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): January 9, 2017
B. ST PAUL, MN DISTRICT OFFICE, FILE NAME, AND NUMBER: Chalet Court, 2016-04200-KJH
C. PROJECT LOCATION AND BACKGROUND INFORMATION:
   State: Wisconsin  County/parish/borough: Dane County  City: Stoughton
   Center coordinates of site (lat/long in degree decimal format): Lat. 42.91759° N, Long. -89.20503° W
   Universal Transverse Mercator:
   Name of nearest waterbody:
   Name of watershed or Hydrologic Unit Code (HUC):
   ☒ 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: December 8, 2016
   ☐ 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.
   1. Waters of the U.S.: N/A
   2. Non-regulated waters/wetlands (check if applicable):¹
      ☒ Potentially jurisdictional waters and/or wetlands were assessed within the review area and determined to be not jurisdictional.
      Explain: This JD is for one Wetland which is approximately 0.627 acres in size and is located within a depression. The isolated wetland is approximately 2,500 feet from the nearest jurisdictional water of the United States. There is a man-made storm water culvert under Chalet Drive that conveys storm water from developed property on the East side of Chalet Drive to the delineated wetland. There is no natural or man-made discrete and/or confined surface water connection between the wetland and any other jurisdictional water. There are no culverts or tributaries that provide flow from the wetland to a jurisdictional water of the United States. The wetland is not located in the mapped 100 year flood plain. Therefore, during times of heavy precipitation there is a very low probability that floodwater would reach an elevation necessary for water to flow from other jurisdictional waters into the wetland. Based on a review of the USGS Quadrangle Sheet, the wetland is not located immediately upslope of other jurisdictional waters and based on its landscape position it does not appear to be part of a recognizable hydrologic system. The wetland does not cross any state boundary and does not have a use which would associate it with interstate commerce. The wetland does not support a link to interstate or foreign commerce because it is not known to be used by interstate travelers for recreation or other purposes; it does not produce fish or shellfish that could be taken and sold in interstate or foreign commerce; and it is not known to be used for industrial purposes in interstate or foreign commerce. In consideration of the January 2, 2001, United States Supreme Court decision, Solid Waste Agency of Northern Cook County v. United States Army Corps of Engineers, we have determined the Wetland to be isolated and non-jurisdictional under Section 404 of the CWA

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

¹ Supporting documentation is presented in Section III.F.
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 Wetland Delineation Manual and/or appropriate Regional Supplements.

☒ Review area included isolated waters with no substantial nexus to interstate (or foreign) commerce.

☒ Prior to the Jan 2001 Supreme Court decision in “SWANCC,” the review area would have been regulated based solely on the “Migratory Bird Rule” (MBR).

☐ Waters do not meet the “Significant Nexus” standard, where such a finding is required for jurisdiction. Explain:

☐ Other (explain, if not covered above):

Provide acreage estimates for non-jurisdictional waters in the review area, where the sole potential basis of jurisdiction is the MBR factors (i.e., presence of migratory birds, presence of endangered species, use of water for irrigated agriculture), using best professional judgment (check all that apply):

☐ Non-wetland waters (i.e., rivers, streams): linear feet width (ft).

☐ Lakes/ponds: acres.

☐ Other non-wetland waters: acres. List type of aquatic resource: .

☒ Wetlands: 0.627 acres.

Provide acreage estimates for non-jurisdictional waters in the review area that do not meet the “Significant Nexus” standard, where such a finding is required for jurisdiction (check all that apply):

☐ Non-wetland waters (i.e., rivers, streams): linear feet width (ft).

☐ Lakes/ponds: acres.

☐ Other non-wetland waters: acres. List type of aquatic resource: .

☐ Wetlands: acres.

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: JSD Professional Services, Inc.

☒ 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 Quad WI - Stoughton

☒ USDA Natural Resources Conservation Service Soil Survey. Citation: NRCS Web Soil Survey

☐ 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): WDNR Surface Water Data Viewer 2016

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:
EXISTING CONDITIONS SURVEY

PART OF LOTS 8 AND 9, LOTS 11-15 AND PARCEL A, CHALET SUBDIVISION, RECORDED IN VOLUME 40 OF PLATS ON PAGE 7, AS DOCUMENT NUMBER 1558237, LOCATED IN THE NORTHEAST QUARTER OF THE NORTHEAST QUARTER OF SECTION 15, TOWNSHIP 15 NORTH, RANGE 11 EAST, CITY OF STOUGHTON, DANE COUNTY, WISCONSIN.

NOTES:

1. This work was performed by JSD Professional Services, Inc. on or about the week of July 10, 2018.

2. The survey for this project and map are based on the Wisconsin County Coordinate System (CCS), Dane County, the north line of the base line is the River Road, as indicated by the Surveyor's Plate No. 354191.

3. Location and design on the north national defense grid is of some accuracy. Surveyor's survey is a legal instrument making the north national defense grid a base line.

4. Contour interval is one foot.

5. Data collected in survey above is based on the National Open Data Base Surveying System.

6. Utility information is not complete.

7. Utility companies contracted and available.

8. Attn: Recommend that utility companies should be contacted before any utilities are being utilized.

9. By continuing the accuracy of the construction shown on this map, shall be maintained through the design.

10. For parcel and zoning of residential, refer to City of Stoughton, reference.

11. All parcel and zoning are subject to all governmental and ordinances, such as access and zoning.

LEGAL DESCRIPTION: 

PARCEL A, 20,052 square feet, or 0.46 acres.

PARCEL B, 35,410 square feet, or 0.85 acres.

PARCEL C, 33,332 square feet, or 0.78 acres.

PROJECT: CHALE COURT

PROJECT SIZE: 151,794 square feet.

DRAWN BY: JSD Professional Services, Inc.

DATE: 7/2/18

PROJECT NUMBER: 16-777

SHEET: 1

SCALE: 1/100

SHEET NUMBER: 1

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