

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): October 6, 2022

B. DISTRICT OFFICE, FILE NAME, AND NUMBER: Tyrel Koistinen, 2867 S. Hemlock Street

C. PROJECT LOCATION AND BACKGROUND INFORMATION:

State: Oregon County/parish/borough: Clatsop County City: Cannon Beach
Center coordinates of site (lat/long in degree decimal format): Lat. 45.876292°, Long. -123.959928°
Universal Transverse Mercator: N/A

Name of nearest waterbody: Pacific Ocean

Name of watershed or Hydrologic Unit Code (HUC): Arch Cape Creek-Frontal Pacific Ocean (171002010200)

- 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: October 6, 2022
 Field Determination. Date(s):

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: Wetland delineation received October 4, 2022 titled “Wetland Delineation Report for Tax Lot 51032-BC-1505” prepared by LC Eco dated January 3, 2022.
 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:
 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:
 USDA Natural Resources Conservation Service Soil Survey. Citation: Soil survey information as found in the wetland delineation.
 National wetlands inventory map(s). Cite name: National wetland inventory information as found in the wetland delineation.
 State/Local wetland inventory map(s): Local wetland inventory information as found in the wetland delineation.
 FEMA/FIRM maps:
 100-year Floodplain Elevation is: (National Geodectic Vertical Datum of 1929)
 Photographs: Aerial (Name & Date): Aerial photographs as found in the wetland delineation.
 or Other (Name & Date): Site photographs as found in the wetland delineation.
 Previous determination(s). File no. and date of response letter:
 Applicable/supporting case law:
 Applicable/supporting scientific literature:
 Other information (please specify):

B. REQUIRED ADDITIONAL COMMENTS TO SUPPORT JD. EXPLAIN RATIONALE FOR DETERMINATION THAT THE REVIEW AREA ONLY INCLUDES DRY LAND: The Corps Review Area is 0.08 acre in size and is located in the southern portion of Tax Lot 1505 at the site. In total, Tax Lot is 0.12 acres in size. The Tax Lot is located within the city limits of Cannon Beach at the intersection of S.

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.

Hemlock Street and E. Chisana Street; the setting of the Corps Review Area is residential in nature. The northern portion of the Tax Lot was identified by the delineator as a palustrine forested wetland measuring 0.036 acres in size; this wetland is located north and outside of the Corps Review Area for the purposes of this Approved Jurisdictional Determination. The southern portion of the Tax Lot is vegetated with grass and is routinely mowed. The wetland delineation did not identify wetlands or other aquatic resources within the Corps Review Area which is a portion of the Tax Lot; the Corps agrees with the findings of the requestor's wetland delineation.