National Geodetic Vertical Datum of 1929)
- Photographs:  Aerial (Name & Date): Google Maps-2017 Aerial
  - Other (Name & Date): Photos 1-18 of 18 taken by EPC dated 3/15/2019
- Previous determination(s). File no. and date of response letter:
- Applicable/supporting case law:
- Applicable/supporting scientific literature:
- Other information (please specify):

**B. REQUIRED ADDITIONAL COMMENTS TO SUPPORT JD. EXPLAIN RATIONALE FOR DETERMINATION THAT THE REVIEW AREA ONLY INCLUDES DRY LAND:** There are no features that exhibit tributary characteristics or meet the three parameters of a wetland. The site consists entirely of uplands.

<sup>1</sup> 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.