

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): December 21, 2021

B. DISTRICT OFFICE, FILE NAME, AND NUMBER: 700 Potter Lane, SPK-2021-00687

C. PROJECT LOCATION AND BACKGROUND INFORMATION:

State: Utah County/parish/borough: Wasatch County City: Heber City
Center coordinates of site (lat/long in degree decimal format): Lat. 40.5444917124025 °, Long. -111.425500641835 °
Universal Transverse Mercator: 12 463969.47 4488280.29
Name of nearest waterbody: Deer Creek Reservoir
Name of watershed or Hydrologic Unit Code (HUC): Provo, 16020203

- 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: December 21, 2021
 Field Determination. Date(s): N/A

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.

SECTION III: 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: 700 West Potter Lane Heber, Utah Wetland Delineation & Stream Identification Report, dated September 2021.
 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: N/A
 U.S. Geological Survey Hydrologic Atlas: Figure 2: General Project Location – Topo Quad, Wasatch County, Utah.
 USGS NHD data.
 USGS 8 and 12 digit HUC maps.
 U.S. Geological Survey map(s). Cite scale & quad name: Figure 2: General Project Location – Topo Quad, Wasatch County, Utah, 7.5-minute topographic quadrangle, 1:12,000.
 USDA Natural Resources Conservation Service Soil Survey. Citation: Figure 4: NRCS SOILS, Wasatch County, Utah.
 National wetlands inventory map(s). Cite name: Figure 3: USFWS NWI Wetlands & USGS NHD Streams Wasatch County, Utah.
 State/Local wetland inventory map(s): N/A
 FEMA/FIRM maps: N/A
 100-year Floodplain Elevation is: N/A (National Geodectic Vertical Datum of 1929)
 Photographs: Aerial (Name & Date): N/A
 or Other (Name & Date): Section C., Site Photographs, Upland Dataform Plot Photographs & Representative Upland Plot Photographs.
 Previous determination(s). File no. and date of response letter: N/A
 Applicable/supporting case law: N/A
 Applicable/supporting scientific literature: N/A
 Other information (please specify): N/A

Enclosure 3

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.

B. REQUIRED ADDITIONAL COMMENTS TO SUPPORT JD. EXPLAIN RATIONALE FOR DETERMINATION THAT THE REVIEW AREA ONLY INCLUDES DRY LAND: Potential waters are shown in the NWI map included in the AR report. The consultant visited these potential waters, collecting four data points within the approximately 1-acre study area. No indicators of hydric soils, hydrophytic vegetations, or hydrology were observed. The site is highly disturbed as a single-family residence exists entirely within study area, dating back to August 22, 1993 in Google Earth where the entire site appears to have been graded. While the study area exists adjacent to on going agricultural practices in the North Fields of the Heber Valley, there was no evidence of wetland hydrology throughout the survey area. Based on the information included in the AR report, and an aerial review of the site, the Corps has determined the site consists entirely of upland areas.