

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): April 29, 2022

B. DISTRICT OFFICE, FILE NAME, AND NUMBER: Novel Green 1 Solar LLC, MVP-2022-00073-DAS

C. PROJECT LOCATION AND BACKGROUND INFORMATION: The site includes approximately 12 acres as identified in the Wetland Delineation Report dated January 7, 2022.

State: Minnesota County/parish/borough: Rice County City: Northfield

Center coordinates of site (lat/long in degree decimal format): Lat. 44.461076 °, Long. -93.050982 °

Universal Transverse Mercator: X: 495944.338008 Y: 4923086.907266, Zone 15

Name of nearest waterbody: Spring Creek

Name of watershed or Hydrologic Unit Code (HUC): Upper Mississippi Region-Root Watershed HUC: 07040002

- ☒ 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: April 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 submitted by Novel Green 1 Solar LLC, dated January 7, 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: **Dennison**
- ☒ USDA Natural Resources Conservation Service Soil Survey. Citation: Rice County Soil Survey
- ☒ National wetlands inventory map(s). Cite name: Provided by applicant in Wetland Delineation Report.
- ☐ 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): Historic photos from 2003, 2004, 2006, 2015, and 2017, submitted with delineation report.
- ☐ or ☐ Other (Name & Date):
- ☐ 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 submitted with delineation report.

B. REQUIRED ADDITIONAL COMMENTS TO SUPPORT JD. EXPLAIN RATIONALE FOR DETERMINATION THAT THE REVIEW AREA ONLY INCLUDES DRY LAND: According to the delineation report, the site has been used as for agricultural production. No watercourses, basins, or wetlands are identified on the National Wetlands Inventory or the MN DNR Public Waters Inventory. The soil survey indicated that the majority of the site is mapped as Waukegan silt loam soils (411) soil map units which are not hydric soils.

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.

