



DEPARTMENT OF THE ARMY
U.S. ARMY CORPS OF ENGINEERS, GALVESTON DISTRICT
5151 FLYNN PARKWAY, SUITE 306
CORPUS CHRISTI, TEXAS 78411-4318

January 8, 2024

Corpus Christi Field Office

SUBJECT: SWG-2023-00654; Approved Jurisdictional Determination and Permit Determination



Dear [REDACTED]:

This is in reference to the approved jurisdictional determination (AJD) request and permit determination request received on September 22, 2023, submitted by [REDACTED], to determine if the subject review area is subject to Corps of Engineers Jurisdiction. The review area is located along State Highway 4 at Massey Way and Ad Astra school driveway, Boca Chica, Cameron County, Texas.

Based on the review of the submitted information, resources available/used, and subsequent desk review, the Corps has determined that the proposed 10.64-acre review area, depicted on the attached maps in 4 sheets, does not exhibit waters of the United States (US), subject to jurisdiction pursuant to Section 10 of the Rivers and Harbors Act of 1899 (Section 10) or Section 404 of the Clean Water Act (Section 404). Specifically, the Corps determined that the review area is comprised wholly of dryland and is not subject to jurisdiction pursuant to either Sections 10 or 404.

The Corps of Engineers regulates the placement of structures and/or work performed in/or affecting navigable waters of the US (i.e. bulkheads, piers, etc.) under Section 10. The Corps also regulates the discharge of dredged and/or fill material into waters of the U.S., including navigable waters, under Section 404. Therefore, the discharge of fill material for the road widening does not require a DA permit.

The jurisdictional determination included herein has been conducted to identify the location and extent of the aquatic resource boundaries and/or the jurisdictional status of aquatic resources for the purpose of the Clean Water Act for the review area identified in your request. This delineation and/or determination may not be valid for the Wetland Conservation Provisions of the Food Security Act of 1985 as amended. If you or your tenant are USDA program participants, or anticipate participation in USDA programs, you should discuss the applicability of a certified wetland determination with the local USDA service center, prior to starting work.

The enclosed approved jurisdictional determination (AJD), dated January 8, 2024, is valid for 5 years from the date of this letter unless new information warrants a revision of the determination prior to the expiration date. If you object to this determination, you may request an administrative appeal under Corps regulations at 33 CFR Part 331.5. Also enclosed is a combined Notification of Administrative Appeal Options and Process (NAP) and Request for Appeal (RFA) form. If you request to appeal this determination you must submit a completed RFA to the Southwestern Division Office at the following address:

[REDACTED]

In order for an RFA to be accepted by the Corps, the Corps must determine that it is complete; that it meets the criteria for appeal under 33 CFR Part 331.5, and that it has been received by the Division Office within **60 days** of the date of the NAP, noting the letter date is considered day 1. It is not necessary to submit an RFA form to the Division office if you do not object to the determination in this letter.

Please note, this is **not authorization to begin work in jurisdictional areas**.

If you have any questions regarding this determination, please contact me by telephone at [REDACTED] or by e-mail at [REDACTED]. To assist us in improving our service to you, please complete the survey found at <https://regulatory.ops.usace.army.mil/customer-service-survey/>.

[REDACTED] fice



LEGEND
 Approximate Property Boundary

Rio Grande
 Vly Nadi
 Wildlife Ref

Monica

Egido St

Boca Chica Hwy

Boca Chica Hwy

Boca Chica Hwy

Boca Chica Hwy

Missey Way

Missey Way

Project Location:
 Latitude: 25.9633300
 Longitude: -97.2507814

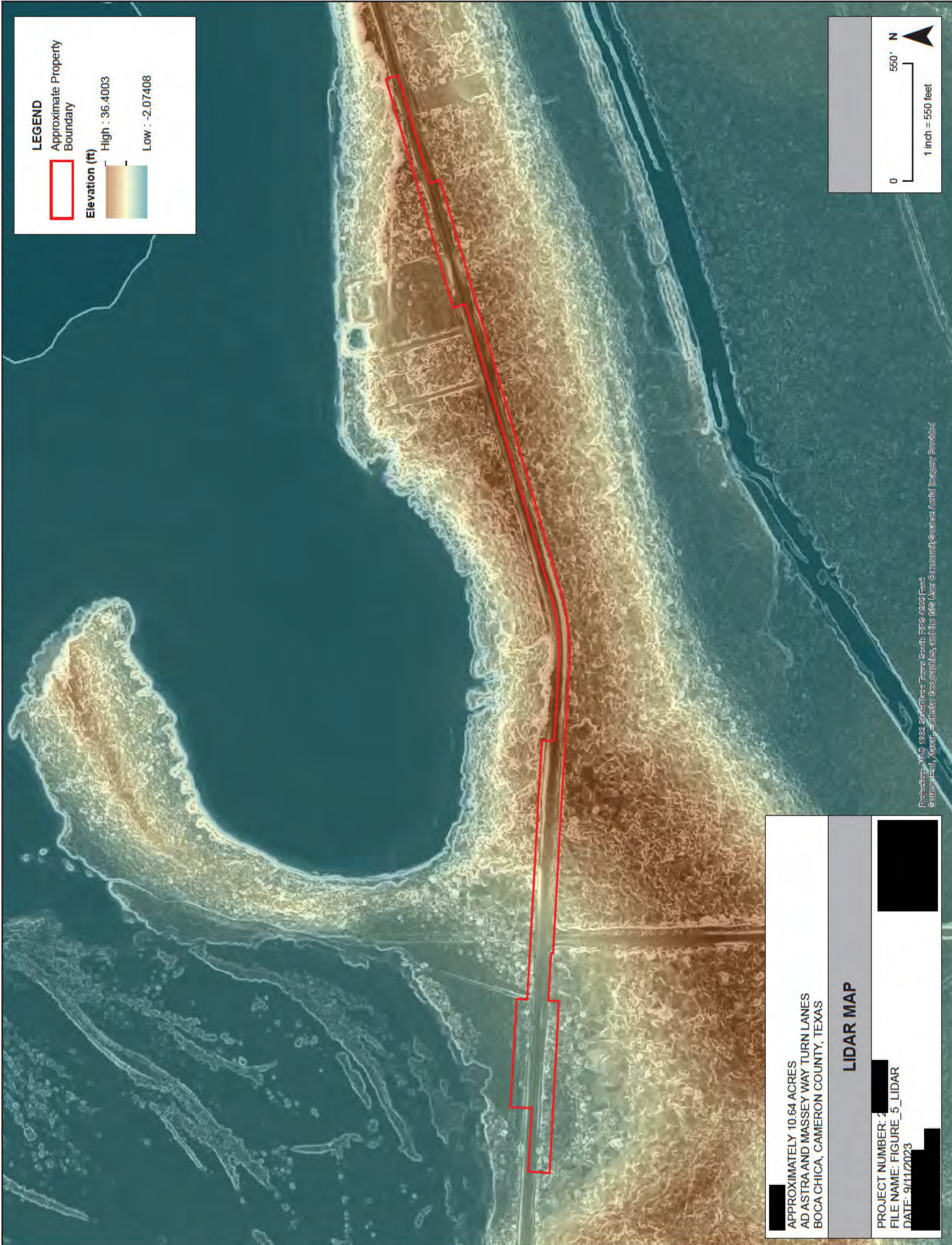
APPROXIMATELY 10.64 ACRES
 AD ASTRA AND MASSEY WAY TURN LANES
 BOCA CHICA, CAMERON COUNTY, TEXAS

SITE MAP

PROJECT NUMBER: [REDACTED]
 FILE NAME: FIGURE_1_SITE_LOCATION_MAP
 DATE: 9/11/2023

Projection: NAD 1983 StatePlane Texas South FIPS 4205 Feet
 Sources: Esri, HERE, Garmin, USGS, Intermap, INCREMENT P, NRCan, Esri Japan, METI, Esri China

0 1,000' N
 1 inch = 1,000 feet



LEGEND

Approximate Property Boundary

Elevation (ft)

High : 36.4003

Low : -2.07408

APPROXIMATELY 10.64 ACRES
 AD ASTRA AND MASSEY WAY TURN LANES
 BOCA CHICA, CAMERON COUNTY, TEXAS

LIDAR MAP

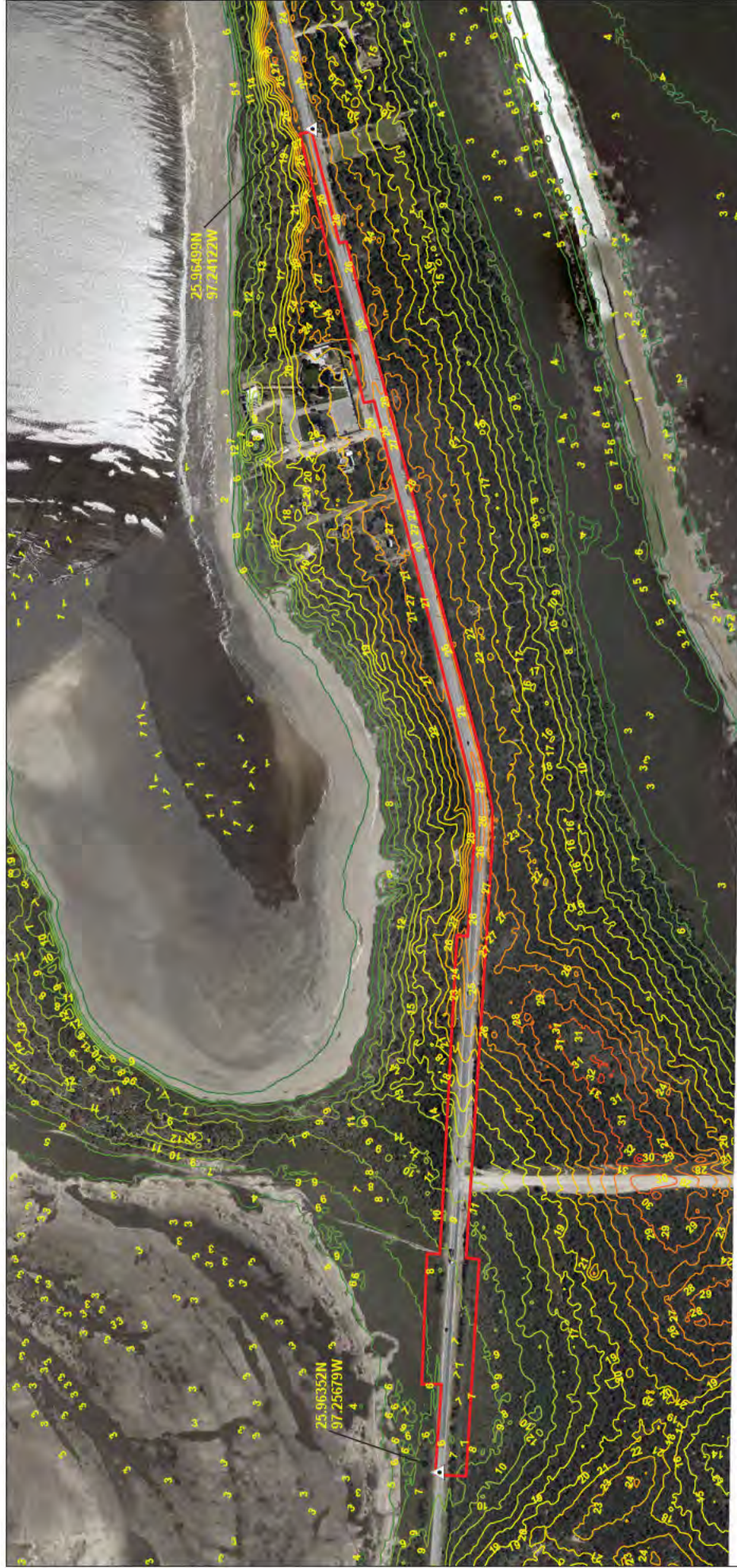
PROJECT NUMBER: 4 [REDACTED]
 FILE NAME: FIGURE_5_LIDAR [REDACTED]
 DATE: 9/11/2023 [REDACTED]

0 550' N

1 inch = 550 feet

Projections: NAD 1983 StatePlane Texas South FIPS 4200 Feet
 Source(s): Maxar, Earthstar (satellite), and the GIS User Community (source Aerial Imagery Provided)

SWG-2023-00654 Contours (2018)



No water of the U.S. were identified within the Site.

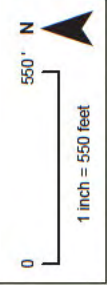
LEGEND
Approximate Property Boundary



APPROXIMATELY 10.64 ACRES
AD ASTRA AND MASSEY WAY TURN LANES
BOCA CHICA, CAMERON COUNTY, TEXAS

WOTUS MAP

PROJECT NUMBER: [REDACTED]
FILE NAME: FIGURE_10_WOTUS
DATE: 9/15/2023



Projection: NAD 1983 StatePlane Texas-South FIPS 4205 Feet
Source: Esri, Maxar, Earthstar Geographics, and the GIS User Community Source: Aerial Imagery