

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): May 20, 2019

B. DISTRICT OFFICE, FILE NAME, AND NUMBER: Galveston District, Branch Communications LLC ; SWG-2019-00136

C. PROJECT LOCATION AND BACKGROUND INFORMATION:

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

Center coordinates of site (lat/long in degree decimal format): Lat. 29.957892°, Long. - 95.478116°

Universal Transverse Mercator: Zone 15 R; 3316703.00m N, 260853.00m E

Name of nearest waterbody: Greens Bayou

Name of watershed or Hydrologic Unit Code (HUC): 12040104

- 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: May 20, 2019

Field Determination. Date(s): May 9, 2019

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: [Click here to enter text.](#)
- 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: 9 May 2019
- U.S. Geological Survey Hydrologic Atlas: [Click here to enter text.](#)
- USGS NHD data.
- USGS 8 and 12 digit HUC maps.
- U.S. Geological Survey map(s). Cite scale & quad name: Earth Point TopoMap
- USDA Natural Resources Conservation Service Soil Survey. Citation: [Click here to enter text.](#)
- National wetlands inventory map(s). Cite name: FWS Wetlands and Riparian Google Earth Layer
- State/Local wetland inventory map(s): [Click here to enter text.](#)
- FEMA/FIRM maps: Harris County, Texas and Incorporated Areas, Panel Number 48201C0455L (06/18/2007)
- 100-year Floodplain Elevation is: [Click here to enter text.](#) (National Geodetic Vertical Datum of 1929)
- Photographs: Aerial (Name & Date): Google Earth 1944-2019
- 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): d. Earth Point Topographic map Google Earth layer (Accessed 16 May 2019)

B. REQUIRED ADDITIONAL COMMENTS TO SUPPORT JD. EXPLAIN RATIONALE FOR DETERMINATION THAT THE REVIEW AREA ONLY INCLUDES DRY LAND: 5. Based on our review of the off-site information, and the 9 May 2019 site visit, we determined the approximate 0.47-acre site does not contain Waters of the U.S., defined under 33CFR Part 328.3(a: 1-7). Wetlands, under normal circumstances, exhibit wetland hydrology, a predominance of hydrophytic vegetation and exhibit hydric soils and are identified utilizing the Atlantic and Gulf Coastal Plain Regional Supplement to the 1987 Corps of Engineers Wetland Delineation Manual. Since the review area did not exhibit any of the required wetland criteria and does not contain any tributaries or other aquatic resources, it is not subject to Section 404 of the Clean Water Act and a Department of the Army (DA) permit is not required prior to discharging dredged and/or fill material.

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.