

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 24, 2017

B. DISTRICT OFFICE, FILE NAME, AND NUMBER: Hidalgo County Urban County Program, SWG-2017-00188

C. PROJECT LOCATION AND BACKGROUND INFORMATION:

State: Texas County/parish/borough: Cameron City: Buena Vista Road, Laguna Atascosa National Wildlife Refuge
Center coordinates of site (lat/long in degree decimal format): Lat. 26.20223°, Long. -97.35239°
Universal Transverse Mercator: NAD 83, Zone 14 (Meters): Northing 2899125; Easting 664620
Name of nearest waterbody: Resaca de los Cuates
Name of watershed or Hydrologic Unit Code (HUC): 12110208, South Laguna Madre

- 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: March 24, 2017
 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: Federal Highway Administration, Received March 20, 2017
 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: National Hydrologic Dataset, reviewed March 22, 2017
 USGS NHD data.
 USGS 8 and 12 digit HUC maps.
 U.S. Geological Survey map(s). Cite scale & quad name: 1:24,000 LA COMA, Texas
 USDA Natural Resources Conservation Service Soil Survey. Citation: Harlingen clay; Harlingen clay, saline; Laredo silty clay loam 0 to 1 percent slopes, rarely flooded; and Olmito silty clay. The Harlingen clay, saline is hydric (1 to 32%).
 National wetlands inventory map(s). Cite name: NWI eMapper, referenced March 22, 2017
 State/Local wetland inventory map(s):
 FEMA/FIRM maps: Federal Emergency Management Agency (FEMA) Flood Insurance Rate Map (FIRM) Community and Panel Number: Cameron County, Texas 4801010175B, dated September 15, 1983.
 100-year Floodplain Elevation is: (National Geodetic Vertical Datum of 1929)
 Photographs: Aerial (Name & Date): National Aerial Imagery Program, flown May 15, 2014; Google Earth Aerial Images (1995, 2005, 2006, 2008, 2012, 2013, 2014, 2016)
 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: A desktop review was conducted on March 24, 2017 to gather preliminary information that would assist during the delineation. Multiple exhibits were reviewed including, but not limited to, historical aeriels, FEMA FIRM maps, Web Soil Survey maps and reports. Buena Vista Road is completely within dry land; hence, it is not subject to Section 10 of the Rivers and Harbors

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.

Act of 1899 or Section 404 of the Clean Water Act. We have determined from the resources available to us that the project area does not contain Waters of the U.S., defined under 33CFR Part 328.3(a: 1-7) and/or will not directly affect any waters of the U.S. with dredged or fill material.