

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): April 7, 2020

B. DISTRICT OFFICE, FILE NAME, AND NUMBER: CELRL-RDS, Will Harris Homes LLC – Still Meadow Estates, LRL-2020-83

C. PROJECT LOCATION AND BACKGROUND INFORMATION:

State: Kentucky County/parish/borough: Hardin City: Elizabethtown
Center coordinates of site (lat/long in degree decimal format): Lat. 37.633729 °, Long. -85.886565 °
Universal Transverse Mercator:

Name of nearest waterbody: East Rhudes Creek

Name of watershed or Hydrologic Unit Code (HUC): 051100011004, Lower Valley Creek

- 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 7, 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: Third Rock Consultants
- 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: CorpsMap data in ORM2, Regulatory Viewer data
- USGS NHD data.
 USGS 8 and 12 digit HUC maps.
- U.S. Geological Survey map(s). Cite scale & quad name: Cecilia, 7.5'
- USDA Natural Resources Conservation Service Soil Survey. Citation: CorpsMap data and Regulatory Viewer NRCS data
- National wetlands inventory map(s). Cite name: Cecilia KY
- State/Local wetland inventory map(s):
- FEMA/FIRM maps: CorpsMap data in ORM2
- 100-year Floodplain Elevation is: (National Geodetic Vertical Datum of 1929)
- Photographs: Aerial (Name & Date): Aerial mapping provided by consultant; CorpsMap data in ORM2, and Regulatory Viewers
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: Wetland delineations provided by Third Rock Consultants within the review area revealed four locations where saturation and surface water occurred without meeting the parameters of a jurisdictional wetland. These areas were situated at ephemeral stream channel breaks where the stream flattened out into the uplands. The Non-wetland Areas 1 and 2 exhibited only hydrology, while Non-Wetlands 3 and 4 exhibited hydrology and hydrophytic vegetation. None of these areas exhibited hydric soils. Based on this information, the review areas were determined to be upland.

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.