Edited APPROVED JURISDICTIONAL DETERMINATION FORM
U.S. Army Corps of Engineers
To view the unedited version of the form go to: http://www.mvn.usace.army.mil/regulatory/finalform.htm.

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): June 25, 2012

B. DISTRICT OFFICE, FILE NAME, AND NUMBER: MVN-2008-02566-SC-1

C. PROJECT LOCATION AND BACKGROUND INFORMATION:

State: Louisiana County/parish/borough: W. Baton Rouge Parish City: Brusly, LA
Center coordinates of site (lat/long in degree decimal format): Lat. 30.38547° **N**, Long. -91.32216° **W**.
Universal Transverse Mercator:
Name of nearest waterbody: GIWW, Morgan City-Port Allen Route
Name of nearest Traditional Navigable Water (TNW) into which the aquatic resource flows: GIWW, Morgan City-Port Allen Route
Name of watershed or Hydrologic Unit Code (HUC): 08070300

- ☒ Check if map/diagram of review area and/or potential jurisdictional areas is/are 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:
- ☒ Field Determination. Date(s): 5-1-12 & 6-19-12

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. [*Required*]

- ☐ Waters subject to the ebb and flow of the tide.
- ☐ Waters are presently used, or have been used in the past, or may be susceptible for use to transport interstate or foreign commerce. Explain: .

B. CWA SECTION 404 DETERMINATION OF JURISDICTION.

There **Are** "*waters of the U.S.*" within Clean Water Act (CWA) jurisdiction (as defined by 33 CFR part 328) in the review area. [*Required*]

1. **Waters of the U.S.**
   a. **Indicate presence of waters of U.S. in review area (check all that apply):**
      - ☐ TNWs, including territorial seas
      - ☒ Wetlands adjacent to TNWs

   b. **Identify (estimate) size of waters of the U.S. in the review area:**
      Non-wetland waters: 0 linear feet: width (ft) and/or acres.
      Wetlands: 0.61 acres.

   c. **Limits (boundaries) of jurisdiction** based on: **1987 Delineation Manual**
      Elevation of established OHWM (if known):n/a.

2. **Non-regulated waters/wetlands (check if applicable):**
   - ☐ Potentially jurisdictional waters and/or wetlands were assessed within the review area and determined to be not jurisdictional. Explain: .

SECTION III: CWA ANALYSIS

A. TNWs AND WETLANDS ADJACENT TO TNWs

The agencies will assert jurisdiction over TNWs and wetlands adjacent to TNWs. If the aquatic resource is a TNW, complete Section III.A.1 and Section III.D.1. only; if the aquatic resource is a wetland adjacent to a TNW, complete Sections III.A.1 and 2 and Section III.D.1.; otherwise, see Section III.B below.

1. TNW
Identify TNW: **GIWW, Morgan City-Port Allen Route**.

Summarize rationale supporting determination: Corps project waterway constructed for the transport of interstate and foreign commerce.

2. Wetland adjacent to TNW
Summarize rationale supporting conclusion that wetland is "adjacent": Wetlands are neighboring the TNW and drain directly into the TNW.

Section III B and III C - Not Applicable

D. DETERMINATIONS OF JURISDICTIONAL FINDINGS. THE SUBJECT WATERS/WETLANDS ARE (CHECK ALL THAT APPLY):

1. TNWs and Adjacent Wetlands. Check all that apply and provide size estimates in review area:
☐ TNWs: linear feet width (ft), Or, acres.
☒ Wetlands adjacent to TNWs: 0.61 acres.

SECTION IV: 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: .
☐ 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: .
☐ Corps navigable waters' study: .
☐ 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, Lobdell SW.
☒ USDA Natural Resources Conservation Service Soil Survey. Citation:NRCS-wss.
☒ National wetlands inventory map(s). Cite name:ORM FWS map.
☐ State/Local wetland inventory map(s): .
☐ FEMA/FIRM maps: .
☐ 100-year Floodplain Elevation is: (National Geodectic Vertical Datum of 1929)
☒ Photographs: ☒ Aerial (Name & Date):SONRIS, 1998, 2004 & 2008.
  or ☐ Other (Name & Date): .
☒ Previous determination(s). File no. and date of response letter:MVN-2008-02566-SC, Matchett.
☐ Applicable/supporting case law: .
☐ Applicable/supporting scientific literature: .
☐ Other information (please specify): .

B. ADDITIONAL COMMENTS TO SUPPORT JD: Previous JD did not include the entire proposed project. Spoil bank along the GIWW is part of this proposed construction site.