

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): June 24, 2022

B. DISTRICT OFFICE, FILE NAME, AND NUMBER: Louisville District, Prevention Park Pump Station Consolidation JD Request, LRL-2021-01003-sea

C. PROJECT LOCATION AND BACKGROUND INFORMATION:

State: Kentucky County/parish/borough: Franklin City: Frankfort
Center coordinates of site (lat/long in degree decimal format): Lat. 38.180931 °N, Long. 84.895756 °W
Universal Transverse Mercator: [Click here to enter text.](#)

Name of nearest waterbody: Benson Creek

Name of watershed or Hydrologic Unit Code (HUC): 051002050710 - Cedar Run - Kentucky 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: April 22, 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: Exhibits 2-4 dated 10/7/21
 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: Accessed 4/22/22 via the National Regulatory Viewer
 USGS NHD data.
 USGS 8 and 12 digit HUC maps.
 U.S. Geological Survey map(s). Cite scale & quad name: 1:24,000 - Frankfort West, Kentucky
 USDA Natural Resources Conservation Service Soil Survey. Citation: [Click here to enter text.](#)
 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: FEMA National Flood Layer (4/27/20) accessed 8/18/21
 100-year Floodplain Elevation is: [Click here to enter text.](#) (National Geodectic Vertical Datum of 1929)
 Photographs: Aerial (Name & Date): ArcGIS Online Aerial Imagery accessed 8/18/21
 or Other (Name & Date): Site Photos taken September 2,3, and 21, 2021
 Previous determination(s). File no. and date of response letter: [Click here to enter text.](#)
 Applicable/supporting case law: [Click here to enter text.](#)
 Applicable/supporting scientific literature: [Click here to enter text.](#)
 Other information (please specify): Historic Topographic Maps from HistoricAerials.com accessed June 24, 2022.

B. REQUIRED ADDITIONAL COMMENTS TO SUPPORT JD. EXPLAIN RATIONALE FOR DETERMINATION THAT THE REVIEW AREA ONLY INCLUDES DRY LAND: STR 3 (75 linear feet (lf)), STR 5 (102 lf), STR 6 (483 lf), STR 7 (650 lf), STR 8 (202 lf),

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.

STR 9 (148 lf), STR 10 (274 lf), STR 11 (175 lf), STR 12 (539 lf), and STR 15 (33 lf) are erosional features/gullies that do not exhibit a discernable bed and bank. Swale 1 appears to follow the NHD line of Stream 2 but is comprised of riprap and upland vegetation with no discernable flow or bed and bank.