



**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): 9/1/2020

ORM Number: 2020-01896-144

Associated JDs: N/A

Review Area Location<sup>1</sup>: State/Territory: IN City: LaGrange County/Parish/Borough: LaGrange

Center Coordinates of Review Area: Latitude 41.6536 Longitude -85.4173

**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: The project area is comprised of dryland, no jurisdictional features or non-jurisdictional features meeting the definition of an excluded water where observed during the site visit on August 28, 2020. Review of the applicable resource maps identified in Section III.A also did not indicate the presence of potential jurisdictional or non-jurisdictional features. See Section III.C for additional information
- 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)<sup>2</sup>**

| § 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): <sup>3</sup> |             |                 |                                    |
|---|-------------|-----------------|------------------------------------|
| (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.                               |

<sup>1</sup> Map(s)/figure(s) are attached to the AJD provided to the requestor.

<sup>2</sup> If the navigable water is not subject to the ebb and flow of the tide or included on the District's list of Rivers and Harbors Act Section 10 navigable waters list, do NOT use this document to make the determination. The District must continue to follow the procedure outlined in 33 CFR part 329.14 to make a Rivers and Harbors Act Section 10 navigability determination.

<sup>3</sup> 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 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.



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|                                    |             |                 |                                    |
|------------------------------------|-------------|-----------------|------------------------------------|
| 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.                               |

**D. Excluded Waters or Features**

|  |                |                        |                                       |
|--|----------------|------------------------|---------------------------------------|
| Excluded waters ((b)(1) – (b)(12)): <sup>4</sup> |                |                        |                                       |
| Exclusion Name                                   | Exclusion Size | Exclusion <sup>5</sup> | Rationale for Exclusion Determination |
| N/A.   | N/A.           | N/A.                   | N/A.                                  |

**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: [Heritage Youth Community location map, August 6, 2020.](#)

This information is and is not sufficient for purposes of this AJD.

Rationale: [no delineation was submitted with the information, the Corp prepared it's own data sheets.](#)

Data sheets prepared by the Corps: [Heritage Youth Community, Aug. 28, 2020](#)

Photographs: [Aerial: Indiana 2017, 2012 & 2005 Orthos, Indiana DOQQ 1998,](#)

Corps site visit(s) conducted on: [August 28, 2020](#)

Previous Jurisdictional Determinations (AJDs or PJDs): [N/A](#)

Antecedent Precipitation Tool: [provide detailed discussion in Section III.B.](#)

USDA NRCS Soil Survey: [USDA-NRCS On-Line Soil Mapper](#)

USFWS NWI maps: [USFWS On-Line NWI Mapper](#)

USGS topographic maps: [1:24000, LaGrange Quad](#)

**Other data sources used to aid in this determination:**

| Data Source (select)                       | Name and/or date and other relevant information |
|--|---|
| <a href="#">USGS Sources</a>               | <a href="#">N/A.</a>                            |
| <a href="#">USDA Sources</a>               | <a href="#">N/A.</a>                            |
| <a href="#">NOAA Sources</a>               | <a href="#">N/A.</a>                            |
| <a href="#">USACE Sources</a>              | <a href="#">N/A.</a>                            |
| <a href="#">State/Local/Tribal Sources</a> | <a href="#">N/A.</a>                            |
| <a href="#">Other Sources</a>              | <a href="#">N/A.</a>                            |

**B. Typical year assessment(s):** [N/A](#)

**C. Additional comments to support AJD:** [Review of the applicable resource maps indicated the site did not contain jurisdictional or excluded features. The NWI map did indicate the potential presence of wetland along the eastern boundary. Two data points were done in the area of the NWI polygon, but both indicated the area was upland and did not meet wetland criteria. Based on the August 28, 2020 site visit no other features were observed on that site that met the definition of an excluded or jurisdictional water.](#)

<sup>4</sup> 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.

<sup>5</sup> 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.