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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): November 27, 2019

B. DISTRICT OFFICE, FILE NAME, AND NUMBER: Fulcrum Consulting (Site 1); SWG-2019-00823

C. PROJECT LOCATION AND BACKGROUND INFORMATION:

State: Texas County/parish/borough: Kleberg City: Kingsville

Center coordinates of site (lat/long in degree decimal format): Lat. 27.545186° N, Long. 98.028871° W

Universal Transverse Mercator: 14R (Meters) 595,884 E; 3,047,197 N

Name of nearest waterbody: Santa Gertrudis Creek

Name of watershed or Hydrologic Unit Code (HUC): 12110204, San Fernando 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: November 27, 2019

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: Fulcrum Consulting Services, information provided November 25, 2019
- 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: 1:24,000; Ben Bolt SE, Texas
- USDA Natural Resources Conservation Service Soil Survey. Citation: Czar fine sandy loam, 0 to 1 percent slopes. Hydric rating of 4.
- National wetlands inventory map(s). Cite name: USFWS Wetlands Mapper, ref. November 27, 2019
- State/Local wetland inventory map(s):
- FEMA/FIRM maps: Panel 48273C0075E, dated March 17, 2014. Out of Floodplain
- 100-year Floodplain Elevation is:
- Photographs: Aerial (Name & Date): 2018; source: Google Earth
- 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: The site is located within a developed airport adjacent to an existing concrete tarmac. Santa Gertrudis Creek (approx. 1.5 miles away) is the nearest water body that has been determined to be jurisdictional in other JDs. However, the proposed project will have no impacts on Santa Gertrudis Creek subject to jurisdiction under Section 10 of the Rivers and Harbors Act of 1899 or Section 404 of the Clean Water Act.

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.

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SECTION I: BACKGROUND INFORMATION

A. REPORT COMPLETION DATE FOR APPROVED JURISDICTIONAL DETERMINATION (JD): November 27, 2019

B. DISTRICT OFFICE, FILE NAME, AND NUMBER: Fulcrum Consulting (Site 2); SWG-2019-00823

C. PROJECT LOCATION AND BACKGROUND INFORMATION:

State: Texas County/parish/borough: Kleberg City: Kingsville

Center coordinates of site (lat/long in degree decimal format): Lat. 27.550881° N, Long. 97.878910° W

Universal Transverse Mercator: 14R (Meters) 610,686 E; 3,047,954 N

Name of nearest waterbody: San Fernando Creek

Name of watershed or Hydrologic Unit Code (HUC): 12110204, San Fernando 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: November 27, 2019

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):

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- Office concurs with data sheets/delineation report.
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- 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: 1:24,000; Kingsville West, Texas
- USDA Natural Resources Conservation Service Soil Survey. Citation: Cranell sandy clay loam, 0 to 1 percent slopes. Hydric rating 5.
- National wetlands inventory map(s). Cite name: USFWS Wetlands Mapper, ref. November 27, 2019
- State/Local wetland inventory map(s):
- FEMA/FIRM maps: Panel 48273C0095E, dated March 17, 2014. Out of Floodplain
- 100-year Floodplain Elevation is:
- Photographs: Aerial (Name & Date): 2018; source: Google Earth
- 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: The site is located within a developed parcel on an existing asphalt surface. San Fernando Creek (approx. 2.3 miles away) is the nearest water body that has been determined to be jurisdictional in other JDs. However, the proposed project will have no impacts on San Fernando Creek subject to jurisdiction under Section 10 of the Rivers and Harbors Act of 1899 or Section 404 of the Clean Water Act.

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