



**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): 2/11/2021

ORM Number: LRN-2020-01225

Associated JDs: N/A

Review Area Location¹: State/Territory: TN City: White House County/Parish/Borough: Robertson

Center Coordinates of Review Area: Latitude 36.480621 Longitude -86.695441

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.	

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

² 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.

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 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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D. Excluded Waters or Features

Excluded waters ((b)(1) – (b)(12)): ⁴				
Exclusion Name	Exclusion Size		Exclusion ⁵	Rationale for Exclusion Determination
WTL-1	0.0179	acre(s)	(b)(1) Non-adjacent wetland.	WTL-1 is an emergent wetland that skirts the northeastern portion of PND-1. WTL-1 does not abut a jurisdictional water and is, therefore, not jurisdictional.
WTL-2	1.073	acre(s)	(b)(1) Non-adjacent wetland.	WTL-2 is an emergent wetland that skirts the south and west portions of PND-1. WTL-2 does not abut a jurisdictional water and is, therefore, not jurisdictional.
WTL-3	2.571	acre(s)	(b)(1) Non-adjacent wetland.	WTL-3 is a mixed forested/emergent wetland that drains through a culvert under Pinson Lane by WWC-1. Because WWC-1 is a non-jurisdictional stream, WTL-3 is also non-jurisdictional.
PND-1	0.349	acre(s)	(b)(1) Lake/pond or impoundment that does not contribute surface water flow directly or indirectly to an (a)(1) water and is not inundated by flooding from an (a)(1)-(a)(3) water in a typical year.	PND-1 was dug in WTL-1 & 2 and drains through a culvert under Pleasant Grove Road by a stream, which ends in an offsite sinkhole at approximately Lat. 36.487°, Long. -86.689°.
WWC-1	106	linear feet	(b)(3) Ephemeral feature, including an ephemeral stream, swale, gully, rill, or pool.	WWC-1 is an ephemeral feature that drains WTL-3. WWC-1 lacked groundwater indicators, such as iron staining, hydric soils, hydric vegetation, or macroinvertebrates.

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: “Jurisdictional Determination, Pinson Lane Site, White House, Robertson County, Tennessee”, dated November 30, 2020.

This information is sufficient for purposes of this AJD.

Rationale: N/A

- ☐ Data sheets prepared by the Corps: Title(s) and/or date(s).
- ☒ Photographs: Aerial and Other: “Jurisdictional Determination, Pinson Lane Site, White House, Robertson County, Tennessee”, dated November 30, 2020.

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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- ☒ Corps site visit(s) conducted on: [1/5/2021](#)
- ☐ Previous Jurisdictional Determinations (AJDs or PJDs): [ORM Number\(s\) and date\(s\)](#).
- ☒ Antecedent Precipitation Tool: [*provide detailed discussion in Section III.B.*](#)
- ☒ USDA NRCS Soil Survey: ["Jurisdictional Determination, Pinson Lane Site, White House, Robertson County, Tennessee", dated November 30, 2020.](#)
- ☒ USFWS NWI maps: ["Jurisdictional Determination, Pinson Lane Site, White House, Robertson County, Tennessee", dated November 30, 2020.](#)
- ☒ USGS topographic maps: ["Jurisdictional Determination, Pinson Lane Site, White House, Robertson County, Tennessee", dated November 30, 2020.](#)

Other data sources used to aid in this determination:

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

B. Typical year assessment(s): [According to the APT, the USACE site visit was performed during normal conditions during the wet season. The site had received 0.11" of precipitation in the 72 hours prior to the site visit.](#)

C. Additional comments to support AJD: [N/A](#)