

**APPROVED JURISDICTIONAL DETERMINATION FORM**  
**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): 03/19/2015**

**B. ST PAUL, MN DISTRICT OFFICE, FILE NAME, AND NUMBER: 2015-00354-MMJ; Kinghorn Spec Building**

**C. PROJECT LOCATION AND BACKGROUND INFORMATION:**

State: MN

County/parish/borough: Hennepin City: Rogers

Center coordinates of site (lat/long in degree decimal format): Lat. 45.18327° N, Long. -93.52414° W.

Universal Transverse Mercator: X:458821.35, Y:5003443.59

Name of nearest waterbody: French Lake

Name of watershed or Hydrologic Unit Code (HUC): 07010206

Check if map/diagram of review area and/or potential jurisdictional areas is/are 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: 03/19/2015

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: CWA ANALYSIS**

**A. TNWs AND WETLANDS ADJACENT TO TNWs: N/A**

**B. CHARACTERISTICS OF TRIBUTARY (THAT IS NOT A TNW) AND ITS ADJACENT WETLANDS (IF ANY): N/A**

**C. SIGNIFICANT NEXUS DETERMINATION: N/A**

**D. DETERMINATIONS OF JURISDICTIONAL FINDINGS. THE SUBJECT WATERS/WETLANDS ARE (CHECK ALL THAT APPLY): N/A**

**E. ISOLATED [INTERSTATE OR INTRA-STATE] WATERS, INCLUDING ISOLATED WETLANDS, THE USE, DEGRADATION OR DESTRUCTION OF WHICH COULD AFFECT INTERSTATE COMMERCE, INCLUDING ANY SUCH WATERS (CHECK ALL THAT APPLY): N/A**

**F. NON-JURISDICTIONAL WATERS, INCLUDING WETLANDS (CHECK ALL THAT APPLY):**

If potential wetlands were assessed within the review area, these areas did not meet the criteria in the 1987 Corps of Engineers

Other: (explain, if not covered above): **There is one stormwater pond located on this property that was constructed in an upland area. This stormwater pond is not a jurisdictional water of the U.S. This determination was made pursuant to the preamble to the 1986 Corps Regulations (33 CFR Parts 320-330), which in summary states that the Corps generally does not consider the following waters to be "waters of the U. S.": c) artificial lakes or ponds created by excavating dry land to collect and retain water for settling basins to be jurisdictional.**

**SECTION IV: 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: KES

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:

Corps navigable waters' study:

- 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: 1:24k, MN-Rogers
- USDA Natural Resources Conservation Service Soil Survey. Citation: Hennepin
- National wetlands inventory map(s). Cite name:
- State/Local wetland inventory map(s):
- FEMA/FIRM maps:
- 100-year Floodplain Elevation is: (National Geodetic Vertical Datum of 1929)
- Photographs:  Aerial (Name & Date): FSA 1991-2013, Google Earth  
or  Other (Name & Date):
- Previous determination(s). File no. and date of response letter:
- Applicable/supporting case law:
- Applicable/supporting scientific literature:
- Other information (please specify):

**B. ADDITIONAL COMMENTS TO SUPPORT JD:** The stormwater basin that is located on this property was constructed in an upland area, and is not a jurisdictional water of the U.S.



Engineering | Surveying | Planning | Environmental



**Project**  
**KINGHORN INDUSTRIAL PARK SPEC BUILDING**

**Location**  
**ROGERS, MINNESOTA**

**Certification**  
I hereby certify that this plan, specification or report was prepared by me or under my direct supervision, and that I am a duly Licensed Professional Engineer under the laws of the State of Minnesota.  
Date: 05/14/2015  
Signature: [Signature]

**Summary**  
Designed by: [Name]    Drawn by: [Name]  
Approved by: [Name]    Check / Pkg: [Name]  
Phone: [Number]    Email: [Address]

**Revision History**

No.	Date	By	Submittal / Revision
1	10/09/14	JK	City Comments / Revision
2	04/01/15	JK	City Comments / Revision
3	04/07/15	JK	Final Control Update

**Sheet Title**  
**GRADING PLAN**

**Sheet No. Revision**  
**C4.01 C**

Project No: SCA19649.05

**LEGEND**

<b>PROPOSED</b>	<b>EXISTING</b>
RIGHTWAY LIMIT	RIGHTWAY LIMIT
CURB & GUTTER	CURB & GUTTER
STORM SEWER	STORM SEWER
SEWER	SEWER
WATER MAIN	WATER MAIN
RETAINING WALL	RETAINING WALL
WETLAND LIMITS	WETLAND LIMITS
TRAILING	TRAILING
SPOT ELEVATION	SPOT ELEVATION
CONTROL	CONTROL
SEWER	SEWER
OVERFLOW DRAIN	OVERFLOW DRAIN
SOIL BORINGS	SOIL BORINGS
DRAINAGE DITCH	DRAINAGE DITCH

**GRADING NOTES**  
A. SEE SHEET C4.02 FOR GRADING NOTES



