

**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): November 9, 2018**

**B. DISTRICT OFFICE, FILE NAME, AND NUMBER: LRL-2018-914-jwr**

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

State: Kentucky County/parish/borough: Jefferson City: Louisville

Center coordinates of site (lat/long in degree decimal format): Lat. 38.323687 °N, Long. -85.548872 °W  
Universal Transverse Mercator:

Name of nearest waterbody: Hite Creek

Name of watershed or Hydrologic Unit Code (HUC): Harrods Creek, 0514010105

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.      October 25, 2018  
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: Received October 10, 2018

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: 1:24K Anchorage

USDA Natural Resources Conservation Service Soil Survey. Citation:

<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.

- National wetlands inventory map(s). Cite name:  
<https://fwsprimary.wim.usgs.gov/wetlands/apps/wetlands-mapper/>
- State/Local wetland inventory map(s):
- FEMA/FIRM maps: Federal, FEMA, Flood Hazard Zones, Zone X
- 100-year Floodplain Elevation is: (National Geodectic Vertical Datum of 1929)
- Photographs: Aerial (Name & Date): Google Earth Pro October 11, 2018
- or  Other (Name & Date):
- 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:** Proposed site shows no indication of aquatic resources within the provided boundaries, determination based on a site visit conducted on October 25, 2018 by USACE representatives. The site is situated in an urban environment consisting of an interstate highway (I-71) to the north and residential developments around the remainder of the proposed project facility. The overall project area is .317 mile(s) straight line distance of the closest waterway and is in an area with minimal flood potential. Due to the lack of any observable aquatic features any activity, as it pertains to “waters of the United States”, would not be regulated; further the site is not subject to interstate or foreign commerce.