

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): December 1, 2021

B. DISTRICT OFFICE, FILE NAME, AND NUMBER: Galveston SWG-2020-00343, Site 1

C. PROJECT LOCATION AND BACKGROUND INFORMATION:

State: Texas County/parish/borough: Aransas City: Rockport

Center coordinates of site (lat/long in degree decimal format): Lat. 28.025658 °, Long. -97.051959 °

Universal Transverse Mercator: Zone 14 R E 3101574.76, N 691511.67

Name of nearest waterbody: Aransas Bay

Name of watershed or Hydrologic Unit Code (HUC): 12100405 Aransas Bay Watershed

- 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: September 30, 2021
- 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: Online GIS Map dated 18 March, 2020 provided by the agent.
- 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: 12100405, Aransas Bay
- USGS NHD data.
- USGS 8 and 12 digit HUC maps.
- U.S. Geological Survey map(s). Cite scale & quad name: 1:24K Quad Name: Rockport, Texas 2019.
- USDA Natural Resources Conservation Service Soil Survey. Citation: Aransas County, Texas dated Nov. 7. 2017 online.
- National wetlands inventory map(s). Cite name: NWI Mapper accessed on 30 September 2021
- State/Local wetland inventory map(s):
- FEMA/FIRM maps: FEMA Panel 48007C0245G effective 02/17/2016 (Zone X)
- 100-year Floodplain Elevation is: (National Geodetic Vertical Datum of 1929)
- Photographs: Aerial (Name & Date): GE 1995 & 2019, Site photos and general vicinity maps submitted by Mott Macdonald on 19 May 2021
- or Other (Name & Date): Onsite photos provided by the agent on 18 March 2020
- 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: There are no aquatic resources or potential aquatic resources in the review area that would

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.

warrant the application of a wetland delineation, significant nexus analysis, navigability determination, and/or delineation of the ebb and flow of the tides. There are no features that have lateral limits of jurisdiction (e.g., OHWM). Based on historical aerial imagery from Google Earth and topographic maps, the proposed site has been used primarily as an empty lot for at least 20 years. Work involves the expansion of the Rockport City Hall and Aransas County Courthouse at the existing site and the vacant lot attached to the property. Per the desk top review the review area does not appear to have any apparent wetland signatures and visibly lacks one or more of the three wetland parameters (hydric soils, hydrophytic vegetation, and wetland hydrology).