



**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): 5/24/2021

ORM Number: LRN-2021-00411

Associated JDs: N/A

Review Area Location¹: State/Territory: TN City: Algood County/Parish/Borough: Putnum

Center Coordinates of Review Area: Latitude 36.1887 Longitude -85.456

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
Wetland 1	4.41	acre(s)	(b)(1) Non-adjacent wetland.	Wetland 1 is a palustrine emergent wetland. The feature was delineated using the 1987 Wetlands Delineation Manual and Regional Supplements. Wetland 1 drains into a detention basin behind Walmart with no visible connection to an intermittent or perennial stream. Wetland 1 does not touch at least one side of an (a)(1)-(a)(3) water; it is not inundated by flooding from an (a)(1)-(a)(3); and it is not physically separated from an (a)(1)-(a)(3) by a natural or artificial barrier. Therefore, Wetland 1 does not meet any of the criteria of an (a)(4) adjacent wetland and is an excluded water that is not jurisdictional under the Navigable Waters Protection Rule of the Clean Water Act.
Wetland 2	8.28	acre(s)	(b)(1) Non-adjacent wetland.	Wetland 2 is a palustrine emergent wetland. The feature was delineated using the 1987 Wetlands Delineation Manual and Regional Supplements. Wetland 2 drains via sheet flow into two ditches that flow into the Algood stormwater management system. No connection to an intermittent or perennial stream was observed. Wetland 2 does not touch at least one side of an (a)(1)-(a)(3) water; it is not inundated by flooding from an (a)(1)-(a)(3); and it is not physically separated from an (a)(1)-(a)(3) by a natural or artificial barrier. Therefore, Wetland 2 does not meet any of the criteria of an (a)(4) adjacent wetland and is an excluded water that is not jurisdictional under the Navigable Waters Protection Rule of the Clean Water Act.

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: **“City of Algood Hydrologic Features Report”, Dated April 22, 2021**

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: **Select. Title(s) and/or date(s).**

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: [May 4, 2021](#)
- ☐ Previous Jurisdictional Determinations (AJDs or PJDs): [N/A](#)
- ☒ Antecedent Precipitation Tool: [*provide detailed discussion in Section III.B.*](#)
- ☒ USDA NRCS Soil Survey: [Provided in JD report](#)
- ☒ USFWS NWI maps: [Provided in JD report](#)
- ☒ USGS topographic maps: [Provided in JD report](#)

Other data sources used to aid in this determination:

Data Source (select)	Name and/or date and other relevant information
USGS Stream stats	Checked May 17, 2021
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):** [The Antecedent Precipitation Tool \(APT\) was used to evaluate the project area for the previous 90 days, with a date of May 4, 2021. A single point centered on the center of the review area was used to evaluate the rainfall data and was determined to be sufficient based on the small geographic size of the site. The 90 day period beginning March 5, 2021 was determined to be normal conditions and the drought index describes the period as moderate wetness. According to NOAA's AHPS tool, the site received ~2 inches of rainfall in the 24 hours prior of the site visit.](#)
- C. Additional comments to support AJD:** [N/A or provide additional discussion as appropriate.](#)