



**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): 2/19/2021

ORM Number: MVS-2020-185

Associated JDs: N/A

Review Area Location<sup>1</sup>: State/Territory: Illinois City: Granite City County/Parish/Borough: Madison

Center Coordinates of Review Area: Latitude 38.774312° Longitude -90.150683°

**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
- 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.

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.

<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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**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
Forested Wetland	0.6 acre(s)	(b)(1) Non-adjacent wetland.	Non-adjacent wetland (see Section C)

**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: [Wetland Delineations](#)  
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: Historic Aerials, USDA NAIP Imagery, Google Earth](#)
- Corps site visit(s) conducted on: [N/A](#)
- Previous Jurisdictional Determinations (AJDs or PJDs): [N/A](#)
- Antecedent Precipitation Tool: [provide detailed discussion in Section III.B.](#)
- USDA NRCS Soil Survey: [Madison County, Illinois \(IL119\)](#)
- USFWS NWI maps: [1980's; 1:58,000 scale; Color Infrared Source; PFO1C illustrated](#)
- USGS topographic maps: [Granite City, IL Quad; 1:24,000, 1955 \(1975 revision\)](#)

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

Data Source (select)	Name and/or date and other relevant information
USGS Sources	<a href="#">USGS topoView; 1:24,000 Scale</a>
USDA Sources	<a href="#">USDA NRCS Web Soil Survey – Madison County (Obtained 2/18/21)</a>
NOAA Sources	<a href="#">N/A.</a>
USACE Sources	<a href="#">District Regulatory Viewer</a>
State/Local/Tribal Sources	<a href="#">N/A.</a>
Other Sources	<a href="#">USGS NHD Data, ILHMP: LiDAR Data</a>

**B. Typical year assessment(s):** [Antecedent Precipitation Tool results: Normal Conditions. Under normal conditions the non-adjacent wetland remains isolated within the concave depression along the project footprint. There is not direct hydrologic surface connections to \(a\)\(1\) through \(a\)\(3\) waters in a typical year.](#)

**C. Additional comments to support AJD:** [The \(b\)\(1\) wetland described above does not meet any of the criteria necessary to meet the definition of an \(a\)\(4\) water including a direct hydrologic surface connection with an \(a\)\(1\)-\(3\) water. These \(b\)\(1\) wetlands are located behind the Chouteau Island levee protection systems and does not have a direct hydrologic connection through a ditch, stream, pumpstation or culvert that drains to the Mississippi River in a typical year. Hydrology within this wetlands is mostly provided through subsurface infiltration depending on the Mississippi River levels or local runoff. The forested wetland has been disturbed due to an adjacent levee breach in 2019. The breach has since been repaired.](#)

<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.



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The applicant requires impact within this wetland to repair a utility. The wetland is on Corps Fee Title owned land and the applicant is required to restore the forested wetland once the temporary repair work is completed.