

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): Aug 10, 2022

B. DISTRICT OFFICE, FILE NAME, AND NUMBER: Galveston District; SWG-2022-00292, Site 1

C. PROJECT LOCATION AND BACKGROUND INFORMATION:

State: Texas County/parish/borough: Nueces County City: Corpus Christi

Center coordinates of site (lat/long in degree decimal format): Lat. 27.831947°, Long. -97.441010°

Universal Transverse Mercator: 14 R, 653531.74m E, 3079561.86m N

Name of nearest waterbody: Nueces Bay

Name of watershed or Hydrologic Unit Code (HUC): 12110201 North Corpus Christi 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: June 27, 2022

Field Determination. Date(s): June 28, 2022

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.

A. SUPPORTING DATA. Data reviewed for JD (check all that apply - checked items shall be included in case file and, where checked

and SECTION III: DATA SOURCES.

requested, appropriately reference sources below):

- Maps, plans, plots or plat submitted by or on behalf of the applicant/consultant: Project Plans submitted by Bootstrap Energy
- 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: 12110201 North Corpus Christi Bay Watershed
- USGS NHD data.
- USGS 8 and 12 digit HUC maps.
- U.S. Geological Survey map(s). Cite scale & quad name: USGS: 1:24K titled: Corpus Christi, Texas
- USDA Natural Resources Conservation Service Soil Survey. Citation:
- National wetlands inventory map(s). Cite name: NWI Mapper accessed online
- State/Local wetland inventory map(s): *Click here to enter text.*
- FEMA/FIRM maps:
- 100-year Floodplain Elevation is: *Click here to enter text.* (National Geodetic Vertical Datum of 1929)
- Photographs: Aerial (Name & Date): Google Earth Aerial 2017 and 2021
- or Other (Name & Date): Site photographs Site visit 30 Jun 2022.
- 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 review area was created when the initial dredging of the CCSC occurred in the 1920s. Further deepening and widening of the CCSC took place in the 1960s, and the dredged material was placed on the review area and adjacent lands. There are no aquatic resources or potential aquatic resources in the review area that would warrant the application of a wetland delineation,

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.

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 improvement site has been used primarily as the boundary of a dredged materials placement area (DMPA) used by the Port of Corpus Christi.