

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): March 23, 2023

B. DISTRICT OFFICE, FILE NAME, AND NUMBER: SWG-2022-00638, HCED, West Cedar Bayou Lynchburg Road Segment B

C. PROJECT LOCATION AND BACKGROUND INFORMATION:

State: Texas County/parish/borough: Harris City: Baytown

Center coordinates of site (lat/long in degree decimal format): Lat. 29.780866°, Long. --94.993457°

Universal Transverse Mercator: WGS 84

Name of nearest waterbody: Cypress Creek, Goose Creek/Galveston Bay

Name of watershed or Hydrologic Unit Code (HUC): 120401040706, East Fork Goose Creek – Frontal Galveston Bay

- ☒ 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: 03/23/2023
- ☒ Field Determination. Date(s): N/A

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: QC Laboratories, Inc/ESE Partners, LLC
- ☒ 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 : Goose Creek – Frontal Galveston Bay – HUC – 12 - 120401040706
- ☐ USGS NHD data.
- ☒ USGS 8 and 12 digit HUC maps.
- ☒ U.S. Geological Survey map(s). Cite scale & quad name: Mont Belvieu, 1995
- ☐ USDA Natural Resources Conservation Service Soil Survey. Citation:
- ☒ National wetlands inventory map(s). Cite name: USFWS National Wetland Inventory shapefiles
- ☐ State/Local wetland inventory map(s): [Click here to enter text.](#)
- ☒ FEMA/FIRM maps: Federal Emergency Management Agency Panel 48201C0765M
- ☐ 100-year Floodplain Elevation is: [Click here to enter text.](#) (National Geodetic Vertical Datum of 1929)
- ☒ Photographs: ☐ Aerial (Name & Date): 2020 Google Earth Map
- ☐ or ☐ Other (Name & Date): [Click here to enter text.](#)
- ☐ 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): [Click here to enter text.](#)

B. REQUIRED ADDITIONAL COMMENTS TO SUPPORT JD. EXPLAIN RATIONALE FOR DETERMINATION THAT THE REVIEW AREA ONLY INCLUDES DRY LAND. The entire project area is comprised of uplands. No wetlands or other waters are present within the limits of the project area. The upland areas are dominated by Bahia grass (*Paspalum notatum*), dog-fennel (*Eupatorium capillifolium*),

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.

tall golden rod (*Solidago altissima*), Brazilian vervain (*Verbena brasiliensis*), and annual ragweed (*Ambrosia artemisifolia*) according data sheets provided by the consultant. No hydric soils were determined to exist on the subject property according to data sheets provided by the consultant