

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): July 30, 2019

B. DISTRICT OFFICE, FILE NAME, AND NUMBER: CESAC-RDE; 204 3rd Avenue; SAC-2019-01161;

C. PROJECT LOCATION AND BACKGROUND INFORMATION:

State: **South Carolina** County/parish/borough: **Marlboro County** City: **Bennettsville**

Center coordinates of site (lat/long in degree decimal format): Lat. **34.6217 °N**, Long. **-79.6864 °W**

Universal Transverse Mercator: **17S 620388 3825096**

Name of nearest waterbody: **Crooked Creek (RPW) (~0.12 miles south of southern project boundary)**

Name of watershed or Hydrologic Unit Code (HUC): **0304020105 (Reedys Branch - Great Pee Dee 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: **July 29, 2019**
- 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: Maps and site pictures submitted by the applicant's consultant, S&ME, Incorporated. Map titled: "**AERIAL PHOTOGRAPH EXHIBIT / 204 3RD AVENUE PROPERTY / BENNETTSVILLE, MARLBORO CO, SC**", dated July 17, 2019.
- 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: 0304020105 (Reedys Branch - Great Pee Dee River)
 - USGS NHD data.
 - USGS 8 and 12 digit HUC maps.
- U.S. Geological Survey map(s). Cite scale & quad name: Bennettsville South quadrangle USGS topographic map depicts a non-forested upland urban site with no aquatic features (blue line features) or features of note.
- USDA Natural Resources Conservation Service Soil Survey. Citation: Marlboro County NRCS soil survey depicts one soil type within the project area, Ogeechee sandy loam. Ogeechee sandy loam is listed as hydric for Marlboro County on the 2017 NRCS South Carolina hydric soils list.
- National wetlands inventory map(s). Cite name: National wetland inventory maps depict the site in its entirety as upland residential (U11).
- State/Local wetland inventory map(s):
- FEMA/FIRM maps:
- 100-year Floodplain Elevation is: (National Geodectic Vertical Datum of 1929)
- Photographs: Aerial (Name & Date): Marlboro 1999 Aerial Index 11223:207; SC DNR 2006 Aerials; Google Earth 2011-2017;
- Other (Name & Date): Site pictures submitted by S&ME, Incorporated.
- Previous determination(s). File no. and date of response letter:
- Applicable/supporting case law:
- Applicable/supporting scientific literature:
- Other information (please specify): LiDAR digital elevation model aerials depict a flat site with no depressions or linear features indicative of aquatic resources.

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:

This 0.022 acre (950 square foot) project site is described as a portion of a residential urban lot. All available data source information describes this site as upland with no jurisdictional aquatic resources.

Data source information: HUC: 0304020105 (Reedys Branch - Great Pee Dee River). Bennettsville South quadrangle USGS topographic map depicts a non-forested upland urban site with no aquatic features (blue line features) or features of note. Marlboro County NRCS soil survey depicts one soil type within the project area, Ogeechee sandy loam. Ogeechee sandy loam is listed as hydric for Marlboro County on the 2017 NRCS South Carolina hydric soils list. National wetland inventory maps depict the site in its entirety as upland residential (U11). LiDAR digital elevation model aerials depict a flat site with no depressions or linear features indicative of aquatic resources.

This site was assessed on a single basis form per the provided site maps.