



U.S. ARMY CORPS OF ENGINEERS
REGULATORY PROGRAM
APPROVED JURISDICTIONAL DETERMINATION FORM (INTERIM)
NAVIGABLE WATERS PROTECTION RULE

I. ADMINISTRATIVE INFORMATION

Completion Date of Approved Jurisdictional Determination (AJD): 09-JUL-2020
ORM Number: SAJ-2019-03110
Associated JDs: N/A
Review Area Location¹: 104 South Roscoe Boulevard
State/Territory: FL City: Ponte Vedra Beach County/Parish/Borough: St. Johns County
Center Coordinates of Review Area: Latitude 30.163479 Longitude -81.394496

II. FINDINGS

A. Summary: Check all that apply. At least one box from the following list **MUST** be selected. Complete the corresponding sections/tables and summarize data sources.

- The review area is comprised entirely of dry land (i.e., there are no waters or water features, including wetlands, of any kind in the entire review area). Rationale: N/A or describe rationale.
- There are “navigable waters of the United States” within Rivers and Harbors Act jurisdiction within the review area (complete table in section II.B).
- There are “waters of the United States” within Clean Water Act jurisdiction within the review area (complete appropriate tables in section II.C).
- There are waters or water features excluded from Clean Water Act jurisdiction within the review area (complete table in section II.D).

B. Rivers and Harbors Act of 1899 Section 10 (§ 10)²

§ 10 Name	§ 10 Size	§ 10 Criteria	Rationale for § 10 Determination
N/A	N/A	N/A	N/A

C. Clean Water Act Section 404

Territorial Seas and Traditional Navigable Waters ((a)(1) waters)³

(a)(1) Name	(a)(1) Size	(a)(1) Criteria	Rationale for (a)(1) Determination
N/A	N/A	N/A	N/A

Tributaries ((a)(2) waters):

(a)(2) Name	(a)(2) Size	(a)(2) Criteria	Rationale for (a)(2) Determination
N/A	N/A	N/A	N/A

Lakes and ponds, and impoundments of jurisdictional waters ((a)(3) waters):

(a)(3) Name	(a)(3) Size	(a)(3) Criteria	Rationale for (a)(3) Determination
N/A	N/A	N/A	N/A

Adjacent wetlands ((a)(4) waters):

(a)(4) Name	(a)(4) Size	(a)(4) Criteria	Rationale for (a)(4) Determination
N/A	N/A	N/A	N/A

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³ A stand-alone TNW determination is completed independently of a request for an AJD. A stand-alone TNW determination is conducted for a specific segment of river or stream or other type of waterbody, such as a lake, where independent upstream or downstream limits or lake borders are established. A stand-alone TNW determination should be completed following applicable guidance and should NOT be documented on the AJD form.

⁴ Some excluded waters, such as (b)(2) and (b)(4), may not be specifically identified on the AJD form unless a requestor specifically asks a Corps district to do so. Corps Districts may, in case-by-case instances, choose to identify some or all of these waters within the review area.

⁵ Because of the broad nature of the (b)(1) exclusion and in an effort to collect data on specific types of waters that would be covered by the (b)(1) exclusion, four sub-categories of (b)(1) exclusions were administratively created for the purposes of the AJD Form. These four sub-categories are not new exclusions, but are simply administrative distinctions and remain (b)(1) exclusions as defined by the NWPR.



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D. Excluded Waters or Features

Excluded waters ((b)(1) – (b)(12))⁴:

Exclusion Name	Exclusion Size	Exclusion ⁵	Rationale for Exclusion Determination
N-1	0.02 acres	(b)(1) Non-adjacent wetland	Physically remote isolated wetland. On 5 September 2019, a site visit to verify the wetland determination discovered this depressional feature which was surrounded by uplands.
N-2	1.28 acres	(b)(1) Non-adjacent wetland	Physically remote isolated wetland. A berm separates the wetland from a man-made canal. A site visit inspected the berm area and did not discover culverts and drainage ways through the artificial berm. Attachment 4 – Relevant Feature map labels the canal and provides the width of the upland berm. Attachment 5 – Lidar Map that shows the elevation of the artificial berm. In addition it shows no culverts connect the wetland to the offsite Landrum Canal, a tidally influenced man-made canal. Attachment 6 – Historical Photo shows a vivid image of the wetland feature and the artificial berm. Attachment 8 – Wetland delineation maps shows the extent of the wetland onsite.
N-3	0.31 acres	(b)(8) Artificial lake/pond constructed or excavated in upland or a non-jurisdictional water, so long as the artificial lake or pond is not an impoundment of a jurisdictional water that meets (c)(6)	Artificial pond created by impounding non-jurisdictional waters. Attachment 2 – Topographical map shows the waters as a depressional feature. Attachment 3- National wetlands maps shows the water feature. Attachment 4 – Relevant features map shows the outlined waterbody. Attachment 6- Historical photo shows the waterbody. Attachment 8- Wetland Delineation shows the artificial pond is surrounded by uplands.
N-4	0.09 acres	(b)(8) Artificial lake/pond constructed or excavated in upland or a non-jurisdictional water, so long as the artificial lake or pond is not an impoundment of a jurisdictional water that meets (c)(6)	Artificial pond created by impounding non-jurisdictional waters. Attachment 4 – Relevant features map shows the outlined waterbody. Attachment 6- Historical photo shows the waterbody. Attachment 8- Wetland Delineation shows the artificial pond is surrounded by uplands.
N-5	0.1 acres	(b)(8) Artificial lake/pond constructed or excavated in upland or a non-jurisdictional water, so long as the artificial lake or pond is not an impoundment of a jurisdictional water that meets (c)(6)	Artificial pond created by impounding non-jurisdictional waters. Attachment 2 – Topographical map shows the waters as a depressional feature. Attachment 4 – Relevant features map shows the outlined waterbody. Attachment 6- Historical photo shows the waterbody.

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			Attachment 8- Wetland Delineation shows the artificial pond is surrounded by uplands.
N-6	0.05 acres	(b)(5) Ditch that is not an (a)(1) or (a)(2) water, and those portions of a ditch constructed in an (a)(4) water that do not satisfy the conditions of (c)(1)	The surface water feature is an ephemeral upland cut ditch. A site visit inspected the ditch and found that it was dry. Attachment 4- Relevant features maps shows the linear features. Attachment 5 – Lidar map shows the linear feature as depressional and surrounded by uplands. Attachment 6- Historical photo shows the linear feature containing water. Attachment 8 – Wetland delineation shows the linear feature is surrounded by uplands.
N-7	0.17 acres	(b)(5) Ditch that is not an (a)(1) or (a)(2) water, and those portions of a ditch constructed in an (a)(4) water that do not satisfy the conditions of (c)(1)	The surface water feature is an ephemeral upland cut ditch. A site visit inspected the ditch and found that it was dry. Attachment 4- Relevant features maps shows the linear features. Attachment 5 – Lidar map shows the linear feature as depressional and surrounded by uplands. Attachment 6- Historical photo shows the linear feature containing water. Attachment 8 – Wetland delineation shows the linear feature is surrounded by uplands.
N-9	0.02 acres	(b)(5) Ditch that is not an (a)(1) or (a)(2) water, and those portions of a ditch constructed in an (a)(4) water that do not satisfy the conditions of (c)(1)	The surface water feature is an ephemeral upland cut ditch. A site visit inspected the ditch and found that it was dry. Attachment 4- Relevant features maps shows the linear features. Attachment 5 – Lidar map shows the linear feature as depressional and surrounded by uplands. Attachment 6- Historical photo shows the linear feature containing water. Attachment 8 – Wetland delineation shows the linear feature is surrounded by uplands.
N-8	2.33 acres	(b)(1) Non-adjacent wetland	Physically remote isolated wetland. Physically remote isolated wetland. A berm separates the wetland from a man-made canal. A site visit inspected the berm area and did not discover culverts and drainage ways through the artificial berm. The lidar image shows the wetland extends offsite but is surrounded by uplands (reference Attachment 5). Attachment 3 – National Wetlands map shows the wetland feature and offsite wetlands. Attachment 4 – Relevant Feature map labels the canal and provides the width of the upland berm. Attachment 5 – Lidar Map that shows the elevation of the artificial berm. In addition, it shows no culverts connect the wetland to the offsite Landrum Canal, a

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			tidally influenced man-made canal. Furthermore, the elevations show the wetland is a depressional feature extending offsite and is surrounded by uplands. Attachment 6 – Historical Photo shows a vivid image of the wetland feature and the artificial berm. Attachment 8 – Wetland delineation maps shows the extent of the wetland onsite.
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III. SUPPORTING INFORMATION

A. Select/enter all resources that were used to aid in this determination and attach data/maps to this document and/or references/citations in the administrative record, as appropriate.

Information submitted by, or on behalf of, the applicant/consultant: *Project Location August 6, 2019/Attachment 1, NWI Map August 6, 2019/Attachment 3, DEM July 8, 2020/Attachment 5), Wetland Delineation September 26, 2019/Attachment 7, and Wetland Determination Forms July 2019/Attachment 8*

This information *is* sufficient for purposes of this AJD.

USFWS NWI maps: *August 6, 2019/Attachment 3*

USGS topographic maps: *July 16, 2020/Attachment 2*

Other data sources used to aid in this determination:

Data Source (select)	Name and/or date and other relevant information
USGS Sources	Google Earth
USDA Sources	N/A.
NOAA Sources	N/A.
USACE Sources	APC
State/Local/Tribal Sources	N/A.
USFWS	Google Earth

B. Typical year assessment(s): N/A. A typical year assessment for non-jurisdictional features is not required.

C. Additional comments to support AJD: The man-made tidal canal, known as Landrum canal, to the south of the review area abuts the Intracoastal Waterway to west. The linear waterbody has a water control feature upstream that restricts tidal movement to the east of the structure. The canal then becomes part of a stormwater management system.

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