

**DRY LAND APPROVED JURISDICTIONAL DETERMINATION FORM<sup>1</sup>**  
**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):** July 29, 2022

**B. DISTRICT OFFICE, FILE NAME, AND NUMBER:** Summergate-Shakopee-Breggemann, MVP-2022-01120-DAS

**C. PROJECT LOCATION AND BACKGROUND INFORMATION:** The site includes approximately 82 acres as identified in the Wetland Delineation Report prepared by Westwood Professional Services, dated May 19, 2022.

State: Minnesota County/parish/borough: Scott County City: Shakopee  
Center coordinates of site (lat/long in degree decimal format): Lat. 44.768626 °, Long. -93.553695 °  
Universal Transverse Mercator: X: 456185.064287 Y: 4957397.327999 Zone 15  
Name of nearest waterbody: Minnesota River  
Name of watershed or Hydrologic Unit Code (HUC): Upper Mississippi Region Watershed HUC: 07020012

- ☒ 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: July 29, 2022
- ☐ Field Determination. Date(s): [Click here to enter a date.](#)

**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 Report prepared by Westwood Professional Services, dated May 19, 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: [Click here to enter text.](#)
- ☐ U.S. Geological Survey Hydrologic Atlas: [Click here to enter text.](#)
- ☐ USGS NHD data.
- ☐ USGS 8 and 12 digit HUC maps.
- ☒ U.S. Geological Survey map(s). Cite scale & quad name: USGS 1:24K Quad Name: Shakopee
- ☒ USDA Natural Resources Conservation Service Soil Survey. Citation: Scott County Soil Survey
- ☒ National wetlands inventory map(s). Cite name: USGS 1:24K Quad Name: Shakopee
- ☐ State/Local wetland inventory map(s): [Click here to enter text.](#)
- ☐ FEMA/FIRM maps: [Click here to enter text.](#)
- ☐ 100-year Floodplain Elevation is: [Click here to enter text.](#) (National Geodetic Vertical Datum of 1929)
- ☒ Photographs: ☒ Aerial (Name & Date): Westwood (2022) 1991, 2003, 2008, 2009, 2010, 2012, 2013, 2014, 2015, 2016, 2017, 2018, 2019, 2020, and 2021, submitted with delineation report.
- ☐ or ☒ Other (Name & Date): Site photos taken by Westwood Professional Services and submitted as part of delineation report.
- ☐ Previous determination(s). File no. and date of response letter: [Click here to enter text.](#)
- ☐ Applicable/supporting case law: [Click here to enter text.](#)
- ☐ Applicable/supporting scientific literature: [Click here to enter text.](#)
- ☒ Other information (please specify): Minnesota Public Waters Inventory, USGS NHD Map, 2-foot Lidar Contours layers accessed via National Regulatory Viewer <https://arcportal-ucop-corps.usace.army.mil>

**B. REQUIRED ADDITIONAL COMMENTS TO SUPPORT JD. EXPLAIN RATIONALE FOR DETERMINATION THAT THE REVIEW AREA ONLY INCLUDES DRY LAND:** The site has been used for agricultural purposes. The topography of the site is relatively flat but is bordered by a steep slope to the northwest that goes down to the Minnesota River valley. No watercourses, basins, or wetlands are

<sup>1</sup> 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.

identified on the National Wetlands Inventory or the MN DNR Public Waters Inventory. The NWI does not identify any wetlands on the site. The soil survey indicated that the site is mapped as Non-hydric or Predominantly Non-Hydric soils.